

September 14, 2009

TO: Gary Wood, Corporation Counsel

FROM: Ann Machado, Zoning Specialist

RE: Illegal Shed at 80 Fall Brook Street (162 B045)

On 11/19/08 I received an email from David Margolis-Pineo from Public Services, that there was a shed built in the stream protection zone of Fall Brook at 80 Fall Brook Street.

Mike Menario inspected it on 11/20/09 and spoke to the owner's wife.

I finally spoke with the owner, Tomasso Ciccomanicini, on 12/09/08. He admitted that the shed was built without a permit. I told him that he would have to apply for a permit for the shed after the fact and that it would have to be relocated out of the stream protection zone. Over the course of various phone calls and letters sent, Tomasso said that he wanted to relocate the shed but that he couldn't do it in the winter. I told him to apply for the permit to relocate the shed and then he could move it when the weather was better.

After more phone calls and letters, we finally received an application on July 28, 2009 (permit #09-0807). Tomasso's wife, Suzanne, submitted the application. The plot plan showed the existing shed location which is in stream protection and not even on the owner's property. I looked at the permit and said that the plot plan needed to show where the shed was being relocated because it needed to meet setbacks and be out of stream protection. Suzanne Ciccomancini said that she would have her husband resubmit the revised plot plan showing the new location of the shed.

We have yet to receive the revised plot plan showing the proposed location of the shed. I have left two voicemails at the Ciccomancini house and have heard nothing.

I am requesting that we turn this matter over to Corporation Counsel. I'm afraid that if this is not addressed that the shed will remain in the existing spot for another winter.

Thank you.

Cc. Penny St. Louis Littell
Marge Schmuckal