

**MINUTES- 03 April 2006**  
**Hopkinton Town Hall, Senior Center**

**Called to Order: 7:30 PM**  
**Adjourned: 8:20 PM**

**Members Present:** Michael Carmody, Jack Speranza, Robert Murphy, David Teitelman, Craig Nation, Jeffrey Barnes, Ellen Chagnon: Conservation Scientist, Don MacAdam: Conservation Administrator

**Member Absent:** Steven Radel

**7:30 PM          Commission Business**

- The Commission signed the following documents:
  - Jones, 13 Whalen Rd – negative Determination of Applicability (RDA 2006-7)
  - Exxon Mobil, 92 W. Main St. – Order of Conditions (DEP File No. 188-1343)
  - Mobil Corp., 92 W. Main St. – Cert. of Compliance (DEP File No. 188-539)
  - Siebert, 223 Hayden Rowe St. – Enforcement Order
- Mr. Speranza made a motion to approve the minutes of 15 March 2004. The motion was seconded by Mr. Teitelman and it passed unanimously.
- Mr. Speranza made a motion to approve the minutes of 12 April 2004. The motion was seconded by Mr. Nation and it passed unanimously.
- Mr. Speranza made a motion to approve the minutes of 20 March 2006 as amended. The motion was seconded by Mr. Carmody and it passed unanimously.
- Mr. Carmody made a motion to ratify the Emergency Certification issued to Capital Group, 124 Lumber Street (DEP File No. 188-1295) for the removal of a storm damaged tree. The motion was seconded by Mr. Speranza and it passed unanimously.
- Mr. Carmody made a motion to approve the after-the-fact removal of the storm damaged tree by Capital Group at 124 Lumber Street as identified in the email message dated 24 March 2006 and on the sketch plan submitted on 24 March 2006 as an insignificant project change under the Order of Conditions (DEP File No. 188-1295). The motion was seconded by Mr. Speranza and it passed unanimously.
- Mr. Speranza made a motion to approve the placement of rocks by the owners, the Rogers, at 9 Ledgestone Drive in a line beyond the erosion control barrier as identified in the letter dated 03 April 2006 and the sketch plan received on 03 April 2006 as an insignificant project change under the Determination of Applicability (RDA 2005-9). The motion was seconded by Mr. Teitelman and it passed unanimously.

- Mr. Carmody made a motion to waive the requirement for an as-built plan but not to waive the required consultant fee as requested by Mr. Basoli, 53 Granite Street, for a Request for Certificate of Compliance application for an Enforcement and Restoration Order. The motion was seconded by Mr. Barnes and it passed unanimously.
- A discussion was held regarding the Planning Board (PB) request for comments for the Tedstone, 45 Pleasant Street preliminary subdivision plan. The Commission determined that it is likely that less than 5,000 square feet of wetland disturbance would be required for the cul-de-sac construction. The Commission determined that any disturbance to the wetland for the construction of a roadway is discretionary due to the fact that the fill would not qualify as a limited project. Mr. Carmody made a motion to have Ms. Chagnon issue a comment letter to the PB regarding the Tedstone subdivision. The motion was seconded by Mr. Barnes and it passed unanimously.

**7:45 PM Haskell, 15 Cross Street  
Request for Determination of Applicability**

**RDA 2006-9**

Joseph D. Marquedant, J.D. Marquedant & Associates, Inc.

Mr. Marquedant presented a proposed plan to install a new Title V septic system to replace an existing failed system. Mr. MacAdam stated that he reviewed the site and that the wetland delineation is accurate. Mr. MacAdam stated that he observed leaves dumped within the 50-foot setback and within a portion of the wetland.

Mr. Speranza made a motion to close the hearing and issue a negative Determination of Applicability with the standard conditions. The motion was seconded by Mr. Carmody and it passed unanimously.

**8:00 PM Connelly, 6 College Street  
Request for Determination of Applicability**

**RDA 2006-10**

David Marquedant, J.D. Marquedant & Associates, Inc.; George Chiungos, R.C. Searles Contractors, Inc.

Mr. Speranza stated for the record that he is a social acquaintance of the applicant and has represented him as an attorney. Mr. Marquedant presented proposed plans for the after-the-fact removal of an out building and for the construction of a new pool house. Ms. Chagnon stated that she inspected the site and that the wetland delineation is accurate. Mr. Marquedant stated that the new structure will be located outside the 50-foot setback, further away from the wetland than the previous structure and within a previously disturbed area.

Mr. Barnes made a motion to issue a negative Determination of Applicability with the standard conditions. The motion was seconded by Mr. Teitelman and it passed unanimously.

**8:10 PM Everett, 35 Wood Street  
Informal**

Chuck Joseph, Re/Max; Dwight Everett, prospective buyer

Mr. Everett presented a proposed plan for an addition to an existing single family home. Mr. Everett stated that the addition is proposed to be outside the 50-foot setback and no closer to the

wetland than the existing structure. Mr. MacAdam presented the approved plan for the original construction of the house under the Order of Conditions (DEP File No. 188-506). Mr. MacAdam stated that a Certificate of Compliance has not been issued or applied for under that Order. The Commission determined that they may be able to permit the project under a Request for Determination of Applicability filing.

**8:15 PM          Commission Business**

The Commission signed the following documents:

- Haskell, 15 Cross St. - negative Determination of Applicability (RDA 2006-9)
- Connelly, 6 College St. - negative Determination of Applicability (RDA 2006-10).

**Minutes Approved:**    24 April 2006