
From: Leah B. Rachin <LRachin@dwmlaw.com>
Sent: Monday, February 28, 2022 3:13 PM
To: Alex Sirois
Cc: aarongosselin@q-team.com; 'Don Buteau'; Matt Manahan; Eric Wycoff
Subject: Fernwood Drive NOV

*****This message originated outside your organization*****

Alex,

My client, Q-Team, Inc. has forwarded me your 2-22-22 Supplemental NOV regarding the Fernwood Drive property. Because no new violations are alleged, we need not appeal this second NOV as my clients' concerns relating to the stated violations have already been enumerated in the appeal.

With respect to the corrective action, as you are aware, we have already submitted the proposed mitigation plan to address the alleged violations, which I understand is currently under review. I am advised by my clients' environmental consultant that given the scope of work and scheduling necessary to prepare the permit applications noted in the NOV, the 30 days specified is unreasonable. Additionally, the alternative corrective action noted (i.e., returning to the property to its original condition within 30 days) would be physically impossible given snow cover and the inability to plant anything within 30 days and have it survive.

As we have consistently indicated, my clients are eager to work with the Town to resolve these issues. We look forwarding to hearing from you or Matt once the plan is reviewed.

Thank you,

Leah

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