

WILDER AND SHEA
COUNSELORS AT LAW
ONE HOLLIS STREET
WELLESLEY, MASSACHUSETTS 02482
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January 13, 2003

HAND DELIVERED

Town of Wellesley Zoning Board of Appeals
Town Hall
525 Washington Street
Wellesley, MA 02482-5992

Attention: Ellen D. Gordon

Re: ZBA 2002-97
ZBA 2002-98

To Whom It May concern:

As you are aware, the undersigned represents the interests of Dr. Paul Chalifoux with respect to the two (2) above-entitled matters. Kindly be advised that as of Friday, January 10, 2003, Dr. Chalifoux abandoned the practice of dentistry at his home located at 6 Wellesley Avenue, Wellesley, MA.

Therefore, his Petition that he be allowed to use a portion of his premises at 6 Wellesley Avenue, in a General Residence District for the purpose of a home occupation scheduled to be heard on Thursday, January 16, 2003, is hereby withdrawn. It is my understanding that since such Petition has been withdrawn and he is no longer conducting a home occupation, the premises now conform to all zoning requirements and are not in violation of the Town's Zoning By-Laws. If you have any questions concerning these matters, do not hesitate to contact me.

Very truly yours,



Leslie B. Shea

LBS/jfh

cc: Albert Robinson, Town Counsel
Paul DeBaggis, Wellesley Building Department
Richard Brown, Wellesley Planning Board
Paul Chalifoux

TOWN OF WELLESLEY



MASSACHUSETTS

ZONING BOARD OF APPEALS

TOWN HALL • 525 WASHINGTON STREET • WELLESLEY, MA 02482-5992

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ROBERT A. BASTILLE
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January 22, 2003

Leslie B. Shea
One Hollis Street
Wellesley, MA 02482

Re: ZBA 2002-98
Petition of Paul Chalifoux
6 Wellesley Avenue

Dear Mr. Shea;

Please be advised that at the Public Hearing held on January 16, 2003, the Zoning Board of Appeals voted unanimously to grant your request to withdraw the above referenced petition without prejudice.

However, your assumption that the above referenced premises are in compliance with zoning regulations is incorrect. At the Public Hearing held on November 7, 2002, the Board denied Dr. Chalifoux's appeal to the order of the Temporary Building Inspector to remove all pavement installed over the previously unpaved portion of his lot (ZBA 2002-97). No appeal was taken to Norfolk Superior Court on this decision. As the pavement has not been removed to date, the Board believes that the Temporary Building Inspector has the authority to proceed with enforcement action.

If you have any questions, or need further assistance, please do not hesitate to call me.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Ellen D. Gordon".

Ellen D. Gordon
Executive Secretary, Zoning Board of Appeals

Cc: Paul Chalifoux
Town Clerk
Planning Board
Board of Selectmen
Inspector of Buildings

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~
Richard H. Brown, Planning Director

January 28, 2003

Zoning Board of Appeals
Town Hall
Wellesley, MA 02482

Dear Board Members,

RE: 6 Wellesley Avenue

The Planning Board received a copy of the letter from Wilder and Shea dated January 13 requesting that the home occupation petition be withdrawn. The Planning Board noted, at its meeting of January 21st that since the pavement in the front of the lot was added, in violation of the Zoning Bylaw, to provide for the home occupation that pavement should be removed by the owner.

Sincerely,

Richard H. Brown
Planning Director

cc: Edgar Phaneuf, Inspector of Buildings
Paul De Baggis, Building Department