

**Geraghty &
Bonnano, LLC**
Attorneys at Law
February 5, 2024

exhibit
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Via email ggoeschel@eltownhall.com
Gary Goeschel
Director of Planning
Town of East Lyme
108 Pennsylvania Avenue
Niantic, CT 06357

Re: 91 Boston Post Road

Dear Gary,

Please accept this correspondence on behalf of my clients English Harbour Capital Partners, LLC and Kristen Clarke P.E. who are the owners of the above referenced property.

I write to address the Town of East Lyme Inland Wetland Agency ("ELIWA") permit application submitted by Robert Pfanner on behalf of Andrew Davis to permit regulated activities on my clients' property. The application submitted by Mr. Pfanner proposes work on my clients' property and incorrectly identifies Mr. Davis as the property owner of the property upon which Mr. Pfanner proposes to conduct the requested activities. Mr. Pfanner is well aware of the fact that Mr. Davis does not own this property and his submission of an application for consideration by the ELIWA without my clients' knowledge, consent or signature on the application is egregious.

As you are aware an application to the ELIWA requires the signature of the property owner or its representative. Mr. Pfanner is not, nor ever has been, a representative of the property owner. Neither is Mr. Davis. Given these facts the application is fatally deficient and should not be considered for either an administrative or agency acted upon permit until and unless Mr. Pfanner complies with the ELIWA and statutory requirements for submission of a land use permit on property of third parties.

Please contact me should we need to discuss this rather serious matter.

Sincerely,

Paul M. Geraghty

Cc Kristen T. Clarke P.E.

J. Robert Pfanner P.E. via email bojtr@jrpcivil.com & Certified Mail