

Date..... May 5, 1999.....

Permit No. 99-9.....

TOWN OF ACTON

APPLICATION FOR PERMIT TO CONSTRUCT WITHIN A PUBLIC WAY

This application must be submitted not less than five (5) days prior to any Construction within a public way.

Notice 24 hours in advance of any construction must be given to the Town Engineer.

- 1. Permittee: *New England Properties* Address: *P.O. Box 236 Acton, Ma*
- 1A. Telephone #: *578-266-1655*
- 2. Location of Proposed Construction: *310 Central St*
- 3. Purpose of Construction: *Water Cut*
- 4. Length of Cut: *26' +/-*
- 5. Width of Cut: *6' +/-*
- 6. Width of Existing Pavement: *26' +/-*
- 7. Type of Existing Roadway Surface: *Asphalt* Type of Curb: *No*
- 8. Type of Existing Sidewalk Surface: *None* Type of Shoulder: *Grass*
- 9. Date of Street Opening: From *5/5/99* To *5/5/99*
- 10. For Work Involving Excavations: Dig Safe Number *19991005408*

I, the undersigned, hereby declare that I have read and agree to the Town of Acton Specifications for Regulating Construction with Public Ways dated August 3, 1982. I have deposited the required bond with the Town of Acton, and I covenant and agree that the Town may deduct from this amount the cost of repairs to the road surface, curbs, shoulders, walls or other features within the right-of-way including replacing bounds if not completed by me to the satisfaction of the Town Engineer within the specified time.

Special Instructions:

Signature of Applicant.....

Permit Issued: Date *5/6/99*

By: *Dennis P. Ryan*

Application Denied: Date

By:

~~Work Inspected and Approved: Date *6/23/2000*~~

By: *Dennis P. Ryan*

BOND FORGOTTEN

Town of Acton
Permit to Construct Within a Public Way
(Hold)

To: Town Treasurer

Date: May 5, 1999

From: Engineering Department

Subject: Performance Deposit - Permit to Construct Within a Public Way #: 99-9

Please hold the enclosed performance deposit in the form of:

Certified Check #: ~~2649~~ Bank: Middlesex Savings

Personal Check #: 2649 Bank: Middlesex Savings

Other (specify): _____

In the amount of \$ 1500., from (Permitee) NEW ENGLAND PROPERTIES
as security for Permit to Construct Within a Public Way # 99-9

located at (address) 310 Central St.

For authority, see section 3.1 of the Town of Acton Specifications for Regulating Construction Within Public Ways. This deposit is to be held until released in writing by this department.

Account #: 81 25400

Amount: \$ 1500.00

Mailing Address of Permitee:

NEW ENGLAND PROP.

P.O. Box 736

Acton, MA. 01720

Signed: Dennis P. Kelly
Acton Engineering Department

2999
2999
2999

TOWN OF ACTON NOTICE OF VIOLATION
OF TOWN BY LAW OR REGULATION

NO 1481

DATE OF THIS NOTICE
12/1/99

NAME OF OFFENDER
JOHN MCNULTY - N.E. PROPERTIES

ADDRESS OF OFFENDER
367 HAYWARD MILL RD
CONCORD MA 01742

MV OPERATOR LICENSE NUMBER
N/A

MV/MB REGISTRATION NUMBER
N/A

OFFENSE FAILURE TO OBTAIN A
PERMIT TO CONSTRUCT A DRIVEWAY
IN A PUBLIC WAY (Town Bylaw
E-45)

TIME AND DATE OF VIOLATION
2:15 (A.M.) (P.M.) ON 12/1 19 99

LOCATION OF VIOLATION
AT 310 CENTRAL STREET Acton

SIGNATURE OF ENFORCING PERSON
James E. Albert

I HEREBY ACKNOWLEDGE RECEIPT OF THE FOREGOING CITATION

X
 Unable to obtain signature of offender.

THE FINE FOR THIS OFFENSE IS \$ 50.00
YOU HAVE THE FOLLOWING ALTERNATIVES WITH REGARD TO DISPOSITION OF THIS MATTER.

- (1) You may elect to pay the above fine, either by appearing in person between 8:00 A.M. and 5:00 P.M., Monday through Friday, legal holidays excepted, before: The Town Clerk
Town of Acton
Town Clerk
472 Main Street
Acton, MA 01720
- or by mailing a check, money order or postal note to the Town Clerk WITHIN TWENTY-ONE (21) DAYS OF THIS NOTICE. This will operate as a final disposition of the matter, with no resulting criminal record.
- (2) If you desire to contest this matter in a non-criminal proceeding, you may do so by making a written request to the Concord District Court for a hearing. A determination by a Judge, Clerk-Magistrate or Assistant Clerk will operate as a final disposition with no resulting criminal record, provided any fine imposed by that officer is paid within the time specified.
- (3) If you fail to pay the above fine or to appear as specified, a criminal complaint may be issued against you.
- A. I HEREBY ELECT the first option above, confess to the offense charged, and enclose payment in the amount of \$ _____
- B. I HEREBY REQUEST a hearing on this matter.

Signature _____

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OF TOWN BY LAW OR REGULATION

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JOHN MCNULTY - N.E. PROPERTIES

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Signature _____

Z 022 962 949

US Postal Service
Receipt for Certified Mail

No Insurance Coverage Provided.
Do not use for International Mail (See reverse)

Sent to ROY ANTONELLI - N.E. PROPERTIES	
Street & Number P.O. Box 736	
Post Office, State, & ZIP Code Acton, MA. 01720	
Postage	\$.33
Certified Fee	1.40
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	1.25
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$ 2.98
Postmark or Date	

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1. Addressee's Address
- 2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

ROY ANTONELLI
NEW ENGLAND PROPERTIES
P.O. BOX 736
ACTON, MA 01726

4a. Article Number

Z 023 962 94A

4b. Service Type

- Registered Certified
- Express Mail Insured
- Return Receipt for Merchandise COD

7. Date of Delivery

12/2/99

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.



TOWN OF ACTON
472 Main Street
Acton, Massachusetts, 01720
Telephone (978) 264-9628
Fax (978) 264-9630

Engineering Department

December 1, 1999

Mr. Roy Antonelli
New England Properties
P.O. Box 736
Acton MA 01720

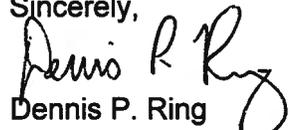
Dear Mr. Antonelli:

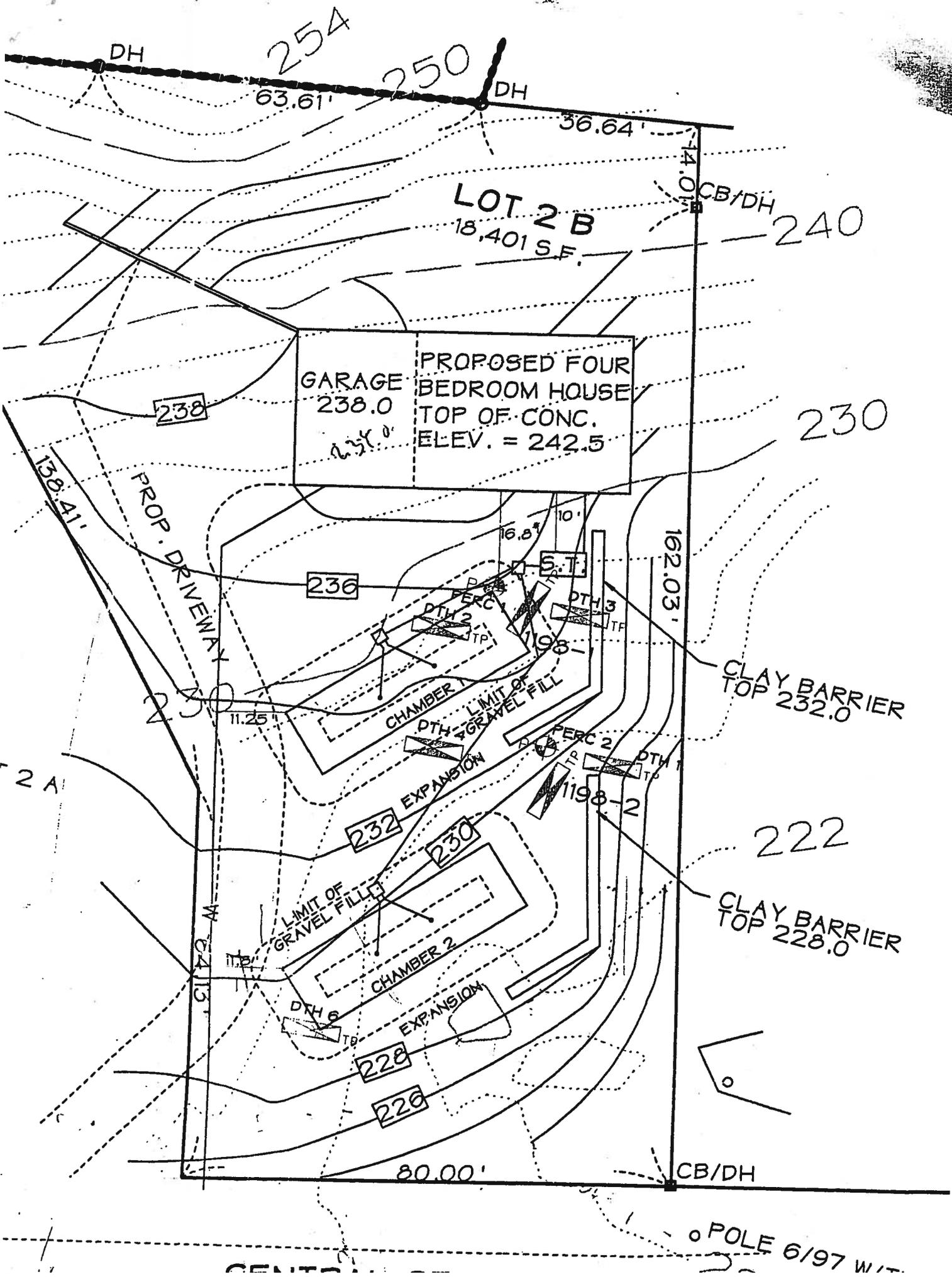
We have inspected the work relative to release of the performance deposit for Permit to Construct Within a Public Way # 99-9 at #310 Central Street. This permit was issued for the purpose of connecting a water service to the water main in Central Street. The patch over the water service connection is beginning to settle and will need to be replaced or repaired via an infrared heater before we can release the performance deposit.

In addition, I have issued and enclosed a Notice of Violation for failure to obtain a Permit to Construct Within a Public Way for the driveway to the new dwelling. The plans submitted with the building permit application indicated that the new dwelling would share the existing driveway entrance at #308 Central Street. This aspect of the proposal was questioned by the Engineering Department during the review of the building permit application. Your contractor, John McNulty, provided a letter stating that a new plan would be submitted to the Engineering Department for approval if there were going to be any changes. Our records indicate that no permit was issued or applied for. Your options for handling the violation are printed at the bottom of the Notice.

Please let me know if you have any questions or need additional information on these issues.

Sincerely,


Dennis P. Ring
Engineering Assistant



LOT 2 B
 18,401 S.F.

PROPOSED FOUR
 BEDROOM HOUSE
 GARAGE
 238.0
 TOP OF CONC.
 ELEV. = 242.5

CLAY BARRIER
 TOP 232.0

CLAY BARRIER
 TOP 228.0

CB/DH

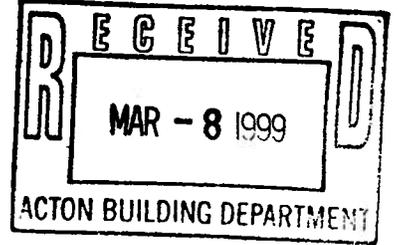
POLE 6/97 WIT

CENTER



New England Properties

367 Hayward Mill Road
Concord, MA 01742
508-369-4396 • Fax 508-371-0610



To: Acton Bldg Dept
From: John McNulty

Re: 310 lot 2A central st

310 lot 2A. drive cut will remain
at present location as per plan. If there
is any change ~~we~~ we will submit
a new plan and have it approved
by engineering

Thank you

COPY
(From Bldg Dept.)

Middlesex Registry of Deeds,
Southern District
Cambridge, Massachusetts
Plan No. 1071 of 19 98
Rec'd 9-30 19 98
at 3:16 p.m. Doc No. 1391
Rec'd, Bk. _____ Page _____
Attest [Signature]
Register

RESERVED FOR REGISTRY USE

8661 JO 1101

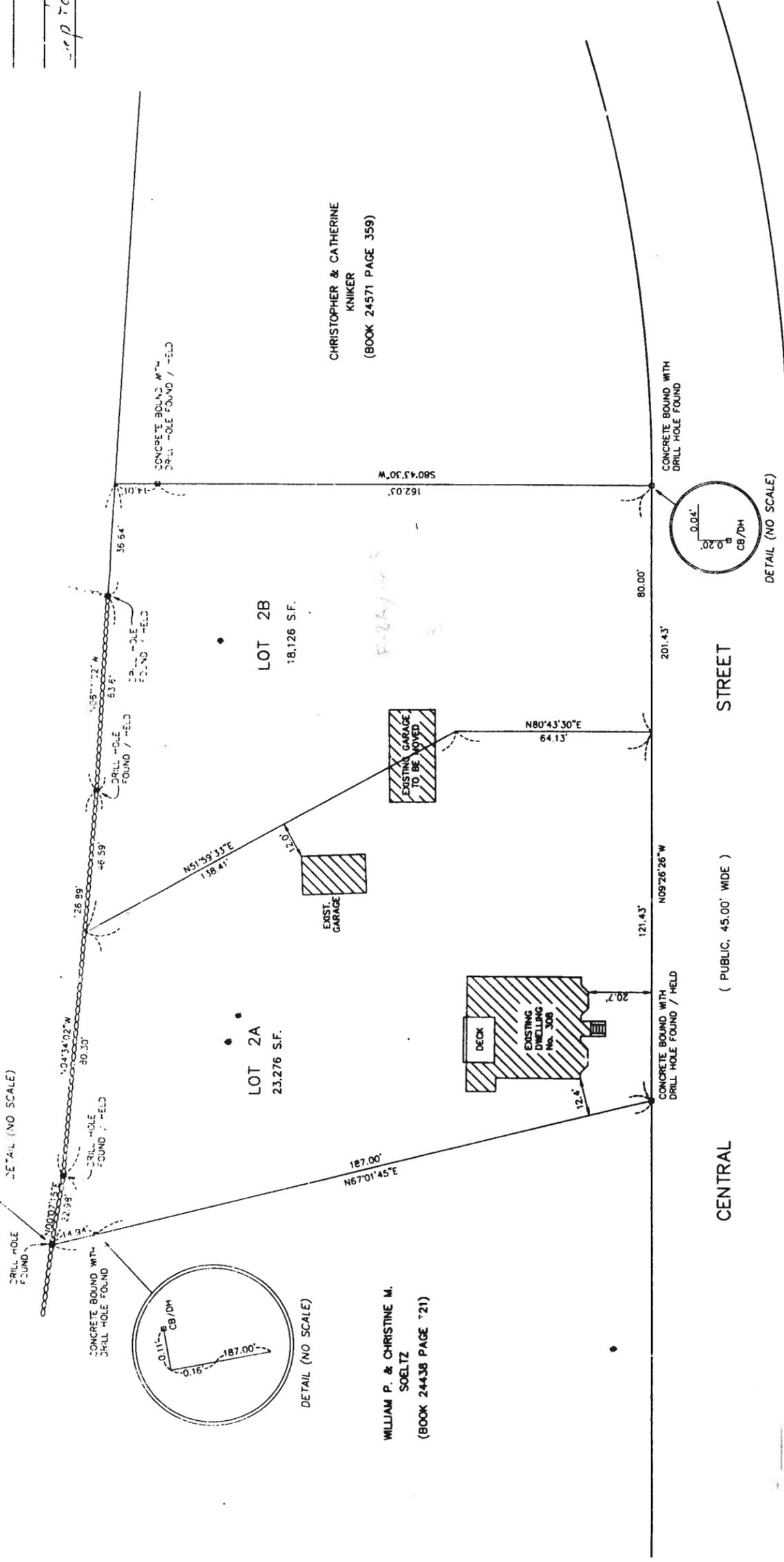
APPROVAL UNDER THE SUBDIVISION
CONTROL LAW NOT REQUIRED

TOWN OF ACTON PLANNING BOARD

[Signature]

ROBERT J. & VICTORIA N
TABOR
(LD. CT. BOOK 970 PAGE 193)

WILLIAM P. & CHRISTINE M.
SOELTZ
(BOOK 24438 PAGE 71)



RECORD OWNER: ROBERT A. & STACIE D. BETTINSON
PREPARED FOR: ROBERT A. BETTINSON
ASSESSORS REFERENCE: MAP F-2A PARCEL 16
DEED REFERENCE: MIDDLESEX COUNTY REGISTRY OF DEEDS
BOOK 24354 PAGE 434
PLAN REFERENCES: PLAN No. 741 OF 1964
ZONING DISTRICT: VILLAGE RESIDENTIAL

PLAN OF LAND
IN

ACTON, MASSACHUSETTS

SCALE: 1"=20'
SEPTEMBER 10, 1998

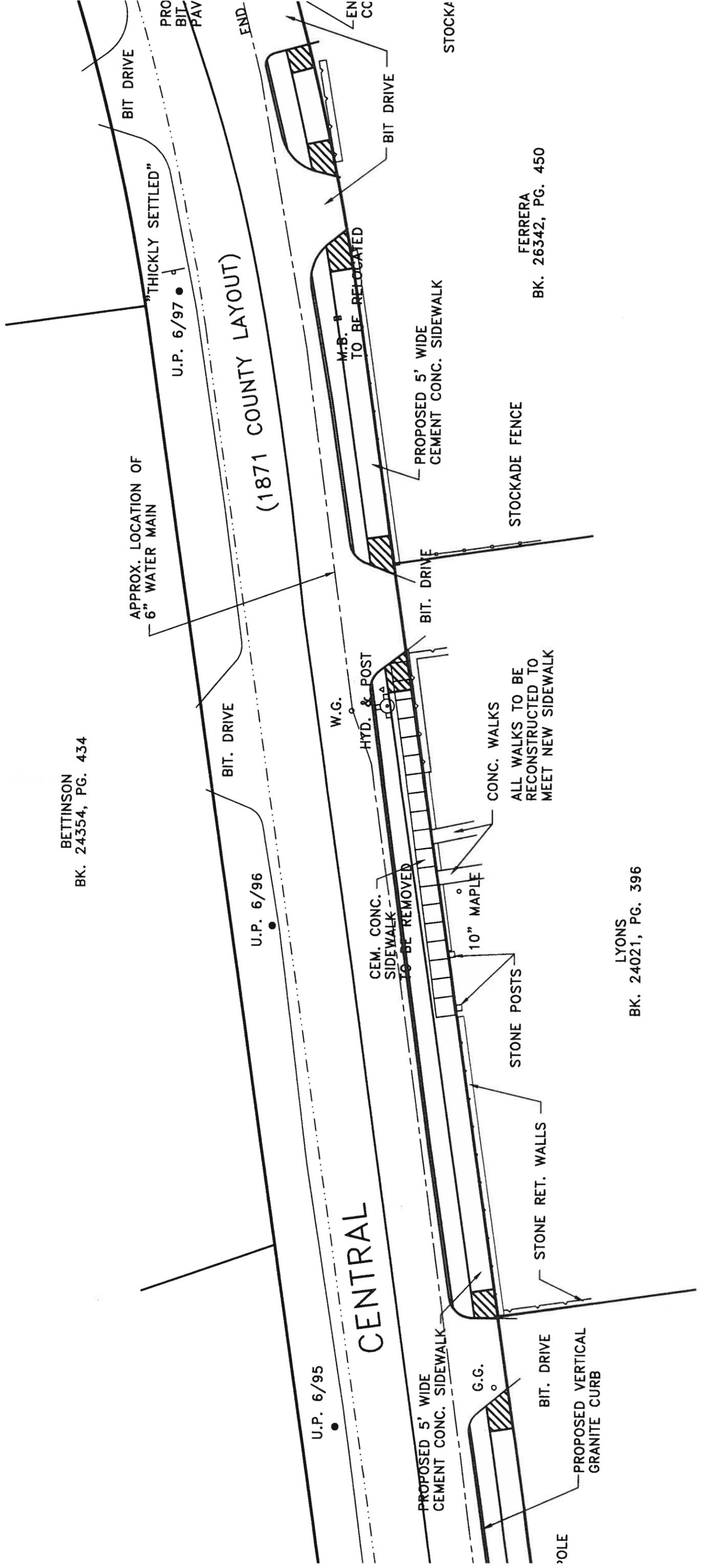
ACTON SURVEY & ENGINEERING
A DIVISION OF LANCEWOOD ENGINEERING, INC.
277 CENTRAL ST.
ACTON, MA 01720
(978)263-3666

I CERTIFY THAT THIS PLAN WAS PREPARED IN ACCORDANCE
WITH THE RULES AND REGULATIONS OF THE REGISTERS
OF DEEDS OF THE COMMONWEALTH OF MASSACHUSETTS.

[Signature]
PROFESSIONAL LAND SURVEYOR
DATE: SEPT. 11, 1998



BETTINSON
BK. 24354, PG. 434



FERRERA
BK. 26342, PG. 450

LYONS
BK. 24021, PG. 396

Town of Acton
Permit to Construct Within a Public Way
(Forfeit)

To: Town Treasurer

Date: 6/23/2000

From: Engineering Department

Subject: Performance Deposit - Permit to Construct Within a Public Way #: 99-9

Please transfer the performance deposit in the form of:

Certified Check #: _____ Bank: _____

Personal Check #: 2649 Bank: MIDDLESEX SAVINGS

Other (specify): _____

Posted by (Permitee) NEW ENGLAND PROPERTIES

In the amount of \$ 1500.00, from Account # 25300 to Account # 25301.

These funds were being held as security for Permit to Construct Within a Public Way #: 99-9

located at (address) 310 CENTRAL ST.

For authority, see section 3.1 of the Town of Acton Specifications for Regulating Construction Within Public Ways. The work proposed under this permit has not been satisfactorily completed and the performance deposit posted by the Permitee will be utilized by the Town of Acton or its authorized agent to fulfill the obligations associated with the issuance of this permit.

Amount: \$ 1500.00

Mailing Address of Permitee:

N.E. PROPERTIES

P.O. BOX 736

ACTON, MA. 01720

Signed: Dennis P. Rig
Acton Engineering Department

