



TOWN OF HOPKINTON

DEPARTMENT OF MUNICIPAL INSPECTIONS

COPY

TOWN HALL
18 MAIN STREET
HOPKINTON, MASSACHUSETTS 01748

Michael W. Shepard,
Director of Municipal Inspections
Zoning Enforcement Officer

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www.Hopkinton.org

20 October 2005

Board of Selectmen Town of Hopkinton. 18 Main Street Hopkinton, Ma 01748	Dr. John Phelan Superintendent of Schools 88A Hayden Rowe Hopkinton, Ma 01748	Ms. Nancy Peters Chair, Board of Health 18 Main St. Hopkinton, Ma 01748	Mr. Ken Weismantel 145 Ash St. Hopkinton, Ma 01748
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Re: **Fruit Street Zoning Opinion**

Dear Sirs and Madam,

As you know, on 29 August 2005, I responded to a question regarding potential zoning issues relative to the development of the Fruit Street Property.

My response to the question was, as it would be to any question of any citizen, framed specifically to the question at hand. The response after careful reflection does not, in my opinion, constitute nor was it intended to constitute an order, determination or decision as required by M.G.L.c. 40A, §8 for an appeal to the Board of Appeals. Until there is a permissible act, such as a request for a building permit, it is just a nonbinding, advisory opinion and carries neither weight nor legal implication.

In order to avoid the further consumption of an enormous amount of time and energy, and given the above, I would recommend that you request of the Board of Appeals to withdraw your appeal application forthwith.

I sincerely apologize for the confusion and effort expended to this point on this issue.

Respectfully,

Michael Shepard
Zoning Enforcement Officer

Cc: Fruit Street Development Committee
School Committee
Parks and Recreation
Department of Public Works
Town Counsel
Board of Appeals

Affordable Housing Committee
Planning Board
Town Clerk
Appropriations Committee
Mrs. Muriel Kramer