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COLLINS, HANNAFIN, GARAMELLA, JABER & TUOZZOLO
PROFESSIONAL CORPORATION

ATTORNEYS AT LAW

148 DEER HILL AVENUE, POST OFFICE BOX 440, DANBURY, CONNECTICUT 06813-0440

FRANCIS J. COLLINS
EDWARD J. HANNAFIN
JACK D. GARAMELLA
PAUL N. JABER
JOHN J. TUOZZOLO*
ROBERT M. OPOTZNER**
E. O'MALLEY SMITH
THOMAS W. BEECHER
EVA M. DEFranCO
CHRISTOPHER K. LEONARD
LAURA A. GOLDSTEIN
GAIL HAMATY MATTHEWS***
GREGG A. BRAUNEISEN**
BRYAN V. DOTO**

TELEPHONE (203) 744-2150
EXTENSION:
FACSIMILE (203) 791-1126

RIDGEFIELD OFFICE:
24 BAILEY AVENUE
RIDGEFIELD, CONNECTICUT 06877
TELEPHONE (203) 438-7403
FACSIMILE (203) 438-7425

INTERNET ADDRESS:
[HTTP:// WWW.CHGJTLLAW.COM](http://www.chgjtllaw.com)
PLEASE RESPOND TO DANBURY OFFICE

September 28, 2004

*OF COUNSEL
**ALSO ADMITTED IN NEW YORK
***ALSO ADMITTED IN PENNSYLVANIA

HAND DELIVER

Mr. Vincent Nolan
President, Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

Re: Request to Phase Water Extension on Louis Allan Drive

Dear Mr. Nolan:

Please be advised I represent First Nine Corporation, owner of premises known as Petersons Farm. At the Common Council September, 2003 meeting you approved a request to extend the water line into the subdivision known as Petersons Farm. Please accept this letter as a request to allow the construction and the City's acceptance of the water line to be "Phased". Thank you for your consideration.

Very truly yours,



Paul N. Jaber

PNJ:da

cc: Eric Gottschalk, Esq.
William Buckley
Jeanne Williamson Iapaluccio



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT
(203) 797-4641
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

September 29, 2004

Honorable Mark D. Boughton
Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

Dear Mayor Boughton and Common Council Members:

Peterson Farm – Louis Allan Drive
Phased Water Main Extension

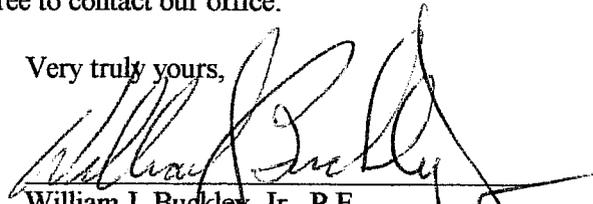
We are in receipt of a copy of the September 28, 2004 letter sent to you by Attorney Paul N. Jaber requesting that the previously issued Common Council approval of the water main extension be amended to allow for the phased acceptance of the water system improvements.

Our department has no objection to a phased approval with the condition that Phase I allow for Certificates of Occupancy to be issued for only 5 homes. If this phasing request is approved by the Common Council, we will notify the Building Department that Certificates of Occupancy can be issued for Phase I upon receipt of satisfactory as-built and easement mapping as well as all legal documents required.

The Certificates of Occupancy for Phase II homes will not be issued until the water pumping station is completed by the developer, is acceptable to the City and satisfactory mapping and legal documents have been provided to the City.

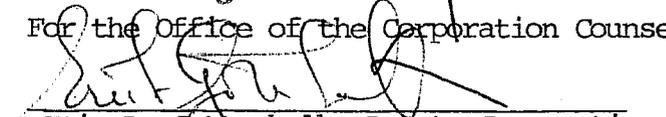
If you have any questions, please feel free to contact our office.

Very truly yours,



William J. Buckley, Jr., P.E.
Director of Public Works/City Engineer

For the Office of the Corporation Counsel



Eric L. Gottschalk, Deputy Corporation
Counsel

C: Eric L. Gottschalk, Esq.
Paul N. Jaber, Esq.
Jeanne L. Williamson, P.E.