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APPLICATION FOR ENDORSEMENT OF PLAN BELIEVED NOT TO REQUIRE APPROVAL

The undersigned, believing that the accompanying plan of his property in the Town of Acton does not constitute a subdivision within the meaning of the Subdivision Control Law, hereby submits said plan for a determination and endorsement that Planning Board approval under the Subdivision Control Law is not required.

(Please type or print information in blanks below.)

- 1. Name of Applicant(s) Seal Harbor, LLC
Contact Address 170 Ayer Rd, Littleton, MA 01460 Phone 978-895-5857
- 2. Name of Property Owner(s) Charles Micol c/o Gould Law Offices
Contact Address 311 Great Rd, Littleton, MA 01460 Phone 978-486-9566
- 3. Name of Registered Land Surveyor Douglas W. Andryszek, Acton Survey & Engineering
Address PO Box 666, Acton, MA 01720 Phone 978-263-3666
- 4. Deed of property recorded in Middlesex South Registry of Deeds, Book Number 47301 ;
Page Number 104 ; and/or registered in Middlesex Registry of Land Court, Certificate of
Title Number _____.
- 5. Zoning District R-2 , Town Atlas Map No. G-2 Parcel No. 123 .
Total Acreage of Land Divided 0.94
Location and Description of Property North Side of central street
at Pine Ridge Road.
- 6. Board of Appeals decisions pertaining to land or buildings (attach copy of decision)
#09-03
- 7. Reason plan does not constitute a subdivision required frontage and
area

Signature of Applicant [Signature]

Date 9/18/13

Signature of Owner Charles Micol

Date 9/18/13

PLANNING BOARD APPROVAL under the SUBDIVISION CONTROL LAW NOT REQUIRED

Signed _____ for the Acton Planning Board

Date _____

due 10/9/13

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APR 16 2010

TOWN CLERK, ACTON

Decision – 09-03
Comprehensive Permit – Marsh View
April 16, 2010



Board of Appeals

TOWN OF ACTON
472 Main Street
Acton, Massachusetts 01720
Telephone (978) 264-9632
Fax (978) 264-9630
zba@acton-ma.gov
www.acton-ma.gov

**Decision on Application by Marsh View, LLC
for a Comprehensive Permit**

DECISION
#09-03

93 Central Street
Comprehensive Permit
April 16, 2010

DENIED

This is a Decision of the Acton Zoning Board of Appeals (hereinafter the "Board") on the request for a Comprehensive Permit under Massachusetts General Laws ("M.G.L.") Chapter 40B, §20-23 (the "Act"), made by Marsh View, LLC., 30 Nagog Park Drive, Suite 225, Acton, MA 01720 (hereinafter the "Applicant") for the property located at 93 Central Street in Acton, Massachusetts, owned by Charles D. Micol, 312 Great Road, Littleton, MA 01460. The property is shown on the 2007 Acton Town Atlas map G-2 as parcels 123 (hereinafter the "Site").

This Decision is in response to an application for a Comprehensive Permit to construct four (4) 3-bedroom single-family detached dwellings with one (1) of the four (4) dwellings being

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TOWN CLERK, ACTON



Board of Appeals

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**Amended Decision on Revised Application by Marsh View, LLC
for a Comprehensive Permit
Pursuant to Limited Remand Order from the Housing Appeals Committee**

#09-03

93 Central Street
Comprehensive Permit
August 30, 2010

APPROVED

This is an Amended Decision of the Acton Zoning Board of Appeals (the "Board") based on Revised Plans for a Comprehensive Permit under Massachusetts General Laws ("M.G.L.") Chapter 40B, §20-23 (the "Act"), made by Marsh View, LLC., 30 Nagog Park Drive, Suite 225, Acton, MA 01720 (hereinafter the "Applicant") for the property located at 93 Central Street in Acton, Massachusetts, owned by Charles D. Micol, 312 Great Road, Littleton, MA 01460. The property is shown on the 2007 Acton Town Atlas map G-2 as parcels 123 (hereinafter the "Site").

Pursuant to a public hearing held in accordance with a Limited Remand Order from the Housing Appeals Committee's Presiding Officer, Shelagh A. Ellman-Pearl, dated July 29, 2010, the



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TOWN CLERK, ACTON

MASSACHUSETTS

BOARD OF APPEALS

BOARD OF APPEALS

Hearing #~~09-03~~ and 09-04

DECISION ON THE REQUEST FOR
AN EXTENSION OF TIME FOR THE
COMPREHENSIVE PERMITS FOR
93 CENTRAL STREET AND 113 CENTRAL STREET

The Acton Board of Appeals (the "Board") held duly noticed public hearings on July 8, 2013, and August 5, 2013, with regard to the request for an eighteen (18) month extension of time with regard to the Comprehensive Permit granted at 93 Central Street, and also the Comprehensive Permit granted at 113 Central Street.

Present at the hearings were Ken Kozik, Chairman; Jonathan Wagner, Board Member; Richard Fallon, Alternate; Scott Mutch, Zoning Enforcement Officer; and Kim Gorman, Planning Board Secretary (on July 8th), and Board Secretary Cheryl Frazier (on August 5th). Also present were Mr. James D'Agostine for the petitioner, and abutters at each meeting.

At the initial hearing, it was learned that notices of the request for extension had not been sent to all abutters. The Board considered that whether or not such notices were required, they would be a good idea; and the Board voted unanimously that such notices be sent out and that the meeting be continued to August 5, 2013.

At the hearing on August 5, 2013, the discussion was re-opened by Chairman Ken Kozik; he reminded everyone that the issue was not the merits of the Comprehensive Permits but whether there was "good cause" to grant an extension of the time for construction.

