



TOWN OF HOPKINTON

OFFICE OF
BOARD OF APPEALS

TOWN HALL
18 MAIN STREET - ROOM 207
HOPKINTON, MASSACHUSETTS 01748-3209

WAYNE R. DAVIES, Chairman
ROBERT W. FOSTER, Vice Chairman
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December 18, 2003

Brian D. Morrison, Chairman
Conservation Commission
Town of Hopkinton
18 Main Street
Hopkinton, MA 01748

**Re: Stagecoach Heights, LLC
Application for Comprehensive 40B Special Permit**

Dear Mr. Morrison:

The Board of Appeals is currently engaged in public hearings on the application for a Comprehensive 40B Special Permit filed by Stagecoach Heights, LLC for property located off Wood Street in Hopkinton. On October 22, 2003, at the request of the Applicant, the public hearing was continued to January 28, 2004 at 8:00 PM at Town Hall.

Under Sections 20-23 of Chapter 40B of the Massachusetts General Laws, the Board of Appeals conducts a "comprehensive review" of the application, and has the power to issue all permits or approvals of all "local boards" within the town, including those of the Conservation Commission. In addition, the statute provides that the Board of Appeals shall request the appearance at said hearing of such representatives of said local boards as are deemed necessary or helpful in making its decision upon such application.

On September 23, 2003 the Conservation Commission provided the Board of Appeals with written comments on the project. In this correspondence, it was noted that the Commission had not yet received an Amended Notice of Intent from the applicant.

At your earliest opportunity, please continue your review of the project and update your written comments to the Board of Appeals. Please provide one hard copy for our file, along with an e-copy to ZBAClerk@Hopkinton.org so that your comments may be distributed to the Board members and posted to the Board's web site.

Brian D. Morrison, Chairman
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I ask that you contact our secretary Ms. White, and ask for copies of any new documentation on file with the Board that you deem necessary or advisable to allow you to conduct your review. The applicant has provided additional information and documentation to the Board and Ms. White can assist you with respect to your needs.

In addition to all the other issues you wish to address, please include in your written comments to the Board the following:

1. The status of the applicant's filing under the state act.
2. A listing of all provisions of the town by-law that are not in compliance and require waivers; and,
3. The recommendations of the Conservation Commission, and the reasons therefore, as to whether the Board of Appeals should grant waivers for the areas of the project in non-compliance with the local by-laws.

In addition, I ask that you, or your representative, appear before the Board of Appeals on January 28, 2004 so that we may make further inquiry.

Thank you for your anticipated cooperation.

Very truly yours,

Wayne R. Davies,
Chairman