



# CITY OF SALEM PLANNING BOARD

2017 SEP 29 AM 11:00

CITY CLERK  
SALEM, MASS

## Site Plan Review Withdrawal without Prejudice Decision

370-376 Highland Avenue  
(Map 3, Lots 63, 64, and 65)

September 29, 2017

**Re: Application of Town Fair Tire Centers, Inc for a Site Plan Review and a Stormwater Management Permit**

### Statements of Fact:

1. In the petition date-stamped June 29, 2017, the applicant Town Fair Tire Centers, Inc. requested a Site Plan Review in accordance with Section 9.5 of the Salem Zoning Ordinance a Stormwater Management Permit in accordance Sec. 37 of the Salem Code of Ordinances to allow for the demolition of the existing structures and the construction a 7,269 square foot building for a Town Fair Tire Center retail sales use at the property of 370-376 Highland Avenue (Map 3, Lots 63, 64, and 65)."
2. On July 13, 2017, Attorney George W. Atkins III of Ronan, Segal & Harrington- 65 Congress Street, Salem, MA, submitted a letter requesting a continuation from the meeting on July 20, 2017 to the meeting of September 21, 2017.
3. On July 20, 2017, the Planning Board continued to the application to September 21, 2017. No testimony was heard from the petitioner.
4. On August 8, 2017, Attorney George W. Atkins III, submitted a letter requesting a to withdraw the application without prejudice due to an internal review of the submitted plans and lease discussions with the site landlord.
5. On September 21, 2017, no testimony was heard from the petitioner.
6. On September 21, 2017, the Salem Planning Board voted seven in favor (Ben Anderson, Matt Veno, Helen Sides, Kirt Rieder, Carole Hamilton, Noah Koretz, Dale Yale) and none (0) opposed, to allow the applicant to withdraw the application without prejudice, on basis of the above statements of facts.

THE PETITION IS WITHDRAWN WITHOUT PREJUDICE

Ben J. Anderson  
Chair

A COPY OF THIS DECISION HAS BEEN FILED WITH THE PLANNING BOARD AND THE CITY CLERK

*Appeal from this decision, if any, shall be made pursuant to Section 17 of the Massachusetts General Laws Chapter 40A, and shall be filed within 20 days of filing of this decision in the office of the City Clerk. Pursuant to the Massachusetts General Laws Chapter 40A, Section 11, the Variance or Special Permit granted herein shall not take effect until a copy of the decision bearing the certificate of the City Clerk has been filed with the Essex South Registry of Deeds.*