

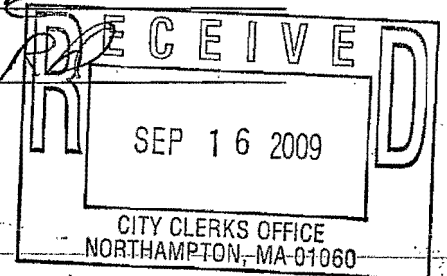
We the Owners of land immediately adjacent and extending three hundred feet from the land (Lots 42-79 & 42-89) proposed to be included in the attached proposed zoning change (concerning Sections 350-10.7 & 5.2) hereby protest the action of the Northampton City Council regarding such zoning change, for the numerous reasons including but not limited to the following:

1. The change is arbitrary and capricious in that the general welfare would be harmed by increased truck and other traffic, noise, congestion, poor air quality, and pollution of the environment;
2. The change is arbitrary and capricious in that the general welfare would be harmed by locating the landfill expansion over the Barnes Aquifer, a source for public water supply;
3. The change is arbitrary and capricious in that the general welfare would be harmed by expanding the landfill as such expansion is an objectionable use, with objectionable odor, noise, and increased traffic in a residential area; and
4. The change is arbitrary and capricious in that the general welfare would be harmed by decreasing the property values.

Name

Address

<u>Nancy Moriarty</u>	<u>Nancy Moriarty</u>	<u>960 Westhampton Rd</u>
<u>BOB MORIARTY</u>	<u>Bob Moriarty</u>	<u>960 WESTHAMPTON RD</u>
<u>KARAN MORIN</u>	<u>KARAN MORIN</u>	<u>122 Glendale Rd</u>
<u>Robert Morin</u>	<u>Robert MORIN</u>	<u>122 Glendale Rd.</u>
<u>John Brian Buxa</u>		<u>58 Glendale Rd</u>
<u>Richard Buxa</u>		<u>58 Glendale Rd</u>
<u>Melissa Casella</u>		<u>35 Glendale Rd.</u>
<u>Eugene Conway</u>		<u>27 Glendale Rd</u>
<u>Barbara Maffei</u>		<u>15 Glendale Rd</u>
<u>Mary Paul</u>		<u>22 BRISCONDE</u>
<u>David S Rowers</u>		<u>92 Glendale Rd</u>



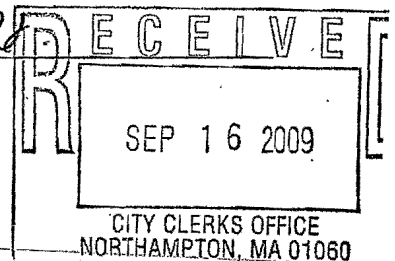
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4. The change is arbitrary and capricious in that the general welfare would be harmed by decreasing the property values.

Name

Address

Mary Odgers Mary Odgers	97 Glendale Rd
Craig W Odgers Craig Woodgers	97 Glendale Rd
John O'Dell KEVIN FOLEY	109 Glendale Rd
John O'Dell JAMES E. O'DELL	109 GLENDALE
Ralph Hathaway Ralph Hathaway	77 Glendale
Susan Hathaway Susan Hathaway	77 Glendale Rd
Katherine M. Rarus	67 Glendale Rd.
John M. Rarus	67 Glendale Rd.
J Delano	103 Glendale
Joseph M. Rarus	52 Glendale Rd.
John Rarus	35 Glendale Rd



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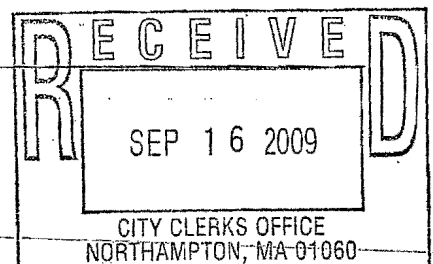
1. The change is arbitrary and capricious in that the general welfare would be harmed by increased truck and other traffic, noise, congestion, poor air quality, and pollution of the environment;
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4. The change is arbitrary and capricious in that the general welfare would be harmed by decreasing the property values.

Name

Address

Susan D. Schaffner
Maura Bron Ludwig

~~17~~ Glendale Road
12 Glendale Rd, Florence



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4. The change is arbitrary and capricious in that the general welfare would be harmed by decreasing the property values.

Name

Address

~~Beigenthaler~~
BRIGITTE HOW

126 Glendale Rd
" "

Peter Stone

150 Glendale Rd

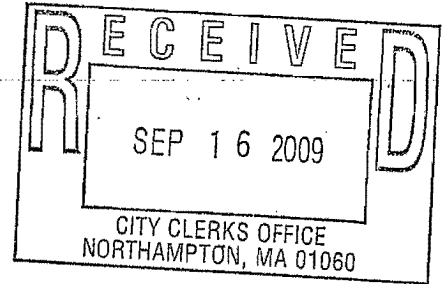
Euzilene B. Stone

150 Glendale Rd

RECEIVED
SEP 16 2009

CITY CLERKS OFFICE
NORTHAMPTON, MA 01060

City of Northampton
MASSACHUSETTS



In the Year Two Thousand and Nine

UPON THE RECOMMENDATION OF Councilor Narkewicz

ORDINANCE

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by revising section 350-10.7 & 5.2 of said Code; providing that Amend Section 350-10.7 Heavy Public Use and Section 5.2 Table of Use Regulations

Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows:

Section 1. That section 350-10.7 & 5.2 of the Code of Ordinances of the City of Northampton, Massachusetts, be amended so that such section shall read as follows:

"Section _____

SECTION 350-10.7 Heavy Public Use
{Amend the Heavy Public Use ordinance as shown}

For a special permit ~~from the City Council~~ for the construction of, development of, or use of any lot for a heavy public use, the following conditions shall apply:

A. A statement shall be submitted indicating the need for the facility or use and the rationale for its development, the criteria used in selecting a site, and the location of all alternative sites considered, and the reasons for not selecting them.

B. In addition to the material required in § 3500-11, the following must be shown on the site plan:

- (1) Two-foot contours on the parcel and within 50 feet thereof.
- (2) The location and dimensions of all buildings, structures, and exterior use areas, including all parking areas and driveways.
- (3) The location of buffer strips, screening provisions (with details attached), and areas to be preserved in a natural state, all these to be sufficient to preclude visibility of the uses and structures from adjoining parcels.

(4) Such other facts as the ~~City Council~~ **Planning Board** may require.

C. In considering an application for a heavy public use, the ~~City Council~~ **Planning Board** shall be particularly cognizant of potential noise, odors, or other detrimental environmental nuisances which might be generated; of traffic and the ability of the local street network to accommodate increased traffic; of the ability of the utility systems to accommodate any increased demands

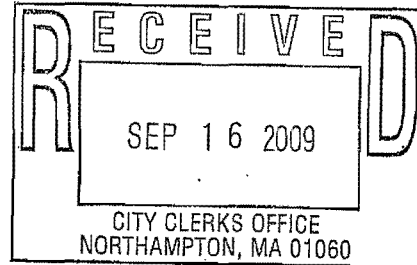
which might be placed upon them by the proposed use; and of the applicable provisions of the adopted Comprehensive Plan of the City.

SECTION 5.2 Table of Use Regulations

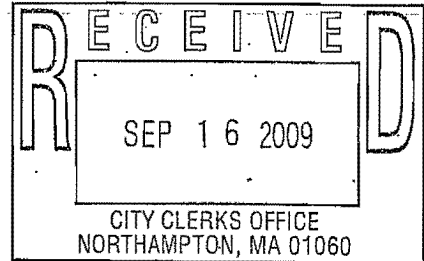
{Amend the table entry shown below. No other changes to the table}

Utilities, Telecommunications, Municipal Facilities

Heavy Public Use – {Replace “CC” (City Council) with “PB” (Planning Board) wherever it appears in this table entry as the permit granting authority.



City of Northampton
MASSACHUSETTS



In the Year Two Thousand and Nine

UPON THE RECOMMENDATION OF Planning Board

ORDINANCE

An Ordinance of the City of Northampton, Massachusetts, providing that the Code of Ordinances, City of Northampton, Massachusetts, be amended by revising section 350-10.7 & 5.2 of said Code; providing that Amend Section 350-10.7 Heavy Public Use and Section 5.2 Table of Use Regulations Amend Chapter 272 Solid Waste Management

Be it ordained by the City Council of the City of Northampton, in City Council assembled, as follows:

Section 1. That section ²⁷² ~~350-10.7 & 5.2~~ of the Code of Ordinances of the City of Northampton, Massachusetts, be amended so that such section shall read as follows:

"Section

SECTION 350-10.7 Heavy Public Use
{Amend the Heavy Public Use ordinance as shown}

For a ~~special permit from the City Council~~ **Site Plan Approval** for the construction of, development of, or use of any lot for a heavy public use, the following conditions shall apply:

A. A statement shall be submitted indicating the need for the facility or use and the rationale for its development, the criteria used in selecting a site, and the location of all alternative sites considered, and the reasons for not selecting them.

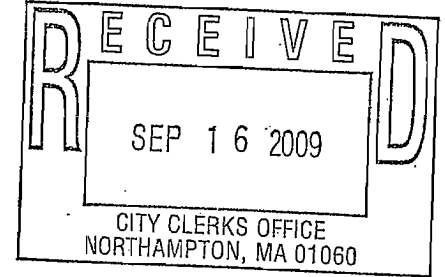
B. In addition to the material required in § 3500-11, the following must be shown on the site plan:

- (1) Two-foot contours on the parcel and within 50 feet thereof.
- (2) The location and dimensions of all buildings, structures, and exterior use areas, including all parking areas and driveways.
- (3) The location of buffer strips, screening provisions (with details attached), and areas to be preserved in a natural state, all these to be sufficient to preclude visibility of the uses and structures from adjoining parcels.
- (4) Such other facts as the ~~City Council~~ **Planning Board** may require.

C. In considering an application for a heavy public use, the ~~City Council~~ **Planning Board** shall be particularly cognizant of potential noise, odors, or other detrimental environmental nuisances which might be generated; of traffic and the ability of the local street network to accommodate increased traffic; of the ability of the utility systems to accommodate any increased demands

ORDINANCE COMMITTEE RECOMMENDS (2-1 vote)
SECTION 350-10.7 HEAVY PUBLIC USE AND SECTION 5.2
TABLE OF USE REGULATIONS
(SPONSOR: COUNCILOR NARKEWICZ)
WITH AMENDMENT RECOMMENDATIONS
AS SHOWN BELOW

Deletions: **Bolded Strikethrough**
No Additions



SECTION 350-10.7 Heavy Public Use
{Amend the Heavy Public Use ordinance as shown}

For a special permit ~~from the City Council~~ for the construction of, development of, or use of any lot for a heavy public use, the following conditions shall apply:

A. A statement shall be submitted indicating the need for the facility or use and the rationale for its development, the criteria used in selecting a site, and the location of all alternative sites considered, and the reasons for not selecting them.

B. In addition to the material required in § 3500-11, the following must be shown on the site plan:

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- (4) Such other facts as the ~~City Council~~ **Planning Board** may require.

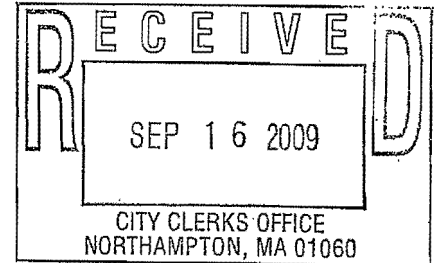
~~C. In considering an application for a heavy public use, the City Council Planning Board shall be particularly cognizant of potential noise, odors, or other detrimental environmental nuisances which might be generated; of traffic and the ability of the local street network to accommodate increased traffic; of the ability of the utility systems to accommodate any increased demands which might be placed upon them by the proposed use; and of the applicable provisions of the adopted Comprehensive Plan of the City.~~

SECTION 5.2 Table of Use Regulations
{Amend the table entry shown below. No other changes to the table}

~~Utilities, Telecommunications, Municipal Facilities~~
~~Heavy Public Use~~ {Replace "CC" (City Council) with "PB" (Planning Board) wherever it appears in this table entry as the permit granting authority.

**ORDINANCE COMMITTEE RECOMMENDS (2-1 vote)
AMEND SECTION 350-10.7 HEAVY PUBLIC USE AND
SECTION 5.2 TABLE OF USE REGULATIONS. AMEND
SECTION 272 SOLID WASTE MANAGEMENT
(SPONSOR: PLANNING BOARD)
WITH AMENDMENT RECOMMENDATIONS
AS SHOWN BELOW**

Deletions: ~~**Bolded-Strikethrough**~~
Additions: **Bold & Underlined**



**SECTION 350-10.7 Heavy Public Use
{Amend the Heavy Public Use ordinance as shown}**

~~For a special permit from the City Council Site Plan Approval for the construction of, development of, or use of any lot for a heavy public use, the following conditions shall apply:~~

~~A. A statement shall be submitted indicating the need for the facility or use and the rationale for its development, the criteria used in selecting a site, and the location of all alternative sites considered, and the reasons for not selecting them.~~

~~B. In addition to the material required in § 3500-11, the following must be shown on the site plan:~~

~~(1) Two-foot contours on the parcel and within 50 feet thereof.~~

~~(2) The location and dimensions of all buildings, structures, and exterior use areas, including all parking areas and driveways.~~

~~(3) The location of buffer strips, screening provisions (with details attached), and areas to be preserved in a natural state, all these to be sufficient to preclude visibility of the uses and structures from adjoining parcels.~~

~~(4) Such other facts as the City Council Planning Board may require.~~

~~C. In considering an application for a heavy public use, the City Council Planning Board shall be particularly cognizant of potential noise, odors, or other detrimental environmental nuisances which might be generated; of traffic and the ability of the local street network to accommodate increased traffic; of the ability of the utility systems to accommodate any increased demands which might be placed upon them by the proposed use; and of the applicable provisions of the adopted Comprehensive Plan of the City.~~

**SECTION 5.2 Table of Use Regulations
{Amend the table entry shown below. No other changes to the table}**

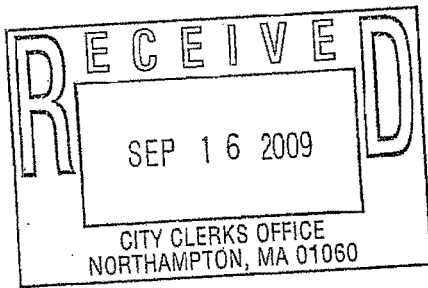
Utilities, Telecommunications, Municipal Facilities

Heavy Public Use – {Replace “CC” (City Council) with “**SitePB***” (**Site Plan Approval from the Planning Board**) with the footnote in the Heavy Public Use row “***ONLY** if such use is specifically authorized by the City Council in a **non-zoning** legislative action specifically

authorizing a heavy public use PRIOR to the Site Plan Approval/Special Permit, with whatever conditions City Council deems appropriate. In considering a heavy public use, the City Council shall be particularly cognizant of potential noise, odors, or other detrimental environmental nuisances which might be generated; of traffic and the ability of the local street network to accommodate increased traffic; of the ability of the utility systems to accommodate any increased demands which might be placed upon them by the proposed use; and of the applicable provisions of the adopted Comprehensive Plan of the City.”}

Chapter 272-

~~City Council shall approval all requests and siting of landfills and/or expansions thereof within the City after positive site assignment in accordance with 310CMR16 Site Assignment Regulations for Solid Waste Facilities. Approval must be granted prior to any site plans issued for such uses.~~



41 -032-001
PICKMAN MORTON
118-21 QUEENS-BLVD
FOREST HILLS, NY 11375

42 -059-001
SZAWLOWSKI REALTY INC
103 MAIN ST
HATFIELD, MA 01038

42 -061-001
RAUCH FRANCIS B TRUSTEE
930 WESTHAMPTON RD
FLORENCE, MA 01062

42 -062-001
MOFFETT JOSEPH J SR &
BARBARA
15 GLENDALE RD
FLORENCE, MA 01062

42 -065-001
DEMBKOWSKI PETER M & J
LISA
35 GLENDALE RD
FLORENCE, MA 01062

42 -067-001
SCHAFFNER SUSAN
17 GLENDALE RD
FLORENCE, MA 01062

42 -068-001
TANGUAY DOROTHY M &
EUGENE J
27 GLENDALE RD
FLORENCE, MA 01062

42 -069-001
SALLEE LYNNE A & JAMES D
36 GLENDALE RD
FLORENCE, MA 01062

42 -070-001
BANNER JAMES F & LISA
38 GLENDALE RD
FLORENCE, MA 01062

42 -071-001
EMOND BRYAN
10711 SHACKELFORD DR
AUSTIN, TX 78748

42 -072-001
VIERSTRA BRIAN D &
ELEANOR M
66 GLENDALE RD
FLORENCE, MA 01062

42 -073-001
HATHAWAY RALPH E JR &
SUSAN M
77 GLENDALE RD
FLORENCE, MA 01062

42 -074-001
ODGERS MARY C & CRAIG W
97 GLENDALE RD
FLORENCE, MA 01062

42 -075-001
ODGERS MARY C & CRAIG W
97 GLENDALE RD
FLORENCE, MA 01062

42 -076-001
ODGERS MARY C & CRAIG W
97 GLENDALE RD
FLORENCE, MA 01062

42 -077-001
O'DELL JAMES E & KELLY F
109 GLENDALE RD
FLORENCE, MA 01062

42 -078-001
POWERS DAVID S
92 GLENDALE RD
FLORENCE, MA 01062

42 -079-001
NORTHAMPTON CITY OF
GLENDALE RD
FLORENCE, MA 01062

42 -081-001
NAISMITH RACHAEL
357 NORTH FARMS RD
FLORENCE, MA 01062-4510

42 -089-001
NORTHAMPTON CITY OF
170 GLENDALE RD
FLORENCE, MA 01062

42 -096-001
SZAWLOWSKI HENRY J &
JEROME J
56 WESTWOOD TERR
FLORENCE, MA 01062

42 -097-001
SZAWLOWSKI REALTY INC
103 MAIN ST
HATFIELD, MA 01038

42 -103-001
BROWN MARGARET M &
GARY W
137 GLENDALE RD
FLORENCE, MA 01062

42 -104-001
MCKENNA JOHN
1008 WESTHAMPTON RD
FLORENCE, MA 01062

42 -105-001
FELLOWS MARCIA &
GERALDINE A
123 GLENDALE RD
FLORENCE, MA 01062

42 -107-001
BAXA RUSSELL O & JUDITH L
1007 WESTHAMPTON RD
FLORENCE, MA 01062

42 -108-001
LOMBARDO RICHARD
74 GLENDALE RD
FLORENCE, MA 01062

42 -113-001
RARUS JOHN M & KATHERINE
M
67 GLENDALE RD
FLORENCE, MA 01062

42 -114-001
LABERGE ERNEST E
61 GLENDALE RD
FLORENCE, MA 01062

42 -115-001
PAUL ROBERT M & MARY ANN
22 BRISSON DR
FLORENCE, MA 01062

42 -078-001
POWERS DAVID S
92 GLENDALE RD
FLORENCE, MA 01062

42 -083-001
BOWLER RICHARD & JOAN F
165 GLENDALE RD
FLORENCE, MA 01062

42 -086-001
HOLICH JOHN P & RUTH B &
183 GLENDALE RD
FLORENCE, MA 01062

42 -089-001
NORTHAMPTON CITY OF
170 GLENDALE RD
FLORENCE, MA 01062

42 -111-001
FUSCO NANCY
P O BOX 59
NORTHAMPTON, MA 01061

42 -150-001
MORIN ROBERT E & KARAN H
122 GLENDALE RD
FLORENCE, MA 01062

49 -043-001
CENNERAZZO ALBERT &
KEVIN ROY
729 PARK HILL RD
FLORENCE, MA 01062

49 -047-001
DEBENEDETTO DIANE M
809 PARK HILL RD
FLORENCE, MA 01062

42 -079-001
NORTHAMPTON CITY OF
GLENDALE RD
FLORENCE, MA 01062

42 -084-001
MCCOY PAUL D & KATHY L
160 GLENDALE RD
FLORENCE, MA 01062

42 -087-001
HOLICH JOHN P & RUTH B &
183 GLENDALE RD
FLORENCE, MA 01062

42 -090-001
MCCOY RAYMOND J JR &
ROSE M
186 GLENDALE RD
FLORENCE, MA 01062

42 -124-001
STONE PETER A
150 GLENDALE RD
FLORENCE, MA 01062

49 -003-001
FEDORA MICHAEL S &
LILLIAN B
238 GLENDALE RD
FLORENCE, MA 01062

49 -044-001
GOLDMAN RICHARD L &
741 PARK HILL RD
FLORENCE, MA 01062

49 -048-001
DUVAL STEPHEN R &
KIMBERLY L
727 PARK HILL RD
FLORENCE, MA 01062

42 -081-001
NAISMITH RACHAEL
357 NORTH FARMS RD
FLORENCE, MA 01062-4510

42 -085-001
BOWLER RICHARD & JOAN F
165 GLENDALE RD
FLORENCE, MA 01062

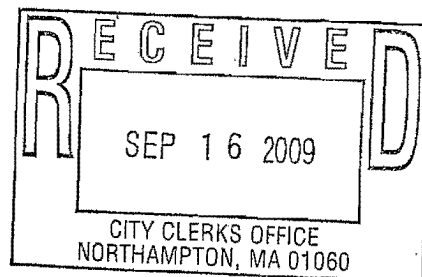
42 -088-001
BARDWELL WARREN
RICHARD &
193 GLENDALE RD
FLORENCE, MA 01062

42 -097-001
SZAWLOWSKI REALTY INC
103 MAIN ST
HATFIELD, MA 01038

42 -125-001
COMMUNITY CARE
RESOURCES INC
336 BIRNIE AVE
SPRINGFIELD, MA 01107

49 -012-001
BURT KENNETH C
41 SCHOOL ST
HATFIELD, MA 01038

49 -046-001
DOELE DAVID & JODY
757 PARK HILL RD
FLORENCE, MA 01062



42 -119-001
HAMEL WILFRED L JR & JOAN
M
21 BRISSON DR
FLORENCE, MA 01062

42 -125-001
COMMUNITY CARE
RESOURCES INC
336 BIRNIE AVE
SPRINGFIELD, MA 01107

42 -128-001
KINGSLEY NANCY L
960 WESTHAMPTON RD
FLORENCE, MA 01062

42 -150-001
MORIN ROBERT E & KARAN H
122 GLENDALE RD
FLORENCE, MA 01062

42 -166-001
CITY OF NORTHAMPTON
90 LOCUST ST
NORTHAMPTON, MA 01060

42 -120-001
HEBERT PAUL L & KATHLEEN
A
11 BRISSON DR
FLORENCE, MA 01062

42 -126-001
CORMIER ALBERT K JR &
MARGARET
24 GLENDALE RD
FLORENCE, MA 01062

42 -129-001
GAUDETTE DELIA M &
CHRISTINE K
946 WESTHAMPTON RD
FLORENCE, MA 01062

42 -162-001
DELANO BRENT J & JESSICA A
103 GLENDALE RD
FLORENCE, MA 01062

42 -167-001
CITY OF NORTHAMPTON
MAIN ST
NORTHAMPTON, MA 01060

42 -121-001
TOWNSEND DOUGLAS H &
SHEILA A
45 GLENDALE RD
FLORENCE, MA 01062

42 -127-001
LUDWIG PETER J &
12 GLENDALE RD
FLORENCE, MA 01062

42 -130-001
LAFOND DARLEEN E &
EDWARD F
938 WESTHAMPTON RD
FLORENCE, MA 01062

42 -165-001
CITY OF NORTHAMPTON
MAIN ST
NORTHAMPTON, MA 01060

