David V. DeRosa
Attorney at Law
42 Terrace Avenue
P.O. Box 992
Naugatuck, CT 06770

Telephone: (203) 729-4246
Facsimile: (203) 729-4249
david.derosa1973@gmail.com
dderosa@attorneyderosa.com

VIA EMAIL to: <u>cwlselectmen@optonline.net</u>; <u>pgrimes@cramer-anderson.com</u>; <u>tonymacchiaroli@yahoo.com</u>

July 28, 2025

Gordon Ridgeway First Selectman Town of Cornwall 24 Pine Street Cornwall, CT 06753

Re: Status of Cease and Desist to restore Cooke Road to obtain access to 85 Cooke Road.

Mr. Ridgeway,

I am counsel for Anthony Macchiaroli, who is the owner of 85 Cooke Road, Corwall, Connecticut. Mr. Macchiaroli purchased the property in January of 2021. On June 1, 2021, Karen Griswold Nelson, the then Inland Wetlands Enforcement Officer, issued a Cease and Desist letter citing my client for working on Cook Road without a wetlands permit and without permission of Dark Entry Association. My client responded to the allegations by email to Ms. Nelson indicating he has a deed right of way to use Cook Road to get to his property and that Cook Road was not located on state designated wetlands. Per town ordinance, there would need to be a hearing within 10 days of issuing the Cease and Desist letter, but this hearing never took place.

We have an affidavit from George Logan, a soil scientist, stating Cook Road is not on designated state wetlands and the work done by my client was limited to normal maintenance of the road. Mr. Macchiaroli was exonerated by the jury of any claim of trespassing and he did not damage either Greco or Dark Entry's property.

I would like a statement from the Town of Cornwall by August 8, 2025 whether the Cease and Desist order issued in 2021 still remains in force and effect.

David V. DeRosa