

From: Edward B. O'Connell
Sent: Monday, November 21, 2022 1:48 PM
To: Gary Goeschel <ggoeschel@eltownhall.com>
Subject: RE: Riverhead Cemetery

Thanks, Gary. You are correct that there are no site plans or site improvements proposed for the Riverhead Cemetery property. It is simply an acquisition of the cemetery property by the Town from the Riverhead Cemetery Association. The issue came to the fore when the Noble Gas people planned to develop its property for a truck stop and needed to accurately establish the boundary line between that property and the cemetery property. We then discovered that the Riverhead Cemetery Association was inactive. There is a statutory procedure whereby a municipality can take over the title to cemeteries owned by inactive cemetery associations. That is what the Town is doing here. The Planning Commission is being asked to report on the proposed acquisition of the cemetery land by the Town.

In terms of exhibits for the Commission to review, our research has not revealed any map or survey of the perimeter of the cemetery grounds. There are plans depicting the burial plots and graves, but not the boundaries of the premises. We have negotiated a detailed description of the common boundary with Noble Gas, but that description is confined to the western boundary of the cemetery and not the other sides. In these circumstances, it appears that a print from the Assessor's map is the best way to acquaint the Commission members with the location of the cemetery. Regards, Ed.

Edward B. O'Connell, Attorney at Law
eboconnell@wallersmithpalmer.com

Waller, Smith & Palmer, P.C.
Office: [860-442-0367](tel:860-442-0367) | Fax: [860-447-9915](tel:860-447-9915)
52 Eugene O'Neill Dr. New London, CT 06320
<http://wallersmithpalmer.com>



Any federal tax advice contained in this communication, including any attachments, is not intended or written to be used, and cannot be used by any taxpayer, for the purpose of avoiding any tax penalties that may be imposed under the Internal Revenue Code. The information contained in this communication may be confidential, may be an attorney-client communication and as such, legally privileged, and is in all events intended only for the use of the addressee named above. If you are not the intended recipient (or an agent responsible for delivering this communication to the intended recipient), you are hereby notified that any use, review, dissemination, distribution, or copying of this communication, or any of its contents, is strictly prohibited. Nothing in this communication is intended to constitute a waiver of any privilege or the confidentiality of this message. If you have received this communication in error, please notify the sender immediately by return e-mail or telephone and delete the original message and any copy of it from your computer system. Thank you.

From: Edward B. O'Connell <eboconnell@wallersmithpalmer.com>
Sent: Wednesday, November 16, 2022 4:28 PM
To: Gary Goeschel <ggoeschel@eltownhall.com>
Cc: Kevin Seery <kseery@eltownhall.com>
Subject: Riverhead Cemetery

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Gary, I note that the meeting of the Planning Commission scheduled for November 15 was cancelled. We had anticipated seeing the C.G.S. 8-24 report for the Town's acquisition of the Riverhead Cemetery on the Commission's October agenda or this month's agenda. The process of a municipal acquisition of a cemetery from a defunct cemetery association is specified by the statutes, which require multiple notices and meetings and a public hearing held by the Board of Selectmen. The East Lyme Board of Selectmen has published the required notice and held the public hearing and discussed the matter at meetings. The formalities have been completed and the town is prepared to execute the closing papers. Delaying the Town's formal acquisition of the cemetery premises for a Section 8-24 report from the Commission to the Board of Selectmen until its December meeting might cause some difficulty, inasmuch as the access road to the cemetery and the cemetery gate need to be constructed in accordance with the approved site plan. Please let us know the earliest time that the Commission can consider this matter. Thanks, Ed.

Edward B. O'Connell, Attorney at Law

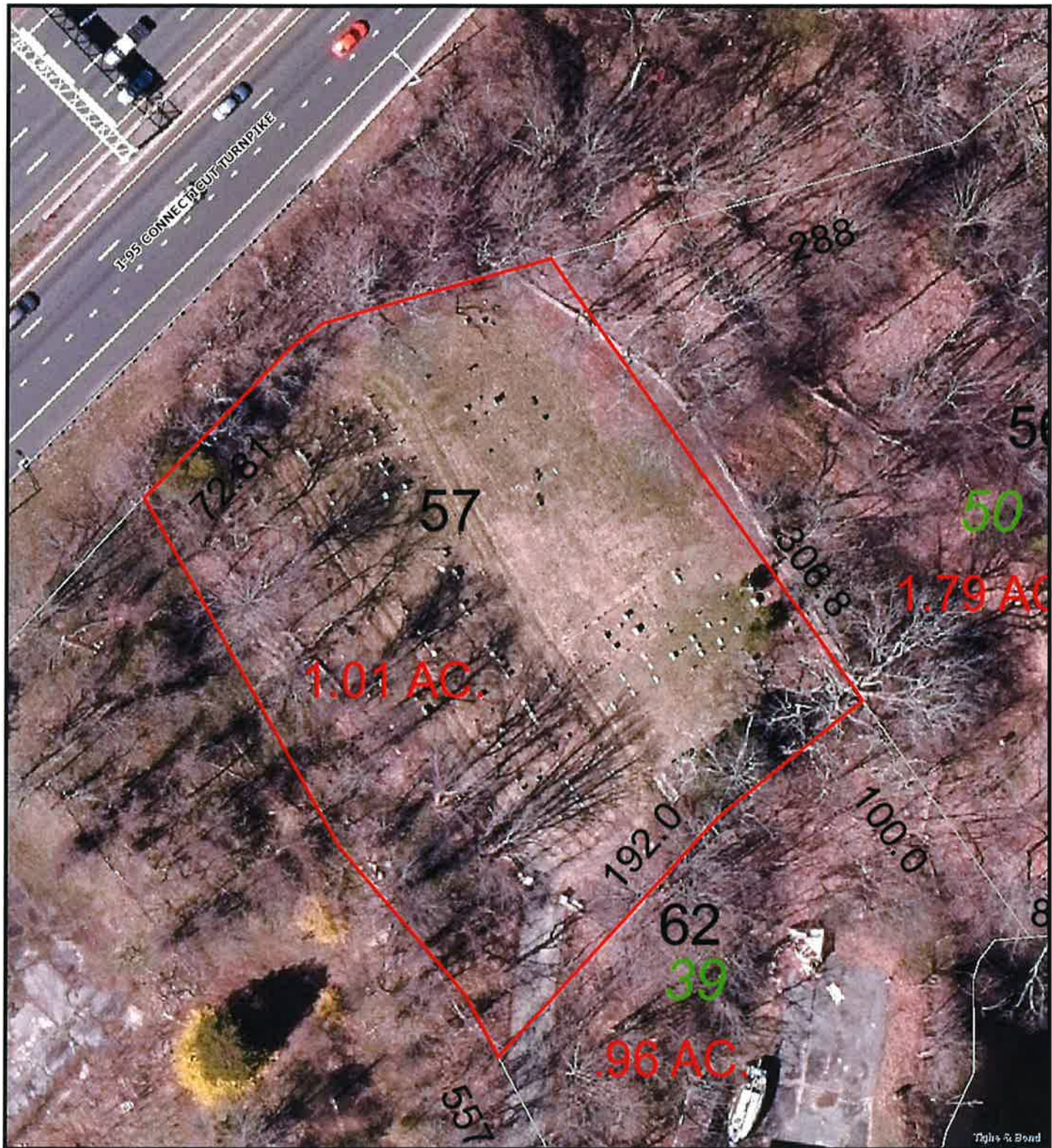
eboconnell@wallersmithpalmer.com

Waller, Smith & Palmer, P.C.

Office: [860-442-0367](tel:860-442-0367) | Fax: [860-447-9915](tel:860-447-9915)
52 Eugene O'Neill Dr. New London, CT 06320
<http://wallersmithpalmer.com>



Any federal tax advice contained in this communication, including any attachments, is not intended or written to be used, and cannot be used by any taxpayer, for the purpose of avoiding any tax penalties that may be imposed under the Internal Revenue Code. The information contained in this communication may be confidential, may be an attorney-client communication and as such, legally privileged, and is in all events intended only for the use of the addressee named above. If you are not the intended recipient (or an agent responsible for delivering this communication to the intended recipient), you are hereby notified that any use, review, dissemination, distribution, or copying of this communication, or any of its contents, is strictly prohibited. Nothing in this communication is intended to constitute a waiver of any privilege or the confidentiality of this message. If you have received this communication in error, please notify the sender immediately by return e-mail or telephone and delete the original message and any copy of it from your computer system. Thank you.



11/21/2022 2:30:07 PM

Scale: 1"=50'

Scale is approximate

The information depicted on this map is for planning purposes only.
It is not adequate for legal boundary definition, regulatory interpretation, or parcel-level analyses.





Riverhead Cemetary

11/22/2022 1:26:47 PM

Scale: 1"=300'

Scale is approximate

The information depicted on this map is for planning purposes only. It is not adequate for legal boundary definition, regulatory interpretation, or parcel-level analyses.

