



PEABODY CITY COUNCIL

Special Permit #39

Map 78 Lot 15B

December 17, 2014

Building Inspector
City Hall
Peabody, MA

Dear Sir:

At a Regular Meeting of the Peabody City Council held on Thursday evening, December 11, 2014, the following Special Permit was denied:

P846-14 COUNCILLOR SASLAW – BE IT ORDERED by the City Council of the City of Peabody **NOT TO APPROVE** the application from Outdoor Ad Concepts, LLC, 1 Nichols Lane Extension, Lynnfield, MA, for a Special Permit to construct a static billboard sign located in a BR-1 zoning district visible from Route 1 North and South, on premises located at 41 Newbury Street, Peabody, MA, be denied and that the following findings have been established as a basis for denial:

Based on the noncompliance of the following sections of the Peabody Zoning Ordinance:

1. The proposed use does not meet the requirements of Section 6.1.2 Special Permit General Requirements; the use for which the permit is sought will not satisfy a desirable local need, that its design and appearance will be injurious to the established or future character of the vicinity and the neighborhood and that the proposed use is not in harmony with the general purpose and intent of the Zoning Ordinance.
2. The proposed use does not meet the requirements of Section 11.6.4 (5) as follows:
 - (5) The applicant has not demonstrated that the Billboard is in harmony with or suitable for the surrounding area and would not do significant damage to the visual environment. In making this determination, the Special Permit Granting authority may consider among other factors, health, safety, general welfare of the public, the scenic beauty of the area, the physical, environmental, cultural, historical or architectural characteristics of the location and area, the structure, height, size of the sign, the number of signs on the premise and in the area where the Billboard is to be located.

(Carried 9-0; Councillor Osborne and Councillor Moutsoulas absent)

Ward Councillors

Barry P. Osborne, Ward 1
Peter M. McGinn, Ward 2
James Moutsoulas, Ward 3
Robert E. Driscoll, Ward 4
Joel D. Saslaw, Ward 5
Barry C. Sinewitz, Ward 6

Councillors at Large

Michael V. Garabedian
Thomas L. Gould
David C. Gravel
Anne M. Manning-Martin
Thomas P. Walsh

Clerk of Council

Timothy E. Spanos

City Council Stenographer

Allyson Danforth, RPR

City Hall
24 Lowell Street

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



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

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.*

THE LAST DAY TO FILE AN APPEAL IN ACCORDANCE WITH MASSACHUSETTS GENERAL LAWS, CHAPTER 40A, SECTION 17 IS JANUARY 6, 2015

PEABODY CITY COUNCIL
COUNCILLOR ROBERT E. DRISCOLL
CITY COUNCIL PRESIDENT

Timothy E. Spanos
City Clerk

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

City Hall
24 Lowell Street

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