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**TO:** ZBA

**FROM:** PAM THORS-BD. ADMIN.

**SUBJECT:** CENTERLINE COMMUNICATIONS APPLICATION-OWNERSHIP ISSUE

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Dear ZBA Board Members, As an update to the Centerline Communications Application, I wanted to make you aware of an issue that was raised by an abutter in attendance at the MVC hearing for this application on December 2<sup>nd</sup>.

The issue was whether or not the applicant has the right to apply for an amendment to a Special Permit issued to Bell Atlantic Mobile of Massachusetts Corporation, Ltd. Filed on June 28, 2013, Case File number 2012-19.

I spoke to Michael Goldsmith today and was assured by him that the ownership issue is probably not going to interfere with the inability of the town to deny this application. He said that the ZBA will have time to research this if necessary but probably will not determine the outcome, so going down that “rabbit hole” at this time is premature. On the heels of this discussion, I spoke to Kimberly Revak who is the agent for the applicant who is sending me a copy of the original lease between the Doane’s and American Tower Corporation. She said that this lease probably makes reference to co-locations and other rights of the lessee that allow this application to go forward. I also have a call in to Adam Turner at the MVC about this issue and will update you after I speak with him.

