TOWN OF MEDFIELD
DEPARTMENT OF LAND USE AND PLANNING
159 NORTH MAIN STREET
MEDFIELD, MASSACHUSETTS 02052
TEL. (508) 906-3027 FAX (508) 359-6182

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MARIA DE LA FUENTE, DIRECTOR OF LAND USE
CARA WISE, ADMINISTRATIVE ASSISTANT

MEMORANDUM

TO: Matthew Smith

FROM: Maria De La Fuente, Director of Land Use and Planning

DATE: September 19th, 2024

SUBJECT: Notice of Violation – Removal of Scenic Wall

Dear Mr. Smith:

I am writing to inform you of a violation related to the removal of a scenic stone wall located in the public right of way near your property at 49R Elm St. The action is in violation of MGL Chapter 40, Section 15C, and MGL Chapter 87, Section 3, as well as Chapter 210 of our General Bylaws regarding scenic roads.

Following a site visit by the Building Commissioner, it was determined that you removed, or caused to be removed, approximately twenty-five linear feet of scenic wall without first requesting approval of the same from the Planning Board, which has jurisdiction over removal of stone walls within the public right of way of a scenic way. As stipulated in our bylaws, the fine for such a violation is $300 for every five feet of wall removed. Accordingly, by unanimous vote, the Planning Board voted on September 9, 2024 to assess a fine of **$1,500,** to be made payable to "Town of Medfield".

We understand that you may wish to remediate this situation and understood that you intended to file for approval to remove a portion of the stone wall once you were informed of the suspected violation. As we have not yet received such an application, the Planning Board, again, kindly invites you to apply for a scenic wall hearing to discuss possible openings in the stone wall to afford access to the property at 49R Elm Street at your earliest convenience. Attached to this correspondence is the application form for a hearing. Please also note that in addition to the application fee, there are associated costs with the required legal notice to be printed twice in a local newspaper, as required by MGL Chapter 40, Section 15C.

Please contact our office to schedule your hearing or if you have any questions regarding this matter.

Thank you for your attention to this important issue.

Sincerely,

Maria De La Fuente
Medfield Director of Land Use and Planning
459 Main Street
Medfield, MA 02052
(508) 906-3027
mdelafuente@medfield.net

TOWN OF MEDFIELD

Office of the

PLANNING BOARD

TOWN HOUSE, 459 MAIN STREET
MEDFIELD, MASSACHUSETTS 02052-2009

(508) 906-3027
(508) 359- 6182 Fax

SCENIC ROADS

APPLICATION FOR PUBLIC HEARING FOR THE REMOVAL OF TREES &/OR STONE WALLS WITHIN THE PUBLIC WAY

Date: _____

PLEASE PROVIDE THE FOLLOWING INFORMATION:

Applicant name: _____

Address: _____

Email address & phone number: _____

_____

Location of tree(s) or
stone wall(s) to be removed: _____

(attach plan/photos as necessary) _____

_____

Species and size of tree(s): _____

_____

_____

Reason for requested removal: _____

_____

_____

_____

Signature of Applicant: _____

NOTE: FILE THIS FORM AND $100 (CHECKS MADE OUT TO: TOWN OF MEDFIELD) APPLICATION FEE WITH THE PLANNING DEPARTMENT