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Martha's Vineyard Commission  
Attn: Paul Foley  
P.O. Box 1447  
Oak Bluffs MA 02557

RE: A.M. Fischer 1994 Trust – Pricilla P. Fischer, Trustee, DRI #34-M

Dear Commission Members,

In 2007 our office, acting as agent for the above referenced property owners, received a Decision of the Martha's Vineyard Commission, approving the proposed division of the Flat Point Farm property. The Fischer family has marketed the newly created lot for sale and it has recently come to our attention that there is a question with one of the conditions within the Decision. Item 6.3 "Length of Validity of Decision", states "The applicant shall have two (2) years from the date of receipt of the Decision of the Martha's vineyard Commission contained in this document to begin substantial construction. Should substantial construction not occur during said two (2) year period, this Decision shall become null and void and have no further effect." It is our assumption that "substantial construction" in this case refers to the completion of the division process, being that of endorsement by the planning board (which did occur). On behalf of our client, we request that the Commission clarify the intent of Item 6.3 and verify that the requirements of the permit have been fulfilled and the Decision is valid.

If you have any questions or would like to discuss this matter, please call our office.

Sincerely,



Reid G. Silva, PE PLS  
Professional Engineer  
Professional Land Surveyor