

MINUTES OF A HEARING HELD ON TUESDAY, JULY 10, 2012, REGARDING DOCUMENT #64 – AN APPLICATION FROM SEBASTIAN C. IACONO, REQUESTING A SPECIAL PERMIT TO BUILD A DECK EXTENSION AT 42 SO. LAKESIDE AVE WITHIN 500’ OF A WATER SUPPLY, CHADWICK POND; ASSESSOR’S MAP 753, BLOCK 1, LOT 46,

SUBJECT: An application from Sebastian C. Iacono requesting a special permit to build a deck extension at 42 So. Lakeside Avenue within 500’ of a water supply, Chadwick Pond.

Present: Council President John A. Michitson, Robert Scatamacchia, Michael Hart, William Ryan, Sven Amirian, William Macek and Colin LePage and Mary Ellen Daly O’Brien.

Absent: Michael McGonagle.

City Clerk Margaret A. Toomey: Document 64 – An application has been received from Sebastian C. Iacono for a special permit to build within 500’ of a water supply, Chadwick Pond – a deck extension at 42 South Lakeside Avenue. There are related materials and responses to special permit from various City departments have been included.

President Michitson: Opened the hearing.

My name is Sebastian C. Iacono. I live at 40 Meadow View Road in North Andover. My family has owned the property on Chadwick Pond for over 50 years. What we are proposing to do is to build a 16x16 deck. Previously, we had an enclosed porch on a slab, 16’x8’. What we would like to do is replace that with a 16x16 deck. I filed all the necessary paperwork. The Conservation Commission approved it. The Health Department has approved it also. We are hoping that we will be able to go ahead with the project.

President Michitson: Thank you very much. Is there anyone else here that would like to speak in favor? (repeated 3 times) There was no one. Is there anyone opposed that would like to speak? (repeated 3 times) There was no one. Hearing closed. Council, what is your wish?

Councillor Macek: Move the special permit be granted.

President Michitson: Motion by Councillor Macek seconded by Councillor Ryan. Any discussion?

Councillor Scatamacchia: Just a general discussion. Not necessarily on this particular hearing. In general, this seems like an awful lot of cost to put a deck on a house. I could see if they were putting an addition on. And I could see if they were building closer to the water. When you think of the engineering costs and all of the gentleman and anyone else that wants to build within 500’ of a watershed or water source has to go through, and I am wondering if perhaps we shouldn’t look into. Like I said, if it was an addition, I could understand that, but for a deck. A simple deck, a 16x16 deck. I am just wondering if maybe we could write a letter to Mr. Pillsbury, maybe he could look into it a little bit. Because it does seem like an awful lot of hoops to jump through for something as insignificant as a deck.

President Michitson: I am certainly in agreement with that and we’ll certainly do that unless there are any objections. We’ll send that letter to Mr. Pillsbury. Thank you Mr. Vice President. Please call the roll.

Clerk Toomey: Councillor Scatamacchia-yes, Councillor Hart-yes, Councillor Ryan-yes, Councillor Amirian-yes, Councillor Macek-yes, Councillor LePage-yes, Councillor Daly O’Brien-yes, President Michitson-yes. Yeas 8, Absent 1.

President Michitson: That passes. You are approved.

Respectfully submitted,

Barbara S. Arthur
Administrative Assistant to the City Council

July 20, 2012

Application from Sebastian C. Iacono., for a Special Permit to build a deck extension within 500' of a Water Supply; Chadwick Pond, 42 Lakeside Avenue, Map 753, Block 1, Lot 46.

REASON FOR VOTE

In granting the Special Permit, those members voting in favor found that the application fulfills all of the general conditions contained in 255 of the Haverhill Zoning Ordinances.

President Michitson: I voted in favor because the City requirements were met.

Councillor Scatamacchia: I voted in favor because it would not have endangered the water supply.

Councillor Hart: I voted in favor because the City requirements were met.

Councillor Ryan: I voted yes because it is a good project.

Councillor Amirian: Based on the recommendations of the City of Haverhill's Building Inspector and Environmental Technician, I believe the proposed deck does not pose a threat to our water supply.

Councillor Macek: I supported the Special Permit application as I felt that the request was minimal and insignificant, and would in no way endanger the water quality.

Councillor LePage: I voted in favor because the City requirements were met.

Councillor Daly O'Brien: I voted yes for this special permit because the permit met City regulations.