

LEGAL NOTICE

NOTICE OF DECISION BY THE MIDDLETOWN PLANNING AND ZONING COMMISSION at its regular meeting of October 28, 2009

1. Granted a Special Exception for a non-retail use at 100 Main Street with a parking waiver with the following conditions: 1) The project shall conform with the representations made by the developer's representatives and the latest renderings and plans displayed as part of the Special Exception process at the hearing on October 28, 2009; 2) The developer shall secure formal Design Review and Preservation Board approval; 3) Prior to a building permit being issued, the developer shall secure formal Section 55 Site Plan Approval which will detail all landscaping and building materials and treatments, including a requirement that at least sixty (60%) percent of the Main Street frontage be window treatments and entry ways and a prohibition on opaque/frosted windows; 4) The exterior of the retail space on Main Street shall be built out in conjunction with the dialysis center and no Certificate of Occupancy shall be issued for the dialysis center until the exterior of the retail space is complete; and 5) If, after one (1) year, the Commission determines a problem with parking exists, the Commission can require the developer to secure additional parking. Applicant/agent P.J.S. Realty Co., Inc. SE2009-10
2. Approved a request for a four (4) year extension of the Special Exception approval for the fifteen (15) multi-family dwellings on Jackson Street to be known as Acheson Woods II with the condition that there be sidewalks installed fronting Jackson Street. Applicant/agent Gibraltar Transcontinental Assurance Co., Ltd./Victor Bequary, Secretary SE2008-6
3. Approved a request to transfer part of the currently existing open space in the Kelsey Estates Subdivision located off Arbutus Street to an adjacent neighbor with the following conditions: 1) that it be agricultural open space and no structures be allowed; 2) there be no retail sales on the property; and 3) the land be used for haying only. Applicant/agent Atty. Jennifer Gagosz Farrell S2002-5
4. Denied a request for a modification to the Special Exception approval for the new Walgreens on Saybrook Road, East Main Street and Mill Street to eliminate the condition that ten (10) parking spaces at the south end be pervious. Applicant/agent CPH/Herbert S. May, Jr., E.I. SE2009-3

Richard Pelletier, Chair
Planning and Zoning Commission

P. O. No. 2003-01785, Account No. 067419

The above legal notice to appear in the Hartford Courant ONCE

Thursday, November 5, 2009

THE MUNICIPAL BUILDING IS WHEELCHAIR ACCESSIBLE