

## LEGAL NOTICE

### NOTICE OF DECISION BY THE MIDDLETOWN PLANNING AND ZONING COMMISSION at its regular meeting of July 28, 2010

1. Granted a Special Exception to convert an existing bank located at 200 Main Street Extension, south of West Silver Street, to a new use as professional and business offices with the condition that: 1) all departmental comments be addressed; and 2) the ATM be removed. Applicant/agent Apollonia Real Estate, LLC/Richard D. Carella, Esq. SE2010-3
2. Granted a Special Exception to allow a café in Metro Square at 170-6 Main Street with the condition that: 1) that any transfer, closure, sale or modification of the business would require any new owner or entity to seek approval from the Planning and Zoning Commission; 2) that the establishment continue to serve hot food similar to what is currently provided to patrons; 3) the Special Exception form filed on the land records shall reference the discussions at the public hearing and require that any change in concept be approved as a new Special Exception by the Planning and Zoning Commission; 4) any transfer in the liquor license shall be approved by the Planning and Zoning Commission prior to sign off; 5) repeated Public Health or Fire Code violations and/or noise ordinance violations in excess of three (3) per year will constitute a violation of the approved Special Exception; 6) failure to comply with any of the above terms and conditions shall constitute a violation of the Special Exception and allow the Commission to revoke such permit pursuant to Section 44.07 of the Middletown Zoning Code; and 7) the Middletown Fire Marshal must review and approve the proposal. Applicant/agent The Shadow Room/Nicolas Cacaci SE2010-4
3. Approved a request for Location Approval for general repairer under G.S. 14-54 at 770 Newfield Street, Unit 4A. Applicant/agent Mark Auger

Quentin W. Phipps, Chair  
Planning and Zoning Commission

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P. O. No. 2003-01785, Account No. 067419

The above legal notice to appear in the Hartford Courant ONCE

Thursday, August 5, 2010

**THE MUNICIPAL BUILDING IS WHEELCHAIR ACCESSIBLE**