

APPLICATION TYPE: <b>Commercial Finding</b>	SUBMISSION DATE: <b>4/24/2019</b>
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<b>Applicant's Name:</b>			<b>Owner's Name:</b>		
NAME: <b>JEFFREY MILLER</b>			NAME: <b>Jim Conz</b>		
ADDRESS: <b>241 Haydenville Rd</b>			ADDRESS: <b>271 North West Rd.</b>		
TOWN: <b>LEEDS</b>	STATE: <b>MA</b>	ZIP CODE: <b>01053</b>	TOWN: <b>WESTHAMPTON</b>	STATE: <b>MA</b>	ZIP CODE: <b>01027</b>
PHONE NO.: <b>(413) 687-8865</b>	FAX NO.:		PHONE NO.:	FAX NO.:	
EMAIL ADDRESS:			EMAIL ADDRESS:		

**Site Information:**

**Surveyor's Name:**

STREET NO.: <b>23 HOOKER AVE</b>				SITE ZONING: <b>URC(100)/</b>		COMPANY NAME:	
TOWN: <b>NORTHAMPTON MA 01060</b>				ACTION TAKEN: <b>Approved w/ Conditions</b>		ADDRESS:	
MAP: <b>24D</b>	BLOCK: <b>125</b>	LOT: <b>001</b>	MAP DATE:	SECTION OF BYLAW: <b>Chapt. 350-9.3 (1) (D): Pre-existing Nonconforming Structures or Uses May be Changed, Extended or Altered with a Finding from the Zoning Board of Appeals.</b>		TOWN:	STATE: ZIP CODE:
Book: <b>3804</b>	Page: <b>335</b>				PHONE NO.:		FAX NO.:
						EMAIL ADDRESS:	

NATURE OF PROPOSED WORK:

**Renew Taxi Cab Service Operations in a commercial building within a residential zone.**

HARDSHIP:

CONDITION OF APPROVAL:

- 1) **No more than 6 cabs may operate at the site**
- 2. No more than 4 cabs may be parked overnight**
- 3. No on street parking of cabs or employee vehicles.**
- 4. No idling of cabs or employee vehicles**
- 5. Vehicles shall not be parked so as to block private residential driveways**
- 6. Vehicle turnaround should be done using the site driveway**
- 7. No car maintenance is allowed between 10 PM and 7 AM**
- 8. Up to a maximum of two unregistered vehicles are allowed onsite but must be stored inside.**

FINDINGS:

**The Zoning Board granted the Finding to continue the non-conforming commercial use for the cab company at the site. The previous 8 month permit for the use expired. The Board found that the continued use with modified conditions was not substantially more detrimental to the neighborhood than the previous use. They therefore lifted the time limited permit condition.**

COULD NOT DEROGATE BECAUSE:

FILING DEADLINE: <b>4/23/2019</b>	MAILING DATE: <b>5/18/2019</b>	HEARING CONTINUED DATE:	DECISION DRAFT BY: <b>6/12/2019</b>	APPEAL DATE:
REFERRALS IN DATE: <b>5/11/2019</b>	HEARING DEADLINE DATE: <b>6/28/2019</b>	HEARING CLOSE DATE: <b>5/23/2019</b>	FINAL SIGNING BY: <b>6/12/2019</b>	APPEAL DEADLINE: <b>6/18/2019</b>
FIRST ADVERTISING DATE: <b>5/9/2019</b>	HEARING DATE: <b>5/23/2019</b>	VOTING DATE: <b>5/29/2019</b>	DECISION DATE: <b>5/29/2019</b>	
SECOND ADVERTISING DATE: <b>5/16/2019</b>	HEARING TIME: <b>5:30 PM</b>	VOTING DEADLINE: <b>6/6/2019</b>	DECISION DEADLINE: <b>8/2/2019</b>	

MEMBERS PRESENT:

VOTE:

**Maureen Scanlon** votes to **no action needed**

**Elizabeth Silver** votes to **Grant**

**David Bloomberg** votes to **Grant**

**Sara Northrup** votes to **Grant**

**Bob Riddle** votes to **no action needed**

**Zoning Board of Appeals - Decision**

**City of Northampton**

**Hearing No.: ZBA-2019-0020**

**Date: May 29, 2019**

<b>MOTION MADE BY:</b> <i>Elizabeth Silver</i>	<b>SECONDED BY:</b> <i>Sara Northrup</i>	<b>VOTE COUNT:</b> <b>3-0</b>	<b>DECISION:</b> <b>Granted w/ Conditions</b>
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**MINUTES OF MEETING:**

*Available on the City of Northampton website [www.northamptonma.gov](http://www.northamptonma.gov).*

*I, Carolyn Misch, as agent to the Zoning Board certify that this is a true and accurate decision made by the Zoning Board and certify that a copy of this and all plans have been filed with the Board and the City Clerk on the date shown above.*

*I certify that a copy of this decision has been mailed to the Owner and Applicant.*

*Carolyn S. Misch*

**Notice of Appeal**

**An appeal from the decision of the Zoning Board may be made by any person aggrieved pursuant to MGL Chapt. 40A, Section 17 as amended within twenty (20) days after the date of the filing of the notice of the decision with the City Clerk. The date is listed above. Such appeal may be made to the Hampshire Superior Court with a certified copy of the appeal sent to the City Clerk of the City of Northampton.**

