East Providence Zoning Board of Review

Use Variance Form (Ref. 19-47)

This form must be completed in full prior to being considered by the Zoning Board of Review.

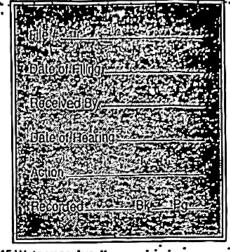
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	Date of Filing
	Received By
	Date of Hearing
	Action
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CAE V	Motorman Ava
043 V	Vaterman Ave

1.	LOCATION	OF PROP		2200 Pawtucket Ave 645 Waters 406-07-009-00 406-07-0			AVE	NUE/STREET		
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	DATE OF P						•			
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	ADDRESS .									
				., GENERAL CO						
	ADDRESS	695 GEOR	GE WASH	INGTON HWY, I	LINCOLN, RI 0286	65				
	REPRESEN	TING CO	LBEA ENTE	RPRISES LLC						
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	LIST OF ALL	EXISTIN	G BUILDI	NGS AND US	ES:					
			Buildi	ng	Area (Sq. I	•	Type of	Construction		
	Use		Heigi	nt.	(Building Foo	tprint)				
	(1) Conven	ience Store	15'-	.9"	3,860 sf_		Maso	nrv		
	(2) <u>Car Was</u>		15'-		1,266 sf		Maso			
	(2)	пору	< 20)'	3,290 sf		Metal Framing			
	(0)									
4.	LIST OF PRO	OPOSED (CONSTR	UCTION AND	USES:	Multi-	Family			
			No. of	Basement	Area (Sq. F		o. of	Type of		
	Use	Height	Stories	Yes/No	(Bldg Footpri	•	ms/Unit	Construction		
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	(2)						·			
	(3) ———									
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5.	THIS	VARIANCE APPLICATION	RELATE	ES TO:		
	S	Principal Building (s)		Accessory Building	0	Land
	CHE	CK ONE OR MORE:				
	0	Use Change Nonconforming	Use	6		Nonconforming Use
6.		HANGE OF NONCONFORM	MING US	E, WHAT IS EXISTING	USE?	•
7.	LIST	EACH APPLICABLE SECT SOUGHT PLUS A BRIE				
	SEC	TION NUMBER	DESC	CRIPTION VARIANCE		
	See	Exhibit A				
8.		SCRIBE THE UNIQUE CHAI ICH CREATE HARDSHIP.	RACTER	ISTICS OR OTHER PE	CULIARITIES	OF THE PROPERTY
	See	Exhibit A				
		E: PLANS ACTED UPON B	Y THE B	OARD BECOME INCO	RPORATED A	AS PART OF THE
	I, the	undersigned, swear that all	Informa	tion given above to the l	pest of my kno	owledge is complete and
	corre	ect.		1/4/	7	c/s/a
	OWN	NER(S) SIGNATURÉ:	117	My - 1	DAT	, ,
					DAT	E
	Ager	nt/Attorney A	oll	Address <u>695</u> 6.	w. thoy,	Lincon, RI

East Providence Acquest East Providence East P

This form must be completed in full prior to being considered by the Zoning Board of Review.



	PHONE NOWBEK: (401) 943-1000										
	LOCAT	_OCATION OF PROPERTY _			00 Pawtucket / 406-07-009-00		Waterman Ave ** 06-07-008-00	AVENUE/STREET			
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	(1) <u>Con</u>	venien	ce Store	15'	-9"	3,860 sf		Masonry			
	(2) <u>Car</u>	Wash		15'-	-1"	1,266 sf	•	Masonry			
	(3) <u>Fue</u>	l Canor	ру	< 20)' ,	3,290 sf		Metal Framing			
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	ARIANCE SOUGHT: List ought plus a brief descrip	• • •		-	ance for w	hich Variance is
 s	ection Number	Descript	lon Variance			
	ee Exhibit A .	<u> </u>	•			
	·			•	_	
·se	ection Number	Ordinance Re		pposed		
	SCRIBE THE UNIQUE O	CHARACTERISTI	CS OF OTHER I	PECULIAF	RITIES OF	THE PROPERTY
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PROJECT NARRATIVE

Colbea Enterprises, L.L.C.

2200 Pawtucket Avenue & 645 Waterman Avenue

East Providence RI 02921

Parcel ID No. 406-07-008 & 406-07-009

Zoning District: I1-Industrial 1 & C5- Commercial 5

Introduction

The Applicant/Owner, Colbea Enterprises, L.L.C. (the "Applicant") seeks minimal relief to facilitate the modernization of its existing car wash facility. Applicant proposes to refit the existing carwash with an "intelligent," programable, touch free car wash system designed to maximize energy conservation while minimizing per-car water consumption. The Applicant further proposes the installation of a reclaim water treatment system that allows for significant reuse of wash water and, on-site treatment of all water utilized. As certain of these new components cannot be housed inside the wash bay, the Applicant is proposing to construct a small, dry mechanical space affixed to the rear of the existing car wash in order to house the new equipment. The proposed mechanical space will not be accessible by the public nor readily observable from the majority of street frontage. The proposal will result in, *inter alia*, (i) less than a 1% increase in total coverage and, (ii) minimal setback relief. Ultimately, the Applicant's proposed alterations result in a less intense use of resources and, thus, a net reduced overall impact.

I. Present Use of the Premises

The Applicant owns the property located 2200 Pawtucket Avenue, commonly known as Assessor's Plat 406, Block 7, Lot 9, and, the property located at 645 Waterman Avenue, commonly known as Assessor's Plat 406, Block 7, Lot 8 (referred herein collectively as the "Premises").

The Applicant currently operates a Seasons Corner Market convenience store, along with gasoline filling stations and a car wash at the Premises.

II. Proposed Use of the Premises & Extent of Additional Alterations

The Applicant is proposing to upgrade and modernize the existing car wash facility by removing and replacing the existing 20+ year old conveyor car wash ("mini tunnel") system with a new, state of the art, touch free automatic car wash with water reclaim and treatment system. To facilitate property this new equipment, the Applicant will be required to construct a 236 square foot (dimensions of proposed structure are 25.3' x 9.3') mechanical area with sidewalk access on the rear/exterior of the existing facility. The Premises is situated in the Waterman Avenue Overlay District with underlying zoning districts I1-Industrial 1 & C5- Commercial 5 as defined in the City of East Providence, Rhode Island Zoning Ordinances (the "Ordinances") and as further depicted on those certain plans entitled "Proposed Conditions Plan" prepared by DiPrete Engineering and dated August 13, 2024 (the "Plans").

III. Relief Requested by the Applicant/Owner

A. Use Variance

- 1. Enlargement to Building supporting Non-Conforming Use: Zoning Ordinance Chapter 19, Article VI, Sec 19-413 Alteration of Non-Conforming Use.
 - a. The proposed alteration is less than 25 percent of the existing car wash. The existing car wash structure is 1,266 Sq. Ft. The proposed mechanical space is 236 Sq. Ft. (18.6% of existing facility).

B. Dimensional Variances

- Variance for Side Yard Setback: Zoning Ordinance Chapter 19, Article IV, Sec 19-145 Schedule of Area Requirements
 - a. The existing car wash is in the I1-Industrial 1 Zone which requires a 20' side yard setback. The Applicant proposes a building expansion to extend 10.6' from the side lot line and, therefore, the Applicant requests relief of 9.4'.
- 3. Variance for Maximum Percent of Impermeable Coverage: Zoning Ordinance Chapter 19, Article IV, Sec 19-145 Schedule of Area Requirements
 - a. The existing impermeable coverage at the Premises exceeds the minimum requirements of this section and therefore adding additional square footage will increase this nonconformity.
 - b. The I1-Industrial 1 Zone allows for a maximum of 60% coverage and the C5-Commercial 5 allows for 70%. An average of these sitewide allows for 65% maximum impermeable coverage. The Applicant's proposed plan increases the existing nonconformity from 82.93% to 83%.

IV. Variances - Findings Required

Use Variance:

In granting an alteration of a nonconforming use, the board shall require that evidence to the satisfaction of the following standards be entered into the record of the proceedings that:

- 1. The proposed addition, enlargement, expansion or intensification shall be limited to no more than 25 percent of its existing size.
 - a. The proposed alteration is less than 25 percent of the existing car wash facility. The existing car wash structure is 1,266 Sq. Ft. The proposed mechanical space is 236 Sq. Ft. (18.6% of the existing structure).
- 2. The proposed use shall be found to not have a negative impact on the surrounding area. Factors to be reviewed may include, but are not limited to impacts to area traffic, parking, public safety, environmental quality, stormwater management/flooding, provision of adequate utilities, noise, odor, lighting, historic preservation, and economic development. The zoning board of review or planning board under unified development review may require the submission of professionally prepared studies, reports and plans to inform their decision.
 - a. The proposed use is consistent with and does not alter the current use(es). The efficiencies gained by the proposal and the resulting facility will have a positive impact on the surrounding area without increasing traffic nor negatively impacting parking, safety, stormwater management, noise, odor, lighting, historic preservation efforts nor economic development. The proposed facility upgrades will result in a positive impact on environmental quality.

Dimensional Variance(s):

In granting a variance, board shall require that evidence to the satisfaction of the following standards be entered into the record of the proceedings that:

 The hardship from which the applicant seeks relief is due to the unique characteristics of the subject land or structure and not to the general characteristics of the surrounding area, and not due to a physical or economic disability of the applicant excepting those physical disabilities addressed in R.I.G.L. 45-24-30(16).

The relief requested is the least amount of relief necessary. The dimensional relief requested by the Applicant is limited to that necessary to add a small mechanical room to the existing car wash use/facility. The existing structure is uniquely situated on the lot(s) and in a location that, during prior construction and installation, did not contemplate necessitating installation of computerized components outside of the wash bay in order to gain the now achievable environmental and operational efficiencies. The variance(s) requested are not due to a physical or economic disability of the Applicant nor has such been asserted. While the Applicant seeks dimensional variances from the requirements, the remaining existing buildings and Premises will remain unchanged, including the customer facing area of the car wash building.

Such hardship is not the result of any prior action of the applicant.

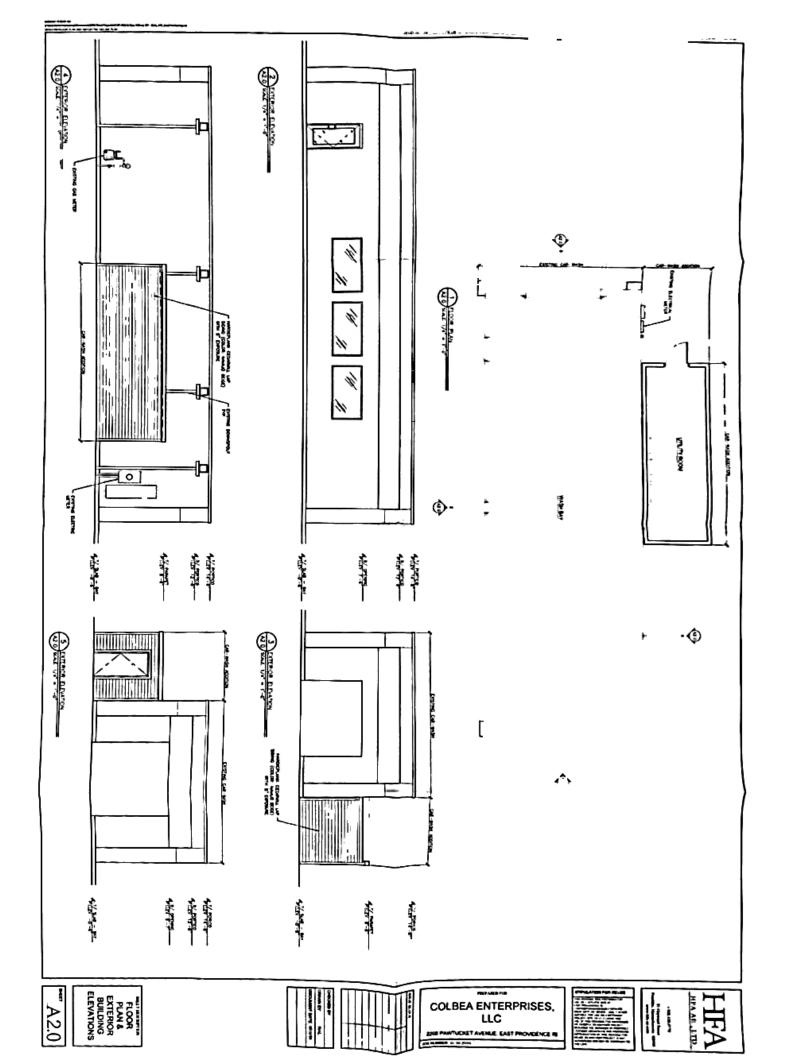
The hardship is not the result of any prior action of the Applicant. The structure is uniquely situated on the lot(s) and in a location that, during prior construction and installation, did not contemplate necessitating installation of computerized components outside of the wash bay in order to gain the now available environmental and operational efficiencies.

 The granting of the requested variance will not alter the general character of the surrounding area or impair the intent or purpose of this chapter or the city comprehensive plan upon which this chapter is based.

The requested variances will not alter the general character of the surrounding area or impair the intent or purpose of the Ordinances or the Comprehensive Plan. The Premises is surrounded by other commercial properties and the Applicant has operated the existing buildings in the same manner for many years. None of the proposed improvements result in new uses and, accordingly, there will be no change in the character of the surrounding area. The applicant's proposed improvements further the Comprehensive Plan goals as associated with economic growth and sustainability.

4. Not granting the relief sought amounts to more than a mere inconvenience, meaning that relief sought is minimal to a reasonable enjoyment of the permitted use to which the property is proposed to be devoted and shall deprive the Applicant beneficial use thereof.

The current use enjoyed and permitted on the Premises includes a single-auto car wash. Denial of the dimensional variance(s) requested, and the request for modernization of that use, amounts to more than a mere inconvenience and would essentially deny the Applicant the ability to operate the car wash in conformity with the industry and the state of the art – eventually antiquating the facility to the point of obsolescence.



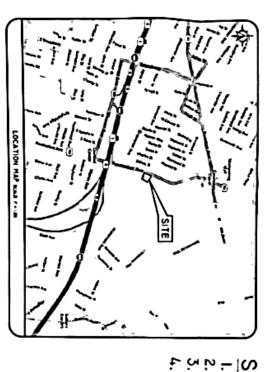
ZONING SUBMISSION

2200 PAWTUCKET AVENUE

LOCATED IN

EAST PROVIDENCE, RHODE ISLAND

ASSESSOR'S PLAT 406 BLOCK 7 LOTS 8 8 9



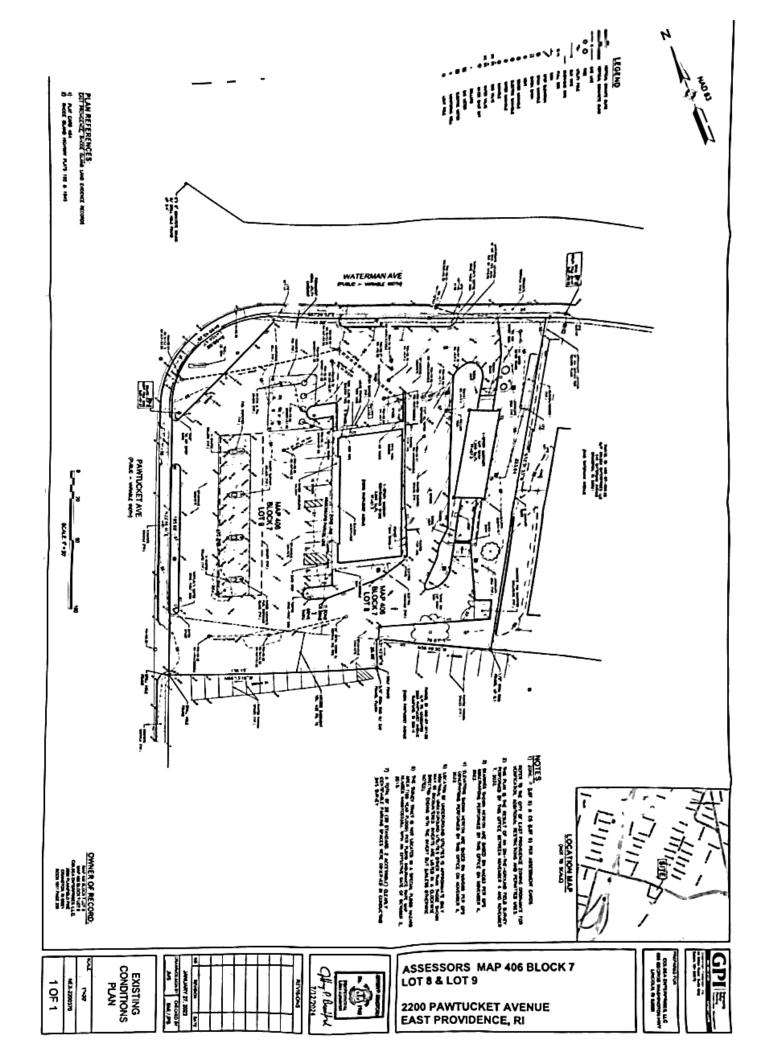
SHEET INDEX

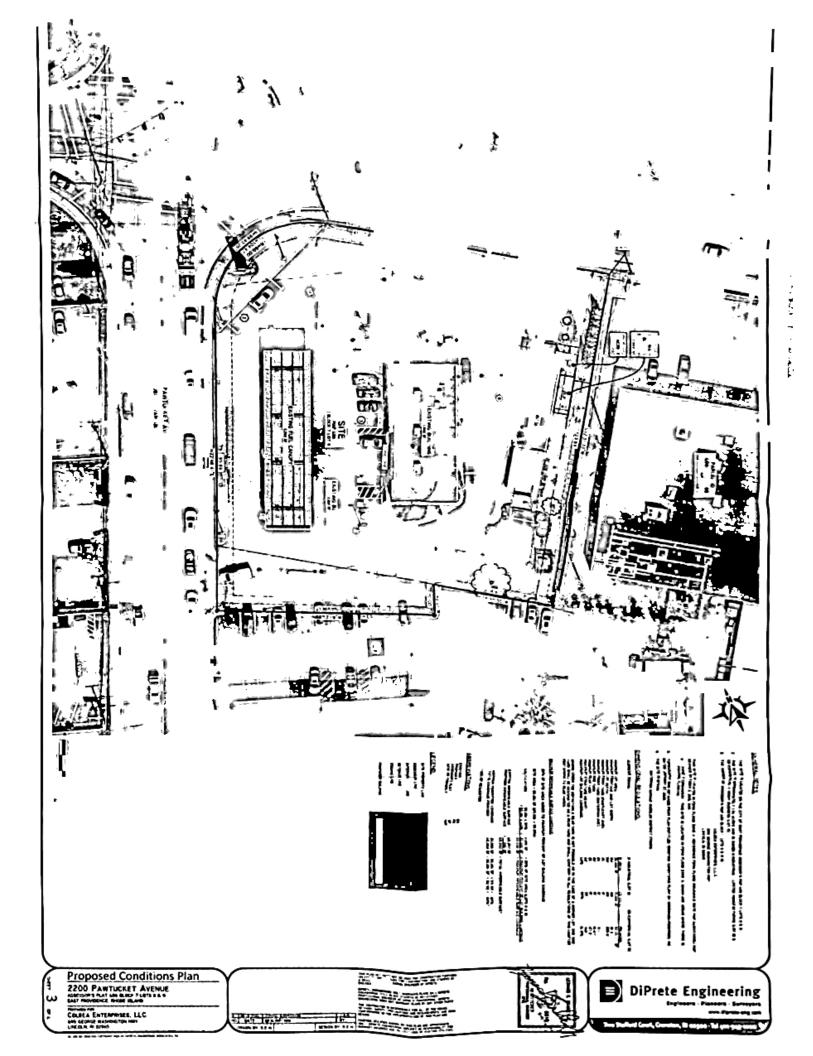
- COVER SHEET
 EXISTING CONDITIONS PLAN (BY OTHERS)
 PROPOSED CONDITIONS PLAN
- FLOOR PLAN AND EXTERIOR BUILDING ELEVATIONS (BY OTHERS)

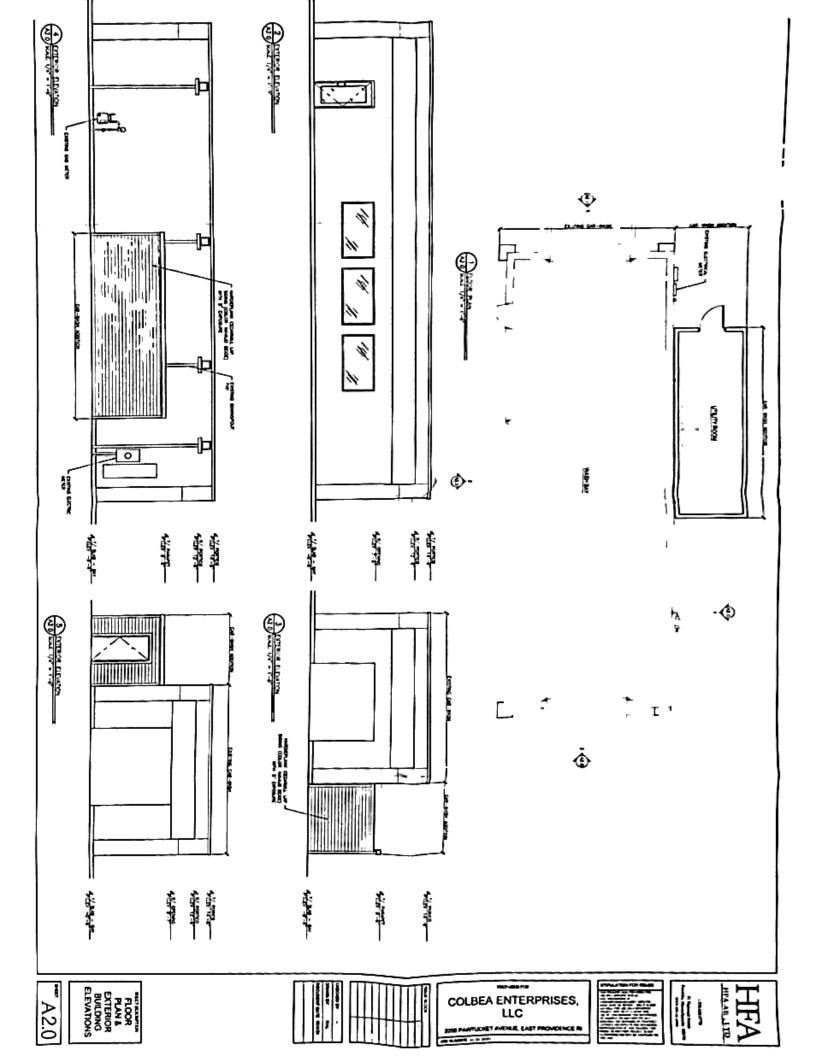


DiPrete Engineering

Cover Sheet 2200 PAWTUCKET AVENUE







ABUTTERS LIST 2200 PAWTUCKET AVE (406-7-9) 645 WATERMAN AVE (406-7-8)

406-13-009-00 PATAL	406-13-008-00 OLIVEI	406-13-007-00 PATAL	406-13-006-00 MARTII	406-13-005-00 CMM F	406-13-004-00 COSAN	406-07-011-00 RS ASS	406-07-010-00 266 PL	406-07-009-00 MOTIV	406-07-008-00 COLBE	406-07-007-00 266 PL	406-06-006-00 PROVI	406-05-001-00 CITY O	PARCEL ID OWNE
PATALANO, ANTHONY P ESTATE	OLIVEIRA, VINCENT F ESTATE	PATALANO, ANTHONY P ESTATE	MARTINS, CARLOS M & LUCIA A	CMM REALTY LLC	COSANN REALTY CO C/O FREEWAY ENTERPRISES LLC	RS ASSOCIATES	266 PUTNAM AVENUE LLC	MOTIVA ENTERPRISES LLC C/O COLBEA ENTERPRISES LLC	COLBEA ENTERPRISES LLC	266 PUTNAM AVENUE LLC	PROVIDENCE COUNTRY DAY SCHOOL	CITY OF EAST PROVIDENCE	OWNER NAME(S)
197 WATERMAN AVE	627 WATERMAN AVE	197 WATERMAN AVE	2195 PAWTUCKET AVE	2195 PAWTUCKET AVE	135 BROADWAY	26 BRIDGHAM FARM RD	PO BOX 91012	695 GEORGE WASHINGTON HWY	695 GEORGE WASHINGTON HWY	PO BOX 91012	660 WATERMAN AVE	145 TAUNTON AVE	OWNER ADDRESS
EAST PROVIDENCE, RI 02914	EAST PROVIDENCE, RI 02914	PROVIDENCE, RI 02903	RUMFORD, RI 02916	JOHNSTON, RI 02919	LINCOLN, RI 02865	LINCOLN, RI 02865	JOHNSTON, RI 02919	EAST PROVIDENCE, RI 02914	EAST PROVIDENCE, RI 02914	CITY, STATE, ZIP CODE			
611 WATERMAN AVE	625-627 WATERMAN AVE	2145 PAWTUCKET AVE	2181 PAWTUCKET AVE	2195 PAWTUCKET AVE	2207 PAWTUCKET AVE	2224 PAWTUCKET AVE	O WATERMAN AVE	2200 PAWTUCKET AVE	645 WATERMAN AVE	655 WATERMAN AVE	660 WATERMAN AVE	610 WATERMAN AVE	LOCATION

