

Hello Mr. Lane,

I am writing on behalf of 4D Farms, LLC. Our family owns the land that Madison Sand & Gravel is proposing to purchase to expand their existing site. The members of the LLC include 3 founding members, as well as 3 nephews who were included in the estate of the 4th founding member. Our family feels it is important that the Committee hear the complete story, instead of only one side. Our parents purchased the property which includes the rental property and proposed site 60+ years ago. Our family owns other farmland in the township as well. Our brother Doug Kelley (Brent's father) approached our parents in the mid 1980's and asked if he could be gifted a piece of the land (currently where Brent Kelley resides) to build a home for him and his family. He could have built on any other land that was owned by our family, but ultimately chose to build at the location where Brent currently resides. Our father passed away in 1985. In 2006, our brother Doug lost his home in foreclosure. Per the land agreement Doug made with our parents prior to be gifted the land to build on, if Doug no longer had the capacity to make payments, the home must go back to a family member for first right of refusal to purchase. At the time of foreclosure our nephew Brent Kelley wanted to purchase the home he grew up in but could not afford what was refinanced on the home. Our mother (Brent's grandmother) then paid \$40,000 out of her own pocket to pay the bank so that Brent could be considered and approved for a loan and purchase the home. If the living conditions behind his home were so disturbing, why would Brent be interested in purchasing the property and raise his family in these conditions? In late Fall of 2019 when the discussion of this land sale began, Brent asked the family if he could purchase the strip of land behind his property line that was left by the family to provide a buffer and not to be sold. Brent then approached Jake Taff, Owner of Madison Sand & Gravel and inquired if he were to purchase that strip of land from our family, how much would he be paid to sell it back to Madison Sand & Gravel for further extraction even closer to his home. Brent then sent texts to the Kelley family stating, "still confused on why you guys would want that little strip of land behind me?" Our reply was "my understanding was to protect your well, our well and your kids to be further away than right up to your lot line." Brent then replied "I appreciate you getting back to me. If that is the distance to protect my well and family, I think you guys should sell it to us so we can protect it ourselves." Screen shots of the texts are attached. Once the sale of this strip of land behind Brent was opposed by the family, Brent's demeanor drastically changed because he realized he had no way of economically profiting. If protecting his well and family were so important, why would he even consider the idea of excavation even closer to his home and family?

As Scott Anderson, the lead engineer on the project, has mentioned in the past there were concerns that Brent and Steven raised at the Town of Vienna Board meeting. These concerns were addressed by Madison Sand & Gravel and then incorporated and put in writing in the CUP application in which then the Town approved. A member of the Town of Vienna Board expressed concern as why this would be an issue. The pit behind our property was in existence for as long as she could remember and years before the home Brent Kelley is living in was built. One of the 5 wells in the area Brent was referring to belongs to the duplex that our family owns. It is located next to the land where Brent resides. Another of the other 5 wells Brent referred to is a well located at a home that has been vacant for at least 4 years, which is located across Highway V and next to Steven Fox. The closest well to the proposed site would be our duplex. In all the years our family owned the duplex in that area, our tenants have never complained of noise, sand blowing, nor have we had any well issues. Our family feels confident that Madison Sand & Gravel will continue to be good neighbors, just as they have been for many years. Approximately 25 years ago, Virginia Fox (Steven's mother who owned and resided in that home prior to Steven inheriting) had many issues with her basement flooding. She approached our family frantic one day asking for help after a major rain. She asked if we could help her fill sandbags and sandbag around her basement because of the flooding in her basement. Our family dropped everything and went to the Fox residence to assist Virginia with sandbagging and drying out her basement. At that time, she stated she had issues with the grade of her land and needed have it addressed to fix the problem so the continuous flooding of her basement would stop. If Steven is having issues with his foundation cracking, our first guess would be it was from

many years of neglecting the issue of flooding due to the grade by the foundation. Brent has also had many issues with flooding in his basement. When that home was built there were issues with water coming into the home by the front porch by the front door which ultimately flooded his basement. It should be noted that both homes had issues with basements flooding well before now and at no blame of the pit in the neighborhood.

The portion of the LLC land for sale that has the most sand and gravel to be extracted is located on the far opposite end of the property. This would be the opposite end of the property from where our duplex and Brent's home, the vacant home and the home of Steven Fox is located. This is at the far end of the property Madison Sand & Gravel would be focusing on first and for the longest duration.

The objection to the pit is rather ironic given that Brent is a plumber and Steven a concrete driver. Each new home construction averages between 30 – 35 loads of sand and gravel to build. Sand and gravel are used for septic, backfilling of basement walls, footings, driveways, and what most people do not realize is that drywall is made from limestone. Because of pits, both Brent and Steven can put food on their tables and have a roof over their heads and provide for their families.

We would be happy to talk further if you or the Committee have any questions. We feel it is particularly important for everyone to understand the history and hear the entire story. Thank you for your time.

Dennis Kelley, Diane Ripp, Donna Kelley, Jason Kelley, Chris Kelley, Dustin Kelley