

MINUTES OF A HEARING HELD ON TUESDAY, NOVEMBER 15, 2011 REGARDING DOCUMENT #88-D//07, A PETITION FROM STEPHEN STAPINSKI FOR D&D REALTY TRUST REQUESTING A SPECIAL PERMIT – WATERSHED PROTECTION DISTRICT FOR RICHARD EARLY SUBDIVISION FORM A LOTS BRANDY BROW ROAD: 462-203-5.

SUBJECT: Document #88-D/07 – A petition from Stephen Stapinski for D&D Realty Trust requesting special permit – Watershed Protection District for Richard Early Subdivision Form A Lots Brandy Brow Road: 462-203-5

Present: Council President Michael J. Hart, Vice President Robert Scatamacchia, Councillor William H. Ryan, Councillor Michael Young, Councillor David E. Hall, Councillor Colin LePage, Councillor Mary Ellen Daly O'Brien, Councillor Sven A. Amirian and Councillor William J. Macek.

City Clerk Toomey: Document 88-D of 2007, A petition has been received from Stephen Stapinski for D&D Realty Trust requesting a special permit, Watershed Protection District for Richard Early Subdivision Form A Lots Brandy Brow Road. There is a related recommendation to approve with conditions from William Pillsbury, Economic Development and Planning Director.

President Hart: I'm going to open the hearing on this.

Attorney Borenstein: Still Don Borenstein for the applicant. Again, we'd adopt all the statements that we made earlier. They apply to this third application as does the recommendation for approval with conditions.

President Hart: Anybody else wish to speak in favor? There was no one. Is there anyone here opposed? There was no one. Close the hearing.

Councillor Macek: Move for passage with the same set of conditions as the previous two special permits. Second by Councillor Daly O'Brien. .
(See Document 88/07 for complete text.)

President Hart: If there's no discussion you may call the roll.

Clerk Toomey: Councillor Scatamacchia-yes, Councillor Ryan-yes, Councillor Young-yes, Councillor Hall-yes, Councillor LePage-yes, Councillor Daly O'Brien – yes, Councillor Amirian-yes, Councillor Macek-yes, President Hart-yes. 9 yeas, 0 Nays

President Hart: That passes.

Respectfully submitted,

Barbara S. Arthur
Administrative Assistant to the City Council

November 29, 2011

PETITION FROM STEPHEN STAPINSKI FOR D&D REALTY TRUST REQUESTING A SPECIAL PERMIT – WATERSHED PROTECTION DISTRICT FOR RICHARD EAERLY SUBDIVISION FORM A LOTS OFF BRANDY BROW ROAD: 462-203-5.

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 Chapter 255-19, Watershed Protection Overlay District, of the Haverhill Zoning Ordinance.

President Hart: I voted in favor because the applicant satisfied all statutory requirements for a special permit.

Councillor Scatamacchia: I voted in favor because of the benefit to the City and the applicant complied with all the requirements.

Councillor Ryan: I voted in favor because this project is good for the City.

Councillor Young: I voted in favor because the applicant complied with all requirements as stated in Chapter 255-19, Watershed Protection Overlay District.

Councillor Hall: I voted in favor because the applicant complied with all requirements of the City departments.

Councillor LePage: I voted yes on this special permit because I believe it will not adversely affect the quality or quantity of an existing or potential water supply.

Councillor Daly O'Brien: I voted yes for this permit because they met the requirements of the City departments and it will enhance a section of the community.

Councillor Amirian: Based on the recommendation of Economic Development and Planning Director, Bill Pillsbury and our other department heads, I agreed that the proposed development will not pose a threat to our drinking water supply and it was in the best interest of the City.

Councillor Macek: I voted in favor of the permits as I believe that any and all concerns that may have existed were addressed through the attached conditions.

PETITION FROM STEPHEN STAPINSKI FOR D&D REALTY TRUST REQUESTING A SPECIAL PERMIT – WATERSHED PROTECTION DISTRICT FOR ERIN WAY SUB-DIVISION OFF BRANDY BROW ROAD: 462-203-12

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 Chapter 255-19, Watershed Protection Overlay District, of the Haverhill Zoning Ordinance.

President Hart: I voted in favor because the applicant satisfied all statutory requirements for a special permit.

Councillor Scatamacchia: I voted in favor because of the benefit to the City and the applicant complied with all the requirements.

Councillor Ryan: I voted in favor because this project is good for the City.

Councillor Young: I voted in favor because the applicant complied with all requirements as stated in Chapter 255-19, Watershed Protection Overlay District.

Councillor Hall: I voted in favor because the applicant complied with all requirements of the City departments.

Councillor LePage: I voted yes on this special permit because I believe it will not adversely affect the quality or quantity of an existing or potential water supply.

Councillor Daly O'Brien: I voted yes for this permit because they met the requirements of the City departments and it will enhance a section of the community.

Councillor Amirian: Based on the recommendation of Economic Development and Planning Director, Bill Pillsbury and our other department heads, I agreed that the proposed development will not pose a threat to our drinking water supply and it was in the best interest of the City.

Councillor Macek: I voted in favor of the permits as I believe that any and all concerns that may have existed were addressed through the attached conditions.