



City Of Attleboro, Massachusetts

ZONING BOARD OF APPEALS
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AGENDA NOVEMBER 14, 2019 6:30 P.M.

1. **PUBLIC HEARINGS:** DEADLINE
 - a. Aspen Blue Cultures, Inc. – 40 Forest Street (Special Permit & Variance, Case #5484) 12/27/19
 - b. Greenskies Renewable Energy – 219 South Main Street (Special Permit, Case #5485)
 - c. Joseph Tran – 438 South Main Street (Special Permit & Variance, Case #5486) 1/10/20
 - d. Atlantic-Attleboro Route 1, LLC – 463 Washington Street (Special Permit & Variance, Case #5487) 1/18/20
 - e. 54 Union Street, LLC – 54 Union Street & 12 Dunham Street (Special Permit, Case #5488)

2. **PUBLIC HEARINGS HELD OPEN:** DEADLINE
 - a. The Leonard J. Irving Center, Inc. & Ashli's, Inc. – 70 Frank Mossberg Drive (Special Permit, Case #5482)
 - b. The Leonard J. Irving Center, Inc., Ashli's Farm, Inc., & Ashli's Extracts, Inc. – 76 Frank Mossberg Drive (Special Permit, Case #5483)
 - c. BCWC, LLC – 0 Chartier Street, 31 Chartier Street, 128 Bacon Street, & 0 Westminster Street (Special Permit & Variance, Case #5474) 11/14/19
 - d. SOWA, LLC – 1 Highland Avenue and 5 Route 1A (Special Permit & Variance, Case #5469) 11/30/19
 - e. Mark Rioux – 4 Stead Avenue (Special Permit, Case #5462)

3. **PENDING APPLICATIONS: NONE SCHEDULED** DEADLINE

4. **APPOINTMENTS TO SPEAK:**
 - a. Attorney Edward Casey – 574 Newport Avenue, Case #5423 (See Agenda items #6i, 6j)

5. **STAFF REPORT: TO BE E-MAILED PRIOR TO MEETING**

6. **CORRESPONDENCE:**
 - a. Letter from District Fire Chief Allan Murrant, dated October 17, 2019, to Senior Land Use Planner Stephanie Davies, providing comment on the special permit application of Aspen Blue Cultures, Inc. for 40 Forest Street, Case #5484. (previously distributed via email) (See Agenda item #1a)
 - b. Letter from Fire Inspector GS Pion, Jr., dated November 5, 2019, to Director Gary Ayrassian of Planning and Development, providing flow test data relative to the special permit application of Aspen Blue Cultures, Inc. for 40 Forest Street, Case #5484. (previously distributed via email) (See Agenda item #1a)
 - c. Memorandum from Wastewater Superintendent Thomas Hayes, dated November 6, 2019, to Zoning Board Clerk Lauren Stamatis, providing comment on the special permit application of Aspen Blue Cultures, Inc. for 40 Forest Street, Case #5484. (previously distributed via email) (See Agenda item #1a)
 - d. Email from Police Chief Kyle Heagney, dated September 27, 2019, to attorney John Jacobi of Coogan Smith, LLP, regarding his satisfaction with the security plans for the special permit applications for 70 and 76 Frank Mossberg Drive, Cases #5482 & #5483. (See Agenda items #2a, 2b)

- e. Form P2 – Request for an extension of time to December 31, 2019, submitted by Julie Hall of Nova Farms, LLC, relative to the special permit application submitted by BCWC, LLC for 0 Chartier Street, Case #5474. **(See Agenda item #2c)**
- f. Letter from Executive Director Shawn Collins of the Cannabis Control Commission, dated October 16, 2019, to Nova Farms, LLC, withdrawing the summary suspension order relative to Nova Farms (f/k/a BCWC, LLC). **(previously distributed via email) (See Agenda item #2c)**
- g. Updated materials including response comments, traffic report, and site plan submitted by Chief Operations Officer Blair Fish of Nova Farms, LLC, dated October 18, 2019, to the Zoning Board of Appeals, relative to the special permit application of BCWC, LLC for 0 Chartier Street, Case #5474. **(hard copies previously distributed via mail) (See Agenda item #2c)**
- h. Form Z2 – Request for an extension of time to November 30, 2019, submitted by attorney Jack Jacobi on behalf of SOWA, LLC, relative to the special permit and variance application for 1 Highland Avenue/5 Route 1A, Case #5469. **(See Agenda item #2d)**
- i. Email from Trish Meadows, received November 5, 2019, to Planning Administrator Lauren Stamatis, requesting amendments to the fencing requirements conditioned in the special permit and variance decision for 574 Newport Avenue, Case #5423. **(previously distributed via email) (See Agenda item #4a)**
- j. Letter from attorney Edward Casey of Casey Law Offices, P.C., received November 6, 2019, to Zoning Board Chairwoman Catherine Merkle, relative to fencing requirements for the decision rendered for 574 Newport Avenue, Case #5423. **(previously distributed via email) (See Agenda item #4a)**
- k. Letter from Chief Operations Officer Blair Fish of Nova Farms, LLC, dated October 17, 2019, to the Zoning Board of Appeals, requesting a modification to the floor plan for the Marijuana Business special permit issued for 34 Extension Street. **(previously distributed via email)**
- l. Letter from Chief Operations Officer Blair Fish of Nova Farms, LLC, dated October 18, 2019, to the Department of Planning and Development, requesting to extend the temporary certificate of use and occupancy for 34 Extension Street. **(previously distributed via email)**
- m. Certificate of Vote from Zoning Board Clerk Lauren Stamatis, dated October 15, 2019, to City Clerk Stephen Withers, regarding the withdrawal without prejudice of the special permit application for 463 Washington Street, Case #5480.
- n. Letter from Director of Planning and Development Gary G. Ayrassian, dated October 8, 2019, to Planning Board Chairman Paul Danesi and Zoning Board of Appeals Chairwoman Catherine Merkle, regarding proposed changes to processes relative to public hearing legal advertisements.
- o. Letter from attorney Constant S Poholek, Jr., dated October 11, 2019, to the Zoning Board, providing notification as to a Community Outreach Meeting relative to Green River Cannabis Company's proposed Adult Retail Marijuana Establishment at 1815 County Street.

7. **MISCELLANEOUS PENDING CORRESPONDENCE: NONE**

8. **PENDING MINUTES:**

- a. February 14, 2019
- b. March 14, 2019
- c. April 11, 2019
- d. May 9, 2019
- e. June 13, 2019
- f. July 11, 2019
- g. August 8, 2019
- h. September 12, 2019
- i. October 10, 2019

9. PENDING APPEALS:

- a. Robert Geddes – 125 Tiffany Street, Case #5283 (Attleboro Sand and Gravel Corp., v. City of Attleboro, et al.)
- b. Peter Clark – 28 Martin Street, Case #5329 (Peter T. Clark., v. City of Attleboro, et al.)

10. UPCOMING PUBLIC HEARING AND BUSINESS MEETING SCHEDULE/MISCELLANEOUS/OTHER

- a. Regular meeting scheduled for December 12, 2019 in the Council Chambers.
- b. Regular meeting scheduled for January 9, 2019 in the Council Chambers.