

Earth Eagle Brewings  
175 High St.  
Portsmouth, NH 03801

To Whom It May Concern:

There will be no change to the existing lot or building. I am requesting permission to have live music outside on our patio area during our summer season of May-October. I would like to have small bands, all at a respectful volume. I am very committed to keeping healthy community relations with all of my neighbors and the city at large. I would like to offer any day of the week to potential acts. That being said, I am not looking to have music every day of the week, just the option.

I am aware that this special exception is for a much larger volume of people (up to 500) than what we are allotted for. My patio area is capped at a 40 person capacity. I am aware of my size and restrictions and as a result I am looking to book really small acts. Examples of the live entertainment I am looking for would include but not be limited to, Jazz Sunday afternoons, 2 to 3 peice Bluegrass bands or similar Friday evenings, etc...

Our operating hours are Sunday - Thursday 11:30-10pm Friday and Saturday 11:30 -12am

The hours I am requesting are as follows:

Sunday – Thursday, during normal hours of operation and no later than 9pm

Friday – Saturday, during normal hours of operation and no later than 10pm

I will not have a dance floor.

Thank you for your time and consideration regarding this matter. Please feel free to reach out to me for any further questions or concerns.

RECEIVED

AUG 13 2019

BY: \_\_\_\_\_

7/17/19

Earth Eagle Brewings  
175 High St.  
Portsmouth, NH 03801

To whom it may concern:

Earth Eagle Brewings is requesting a land use special exception for an annual summer live entertainment series between Memorial Day and Columbus Day on our currently approved outdoor patio area. The live entertainment will mostly be acoustic style music that would be amplified through a portable PA system.

This request would not impact the special exceptions standards as noted below:

- The outdoor live entertainment does not involve any hazard to the public or adjacent properties. There are no potential fire hazards, explosion or releases of toxic materials. The live entertainment will have no elements of fire, fireworks, or any other hazards or toxic materials.
- This land use request will have no physical changes to our current premise. All boundaries and fire exits are posted and comply with city and state liquor laws. There will be no detriment to property values in the vicinity or change in the essential characteristics to any area including residential and business districts. There will be no change to any structures, parking areas, access ways. There will be no odors, smoke, gas, dust, or any pollutant, noise, glare, heat, vibration, or unsightly storage of equipment, vehicles, or other materials.
- The live entertainment will be contained to the property of Earth Eagle Brewings. The land use special exception will not create any traffic safety hazards or any substantial increase in the level of traffic congestion in the vicinity.
- This land use special exception will not create any additional use of municipal services outside of normal daily operations. Municipal services will not have any excess demand; these services include but are not limited to, water, sewer, waste disposal, police, fire protection, and schools.
- The land use special exception will not require any changes to the property and will not increase storm water run-off onto any adjacent property or city streets.

Thank you for your time and consideration of our land use special exception request.

Alex McDonald  
Owner/Operator  
Earth Eagle Brewings



Earth Eagle Brewings  
175 High St.  
Portsmouth, NH 03801  
603-817-2773

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AUG - 1 2019

BY: \_\_\_\_\_

To whom it may concern:

Earth Eagle Brewings is requesting a variance for an annual summer live entertainment series between Memorial Day and Columbus Day on our currently approved outdoor patio area as well as inside our established restaurant. The live entertainment will mostly be acoustic style music that would be amplified through a portable PA system.

This variance request will not impact the public interest as noted below:

- The variance will not create issues to public interest and is within the spirit of the ordinance. Our outdoor live entertainment will not conflict with explicit or implicit purpose of the ordinance, and will not alter the essential character of our neighborhood. There will be no threat or harm to public health, safety, or welfare or otherwise injure public rights.
- Substantial justice is observed and no benefit will be outweighed that would cause harm to the general public or other individuals.
- There will be no detriment to property values in the vicinity or change in the essential characteristics to any area including residential and business districts.
- Due to the unnecessary hardship of the zoning in our area we are requesting this variance. There are many similar establishments in the downtown surrounding area that have performing arts outside and inside that give them an unfair advantage to business.
- As a small business located within these zoning restrictions this variance will help to continue growth. These restrictions do not serve the purpose of a fair and substantial condition to the property.
- The live entertainment will be contained to the property of Earth Eagle Brewings, and therefore will be established within a reasonable use. There will be no alterations to the essential character of the surrounding neighborhood.
- Earth Eagle Brewings has been operating for the past seven years within the restrictions of our zoned area. We have been feeling the effects of these restrictions, while watching our businesses in our neighborhood thrive. The restrictions have been detrimental to business growth. The acceptance of this variance will help to build continued community relations and a positive business model.

Thank you for your time and consideration in this variance request.

Sincerely,

Alex McDonald

Owner/Operator

Earth Eagle Brewings

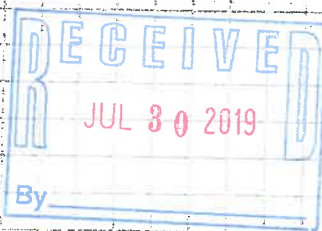
TRASH &  
RECYCLING  
AREA

BAND  
AREA

PATIO  
SEATING  
AREA

EMERGENCY  
EXIT

PARKING  
LOT



BUILDING

TO DEER ST.  
EMERGENCY  
EXIT

TO RESTAURANT  
EXIT

EMERGENCY EXIT



