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December 3, 2021

VIA ELECTRONIC MAIL

Newton City Council
Newton City Hall, Room 105
1000 Commonwealth Avenue
Newton, MA 02459
Attn: City Clerk Carol Moore

Re: Chestnut Hill Square – Special Permit
Withdrawal of Amendment Request for Extension of Time to Construct Phase 2

Dear City Clerk Moore:

As you may know, on May 28, 2021 we filed a request to amend (the “Application”) that certain Special Permit and Site Plan Approval #214-10(2) granted to NED Chestnut Hill LLC, an affiliate of CHS Commercial Owner LLC (the “Applicant”), in a decision dated December 6, 2010 (the “Special Permit”) in order to allow for an extension of time to construct the residential building known as Phase 2 of the Chestnut Hill Square mixed-use development project on Boylston Street in the City of Newton. The hearing on the Application was opened by the Land Use Committee on July 27, 2021 and continued to enable the Applicant to meet with the Planning Department regarding the request. The Applicant intends to continue its productive discussions with the Planning Department with respect to the Application, but in light of the end of the current City Council term, we are writing to request a withdrawal of the Application without prejudice so that we can re-file in the new City Council term.

Please let us know if you require any additional information or materials to process this request to withdraw, without prejudice, the Application. Thank you for your attention to this matter and please feel free to contact me with any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "Timothy W. Sullivan", written over a horizontal line.

Timothy W. Sullivan
Attorney for CHS Commercial Owner LLC