
Agricultural Burn Permit & Dog License - 110 Teele Road - Nashaway Trail Alpacas

2 messages

Alan DiPietro <alandipietro@gmail.com>

Sat, Nov 10, 2018 at 8:53 AM

To: Pam Powell <townclerk@townofbolton.com>

Cc: Clover Alpacason <110teeleroad@gmail.com>, Alan DiPietro <alandipietro@gmail.com>, Kate Hogan <stowkate@gmail.com>, "Hogan, Kate - Rep. (HOU)" <kate.hogan@mahouse.gov>, "cis@sec.state.ma.us" <cis@sec.state.ma.us>, James.Eldridge@state.ma.us, pmahoney@cmhaonline.org, gcferrrell@gmail.com, nagleconor@gmail.com, gov.webmail@state.ma.us, Richard.LeBlanc@state.ma.us, info@mfbf.net, Michelle.Bodian@mass.gov, Jessica.Burgess@mass.gov, Margaret.Callanan@mass.gov, Michael.Demakakos@mass.gov, John.Lebeaux@mass.gov, Sheila.Theodore@mass.gov

Bcc: kekyzivat@comcast.net

Thank You Pam, for your timely response to my inquiry

I do not want you to refund the dog license fee.

I wish you to issue the dog license and mail it to me at:

Alan DiPietro
[110 Teele Road](#)
Bolton MA 01740

As you well know I do have a street number; it is [110 Teele Road](#) it is the location of my "For Profit Alpaca Breeding Operation" - Nashaway Trail Alpacas Attached is the Variance issued by the Zoning Board of Appeals clearly showing the address is [110 Teele Rd Bolton Ma 01740](#)

Please update your records accordingly

Thank You
Alan DiPietro
[110 Teele Road](#)
Bolton MA 01740

Teresa

Has the Agricultural Commission meet to discuss this situation yet?

Are you still the head of the agricultural commission?

Or do I Need to send these emails to someone else?

Could you explain to me why the Ag Com meeting was cancelled two weeks in a row while you were supposed to be discussing the agricultural exemption to the bylaw? Have you met yet? <https://malegislature.gov/Laws/GeneralLaws/PartI/TitleVII/Chapter40a/Section3>

I need to understand why the town clerk is still holding up my dog license.

Attached is the Variance issued by the Zoning Board of Appeals clearly showing the address is [110 Teele Rd Bolton Ma 01740](#)

Please resolve this issue or explain to me what my legal recourse is?

I'm really interested in how this "Right to Farm" is supposed to work.

Thank You Very Much

Alan DiPietro
[110 Teele Road](#)
Bolton MA 01740

I applied for a dog license online Over a month ago now I provided the Town Clerk my dog vaccination certificate the same day.

She then told me I had to put the request in writing which I did. But she would not provide me with any receipt there of.

I then waited a week for my dog license to arrive by mail at my farm: [110 Teele Road Bolton MA 01740](#) by USPS at the current and confirmed and verified postal delivery address as I requested both online and in writing in person. But received no receipt there of.

When nothing arrived I checked my bank account to see if I had been charged for said dog license and sure enough \$10.00 and a \$0.25 fee were withdrawn from my bank account on October 15

When I inquired in person with the town clerk on Thursday October 25. She was unable to give me an answer as to why my Dog License was being held up. I then asked her to please put in writing why she was holding up my dog license.

She said she would email, said explanation, to me. I asked her if she knew my email address and she told me she had my email address.

I then asked her to, in addition, by USPS, mail the same said explanation as to why she was withholding my dog license, to me at:

Alan DiPietro
110 Teele Road
[Bolton MA 01740](#)

She told me this was not an address.
I told her it was where the USPS delivers the mail

I then had to verbally request three times that she mail my dog license or explanation why she could not to:

Alan DiPietro
[110 Teele Road](#)
[Bolton MA 01740](#)

She said she would do so.

She in fact did neither.

However an empty envelope was sent certified mail to:

Alan DiPietro
[0 Teele Road](#)
[Bolton MA 01740](#)

I know because I signed for and received it. I then opened it in front of the USPS employees, finding it was empty.

This empty envelope in fact did not come from the Town Clerk but from the Building Inspector.

Still having received no explanation as to why I had not received my dog license. I went down to the town hall once again to inquire of the clerk where my dog license was. I was told that [110 Teele Road](#) was not an address. I again asked for an explanation as to why she had not issued my dog license. I offered to show her the Variance issued by the ZBA, but she would not look at it.

I then stated that if she felt there was a problem with the mailing address she could just hand me the dog license then and there. She would not.

I then asked her to put in writing why she would not.
She refused.

I then hand wrote a written request for her to provide me with a explanation as to why she would not.
She refused to accept my written request, and called the police to escort me out of the town hall.

I was told by the police officer I would have to send my hand written request by certified mail if I wanted an answer.

Your Last Ag Comm Meeting was then abruptly cancelled with no explanation.

This was the second week in a row the Bolton Ag Comm, whose charge it is to protect the Right to Farm in Bolton, was cancelled instead of discussing my Right to Farm.

I sent a similar request about the dog license to the town clerk using the contact form on the website, but it provides me no receipt or acknowledgment of what was sent or when.

I have now received the following email from the town clerk and hand delivered letter (image attached).

Attached is the Variance issued by the Zoning Board of Appeals clearly showing address is [110 Teele Rd Bolton Ma 01740](#)

Please resolve this issue or explain to me what my legal recourse is?

Thank You Very Much

Alan DiPietro
[110 Teele Road](#)
[Bolton MA 01740](#)

Thu, Nov 1, 4:03 PM (9 days ago)

Pam Powell

to Alandipietro@gmail.com, Pam

Alan DiPietro
0 Teele Road
[Bolton, MA 01740](#)

In response to your email dated October 30, 2018, your request for a dog license was initiated by you filling out the Dog License Application, providing the Rabies certificate and paying the fee on-line.

Bolton's Bylaw (Sec 110-4) requires all dog owners have an address assigned by the Town of Bolton in order to issue a dog license. Per the letter sent to you by the Bolton Building Inspector dated 10/22/2018, it states "since there is no house, structure or business associated with the property a street number cannot be issued until one of these criteria are met". Further, Town Counsel has confirmed that an address is required in order to obtain a dog license therefore we cannot issue a dog license.

If you wish to have the \$10 fee refunded, please send a request via email and we will be happy to provide a check to you. The \$.25 fee is not able to be refunded.

If you have any further questions or concerns please direct them to Bolton Town Counsel, Mr. Robert Gibbons with Mirick O'Connell, Attorneys at Law (508)-898-1501.

Sincerely,
Pam

Pamela H. Powell, CMMC
Town Clerk
[663 Main Street](#)
[Bolton, MA 01740](#)
978-779-2771

State Election: November 6, 2018 - Polls Open 7am – 8 pm

Early Voting Hours:

Week of Oct 22nd - Mon, Wed, Thur 9-2:30, Tuesday 3-9 pm

Week of Oct 29th - Mon, Wed, Thur 9-2:30, Tuesday 3-9 pm

Extra Hours: Saturday Oct 27th 9am – 1 pm

Annual Town Meeting is first Monday of May – May 6, 2019

Annual Town Election is second Monday of May – May 13, 2019

To register to vote on line - www.registertovotema.com

[Click here to stay informed of Town News!!](#)

When responding, please be advised that the Secretary of the Commonwealth's Office has determined that e-mail is a public record.

-----Original Message-----

From: cmsmailer@civicplus.com [mailto:cmsmailer@civicplus.com]

Sent: Tuesday, October 30, 2018 10:28 AM

To: Pam Powell <townclerk@townofbolton.com>

Subject: [Bolton MA] Dog Liscence at [110 Teele Rd](#) (Sent by Alan DiPietro, Alandipietro@gmail.com)

Hello PPOwell,

Alan DiPietro (Alandipietro@gmail.com) has sent you a message via your contact form (<https://www.townofbolton.com/user/50/contact>) at Bolton MA.

If you don't want to receive such e-mails, you can change your settings at <https://www.townofbolton.com/user/50/edit>.

Message:

I applied for a dog license online two weeks ago now. I provide the Town Clerk my dog vaccination certificate the same day.

She then told me I had to put the request in writing which I did. But she would not provide me with any receipt there of.

I then waited a week for my dog license to arrive by mail at my address: [110 Teele Road Bolton MA 01740](#) by USPS at the current and confirmed and verified postal delivery address as I requested both online and in writing in person.

But received no receipt there of.

When nothing arrived I checked my bank account to see if I had been charged for said dog license and sure enough \$10.00 and a \$0.25 fee were withdrawn from my bank account on October 15

Please explain why my dog license is being held up.

Alan DiPietro
110 Teele Road
[Bolton MA 01740](#)

On Sat, Nov 10, 2018 at 7:12 AM Clover Alpacason <110teeleroad@gmail.com> wrote:

On Tue, Oct 30, 2018 at 10:34 AM Clover Alpacason <110teeleroad@gmail.com> wrote:
Teresa

Are you still the head of the agricultural commission?

Or do I Need to send these emails to someone else?

Could you explain to me why the Ag Com meeting has been cancelled two weeks in a row while you were supposed to be discussing my agricultural exemption from the zoning bylaw?

Also I need to understand why the town clerk is still holding up my dog license.

I applied for a dog license online two weeks ago now. I provide the Town Clerk my dog vaccination certificate the same day.

She then told me I had to put the request in writing which I did. But she would not provide me with any receipt there of.

I then waited a week for my dog license to arrive by mail at my address: [110 Teele Road Bolton MA 01740](#) by USPS at the current and confirmed and verified postal delivery address as I requested both online and in writing in person. But received no receipt there of.

When nothing arrived I checked my bank account to see if I had been charged for said dog license and sure enough \$10.00 and a \$0.25 fee were withdrawn from my bank account on October 15

When I inquired in person with the town clerk last Thursday October 25. She was unable to give me an answer as to why my Dog License was being held up. I then asked her to please put in writing why she was holding up my dog license.

She said she would email, said explanation, to me. I asked her if she knew my email address and she told me she had my email address.

I then asked her to, in addition, by USPS, mail the same said explanation as to why she was withholding my dog license, to me at:

Alan DiPietro
110 Teele Road
[Bolton MA 01740](#)

She told me this was not an address.
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I then had to verbally request three times that she mail my dog license or explanation why she could not to:

Alan DiPietro
[110 Teele Road](#)
[Bolton MA 01740](#)

She said she would do so.

She in fact did neither.

However an empty envelope was sent certified mail to:

Alan DiPietro
0 [Teele Road](#)
[Bolton MA 01740](#)

I know because I signed for and received it. I then opened it in front of the USPS employees, finding it was empty.

This empty envelope in fact did not come from the Town Clerk but from the Building Inspector.

Still having received no explanation as to why I had not received my dog license. I went down to the town hall once again to inquire of the clerk where my dog license was. I was told that [110 Teele Road](#) was not an address. I again asked for an explanation as to why she had not issue my dog license. And that if she felt there was a problem with the mailing address she could just hand me the dog Luis Enrique then and there. She would not.

I then asked her to put in writing why she would not. She refused. I then hand wrote a written request for her to provide me with a explanation as to why she would not. She refused to accept my written request, and called the police to escort me out of the town hall. I was told by the police officer I would have to send my hand written request by certified mail if I wanted an answer.

Your Ag Comm Meeting for last evening was then abruptly cancelled with no explanation. This is the second week in a row the Bolton Ag Comm, whose charge it is to protect the Right to Farm in Bolton, was cancelled instead of discussing my Right to Farm.

I would like to know how I formally go about inquiring as to the status of my log license. I have sent a similar request to the town clerk using the form on the website, but it provides me no receipt or acknowledgment of what was sent or when.

Thank You Very Much

Alan DiPietro
[110 Teele Road](#)
[Bolton MA 01740](#)

On Mon, Oct 29, 2018 at 5:15 PM Clover Alpacason <110teeleroad@gmail.com> wrote:

Thanks for the update.

You might want to inquire about why I have not been issued a Dog License Yet?

On Mon, Oct 29, 2018 at 12:59 PM T M Sauer <arcemedes5@yahoo.com> wrote:

Alan-

We have had to cancel our Ag Com Meeting tonight. I will let you know when we reschedule.

Teresa

----- Forwarded Message -----

From: T M Sauer <arcemedes5@yahoo.com>
To: Clover Alpacason <110teeleroad@gmail.com>
Cc: Gentry Ferrell <gferrell@gmail.com>; conor nagle <nagleconor@gmail.com>; "pmahoney@cmhaonline.org" <pmahoney@cmhaonline.org>; Alan DiPietro <alandipietro@gmail.com>
Sent: Thursday, October 25, 2018, 2:45:23 PM EDT
Subject: Re: Agricultural Burn Permit - [110 Teele Road](#) - Nashaway Trail Alpacas

Alan-

Ag Com is meeting Monday. Your issues are on the agenda. You should stop by between 6-8.

Teresa

On Thursday, October 25, 2018, 1:05:43 PM EDT, Clover Alpacason <110teeleroad@gmail.com> wrote:

Teresa,

I'm still waiting for your input?

Attached please see a letter from Building Inspector Mike Savageau in response to my request to properly update the Towns Database with my correct street number. [110 Teele Road](#)

I was not and am not applying for a street number.

I have a street number and have had a street number for many years.

The Property [110 Teele Road](#) (3e-33) is "Presently and Primarily" in "ACTIVE" "Agricultural Use" "Breeding Alpacas for Profit"

The Street address is [110 Teele Road](#) it was assigned by the fire chief and the ZBA

Please see attached the duly Recorded Variance

I'm still waiting to hear how this "Right to Farm" works

Please explain to me when and how your board was consulted by the Building Inspector about this obviously agricultural issue?

(8) To serve, at the written request of any Town officer, board, or committee, as an arbitrator or negotiator in the resolution of disputes relating to agricultural issues, provided that no order or decision on the particular matter in question has already been issued by any Town entity legally authorized to do so; and that any resulting decision or recommendation shall be strictly advisory, and shall have no legal standing or definitive nature beyond the voluntary agreement of the parties to abide by it.

<https://ecode360.com/14849954?highlight=agricultural,agriculture#14849954>

Please explain how your board is supposed to work? It appears that you have missed your opportunity to have any input on this issue.

Even though I tried to engage you prior. (1) To act as a spokesperson for the Bolton farming community.

Please explain why my Agriculturally Exempt Activity would need a permit for a House, Structure, or Business?

Please explain to me how "Bolton Code" Zoning section 118-1 is not repugnant to MGL 40A Sec 3.

The Property [110 Teele Road](#) (3e-33) is "Presently and Primarily" in "Agricultural Use"

Agriculture is the primary use of this property, it is not passive nor an accessory use.

<https://malegislature.gov/Laws/GeneralLaws/PartI/TitleVII/Chapter40a/Section3>

<https://ecode360.com/14850052>

I want the Town's Database Updated to correctly reflect the address of my Farm on Lot 3e-33 as [110 Teele Road](#); I will not be applying for any permits to do so.

In addition I would like an explanation as to the towns authority to stop my USPS mail service.

Just what "Right to Farm" do I have?

Regardless I would like to understand how the Determination made by the Zoning Board of Appeals duly recorded within one year would not put any relevant Zoning Questions to bed in perpetuity. It is the board of appeals for zoning matters and they have already spoken.

On Tue, Oct 23, 2018 at 9:36 AM Clover Alpacason <110teeleroad@gmail.com> wrote:

Since your committee has only advisory power and can not overturn a decision from another board committee etc.

It would seem prudent that your advice be given before a negative decision is made.

Please explain to me why your board was not consulted by the Fire Chif and the Building inspector about this obviously agricultural issue?

Please explain how your board is supposed to work?

And no I have heard nothing from Jeff or anyoneelse.

Alan

On Mon, Oct 22, 2018 at 4:40 PM T M Sauer <arcemedes5@yahoo.com> wrote:

Alan-

The Ag Com meeting last week was canceled.

I saw no point responding to your first email because you had already been directed to contact the Building Inspector. The next Email was Erica telling you she spoke to the Building Inspector and set up the site walk on your property that was needed.

You just reached out to Jeff today regarding the status of your requested burn permit. Has he responded yet?

Teresa

On Monday, October 22, 2018, 1:25:32 PM EDT, Clover Alpacason <110teeleroad@gmail.com> wrote:

This is going on 3 weeks since I first contacted the Assessors Office to update their incorrect address for my property.

The Variance issued by the ZBA and duly recorded at the Worcester County Registry of Deeds, clearly states the address of Lot 3e-33 is [110 Teele Road](#) and this fact is completely irrelevant to the issue of an agricultural burn permit.

The Fire Chief has visited the site to confirm location and ability to access the burn area. He confirmed to me that there were no issues, other than this fabricated issue over the address number.

When is the Agricultural Commission going to step forward to defend my Right to Farm?

I copied Teresa into this email thread previously but have not received any response.

Was this issue discussed at your meeting last week?

What is my recourse here?

Alan DiPietro
Nashaway Trail Alpacas
[110 Teele Road](#)
[Bolton MA 01740](#)

----- Forwarded message -----

From: **Alan DiPietro** <alandipietro@gmail.com>

Date: Mon, Oct 22, 2018 at 1:00 PM

Subject: Re: Agricultural Burn Permit - [110 Teele Road](#) - Nashaway Trail Alpacas

To: Clover Alpacason <110teeleroad@gmail.com>

Cc: <arcemedes5@yahoo.com>, <assessorsadmin@townofbolton.com>, <boh@townofbolton.com>, <buildinginspector@townofbolton.com>, <dmanzello@rrgsystems.com>, <jlegendre@bolton-ma.gov>

Jeff,

How are we doing with the burn permit? It has been almost a week since you visited the site and two weeks since my request for a burn permit. You have confirmed the location and your ability to access the burn site. You have also seen first hand my agricultural operation at [110 Teele Road](#). When will you be issuing my burn permit? I assume you have a defined amount of time in which you must respond.

Thank You for Your Professional Attention to this Issue.

Alan DiPietro
Nashaway Trail Alpacas
[110 Teele Road](#)
[Bolton MA 01740](#)

On Mon, Oct 15, 2018 at 1:24 PM Clover Alpacason <110teeleroad@gmail.com> wrote:

Jenny,

Yes, I will be there.

Thanks
Alan

On Mon, Oct 15, 2018 at 1:20 PM Jenny Jacobsen <boh@townofbolton.com> wrote:

Hi Alan,

Mike Sauvageau notified me that he spoke with you this morning regarding this request. At that time you discussed accompanying Mike and the Fire Chief on a walk-through of the property. Mike has confirmed that Fire Chief Jeff Legendre will be available to do the walk through tomorrow at 5pm as discussed. Please confirm that you will be available to accompany them at 5pm tomorrow (Tuesday, October 16th).

Jenny Jacobsen
Health and Permitting Assistant
Town of Bolton, Massachusetts

(978)779-3301

From: Alan DiPietro [mailto:alandipietro@gmail.com]
Sent: Wednesday, October 10, 2018 6:06 AM
To: Jenny Jacobsen
Cc: 110teeleroad@gmail.com; Cynthia Bradbury; David Manzello; arcemedes5@yahoo.com; jlegendre@bolton-ma.gov
Subject: Re: Agricultural Burn Permit - [110 Teele Road](#) - Nashaway Trail Alpacas

Good Morning Jenny,

I simply want lot 3e-33 to correctly represent its geographic location in the database.

[110 Teele Road](#)

The abutting lots are 108 on the same side of the street and 111 directly opposite

Please update your records as this information is being propagated to multiple other databases and not allowing internet based services to function properly.

I am unable to get a burn permit.

I'm also having trouble with deliveries and am unable to use Google/Bing Navigation and Zillow

Which is impeding my ability to properly market this property for sale.

Please let me know if this email is sufficient or if I need to print it sign it and bring it in to you. I'd like to resolve this Today.

Thank You

Alan DiPietro

[110 Teele Road](#)

[Bolton MA 01740](#)

AlanDiPietro@gmail.com

On Tue, Oct 9, 2018 at 3:44 PM David Manzello <dmanzello@rrgsystems.com> wrote:

Hello Mr DiPietro,

I spoke with the building official, he stated if you put in a request to him in writing, he will formally assign the number to the parcel.

Please send to Michael Sauvageau, Building Inspector
Bolton Town Hall, [663 Main Street, Bolton, MA 01740](#)

Thank you

From: Alan DiPietro <alandipietro@gmail.com>
Sent: Tuesday, October 9, 2018 1:39:25 PM
To: David Manzello; jlegendre@bolton-ma.gov; Cynthia Bradbury; 110teeleroad@gmail.com
Subject: Fwd: Agricultural Burn Permit - [110 Teele Road](#) - Nashaway Trail Alpacas

David

below is the information we discussed.

I simply want lot 3e-33 to correctly represent its geographic location in the database.

110 Teele Road

We have been through this dance before and I need it resolved

The abutting lots are 108 on the same side of the street and 111 directly opposite

Please update your records as this information is being propagated to multiple other databases and not allowing internet based services to function properly.

I'm having trouble with deliveries and am unable to use Google/Bing Navigation and Zillow

Which is impeding my ability to properly market this property for sale.

Also I am trying to get an agricultural Burn Permit

I was told by the fire dispatch officer that the database would have to reflect agriculture.

The lot is zoned residential - Agriculture is an approved activity in the residential zone.

The Use code is 130 Res-Dev-Land

I am not applying for Ch- 61A

How would the database reflect agriculture?

----- Forwarded message -----

From: **Alan DiPietro** <alandipietro@gmail.com>
Date: Sat, Oct 6, 2018 at 11:17 AM
Subject: Agricultural Burn Permit - [110 Teele Road](#) - Nashaway Trail Alpacas
To: <jlegendre@bolton-ma.gov>
Cc: <110teeleroad@gmail.com>

Hello Chief

I am running into a problem I have run into in the past -- The address ([110 Teele Road](#)) of my alpaca farm is not in the database

When I have been granted permits in the past I have been told the system would be updated

I just checked on line and I can still only look up my property by the map number 3e-33

I would like to be approved for an agricultural burn permit for the rest of 2018 and make sure that the automated system is updated for the 2019 permit application

I have used the online system for 2018 and submitted the application, I assume you will see it soon

How do I activate an agricultural burn permit? as the website says no activations after May?
(<https://massfire.net/brush/bolton.php#>)

Do you need to visit the site to approve the agricultural permit? If so when would you like to come by?

I have requested an update to the assessors database for MAP 3E Lot 33 to include the street number 110 to the address Teele Rd as was agreed to by the previously Chief and the ZBA

attached documents for your reference

Thank You

Alan DiPietro

110 Teele Rd

Bolton Ma 01740


978 493 2378

alandipietro@gmail.com

3 attachments



IMG_1629[1].JPG
1399K

 **0 teele rd 10-23-18_001 (1).pdf**
78K

 **110teele_Variance (3).pdf**
640K

Alan DiPietro <alandipietro@gmail.com>
To: Kristin Kyzivat <kekyzivat@comcast.net>

Tue, Aug 30, 2022 at 3:45 PM

[Quoted text hidden]