

From: [Michael Behrendt](#)
Subject: Main Street #19 - Parking Hours - email from James Bubar
Date: Thursday, July 28, 2022 9:59:23 AM

To the Planning Board (and applicant and abutters),
For your information.

Karen,
Please post to the website.

Michael Behrendt

Durham Town Planner
8 Newmarket Road
Durham, NH 03824
(603) 868-8064

From: James Bubar <jamesabubar@gmail.com>
Sent: Thursday, July 28, 2022 7:35 AM
To: Michael Behrendt <mbehrendt@ci.durham.nh.us>
Subject: 19-21 Main Street Parking Hours

Michael,

I wanted to follow up with the Board on the comment I made last evening about the parking lot not being open 24/7. Following is the basis for my question.

Email from Michael Behrendt on 27 July 2022 distributing the Preti Flaherty Letter of 26 July 2022 on Page 9 referring to a letter from Hoefle et al dated 21 July 2011 (Highlighting added).

“My clients were pleased to learn from the Phoenix Letter that the Toomerfs have now apparently decided that their **proposed parking lot will not be open 24/7**. If that is true, which seems unlikely, the Toomerfs should now specify how the lot will be closed off at night,

and at what time. Otherwise, we can certainly expect that the late hours that college students enjoy, and their tendency to “share” the music they are listening to with those around their vehicles will dwarf the impact on abutters from an accessory parking lot for seniors, who rarely come and go late at night, and who would be chastised by their residential neighbors if they blared music from their open car windows.”

However, reviewing the Hoefle et al letter dated 21 July 2022 distributed by Michael Behrendt on 21 July 2022 , the closest I found to parking times was on page 6 rebutting Ms. Friel’s letter(Highlighting added):

“. . . The letter states that the cars will be a short distance from backyard and home when there is a 39 ft. vegetated buffer before any disturbance, several proposed trees, and a fence between the Urso property and any cars. It **erroneously assumes that cars will be coming and going at all times of the day**, contrary to the proposed long-term parking use supported by data from Toomerf's Traffic Engineer and verified by the Town's Traffic Engineers.”

Ms. Friel's letter dated 7 July 2022 on page 1 states (Highlighting added):

". . . The noise of beeping cars, motors will be everyday **all day of cars coming and going**, music and just people noise."

I didn't find an Applicant's statement that the lot would be closed at any time during the day nor during the year, personally, the interpretation appears to be a little strained.

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James A Bubar

