



# PEABODY CITY COUNCIL

## Ward Councillors

Barry P. Osborne, Ward 1  
Arthur W. Athas, Ward 2  
Rico E. Mello, Ward 3  
Robert E. Driscoll, Ward 4  
David R. Gamache, Ward 5  
Barry C. Sinewitz, Ward 6

## Councillors at Large

Michael V. Garabedian  
Thomas L. Gould  
David C. Gravel  
James K. Liacos  
Anne M. Manning-Martin

## Clerk of Council

Timothy E. Spanos

## City Council Stenographer

Allyson Danforth

Special Permit #15

## Map 101 Lot 220

August 30, 2013

Building Inspector  
City Hall  
Peabody, MA

Dear Sir:

At a Regular Meeting of the Peabody City Council held on Thursday evening, August 22, 2013, the following Special Permit was approved:

P571-13 COUNCILLOR GAMACHE – BE IT ORDERED by the City Council of the City of Peabody that the application from GM Fine, LLC, 143 Lynnfield Street, Peabody, MA, for a Special Permit to operate an indoor recreational facility in an I-P zone and to alter an existing nonconforming building and parking at said 143 Lynnfield Street, Peabody, MA, as filed in accordance with Sections 1.5, 4.2.5, 4.4, 6 and 15.7 of the Peabody Zoning Ordinance be approved based on the following reasons and subject to the following conditions:

Reason: Owing to the fact that the use as approved satisfies a desirable local need, that its design and appearance will not be injurious to the established or future character of the vicinity and the neighborhood, and that said approval is in harmony with the general purpose and intent of the Zoning Ordinance of the City of Peabody.

## CONDITIONS:

1. The applicant will employ a rodent control expert during demolition of the building;
2. The applicant will work with Public Services Department to secure roadway edge and provide a barrier to the pond and guardrail for something more decorative on the side of Craig's Pond;
3. The applicant will improve Corwin Street from the railroad tracks to the end of property with sidewalks;
4. The applicant will replace any crushed or nonfunctioning storm drains within the property limits;
5. The applicant shall be required to post a performance bond with the appropriate agency; and
6. All unpaid property taxes will be paid to the City of Peabody at the time of the sale of the building.

(Carried 10-0; Councillor Mello absent)

City Hall  
24 Lowell Street

978-538-5900  
FAX (978) 538-5985



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**NOTICE OF DECISION:** IN ACCORDANCE WITH CHAPTER 40A, SECTION 17 OF THE MASSACHUSETTS GENERAL LAWS, AN APPEAL OF THIS DECISION MUST BE FILED WITHIN TWENTY (20) DAYS FROM THE DATE OF FILING OF SAID DECISION WITH THE APPROPRIATE COURT AND OFFICE OF THE CITY CLERK.

*IF SAID SPECIAL PERMIT WAS APPROVED, YOU MUST OBTAIN A CERTIFIED COPY OF THE SPECIAL PERMIT FROM THE OFFICE OF THE CITY CLERK, AND A BUILDING PERMIT MUST BE APPLIED FOR AND ISSUED BY THE INSPECTOR OF BUILDINGS AFTER THE TWENTY DAY APPEAL PERIOD HAS EXPIRED. IF THE 20<sup>TH</sup> DAY FALLS ON A WEEKEND DAY (SATURDAY OR SUNDAY), THE NEXT BUSINESS DAY IS CONSTITUTED AS THE 20<sup>TH</sup> DAY. SAID SPECIAL PERMIT MUST BE EXERCISED WITHIN TWO YEARS FROM THE DATE OF TIME STAMP WITH THE OFFICE OF THE BUILDING INSPECTOR. IF NOT, SAID SPECIAL PERMIT SHALL EXPIRE.*

**THERE SHALL BE NO TRANSFER OF THIS SPECIAL PERMIT UNTIL WRITTEN APPROVAL OF THE SAME IS OBTAINED FROM THE SPECIAL PERMIT GRANTING AUTHORITY, OR ITS DESIGNEE**

**A COPY OF YOUR SPECIAL PERMIT MUST BE POSTED UPON THE BUSINESS PREMISES IN A CONSPICUOUS PLACE VISIBLE TO THE PUBLIC AT ALL TIMES.**

**THE LAST DAY TO FILE AN APPEAL IN ACCORDANCE WITH MASSACHUSETTS GENERAL LAWS, CHAPTER 40A, SECTION 17 IS SEPTEMBER 19, 2013**

**IF THE SAID SPECIAL PERMIT WAS APPROVED, YOU CAN OBTAIN A BUILDING/OCCUPANCY PERMIT FROM THE BUILDING INSPECTOR ON SEPTEMBER 20, 2013 IF NO APPEALS ARE FILED. IT IS REQUIRED THAT SAID PERMIT BE OBTAINED FROM THE BUILDING INSPECTOR, AND A CERTIFICATE OF BUSINESS BE OBTAINED FROM THE CITY CLERK IN ORDER TO COMPLETE THE SPECIAL PERMIT REQUIREMENTS.**

PEABODY CITY COUNCIL  
COUNCILLOR THOMAS L. GOULD  
CITY COUNCIL PRESIDENT

Timothy E. Spanos  
City Clerk

cc: Planning Board, Community Development Department, Police Department,  
Human Services Department, Public Services Department