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**Town of Ashland  
Planning Department**  
101 Main St.  
Ashland, MA 01721  
508.881.0101  
Ashlandmass.com/193/Planning

## Application for Planning Board Approval/Permit

Note: Application must be complete, with a certified plot plan and all application fees to be accepted.

### Property Information:

Street Address: 137 POND STREET  
Zoning District: HIGHWAY COMMERCIAL Overlay District: POND ST MIXED USE  
Assessor's Map: 22 Lot: 14 Deed Book: 84179 Page: 177  
Current Property Owner: PENDULUM LLC

### Permit/Approval Sought:

APPROVAL NOT REQUIRED

- |  |   |
|--|---|
| <input type="checkbox"/> Special Permit (§9.3)                 | <input type="checkbox"/> Scenic Road Permit (Ch. 249 §20)                   |
| <input type="checkbox"/> Special Permit Amendment/Modification | <input type="checkbox"/> Earth Removal Permit (Ch. 242 §3)                  |
| <input type="checkbox"/> Design Plan Review (§9.6)             | <input type="checkbox"/> Site Alteration Special Permit (§5.8)              |
| <input type="checkbox"/> Site Plan Review (§9.4)               | <input type="checkbox"/> Subdivision (Include Subdivision Application form) |
| <input type="checkbox"/> Site Plan Modification                | <input type="checkbox"/> Wireless Communication Facilities (§6.4)           |

Use Type:  Residential  Commercial  Industrial  Mixed Use

Applicant Information:  Owner  Tenant  Prospective Purchaser/Tenant

Name: PENDULUM LLC  
Address: 148 PARK ST NORTH READING MA 01864  
Phone: 617 538 2472 Email: OSWALDIER@LABTECH.COM  
Agent's Name: GEORGE CANNORS  
Agent's Address: 10 SOUTH-WEST CURTIS STORIE? NORTH-LEANSWICH MA 01532  
Agent's Phone: 508 393 9727 Agent's Email: GEORGE@SFCANNORS.LAW.COM

**Additional Information:**

Are all real estate taxes and other assessments to the Town current? YES

Is the parcel on a scenic road? NO Is the parcel in a flood plain? NO

Is the parcel within 100 feet of a wetland or 200 feet of a river? NO

Is this an amendment to a previously issued Special Permit? (Attach approved permit): NO

Date structure(s) built? 1700

**The following requirements are acceptable in Cover Letter or Memo format**

**Description of the Relief Sought:** (attach additional pages if needed)

NONE - CONFIRMATORY AIR

What specific zoning bylaws and/or Special Permit types are relevant to this application?

N/A

**Benefits of Project:**

N/A - NO CHANGES PROPOSED

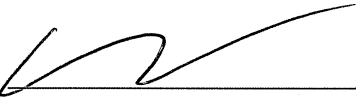
**Existing use and condition of the property and surrounding neighborhood:** (Please list all non-conformities.)

WOODED - RESIDENTIAL

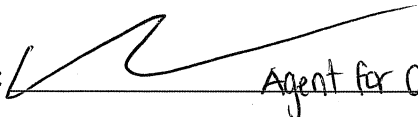
Attach Building Permit Denial letter if applicable.

By signing below, you assert this application is complete and accurate to the best of your knowledge:

**Signatures:**

Applicant/Agent:  Applicant's Name: GEORGE CONNORS

Agent's Relationship to Applicant: ENGINEER Firm: CONNORSTONE ENGINEERING, INC.

Owner:  Agent for Owner Owner's Name: GEORGE CONNORS

Note: If the applicant is not the owner, please have the owner sign above or submit a letter of permission with the application.

# Subdivision Application Supplemental Form:

## Approval Sought:

Preliminary Plan     Definitive Plan     Plan Modification     Lot Line Revision

Approval Not Required (ANR)

Subdivision Name (if not an ANR): NA

Number of Lots Proposed: 0    Total Acreage: 0.741    Total Open Space: 0

Linear Feet of Proposed/Modified Road: N/A

Are there any easements or deed restrictions on/in the development? (Attach copies): STATE EASEMENT SL 74551 PG 424 (19 PAGES)

## Will the development be any of the following?

Senior Residential Community (See Ch.282 §7.2): NO

Cluster Development (See Ch.282 §7.3): NO

Assisted Elderly Facilities (See Ch.282 §7.4): NO

Multi-family Dwelling (See Ch.282 §7.5): NO

Accessory Family Dwelling (See Ch.282 §7.6): NO

## Additional Considerations:

Is the project in a Flood Hazard Area? (See Ch.282 §8): NO

Was a plan submitted to the Conservation Commission? NO If yes, when? \_\_\_\_\_

Will a plan be submitted? NO If no, signature of Conservation Agent: \_\_\_\_\_

Is the site within 500 ft. of another municipality? NO

Does the property contain walking trails and/or trees 14" in diameter or larger? YES

## Additional Parties:

Engineer: CANNOSTINE ENGINEER Phone: 518 373 9727 Email: VH11@CSEI.NET

Architect: \_\_\_\_\_ Phone: \_\_\_\_\_ Email: \_\_\_\_\_

Landscape Architect: \_\_\_\_\_ Phone: \_\_\_\_\_ Email: \_\_\_\_\_

Attorney: GEORGE CANNORS Phone: 518 373 9727 Email: LAW.COM GEORGE @ GFCANNORS

# Approval Not Required Application Supplemental Form (Form A):

The applicant wishes to record the accompanying plan and requests a determination and endorsement by said Board that approval by it under the Subdivision Control Law is not required. The applicant believes that such approval is not re-quired for the following reasons: (Circle as appropriate.)

1. The accompanying plan is not a subdivision because - plan does not show a division of land.

2. The division of the tract of land shown on the accompanying plan is not a subdivision because every lot is shown on the plan has frontage of at least such distance as is presently required by the Code, Town of Ashland, Chapter 282 [Zoning] under Section \_\_\_\_\_ which requires \_\_\_\_\_ feet for erection of a building on such lot; and every lot shown on the plan has such frontage on:

a. a public way, or way which the Town Clerk certifies is maintained and used as a public way, namely:

POND STREET, or

b. a way shown on a plan theretofore approved and endorsed in accordance with the Subdivision Control Law, namely:

\_\_\_\_\_ on \_\_\_\_\_, and subject to the following conditions:

or,

a private way in existence on \_\_\_\_\_, the date when the Subdivision Control Law became effective in the Town of Ashland having, in the opinion of the Planning Board, sufficient width, suitable grades and adequate construction to provide for the needs of vehicular traffic in relation to the proposed use of the land abutting thereon or served thereby, and for the installation of municipal services to serve such land and the buildings erected or to be erected there-on, namely \_\_\_\_\_.

3. The division of the tract of land shown on the accompanying plan is not a subdivision because it shows a proposed conveyance/other instrument, namely \_\_\_\_\_ which adds to/takes away from/changes the size and shape of, lots in such a manner so that no lot affected is left without frontage as required by the Code, Town of Ashland, Chapter 282 [Zoning], Section \_\_\_\_\_, which requires \_\_\_\_\_ feet.

4. The division of the tract of land shown on the accompanying plan is not a subdivision because two (2) or more buildings, specifically \_\_\_\_\_ buildings were standing on the plan prior to \_\_\_\_\_, the date when the Subdivision Control Law went into effect in the Town of Ashland and one of such buildings remains standing on each of the lots/said buildings as shown and located on the accompanying plan. Evidence of the existence of such buildings prior to the effective date of the Subdivision Control Law is submitted as follows: \_\_\_\_\_

5. Other reasons or comment: (See M.G.L., Chapter 41, Section 81-L

CONFIRMATORY A/R - NO CHANGES PROPOSED

## **Application Requirements**

### **All applications:**

- All applications must include a fully completed application form and two checks for the full amount of the application fee and the peer review deposit the made to the Town of Ashland.
- All applications must include a copy of the Assessor's Card for the property or properties in question.
- Attach Building Permit Denial letter if applicable.
- All other applicable taxes and fees on the property must be paid before any permits can be issued. It is strongly advised to check with the Treasurer's Office before the application process is begun.
- Applications for Special Permits must include the type of permit applied for: use, Flood Plain Overlay District, environmental standards, parking, landscaping, loading requirements, adult entertainment, or any other Special Permit type.

### **Special Permit, Site Plan Review and Subdivision Approval Applications:**

All site plan review and subdivision approval applications must include four (4) copies of the Site Plan and/or Design Plan, two (2) 24x36", and ten (10) 11x17" sizes. Please discuss with the Planning Department plans or information that may be required specific to your project. In addition, a .pdf version of the submitted plans must be either handed to the Planning Department or sent be email to [planning@ashlandmass.com](mailto:planning@ashlandmass.com). A georeferenced CAD file (NAD83) of the as-built plans is required before occupancy permits are issued.

Special Permit applicants must submit a certified abutter's list of abutters within 300' of the subject property. Abutters lists are requested from the Assessor's Office at least 10 days before the application deadline.

Please note that Definitive Subdivision Applications must include all items as required in Chapter 344 Section 8 of the town bylaws unless specifically waived by the Planning Board.

All peer review deposits must include a W-9 form if the town does not already have this on file. This is to allow us to return any remaining funds at the end of the process. Applicants may request a balance of the funds at any time.

### **Scenic Road Special Permit:**

All scenic road special permits must include three (3) copies of the plans along with an electronic copy of submitted materials.

### **Earth Removal Special Permit:**

All earth removal permits must include three (3) copies of the contour plan showing original grades and drainage, along with three (3) copies of the same at completion. The application must also include a detail of the amount and type of material to be removed, and the proposed truck route including truck size.

### **Site Alteration Special Permit:**

Site Alteration Permits must include photographs of the site, location of trees and vegetation, number of landscaping materials, a certified plot plan, a timetable and a written narrative of the reasons for the project and how erosion will be controlled. See Chapter 282 Section 5.8 for exact requirements.

## Ashland Planning Department Fees

<b><u>Site Plan Review:</u></b>	
Industrial/Commercial (Square Feet)	\$775
0-2,000 SF	\$1,025 + peer review deposit of \$2,000
2,001-5,000 SF	\$2,025 + peer review deposit of \$2,000
5,001-10,000 SF	\$2,025 + \$0.15 per SF of Gross Floor Area + peer review deposit of \$3,500
Greater than 10,000 SF	\$2,025 + \$0.15 per SF of Gross Floor Area + peer review deposit of \$6,000
Residential:	\$25 + \$250 per residential unit + peer review deposit of \$2,500
<b><u>Special Permit Application:</u></b>	\$400
<b><u>Special Permit Modification*:</u></b>	\$400* (may be waived at Board's discretion if changes are deemed minor)
<b><u>Subdivision Application:</u></b>	
Approval Not Required:	\$250 + \$150 per additional lot created
Preliminary Plan Approval:	\$1,600 + \$150 per additional lot created + peer review deposit of \$2,500
Definitive Plan Approval:	\$2,100 + \$500 per lot + peer review deposit of \$5,000
Modification of Preliminary Plan:	\$1,600 + peer review deposit of \$1,500
Modification of Definitive Plan:	\$1,600 + peer review deposit of \$2,500
<b><u>Other Costs:</u></b>	
Lot Release:	\$150 per lot
Lot Re-Release:	\$50 per lot
Design Review Fee:	\$50
Abutter List:	\$2 per abutter, \$50 max (Obtained at Assessors Department)

Revised by Planning Department 1/17/2024

# Application for Approval of a Definitive Subdivision Plan

## Form C

Also, can be used for a Preliminary Subdivision Plan (Form B)

The undersigned, being the applicant as defined under M.G.L. Chapter 41, Section 81-L, for approval of a proposed subdivision shown on a plan entitled:

By: \_\_\_\_\_ Dated: \_\_\_\_\_

And described as:

Located: \_\_\_\_\_

Number of lots proposed: \_\_\_\_\_ Total acreage: \_\_\_\_\_

Hereby submits said plan as a Definitive Subdivision Plan in accordance with the Rules and Regulations of the Ashland Planning Board and makes application to the Board for approval of said plan.

The undersigned's title to said land is derived from: \_\_\_\_\_

By deed dated: \_\_\_\_\_ and recorded in the: \_\_\_\_\_ Registry of Deeds,

Book: \_\_\_\_\_, Page: \_\_\_\_\_, and said Registry District of the Land Court, Certificate of

Title No.: \_\_\_\_\_

And said land is free from encumbrances except for the following: \_\_\_\_\_

Did the plan evolve from a preliminary plan? \_\_\_\_\_ Date submitted: \_\_\_\_\_

Was it approved? \_\_\_\_\_ Date of decision: \_\_\_\_\_

By signing below, you assert this application is complete and accurate to the best of your knowledge:

### Signatures:

Applicant/Agent: \_\_\_\_\_ Applicant's Name: \_\_\_\_\_

Agent's Relationship to Applicant: \_\_\_\_\_ Firm: \_\_\_\_\_

Owner: \_\_\_\_\_ Owner's Name: \_\_\_\_\_

### Board of Health Stamp: