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November 14, 2019

IN HAND DELIVERY

City of Newburyport Historical Commission
60 Pleasant Street
Newburyport, Ma 01950

ATTENTION: GLEN RICHARDS, CHAIR

Chairman Richards:

Pursuant to your letter of September 17, 2019 concerning a Preservation Restriction Violation at 6 Hamilton Way, there is presently no construction of a rear deck that is ongoing at this time, nor are there any materials associated with construction of a deck on site.

Prior to purchasing the property, we were informed of an existing stop work order dated June 28, 2018 concerning the tenants attempt to construct a deck after the rear stairs collapsed from rot. A review at the building department confirmed that the tenant complied with the order and immediately removed all materials associated with that ill-fated attempt.

There are presently no materials remaining from that attempt, other than a temporary stairway allowing access/egress, as is required by the building and fire codes. I do not believe there are any present materials which create a violation of the preservation restriction. If the limited free standing structure, which may become part of a future patio plan is in violation please advise.

Our intention for the future is presently uncertain as to the egress/access and potential deck or additional patio area. We are reviewing potential architectural plans for permanent egress/access or a potential deck or incorporating additional patio area. Our architect has full knowledge of the previous violation and will be presenting us with plans for submission for a permanent staircase in the immediate future. We certainly understand that any plans to construct a rear deck must be submitted to the Historical Commission for review and approval.

We hope to have any such plans available to us within the next 90 days.

You may reach me at 603-997-9631 with any questions or comments.

Joseph Giallanella