



## ZONING BOARD of APPEALS

City Hall, Room 303  
133 William Street,  
New Bedford, MA 02740  
(508) 979-1488  
[www.newbedford-ma.gov](http://www.newbedford-ma.gov)

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OCT 20 2020

CITY CLERK

CITY OF NEW BEDFORD

JONATHAN F. MITCHELL, MAYOR

## NOTICE OF DECISION

|                            |  |                  |             |                    |
|----------------------------|--|------------------|-------------|--------------------|
| Case Number:               | #4394  |                  |             |                    |
| Request Type:              | Special Permit   |                  |             |                    |
| Address:                   | 52-54 Brigham Street   |                  |             |                    |
| Zoning:                    | Mixed Use Business (MUB)   |                  |             |                    |
| Recorded Owner:            | PRL Realty, LLC, Patricia L. Andrade,<br>Wayne G. Tessler & Pauline Massed; Trustee of Suite 5 Real Estate Trust,<br>Elizabeth Silva & Durval Silva; Trustee of Suite 6 Realty Trust |                  |             |                    |
| Owner Address:             | 52-54 Brigham Street, New Bedford, MA 02740  |                  |             |                    |
| Applicant:                 | Clean Slate Centers, Inc.  |                  |             |                    |
| Applicant Address:         | 12 Cadillac Drive, Brentwood, TN 37027   |                  |             |                    |
| Application Submittal Date | Public Hearing Date  | Decision Date    |             |                    |
| August 28, 2019            | 10/17/19, 11/14/19,12/12/19,<br>1/16/20,2/13/20,3/19/20,4/23/20,5/28/20,6/18/20,7/16/20,<br>8/20/20,9/17/20,10/15/20   | October 15, 2020 |             |                    |
| Assessor's Plot Number     | Lot Number(s)  | Book Number      | Page Number | Certificate Number |
| 39                         | 18A-D, F, H, K   | 1908             | 199-211     | -                  |

**Application:** Clean Slate Centers, Inc., (12 Cadillac Drive, Brentwood, TN 37027) for a Special Permit under Chapter 9 Comprehensive Zoning Sections 2200 (use regulations), 2210 (general), 2230 (table of use regulations-Appendix A, commercial #25 medical offices, center or clinic) and 5300-5330 & 5360-5390 (special permit); relative to property located at **52-54 Brigham Street**, Assessors' map 39 lot 18A-D,F,H,K in a Mixed Use Business [MUB] zoned district. The petitioners are proposing to operate a medical office space for outpatient treatment per plans filed.

**Action:** WITHDRAWN, without prejudice.

A copy of this Decision was filed with the City Clerk of the City of New Bedford on October 20, 2020.

October 19, 2020

Date

  
Stephen Brown, Clerk of the Zoning Board of Appeals

## APPLICATION SUMMARY

The petitioner proposes to operate a medical office space for outpatient treatment per plans filed, which requires a Special Permit under Chapter 9 Comprehensive Zoning Sections 2200 (use regulations), 2210 (general), 2230 (table of principal use regulations-Appendix A, commercial #25 medical offices, center or clinic) and 5300-5330 & 5360-5390 (special permit); relative to property located at **52-54 Brigham Street**, Assessors' map 39 lot 18A-D,F,H,K in a Mixed Use Business [MUB] zoned district.

## 1.) DISCUSSION

On the evening of the October 15, 2020 meeting, board members: Laura Parrish, Stephen Brown, Allen Decker, Robert Schilling and Celeste Paleologos were present for the virtual hearing. City of New Bedford staff: Danny D. Romanowicz (Commissioner of Buildings & Inspectional Services), and Angela Goncalves (Assistant Project Manager) were present during proceedings for the subject case review.

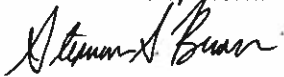
In regard to case #4394 Clerk Brown made a motion, seconded by Celeste Paleologos to receive and place on file the communication from Attorney Russell Whynacht, dated October 6, 2020; requesting to withdraw the Zoning Board of Appeals Special Permit application, without prejudice (Case#4394 52-54 Brigham Street), with the understanding that the Zoning board of Appeals would waive the application fees for resubmittal at a later date if it becomes necessary.

## 2.) DECISION

A motion to approve was made by Clerk Brown and seconded by Mrs. Paleologos as follows to allow the applicant to withdraw, without prejudice. Further if the applicant chooses to reapply for this project at a later date the Zoning Board of Appeals will waive the application fee.

On a motion by S. Brown seconded by C. Paleologos to grant the request to withdraw, without prejudice, the vote Passed 5-0-0 with members R. Schilling, A. Decker, S. Brown, L. Parrish and C. Paleologos voting in the affirmative; and no members voting in the negative or abstaining. (Tally 5-0-0).

Filed with the City Clerk:



Stephen Brown  
Clerk of the Zoning Board of Appeals

October 19, 2020

Date