



**PLANNING BOARD**  
 City Hall, Room 303  
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[www.newbedford-ma.gov](http://www.newbedford-ma.gov)

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 NEW BEDFORD, MA

2019 JUL 23 P 2:43

CITY CLERK

City of New Bedford  
 Jonathan F. Mitchell, Mayor

**NOTICE OF DECISION**

<b>Case Number:</b> 18-49				
<b>Request Type:</b> Special Permit				
<b>Address:</b> WS Acushnet Avenue				
<b>Zoning:</b> Mixed Use Business				
<b>Recorded Owners:</b> Beira Properties, LLC				
<b>Owner Address:</b> 12 Plumleigh Drive Dartmouth, MA 02747				
<b>Applicant:</b> Architectural Consulting Group, Inc.				
<b>Applicant Address:</b> 2206 Acushnet Avenue New Bedford, MA 02745				
<b>Application Submittal Date</b>	<b>Public Hearing Date(s)</b>			
October 12, 2018	November 14, 2018; January 9, 2019; February 13, 2019; April 10, 2019; May 8, 2019; June 12, 2019; July 10, 2019			
<b>Decision Date</b>				
July 10, 2019				
<b>Assessor's Plot Number</b>	<b>Lot Number</b>	<b>Book Number</b>	<b>Page Number</b>	<b>Certificate Number</b>
98	278	11669	173	

**Application:** Architectural Consulting Group, Inc. (2206 Acushnet Avenue New Bedford, MA 02745) on behalf of Beira Properties, LLC (12 Plumleigh Drive Dartmouth, MA 02747) for a Special Permit for a reduction in the number of parking spaces required for a 1,040 SF hair salon establishment located at WS Acushnet Avenue (Map 98 Lot 278) on a 2,592 SF site in a Mixed-Use Business [MUB] zoned district.

**Action: WITHDRAWN, WITHOUT PREJUDICE**

A copy of this decision is filed with the City Clerk of the City of New Bedford on July 23, 2019.

7/23/2019

Date

Kathryn Duff, Chair

City of New Bedford Planning Board

### **1.) APPLICATION SUMMARY**

Architectural Consulting Group, Inc. (2206 Acushnet Avenue New Bedford, MA 02745) on behalf of Beira Properties, LLC (12 Plumleigh Drive Dartmouth, MA 02747) for a Special Permit for a reduction in the number of parking spaces required for a 1,040 SF hair salon establishment located at WS Acushnet Avenue (Map 98 Lot 278) on a 2,592 SF site in a Mixed-Use Business [MUB] zoned district.

### **2.) MATERIALS REVIEWED BY THE PLANNING BOARD**

#### **Plans Considered to be Part of the Application**

- Plan Set – “European Hair Stylists 1349 Acushnet Avenue New Bedford, MA 02745”, prepared by Architectural Consulting Group, Inc., in New Bedford, MA, unstamped. The plan set consists of the following sheet:
  - C-1 Site Plan

#### **Other Documents and Supporting Materials**

- Special Permit Application stamped received by the City Clerk’s Office October 12, 2019.
- Certified Abutters List
- Department of Planning, Housing & Community Development Staff Report dated November 14, 2019.
- Department of Public Infrastructure (DPI) Comments dated November 7, 2019.
- Letters from the Architectural Consulting Group requesting continuances, dated: November 9, 2018; December 12, 2018; January 14, 2019; March 19, 2019; April 18, 2019; and May 14, 2019.
- E-mail from Pedro Fernandes requesting to withdraw the application without prejudice, dated July 10, 2019.

### **3.) DISCUSSION**

**November 14, 2018;** Board members Kathryn Duff, Arthur Glassman, Alex Kalife, Kamile Khazan, and Peter Cruz were in attendance at meeting. City Planner Tabitha Harkin and Staff Planner Jennifer Carloni were present during the discussion. Chair Duff read into the record a correspondence from the applicant requesting a continuance to the January meeting. Mr. Glassman made a motion, seconded by Mr. Cruz to receive the letter into the record. Motion passed unopposed. Mr. Cruz made a motion, seconded by Mr. Glassman to continue the case to the January 9, 2019 meeting. Motion passed unopposed.

**January 9, 2019;** Board members Kathryn Duff, Arthur Glassman, Alex Kalife, Kamile Khazan, and Peter Cruz were in attendance at meeting. City Planner Tabitha Harkin and Staff Planner Jennifer Carloni were present during the discussion. Chair Duff read into the record a correspondence from the applicant requesting a continuance to the January meeting. Mr. Glassman made a motion, seconded by Ms. Khazan to receive the letter into the record. Motion passed unopposed. Mr. Glassman made a motion, seconded by Mr. Cruz to continue the case to the February 13, 2019 meeting. Motion passed unopposed.

**February 13, 2019;** Board members Kathryn Duff, Arthur Glassman, Alex Kalife, Kamile Khazan, and Peter Cruz were in attendance at meeting. City Planner Tabitha Harkin and Staff Planner Jennifer Carloni were present during the discussion. Chair Duff read into the record a correspondence from the applicant requesting a continuance to the April meeting. Mr. Glassman made a motion, seconded by Mr. Cruz to receive the letter into the record. Motion passed unopposed. Mr. Glassman made a motion, seconded by Mr. Cruz to continue the case to the April 10, 2019 meeting. Motion passed unopposed.

**April 10, 2019;** Board members Kathryn Duff, Arthur Glassman, Alex Kalife, Kamile Khazan, and Peter Cruz were in attendance at meeting. City Planner Tabitha Harkin and Staff Planner Jennifer Carloni were present during the discussion. Chair Duff read into the record a correspondence from the applicant requesting a continuance to the May meeting. Mr. Glassman made a motion, seconded by Mr. Cruz to continue the case to the May 8, 2019 meeting. Motion passed unopposed.

**May 8, 2019;** Board members Kathryn Duff, Arthur Glassman, Alex Kalife, Kamile Khazan, and Peter Cruz were in attendance at meeting. City Planner Tabitha Harkin and Staff Planner Jennifer Carloni were present during the discussion. Chair Duff read into the record a correspondence from the applicant requesting a continuance to the June meeting. Mr. Glassman made a motion, seconded by Mr. Cruz to continue the case to the June 12, 2019 meeting. Motion passed unopposed.

**June 12, 2019;** Board members Kathryn Duff, Arthur Glassman, Alex Kalife, Kamile Khazan, and Peter Cruz were in attendance at meeting. City Planner Tabitha Harkin and Staff Planner Jennifer Carloni were present during the discussion. Chair Duff read into the record a correspondence from the applicant requesting a continuance to the July meeting. Mr. Glassman made a motion, seconded by Mr. Cruz to continue the case to the July 10, 2019 meeting, noting this is the final continuance to be granted for this case. Motion passed unopposed.

**July 10, 2019;** Board members Kathryn Duff, Arthur Glassman, Alex Kalife, Kamile Khazan, and Peter Cruz were in attendance at meeting. City Planner Tabitha Harkin and Staff Planners Jennifer Carloni and Rudy Botros were present during the discussion. Chair Duff read into the record a correspondence from the property owner Mr. Pedro Fernandes requesting to withdraw the application without prejudice. Mr. Glassman made a motion as detailed below in section 4.

#### 4.) DECISION

Board Member Glassman made the motion, seconded by Mr. Cruz to allow the applicant to withdraw, without prejudice, Case #18-49: WS Acushnet Avenue - Request by applicant for Special Permit for a reduction in the number of parking spaces required for a 1,040 SF hair salon establishment located at WS Acushnet Avenue (Map 98 Lot 278) on a 2,592 SF site in a Mixed-Use Business [MUB] zoned district. Applicant: Beira Properties, LLC (12 Plumleigh Drive Dartmouth, MA 02747). Applicant's Agent: Architectural Consulting Group, Inc. (2206 Acushnet Avenue New Bedford, MA 02745).

The motion being properly made and seconded, the Chair called for a roll call vote which was taken and unanimously approved five (5) to zero (0).

Board Chair Duff – Yes  
Board Member Glassman – Yes

Board Member Khazan – Yes    Board Member Kalife - Yes  
Board Member Cruz – Yes

Filed with the City Clerk on:

7.23.2019  
Date

  
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Kathryn Duff, Chair  
City of New Bedford Planning Board

