



217 Nagog Hill Road • Acton, MA 01720
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September 23, 2013

Town of Acton
Conservation Commission
472 Main Street
Acton, MA 01720

Ladies and Gentlemen,

We hereby request the renewal of our license to use the Nagog Hill Conservation area under the existing terms and condition of our License Agreement for the period of January 15, 2014 through January 14, 2015.

Pursuant to our discussion at the last meeting of the crossing from and to area "D" as regulated by paragraph 9.5 of the Agreement, we also request that you issue an Order of Conditions at your earliest convenience that would allow the occasional passage of horses through that area. Our suggestion would be that the Order might regulate those activities by saying:

If the Commission determines in its sole reasonable discretion that the condition of the crossing from and to Area D has been significantly diminished or destroyed due to the passage of horses through that crossing, it shall provide Licensees with notice to cease all activities in that crossing until the Commission has determined that the area has recovered sufficiently to allow the resumption of those activities.

We assume that in this instance we would not also need a Certificate of Compliance. Another approach would be to add the above language to paragraph 3.1 or a new paragraph 3.3. In our opinion, having this language in the Order would be the easiest solution as it would not require any changes to the License since potential use of the crossing is already anticipated in paragraph 9.5.

Thank you for your attention to these matters.

Sincerely,

Rita-Marie McConnon
President
Hybid Farm, Inc.

