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LONG HILL ESTATES AT PETERBOROUGH  
MINUTES  
EXECUTIVE SESSION  
NOVEMBER 29,2004  
UNIT #29  
11:10 am – 11:30am

PRESENT were Liam Kelly, President; George Austermann, Director/ Treasurer; Jane Morrissey, Director/Clerk

MOTION: To authorize sending a letter to Philip and Bridgit Jasper, owners of Unit #35, re: the removal of their oversize truck from the property and to invite them to discuss the matter with the Board at a meeting on December 9, 2004 at 5:00pm at Unit #10.  
(Approved letter attached) PASSED: All in favor

Respectfully submitted  
Jane Morrissey, Clerk

# Long Hill Estates at Peterborough, A Condominium

P. O. Box 415 • Peterborough, NH • 03458

November 29, 2004

Philip & Bridget Jasper  
35 Long Hill Estates  
Peterborough, NH 03458

Dear Mr. & Mrs. Jasper:

This letter is in follow up to our recent communications regarding the large, commercial box-truck you are keeping at the Condominium.

Subsequent to our last communications, the Board consulted with legal counsel on this issue. Counsel informs us that Policy Resolution #03/04, the Allowable Vehicle Size Rule, is in fact applicable to your box-truck. Conversely, our attorney indicates that neither your truck, nor any other truck or vehicle, is exempt from the effect or application of this Rule because such vehicle might have been present at the Condominium prior to the date of the Rule became effective on October 25, 2004. In other words, the Association's lawyer has given us a legal opinion that your truck is not grand-fathered.

The Board is charged with assuring that the governing instruments of the Condominium, including the Rules, are properly and consistently applied and enforced. At the same time, the Board is mindful of the desirability of making reasonable accommodations on certain occasions, if such accommodations are in fact appropriate under the circumstances existing. If some accommodation is to be made in this instance, it is imperative that the underlying purpose of the rule or provision at issue is still met.

With that in mind, the Board is open to making one last effort to resolve this matter amicably. We would therefore suggest that you contact me to schedule time on our agenda for the Board's next meeting on Thursday, December 9, 2004 at 5:00 p.m. at Unit #10. At that time, the parties could speak to the issue of crafting a solution that is acceptable to all. Failing a prompt resolution to this matter, the Board regrettably will be required to consider those legal or other options available to the Association.

Please call me at 924-3058 no later than Tuesday, December 7, 2004 to reserve time at the Board meeting. I look forward to working with you in order to resolve this matter with finality.

Sincerely,

  
Liam M. Kelly, President  
Board of Directors

cc: George Austermann, Jane Morrissey