



PLANNING DEPARTMENT
Community & Economic Development Division

Special Permit - Planned Development District Instructions

Procedure and Requirements for Filing an Application for a Definitive Planned Development District Special Permit;

The following information must be submitted thirty (30) days prior to the first public hearing. Failure to submit the required information within the time periods prescribed may result in a dismissal by the Planning Board of an application as incomplete. The information herein is an abstract of more specific requirements listed in the Zoning Bylaw and is not meant to supersede them.

- **Step 1: Pick up application package:**
The petitioner picks up complete application package.
- **Step 2: Special Permit Application Form:**
Petitioner completes three (3) copies of the application form. All information as required shall be completed.
- **Step 3: Plan Preparation:**
Petitioner submits all of the required information as cited in Sections 10.31 and 11 in the North Andover Zoning Bylaw.
- **Step 4: Plan Referral:**
The petitioner delivers **one copy of their plan and application** to the following departments: Department of Public Works, Town Engineer, DPW, Fire Department, Conservation Department, Building Department, Health Department, School Department, Water & Sewer Department, Water Treatment Department, and Police Department. **Each department must sign their signature on the Form L provided and enclosed herein. When all signatures are received, you then supply this original form with the application, which acknowledges all departments receiving copies of your proposal, to the Planning Department. Failure to provide this acknowledgement will result in your application not being complete or accepted by the Planning Department. We suggest you begin this process at least 48 (forty-eight) hours prior to filing with the Planning Department.**
- **Step 5: Submit Application:**
On or before noon on the application deadline date the petitioner goes to the Town Clerk to obtain a time stamp on three (3) applications. Leave one application with the Town Clerk and bring two (2) time stamped applications to the Planning Department. Petitioner submits to the Planning Department two (2) sets of full size plans 1"=40' no larger than 24"x36" prepared by a Registered Professional Engineer or Land Surveyor. Petitioner submits an additional three (3) sets of plans no larger than 11"x17". Petitioner submits and electronic PDF version of all submission material. Application must include submittal of outside consultant review escrow form.
- **Step 6: Submit Filing Fees:**
The petitioner submits two separate checks for filing and outside consultant fees. SEE FEE SCHEDULE:
- **Step 7: Mail Application to Outside Consultant:**
The petitioner mails a copy of the plan and application to the outside consultant for review. Please contact the Planning Department for more information.
- **Step 8: Notification of Parties in Interest:**
Petitioner picks up an updated certified abutters list from the Assessor's office (located at 120 Main St.) It is to be submitted as part of the application submittal.
- **Step 9: Legal Notice:**
The petitioner is responsible for delivering the legal notice to the newspaper to be published and is responsible for costs for same. The petitioner is responsible for the costs for certified mailing of the legal notice to each abutter. See specific updated instructions for certified mailing of legal notices on the Planning Department website.
- **Step 10: Public Hearing before the Planning Board:**
The petitioner should appear in his/her behalf, or be represented by an agent or attorney. In the absence of any appearance without due cause on behalf of the petitioner, the Planning Board shall decide on the matter by using the information it has otherwise been provided.
- **Step 11: Decision:**
After the hearing(s), a copy of the Planning Board's decision will be sent to the petitioner, engineer and all parties in interest. (Any appeal of the Planning Board's decision may be made pursuant to Massachusetts General Laws Ch. 40A sec. 17 within twenty (20) days after the decision is filed with the Town Clerk.)
- **Step 12: Recording Certificate of Decision Plans:**
The petitioner is responsible for recording certification of the decision and any accompanying plans at the Essex North Registry of Deeds, Lawrence Massachusetts. Petitioner should bring in one recorded copy of the decision and three paper copies of the recorded plan of land along with the proof of recording cash register slip to the Planning Department

Special Permit - Planned Development District (*Definitive*) Requirements

WRITTEN DOCUMENTATION

Applications for a special permit must be supported by a legibly written or typed memorandum setting forth in detail all facts relied upon. Addressing each of the below

GENERAL REQUIREMENTS TO BE MET FOR OBTAINING A SPECIAL PERMIT

- Encouraging the most appropriate use of land;
- Preventing overcrowding of land;
- Conserving the value of land and buildings;
- Lessening congestion of traffic;
- Preventing undue concentration of population;
- Providing adequate light and air;
- Reducing the hazards from fire and other danger;
- Assisting in the economical provision of transportation, water, sewerage, schools, parks, and other public facilities;
- Controlling the use of bodies of water, including watercourses;
- Reducing the probability of losses resulting from floods; and
- Reserving and increasing the amenities of the Town; AND

ZONING BYLAW SECTION 10.31

The Special Permit Granting Authority must have all the following conditions met:

- The specific site is an appropriate location for such a use, structure or condition;
- The use as developed will not adversely affect the neighborhood;
- There will be no nuisance or serious hazard to vehicles or pedestrians;
- Adequate and appropriate facilities will be provided for the proper operation of the proposed use;
- The Special Permit Granting Authority shall not grant any Special Permit unless they make a specific finding that the use is in harmony with the general purpose and intent of this Bylaw.

SPECIFIC REQUIREMENTS TO BE MET FOR OBTAINING PDD SPECIAL PERMIT

A Plan prepared by a Registered Professional Engineer or Surveyor. See Bylaw Section 11 PDD.

- It shall be drawn at a scale of one-inch equals forty feet unless another scale is requested and found suitable by the Planning Board.
- The Plan shall be prepared by a land surveyor, professional engineer, or architect.
- The scale, date, and north arrow shall be shown.
- The plans shall be certified by the land surveyor doing the boundary survey and the professional engineer or architect on the location of the buildings, setbacks, and all other required dimensions, elevations, and measurements and shall be signed under the penalties of perjury.
- The corner points of the lot and change of direction of lines shall be marked by stone monuments, cut in stone, stake and nail, iron pin, or other marker and shall be so marked.
- Lot number, dimension of lot in feet, size of lot in square feet, and width of abutting streets and ways.
- Easements within the lot and abutting thereon.
- The location of existing or proposed buildings on the lot.
- The location of existing wetlands, water bodies, wells, 100 year floodplain elevation and other natural features requested by the Planning Board.
- The dimensions of the existing and proposed buildings in feet.
- The distance of existing and proposed buildings from the lot lines and the distance between buildings on the same lot
- Percent of the lot coverage.
- Average finished grade of each proposed building.
- The elevation above average finished grade of the floor and ceiling of the lowest floor of each proposed building.
- Existing and proposed topographical lines at two (2) foot intervals.
- The use designation of each building or part thereof, and of each section of open ground, plaza, or usable roof space.
- Number of parking spaces.
- Height of all proposed buildings, above average finished grade of abutting streets.
- Number of apartments, meeting rooms, and restaurant and theater.
- Total square feet of floor space of all landscape and recreation areas, and depiction of materials to be used (grass, 5-foot shrubs, etc.)
- Deed or other recorded instrument that shows the applicant to be the owner under option of the land to designate as a Planned Development.

NOTE: A Special Permit once granted by the Planning Board will lapse in two (2) years if not exercised unless the Planning Board grants an extension.

Special Permit - Planned Development District Application

Please type or print clearly.

1. Petitioner: _____

Petitioner's Address: _____

Telephone number: _____

2. Owners of the Land: _____

Address: _____

Number of years of ownership: _____

3. Year lot was created: _____

4. Description of Proposed Project:

5. Description of Premises: _____

6. Address of Property Being Affected:

Zoning District: _____

Assessors Map: _____ Lot #: _____

Registry of Deeds: Book #: _____ Page #: _____

7. Existing Lot:

Lot Area (Sq. Ft): _____ Building Height: _____

Street Frontage: _____ Side Setbacks: _____

Front Setback: _____ Rear Setback: _____

Floor Area Ratio: _____ Lot Coverage: _____

8. Proposed Lot (if applicable):

Lot Area (Sq. Ft): _____ Building Height: _____

Street Frontage: _____ Side Setbacks: _____

Front Setback: _____ *Rear Setback:* _____

Floor Area Ratio: _____ Lot Coverage: _____

9. Required Lot (as required by Zoning Bylaw):

Lot Area (Sq. Ft.): _____
Street Frontage: _____
Front Setback: _____
Floor Area Ratio: _____

Building Height: _____
Side Setbacks: _____
Rear Setback: _____
Lot Coverage: _____

10. Existing Building (if applicable):

Ground Floor (Sq. Ft.): _____
Total Sq. Ft.: _____
Use: _____

of Floors: _____
Height: _____
Type of Construction: _____

11. Proposed Building:

Ground Floor (Sq. Ft.): _____
Total Sq. Ft.: _____
Use: _____

of Floors: _____
Height: _____
Type of Construction: _____

12. Has there been a previous application for a Special Permit from the Planning Board on these premises? _____ If so, when and for what type of construction? _____

13. Section of Zoning Bylaw that Special Permit Is Being Requested _____

14. Petitioner and Landowner signature(s):

Every application for a Special Permit shall be made on this form, which is the official form of the Planning Board. Every application shall be filed with the Town Clerk's office. It shall be the responsibility of the petitioner to furnish all supporting documentation with this application. The dated copy of this application received by the Town Clerk or Planning Office does not absolve the applicant from this responsibility. The petitioner shall be responsible for all expenses for filing and legal notification. Failure to comply with application requirements, as cited herein and in the Planning Board Rules and Regulations may result in a dismissal by the Planning Board of this application as incomplete.

Petitioner's Signature: _____

Print or type name here: _____

Owner's Signature: _____

Print or type name here: _____

15. Please list title of plans and documents you will be attaching to this application.

