TOWN OF FRANKLIN INSPECTION DEPARTMENT

Building Inspection – Division of Wires – Division of Gas Division of Plumbing MUNICIPAL BUILDING – 355 East Central Street Franklin, Massachusetts 02038

Lloyd (Gus) Brown **Building Commissioner**

Telephone: 508-520-4926 FAX: 508-520-4906

ZONING REVIEW

APPLICANT:

Cam Afonso

LOCATION:

860 West Central Street

ZONING DISTRICT: Business

TYPE OF PROJECT: Installation of a Sign with an Electronic LED Message

Center

DATE: 12/11/2023 DENY

VARIANCE

ZONING BY LAW SECTIONS: 185-20 E.(2)

REASON FOR DENIAL: Applicant is seeking to install a sign that has an electronic LED message center. The building permit is denied without a variance from the ZBA.

APPEAL OF DENIAL OPTIONS:

ZONING BOARD OF APPEALS	
APPLICANT SIGNATURE	DATE
ZONING OFFICIAL SIGNATURE LAB	DATE 12/11/2023

TOWN OF FRANKLIN ZONING BOARD OF APPEALS

Municipal Building 355 East Central Street Franklin, MA 02038 508-520-4926

RECEIVED TOWN OF FRANKLIN

TOWN OF FRANKLIN TOWN CLERK

Date: 11-15-23

2023 DEC 12 A 10: 38

ZBA APPLICATION FORM

GENERAL INFORMATION

nfc 12 2023 ZONING BOARD OF APPEALS

RECEIVED The undersigned hereby petitions the Zoning Board of Appeals for the following: Special Permit: _____ Variance: ____ Appeal: ____ PETITIONER: Can Afonso PETITIONER'S ADDRESS: 837 Upper Union C-18 Fronty PHONE: 508-364-2905 LOCATION OF PROPERTY: 860 West Central Street TYPE OF OCCUPANCY: BAR/ Restaurant ZONING DISTRICT: BUSINESS ASSESSORS MAP & PARCEL: REASON FOR PETITION: _____ Additions New Structure Parking Change in Use/Occupancy Sign Conversion to Addi'l Dwelling Unit's Dormer Subdivision Other: __ DESCRIPTION OF PETITIONER'S PROPOSAL: Evect new Sign (Freestonding) in Some Location - * Adding Electronic Message Conter (LED) SECTIONS OF ZONING ORDINANCE CITED: Article _____ Section _____ Article Section Article Section Applicants for a **Variance** must complete Pages 1-5 Applicants for a **Special Permit** must complete Pages 1-4 and 6 Applicants for an **Appeal** to the ZBA pursuant to Zoning Bylaw section 185-45 (D) must attach a statement concerning the reasons for the appeal Original Signature(s): 837 Upper Union St. C-18 Frakly, MA Address: 508-364-2905 Tel. No.:

E-Mail Address: Cam @ Signsby cam.com

TOWN OF FRANKLIN ZONING BOARD OF APPEALS

Municipal Building 355 East Central Street Franklin, MA 02038 508-520-4926

ZBA APPLICATION FORM - OWNERSHIP INFORMATION

To be completed by OWNER, signed and returned to the Secretary of the Zoning Board of Appeals.

I/We Patrick Downing (OWNER)
(OWNER)
Address: 860 West Central Street
State that I/We own the property located at 860 West Control St., which is the subject of this zoning application.
The record title of this property is in the name of Brookdale Mill Realty LLC
*Pursuant to a deed of duly recorded in the date \(\frac{4\lloop \lloop \chi_{\chi}}{\chi}\), Norfolk County Registry of Deeds at Book, Page; or
Dedham Registry District of Land Court, Certificate No. 2008
Registered Land SIGNATURE BY LAND OWNER OR SIGNATURE BY LAND OWNER OR

TOWN OF FRANKLIN ZONING BOARD OF APPEALS

Municipal Building 355 East Central Street Franklin, MA 02038 508-520-4926

ZBA APPLICATION FORM

SUPPORTING STATEMENT FOR A VARIANCE

EACH OF THE FOLLOWING REQUIREMENTS FOR A VARIANCE MUST BE ESTABLISHED AND SET FORTH IN COMPLETE DETAIL BY THE APPLICANT IN ACCORDANCE WITH ZONING BYLAW SECTION 185-45 (D) (2) (6) AND MGL 40A, SECTION 10:

A) A Literal enforcement of the provisions of this Zoning bylaw would involve a substantial hardship, financial or otherwise, to the petitioner or appellant for the following reasons:

A non-approval will not allow the business to advertise charity events, weading announcements and business information. Owner has put significant investment into the building.

B) The hardship is owing to the following circumstances relating to the soil conditions, shape or topography of such land or structures and especially affecting such land or structures but not affecting generally the zoning district in which it is located for the following reasons:

The present location of the existing / new signy was chosen for its level typography, and town required set backs.

- C) Desirable relief may be granted without either:
 - 1) Substantial detriment to the public good for the following reasons;

This sign is of significant value, and high quality februation. It's a beautiful Structure and poses no threat to the Public good,

2) Nullifying or substantially derogating from the intent or purpose of this Zoning Bylaw for the following reasons:

I do not believe that the sist Threatens, the intent or spirit of the bylow, and will dramatically improve

If you have any questions as to whether you can establish all of the applicable legal requirements, you should consult with your own attorney.

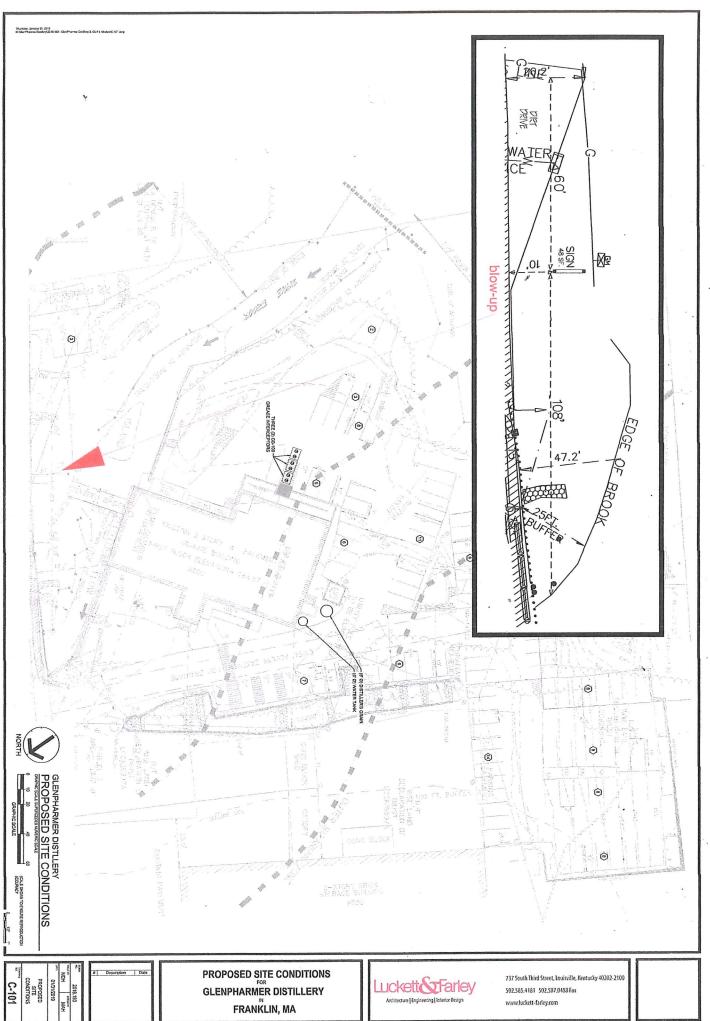
TOWN OF FRANKLIN ZONING BOARD OF APPEALS

Municipal Building 355 East Central Street Franklin, MA 02038 508-520-4926

ZBA APPLICATION FORM

DIMENSIONAL INFORMATION

APPLICANT: C	am Afons	PRE	SENT USE/OCCUPANO	CY:	_
LOCATION: 86	o west c	Pentrol St.	ZONE:	Business	_
PHONE: 508-3	364-2905	REQUESTED USE/O	CCUPANCY: Dis	tillery / Restour	cht
		EXISTING CONDITIONS	REQUESTED CONDITIONS	ORDINANCE REQUIREMENTS ¹	
Lot Area:		270,060+	270,0 wt	(min.)
Continuous Frontag	re:			(min.	, .
Size of Lot:	Width Depth	540'	5001	(min.))
Setbacks in Feet: Building Height:	Front Rear Left Side Right Side Stories	10° (80° 10°	10'	(min.) (min.) (min.) (min.) (min.))
NO. of Dwelling Un	Feet			(max.	
NO. of Parking Spa	ices:			(min./max)
on same lot, and steel, etc.	type of cons	truction propose	d, e.g.; wood f	e of adjacent building rame, concrete, brick	κ,





Jane M. Pineau Attorney At Law 446 County Street New Bedford, MA 02740



QUITCLAIM DEED

JULIE A. EVANS, as Trustee of Brookdale Mill Trust, u/d/t dated November 20, 2003 filed with the Norfolk County Registry District of the Land Court as Document Number 1,018,335, of Franklin, Norfolk County, Massachusetts

in consideration of: ONE MILLION NINE HUNDRED THIRTY THOUSAND and 00/100 (\$1,930,000.00) DOLLARS paid

grants to: BROOKDALE MILL REALTY, LLC, a Massachusetts limited liability company, of 860 West Central Street, Franklin, Norfolk County, Massachusetts

with QUITCLAIM COVENANTS,

That certain parcel of land, together with the buildings thereon, situated in Franklin in the County of Norfolk and said Commonwealth, bounded and described as follows:

Northeasterly by the Southwesterly line of West Central Street, two hundred ninety-three and 41/100 (293.41) feet;

Southeasterly by lands now or formerly of Vernon McLaughlin and of Brookdale Mills, Inc., four hundred twenty-two and 25/100 (422.25) feet;

Southwesterly by land now or formerly of The New York, New Haven & Hartford Railroad Company, two hundred seventy-one and 33/100 (271.33) feet;

Northwesterly, one hundred eleven and 59/100 (111.59) feet;

Westerly, eighty (80) feet;

Northerly, eighty-seven and 84/100 (87.84) feet; and

Westerly, fifty-two and 90/100 (52.90) feet, by land now or formerly of John Ketover; and

Northwesterly by lands now or formerly of said John Ketover and of Brookdale Realty Co., one hundred eighty-two and 04/100 (182.04) feet.

All of said boundaries are determined by the Land Court to be located as shown on a plan drawn by Kenneth E. McIntyre, Civil Engineer, dated April 1942, as modified and approved by said Court, filed in the Land Registration Office as No. 18471A, a copy of a portion of which is filed in Norfolk Registry District with Certificate No. 34830, Book 175.

The above described land is subject to the flow of a natural water course running through the same and shown on said plan as Mine Brook.

For title see Certificate of Title No. 167170 filed with said Registry District.

The property hereby conveyed is commercial property and grantor states under the penalties of perjury that the property conveyed herein was not the principal residence of the grantor's trust beneficiaries or the grantor's trust beneficiaries' spouse or former spouse.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

EXECUTED AS A SEALED INSTRUMENT THIS _ / b _ DAY OF APRIL, 2019.

BROOKDALE MILL TRUST

By: Dulie G. Evens, Trustel

Julie A. Evans, Trustee

COMMONWEALTH OF MASSACHUSETTS

Worcester, ss.

On this May of April, 2019, before me, the undersigned notary public, personally appeared Julie A. Evans, proved to me through satisfactory identification (which were driver lives) to be the person whose name is signed on the preceding or attached document, and acknowledged to me that she signed it voluntarily for its stated purpose as Trustee of BROOKDALE MILL TRUST.

Kothkeen M. Murphy - Notary Public

My commission expires: May 9, 2019

ECNIC



Jane M. Pineau Attorney At Law 446 County Street New Bedford, MA 02740

BROOKDALE MILL TRUST TRUSTEE CERTIFICATE

I, Julie A. Evans, Trustee of Brookdale Mill Trust u/d/t dated November 20, 2003 filed with the Norfolk County Registry District of the Land Court as Document Number 1,018,335, of Franklin, Norfolk County, Massachusetts, as amended (the "Trust") certify as follows:

- (a) Julie A. Evans is the successor and current trustee of the Trust;
- (b) The trust is in full force and effect and has not been amended or modified, except as provided above, and has not been revoked as of the date hereof;
- (c) The trustee of the Trust has full power and authority and has been directed by the beneficiary of the Trust to sell certain premises situated at 860 West Central Street, Franklin, Norfolk County, Massachusetts ("Premises"), and in connection therewith to execute and deliver, on behalf of the Trust, any and all documents with respect to said transaction, including, but not limited to, a deed by the undersigned conveying the Premises to Brookdale Mill Realty, LLC in full consideration of the sum of \$1,930,000.00, together with any other agreements, assignments, certificates, affidavits, settlement statements and documents as may be necessary or desirable in effectuating said transaction,; and
- (d) There are no facts which constitute conditions precedent to acts by the trustees or which are in any other manner germane to affairs of the Trust.

Executed as a sealed instrument under the penalties of perjury on April 16, 2019.

Julio A. Evans, Trustee

COMMONWEALTH OF MASSACHUSETTS

On this // day of April, 2019, before me, the undersigned notary public, personally appeared Julie A. Evans, proved to me through satisfactory evidence of identification, which were Criver's license, to be the person who signed the preceding or attached document in my presence, and who swore or affirmed to me that the contents of the document are truthful and accurate to the best of her knowledge and belief.

Kathleen M. Murphy Notary Public WR My Commission Expires: May 9, 2019

DURABLE POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS that the undersigned, JULIE A. EVANS, TRUSTEE OF BROOKDALE MILL TRUST u/d/t dated November 20, 2003 (the "Seller") desires to sell certain real property located at 860 West Central Street, Franklin, Norfolk County, Massachusetts (the "Premises").

Where circumstances prevent the Seller from being personally present, in order to effectuate said sale, it is necessary and expeditious to appoint Michael Juster, Esq., or Steven A. Greenwald, Esq., or Alan Greenwald, Esq., or any of the attorneys of the law firm of Greenwald & Greenwald LLP, of 409 Fortune Boulevard, Milford, Massachusetts, to make, execute, sign and deliver all documents on her behalf, pursuant to M.G.L. 201B, as may be required to complete such sale.

NOW, THEREFORE, the undersigned, does hereby make, constitute, and appoint the aforesaid Michael Juster, Esq., or Steven A. Greenwald, Esq., or Alan Greenwald, Esq., or any of the attorneys of the law firm of Greenwald & Greenwald LLP, to be her true and lawful attorney for her and in her name, place and stead, individually and as trustee as aforesaid until this power shall be revoked by an instrument of revocation recorded in the Norfolk County Registry of Deeds, generally authorizing the said attorney to do, execute and perform any act whatsoever which the Seller, in her sole discretion, may deem necessary for the limited purpose of selling and conveying the above referenced real property, as fully as she could do if were personally present, and specifically authorizing the said attorney to execute a Settlement Statement, Closing Disclosure, and any and all documents, affidavits or certificates, in order to sell, convey and grant the said Premises, including authority to correct, change, amend or add to the deed, obtain payoffs from lenders, endorse checks, and further, to negotiate and make any and all adjustments to the purchase price, to deliver the deed and receive the proceeds from the sale of the premises in the form of a check made payable to "Greenwald & Greenwald LLP as attorney for ("Seller").

The said Attorney is empowered to determine in his sole discretion the time, place, purpose for, and manner in which the power herein conferred upon him shall be exercised, and the condition, provision and covenants of any instrument or document which may be executed by him pursuant thereto.

This power of attorney shall not be affected by the subsequent disability or incapacity of the principal(s).

EXECUTED AS A SEALED INSTRUMENT THIS // day of April, 2019:

Julie A. Evans, Trustee of Brookdale Mill Trust as aforesaid

COMMONWEALTH OF MASSACHUSETTS

Worcester, ss.

On this day of March, 2019, before me, the undersigned notary public, personally appeared Julie A. Evans, Trustee of Brookdale Mill Trust as aforesaid, proved to me through satisfactory evidence of identification, which were drive is signed on the preceding or attached document, and acknowledged to me that she signed it voluntarily for its stated purpose.

Kornseen M. Munphy Watary Public My Commission Expires May 9, 2019

Norfolk County Land Court



Jane M. Pineau Attorney At Law 446 County Street New Bedford, MA 02740

QUITCLAIM DEED

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in consideration of: ONE MILLION NINE HUNDRED THIRTY THOUSAND and 00/100 (\$1,930,000.00) DOLLARS paid

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Northwesterly, one hundred eleven and 59/100 (111.59) feet;

Westerly, eighty (80) feet;

Northerly, eighty-seven and 84/100 (87.84) feet; and

Westerly, fifty-two and 90/100 (52.90) feet, by land now or formerly of John Ketover; and

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The above described land is subject to the flow of a natural water course running through the same and shown on said plan as Mine Brook.

For title see Certificate of Title No. 167170 filed with said Registry District.

The property hereby conveyed is commercial property and grantor states under the penalties of perjury that the property conveyed herein was not the principal residence of the grantor's trust beneficiaries or the grantor's trust beneficiaries' spouse or former spouse.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

EXECUTED AS A SEALED INSTRUMENT THIS 16 DAY OF APRIL, 2019.

BROOKDALE MILL TRUST

By: Julie A. Evans, Trustee

COMMONWEALTH OF MASSACHUSETTS

Worcester, ss.

On this Hay of April, 2019, before me, the undersigned notary public, personally appeared Julie A. Evans, proved to me through satisfactory identification (which were drivers livers) to be the person whose name is signed on the preceding or attached document, and acknowledged to me that she signed it voluntarily for its stated purpose as Trustee of BROOKDALE MILL TRUST.

Kathkeen M. Murphy - Notary Public

My commission expires: May 9



Jane M. Pineau Attorney At Law 446 County Street New Bedford, MA 02740

BROOKDALE MILL TRUST TRUSTEE CERTIFICATE

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- (a) Julie A. Evans is the successor and current trustee of the Trust;
- (b) The trust is in full force and effect and has not been amended or modified, except as provided above, and has not been revoked as of the date hereof;
- (c) The trustee of the Trust has full power and authority and has been directed by the beneficiary of the Trust to sell certain premises situated at 860 West Central Street, Franklin, Norfolk County, Massachusetts ("Premises"), and in connection therewith to execute and deliver, on behalf of the Trust, any and all documents with respect to said transaction, including, but not limited to, a deed by the undersigned conveying the Premises to Brookdale Mill Realty, LLC in full consideration of the sum of \$1,930,000.00, together with any other agreements, assignments, certificates, affidavits, settlement statements and documents as may be necessary or desirable in effectuating said transaction,; and
- (d) There are no facts which constitute conditions precedent to acts by the trustees or which are in any other manner germane to affairs of the Trust.

Executed as a sealed instrument under the penalties of perjury on April 16, 2019.

Julie A. Evans, Trustel
Julie A. Evans, Trustee

COMMONWEALTH OF MASSACHUSETTS

On this /640 day of April, 2019, before me, the undersigned notary public, personally appeared Julie A. Evans, proved to me through satisfactory evidence of identification, which were Oriver's license, to be the person who signed the preceding or attached document in my presence, and who swore or affirmed to me that the contents of the document are truthful and accurate to the best of her knowledge and belief.

Kathleen M. Murphy Notary Public WA My Commission Expires: May 9, 2019

DURABLE POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS that the undersigned, JULIE A. EVANS, TRUSTEE OF BROOKDALE MILL TRUST u/d/t dated November 20, 2003 (the "Seller") desires to sell certain real property located at 860 West Central Street, Franklin, Norfolk County, Massachusetts (the "Premises").

Where circumstances prevent the Seller from being personally present, in order to effectuate said sale, it is necessary and expeditious to appoint Michael Juster, Esq., or Steven A. Greenwald, Esq., or Alan Greenwald, Esq., or any of the attorneys of the law firm of Greenwald & Greenwald LLP, of 409 Fortune Boulevard, Milford, Massachusetts, to make, execute, sign and deliver all documents on her behalf, pursuant to M.G.L. 201B, as may be required to complete such sale.

NOW, THEREFORE, the undersigned, does hereby make, constitute, and appoint the aforesaid Michael Juster, Esq., or Steven A. Greenwald, Esq., or Alan Greenwald, Esq., or any of the attorneys of the law firm of Greenwald & Greenwald LLP, to be her true and lawful attorney for her and in her name, place and stead, individually and as trustee as aforesaid until this power shall be revoked by an instrument of revocation recorded in the Norfolk County Registry of Deeds, generally authorizing the said attorney to do, execute and perform any act whatsoever which the Seller, in her sole discretion, may deem necessary for the limited purpose of selling and conveying the above referenced real property, as fully as she could do if were personally present, and specifically authorizing the said attorney to execute a Settlement Statement, Closing Disclosure, and any and all documents, affidavits or certificates, in order to sell, convey and grant the said Premises, including authority to correct, change, amend or add to the deed, obtain payoffs from lenders, endorse checks, and further, to negotiate and make any and all adjustments to the purchase price, to deliver the deed and receive the proceeds from the sale of the premises in the form of a check made payable to "Greenwald & Greenwald LLP as attorney for ("Seller").

The said Attorney is empowered to determine in his sole discretion the time, place, purpose for, and manner in which the power herein conferred upon him shall be exercised, and the condition, provision and covenants of any instrument or document which may be executed by him pursuant thereto.

This power of attorney shall not be affected by the subsequent disability or incapacity of the principal(s).

EXECUTED AS A SEALED INSTRUMENT THIS // day of April, 2019:

Julie A. Evans, Trustel of Brookdale Mill Trust

as af bresaid

COMMONWEALTH OF MASSACHUSETTS

Worcester, ss.

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Kathleen M. Murphy, Natary Public My Commission Expires May 9, 2019

ENPHARMER

96 in

DISTILLERY

72 in











SIGN ID: 1823696 W6-S

On Premise Quote

QUOTE NUMBER: 2316567.2 (Revision 2) DATE: 9/29/2023 Signs By Cam 9016802 Cam Afonso, 837 Upper Union St Unit C18 Franklin, MA 02038-5005 (508) 528-0766 cam@signsbycam.com

Shipping Destination Signs By Cam 837 Upper Union St Unit C18 Franklin, MA 02038-5005

Job Site
Name: GlenPharmer Distillery
Address: 860 W Cental St
City, Franklin
State: MA Zip: 02038

Ignite OPx (cloud-based) Web Based Software Training OPx - 4G Wireless with Watchfire Cellular Data Plan

Life-of-sign Data Plan Standard Up To 15 Feet Standard As Quoted

louble Face (Silm) 5 ilnes / 67,2 Characters at a 2" type

Not Ordered .
Not Ordered / Not Required
Not Ordered
Standard 5-Year Parts Warranty

Filn H x 7ft 3ln L x 5ln D Pixel Pitch:
Pixel Martix:
Pixel Martix:
Cabinet Size:
Vlewing Area:
Cabinet Style:
Character Size:
Marrancy:
Warrancy:
Mfg. Lead Time:

Wireless Data Plan
Cabinet Separation
Power Requirements
Temperature Sensor
Sign Mounting Kit
Technician On-Site
Warranty

PRODUCT SPECIFICATIONS

Electrical Service

Daytime 7500 NITs Maximum; Nighttime 700 NITs Maximum

Color Capability
Color Capability
Includes
Video
Viewing Angles

STANDARD FEATURES

Brightness

APPROVED FOR PRODUCTION:

(C) COPYRIGHT

TOB INFORMATION JOB TITLE: CONTACT: PHONE: FAX:

JOB DESCRIPTION: Website: www signsbycam com Sign & Graphic Solutions · Uncompromising integrity E-Mail: cam@signsbycam.com Fax/Office: 508-528-0766 Phone: 508-364-2905 837 Upper Union St., Suite C-18 Cam Afonso Franklin, MA 02038

ALL DRAWINGS ARE PROPERTY OF SIGNS BY CAI ANY DUBLICATION OF ANY KIND IS PROHIBITED. PERSON(S) WILL BE PROSECUTED TO THE FULL EX OF THE LAW. BACKGROUND: COLOR SPECS: OUTLINE SHADOW: COPY: URETHANE NUEDGE: WOOD: DOUBLE SIDED: ALUMINUM: COROPLAST: **MAGNETIC:**

SIGN MATERIAL SPECS

BANNER: ACRYLIC:

BORDER:

SINGLE SIDED:

PVC

Town Of Franklin Existing LED Board Samples







On Premise Quote





SIGN ID: 1823696 W6-S

QUOTE NUMBER: 2316567.2 (Revision 2) DATE: 9/29/2023

Signs By Cam 9016802

Cam Afonso, 837 Upper Union St Unit C18 Franklin, MA 02038-5005 (508) 528-0766 cam@signsbycam.com

Shipping Destination

Signs By Cam 837 Upper Union St Unit C18 Franklin, MA 02038-5005

Job Site

Name: GlenPharmer Distillery Address: 860 W Central St City: Franklin State: MA Zip: 02038

PRODUCT SPECIFICATIONS

W6mm LED RGB **Pixel Pitch: Pixel Matrix:** 144 X 336 Front Ventilation **Ventilation Style:** 41in H x 7ft 3in L x 5in D Cabinet Size: 36in H x 7ft L **Viewing Area:** Double Face (Slim) **Cabinet Style: Character Size:** 15 lines / 67.2 Characters at a 2" type 585.00 Lbs. Approx. Weight: Standard 5 Year Watchfire warranty applies. Warranty: Mfg. Lead Time: 3-5 weeks (after this document is signed & returned and receipt of down payment). **Electrical Service:** 120 VOLT 30.0 amps (15.00 per face) Single Phase Service. Refer to the Installation

120 VOLT 30.0 amps (15.00 per face) Single Phase Service. Refer to the Installation manual for details on wiring. Based on 18 hours of operation a day, plus or minus 10% depending on how the sign is programmed. Example: 18.7 KWHrs a day x \$0.12 =

\$2.24/Day

OPTIONS

Ignite OPx (cloud-based) Software Web Based Software Training **Software Training** Communications OPx - 4G Wireless with Watchfire Cellular Data Plan Wireless Data Plan Life-of-sign Data Plan Standard Up To 15 Feet **Cabinet Separation** Standard As Quoted **Power Requirements Temperature Sensor** Not Ordered Not Ordered / Not Required Sign Mounting Kit **Technician On-Site** Not Ordered Standard 5-Year Parts Warranty Warranty

STANDARD FEATURES

Brightness	Daytime 7500 NITs Maximum; Nighttime 700 NITs Maximum	
Color	LED RGB	
Color Capability	Min. 1.2 Quintillion	
Includes	Ignite Graphics Software	
Video	up to 30 FPS	
Viewing Angles	150 Horizontal/95 Vertical	