

# GALVIN & GALVIN, PC

Attorneys and Counselors at Law

*A Professional Corporation*

10 Enterprise Street, Suite 3  
Duxbury MA 02332-3315  
(corner of Rtes 3A & 139)

TOWN OF FRANKLIN  
TOWN CLERK

2026 MAR -3 A 8:03

RECEIVED

Robert W. Galvin, Esq.

*David A. Henig, Esq.\**

*Robert E. Galvin, Esq. (1933 - d.2020)*

*William J. Galvin, Esq. (1898- d.1995)*

\* also admitted in NY

Tel: (781) 934-5678 / (781) 834-4224

Facsimile (781) 837-1030

Email: [rwgalvin@galvin-legal.com](mailto:rwgalvin@galvin-legal.com)

March 2, 2026

**VIA FAX (508) 520-4906, EMAIL [gbrown@franklinma.gov](mailto:gbrown@franklinma.gov), FIRST-CLASS MAIL**

Ginelle M. Lang, Chair  
Town of Franklin Zoning Board of Appeals  
Town Council Chambers  
355 E Central Street  
Franklin, MA 02038

**RE: Request to Withdraw Application for Dimensional Variance**  
**Property Address: 23 September Drive, Franklin, MA**  
**Applicants: Timothy McGee and Jenny McGee**

Dear Ms. Lang:

This office is legal counsel for Timothy McGee and Jenny McGee who are the owners of the property at 23 September Drive, Franklin, Massachusetts and are presently applicants before the Zoning Board of Appeals seeking a zoning variance in connection with the proposed construction of a protected Accessory Dwelling Unit that meets the requirements of local and state laws and regulations governing the construction and location of proposed Accessory Dwelling Units.

I have been in touch with the Building Commissioner, Lloyd "Gus" Brown and Town Counsel, Mark Cerel, and presented them with revised plans showing the updated ADU and the updated location plan and have been advised that the proposed ADU and location is permissible under 760 CMR 71.03(b)(2) and is allowed by right subject to the issuance of a Building Permit.

As a consequence, on behalf of the McGees, I am requesting that the Zoning Board of Appeals vote to allow the McGees to withdraw their application for a variance without prejudice.

Franklin ZBA  
RE: McGee Variance Request  
Page 2 of 2

Thank you for your courteous attention to this matter.

Very truly yours,

*/s/ Robert W. Galvin*

Robert W. Galvin

cc: Timothy and Jenny McGee (via email)