

**9 DEERING STREET
R-6 ZONE & HISTORIC OVERLAY
46-B-23
10,370 SQ FT**

- March 14, 1958 Conditional Use appeal to permit alterations in the 1st story of the single family building to allow 2 suites of doctor's offices and for a parking area in the rear for 9 cars – approved with conditions concerning the parking – owner never acted on this (no permits and no C of O on file.
- Feb. 12, 1959 Letter from the City explaining Building Code violations based on the new business use – no fire resistive windows or parapet wall.
- Feb. 13, 1959 Conditional Use appeal to change the use from a single family to one suite of doctor's offices on the 1st floor, 2 apt on the second floor with the third floor to be vacant & not used for living quarters – approved with no conditions.
- Feb. 16, 1959 Municipal officers Building code Appeal concerning the lack of fire resistive windows and required parapet wall – approved
- March 26, 1959 Permit #59-00279 issued allowing a change of use to one suite of doctor's offices on 1st floor, 2 apartments on second floor and 3rd floor to remain vacant & not used for living quarters
- May 22, 1959 Certificate of Occupancy issued in reference to permit 59/279
- Sept. 15, 1960 Variance appeal to permit foundation & permanent enclosure for existing one-story porch on rear of building to use this additional space in connection with existing suite of doctor's offices on the 1st floor – granted
- April 5, 1965 Municipal Officers Building Code request to provide 2 apartments on 3rd story, thus making four apartments as well as a suite of doctor's offices on the 1st floor – 1) No 1-hr fire resistive separation between the offices on the 1st floor and the apartments above; 2) A single step down from 2nd floor platform of rear stairs is in violation – granted conditionally that an automatic fire alarm system be installed.
- April 12, 1965 Permit 65/363 issued for a change of use for office suite on 1st floor and 2 apartments on 2nd floor and 2 apartments on 3rd floor – separate permit for fire escape to be under another application.

March 16, 1966	Certificate of Occupancy issued for the two new apartments on the third floor.
Nov. 2, 1981	Order #284 City Council approved a text amendment of the Zoning Ordinance to allow “Attorneys-at-Law” under Conditional Uses in the R-6 Zone.
Nov. 18, 1981	Permit application to change the use from 4 apartments and 1 doctors office to 4 apartments and 1 attorney office - ** Permit not stamped and not issued **.
Dec. 1, 1981	Letter from Richard J. Goduti, Jr. concerning changing the 1 st floor doctors offices to attorney’s offices (Morrill & Skolfield Attorneys) – employs six people and approximately 10 people per day served. Note: site plan shows 12 car spaces for off-street parking.
Dec. 17, 1981	Conditional Use appeal to change the use from 4 apartments and doctor’s offices on 1 st floor to 4 apartments and attorney’s office on 1 st floor – granted – no conditions.
Aug. 31, 1982	Letter of illegal use “DownEast Carriers” – from Merlin Leary.
October 11, 2006	Zoning letter from Ann Machado outlining the need to legalize illegal uses on the first floor by means of a Conditional Use appeal.
Oct. 16, 2006	Building permit issued to allow repair to retaining wall – add concrete retaining wall to abut ledge – condition by zoning on the illegal use – to go thru a process to legalize the existing uses.
March 15, 2007	Zoning Board of Appeals approved a Conditional Use appeal for 1 st floor to be professional offices. Next day James Goduti was sent a letter of appeal approval and a permit application to follow-up with a building permit.
Sept. 20, 2007	Ann Machado sent another letter to James Goduti concerning the time lapse for a permit application to follow-up the Conditional Use approval by the ZBA. After 6 months the ZBA approval is void. James Goduti must reapply for a Conditional Use approval by the ZBA.

Oct. 3, 2007

James Goduti paid \$100 and submitted some documentation for a Conditional Use appeal for the professional offices on the first floor. He never followed-up with the actual appeal. The use(s) on the first floor are not legal thru any issued permit.