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July 22, 2021

Michael A. Zizka, Esq.
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Re: 101 Wykeham Road

Dear Mike:

I hope you are well. It has just been brought to my attention that in an email to Shelley White on July 9, 2021 (that I was not copied on), 101 Wykeham Road, LLC through its attorney David Sherwood states that "all of the materials required for the issuance of the special permit and zoning permit for the inn...." have been provided and concludes: "Please let me know when we may pick up the permits."

Attorney Sherwood's request is inappropriate and must be denied based on the pending appeals and a related agreement by the property owner and Attorney Sherwood that there will be no start of inn construction without 30-days prior notice to the appellants (this was to allow for a court hearing on a filed request to stay the issuance of permits and construction of the modified Inn.). I have not received any such notice.

I also understand that the submissions referred to in Attorney Sherwood's request fail in significant respects to meet the conditions imposed by the Zoning Commission in issuing the special permit in 2018. A process of detailing those deficiencies is underway. Furthermore, as you know, the validity of the special permit and the wetland permit are both in question before the CT Appellate Court.

Incidentally, the issuance of a zoning permit to construct an inn is not necessary for the owner to demolish the abandoned structures and clean up the site. Ms. Klauer's company currently has (and has always had) the right to do so. Apparently, to date, she has chosen not to.

In all events I request that you ask Ms. White to promptly advise me of any developments in the permitting process and provide related submissions related to the subject 101 Wykeham Road property since the 2018 wetland and special permit approvals. In the alternative, advise if you as counsel will permit me to make this request directly to Ms. White. Thank you and please feel free to call to discuss.

Respectfully,



Gail E. McTaggart, Esq.