

MINUTES- 25 June 2007
Hopkinton Town Hall, Room 216

Called to Order: 7:30 PM
Adjourned: 9:00 PM

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

Member Absent: Jeffrey Barnes

7:30 PM Commission Business

- A discussion was held with Mr. John Hakansson and Attorney Doug Resnick regarding the Conservation Restrictions (CR) for the East and West parcels of the Braim Farm Subdivision. Mr. Resnick stated that HALT has agreed to take ownership of the parcels. Mr. Resnick stated that HALT will seek a third party to issue the CR to. Mr. Resnick stated that the holder of the CR will be responsible for the stewardship of the parcels. Mr. Resnick stated that Mr. Hakansson does not own Lot 19 but the current owner is amenable to transferring the land and having a CR placed on Lot 19.
- The Commission signed the following documents:
 - Equestrian Realty Trust, 51 & 53 Chestnut St. – Certificate of Compliance Signature Page (188-26)
 - Hathaway, 6 Peter Porcaro Dr. – Certificate of Compliance (188-805)
 - Hakansson, South Mill & Front Sts. (lots 2-6, 8, 10, 12, 13) – Orders of Conditions (188-1331, 1332, 1372, 1373, 1374, 1375, 1376, 1377, 1385)
 - Braim, South Mill St. (lots 17-22) – Orders of Conditions (188-1378, 1379, 1380, 1381, 1382, 1383)
 - Mass Turnpike Authority, Route 90 – Determination of Applicability (RDA 2007-07)
- Mr. Speranza made a motion to approve the issuance of a three-year Extension Permit for Mochini, 131 Lumber Street (DEP File No. 188-1292). The motion was seconded by Mr. Carmody and it passed unanimously. The Commission signed the Extension Permit.

7:45 PM Carr/Abbott Farm, 97 Ash Street
Informal

Jerome Carr, Carr Research Laboratory; Mike Dean, Guerriere & Halnon

Mr. Carr provided an overview of his vernal pool report dated 20 June 2007. Mr. Carr noted that a vernal pool has formed on a portion of the cart path from previous earth moving activities. Mr. Carr stated that the only access to the rear portions of the property without significant wetland crossing is by improving the existing cart path.

A discussion about relocating the vernal pool to another suitable location was held. Mr. Carr stated that they will work on preparing a suitable proposal for the Commission to review.

**8:00 PM Hunt, 223 Hayden Rowe Street
Project Change**

RDA 2007-4

Daniel Hunt, owner

Mr. Hunt submitted a sketch plan for construction of a garage with a second floor living area within the existing lawn and with the structure located no closer than 50 feet from the wetland.

Mr. Speranza made a motion to determine the construction of the garage as proposed to be an insignificant project change. The motion was seconded by Mr. Teitelman and it passed unanimously.

**8:15 PM MassHighway, Off Elm Street
Certificate of Compliance**

DEP File No. 188-772

William Clougherty, MassHighway

Mr. Clougherty stated that a gutter system with leaders was installed at the maintenance shed to handle the roof runoff instead of the proposed gravel channel that was approved under the Order of Conditions. Mr. Clougherty stated that the potential for erosion is limited and recharge will eventually be achieved because the site is surrounded by wetlands. Mr. Clougherty stated that removal of the existing trailer and shed was proposed and approved. Mr. Clougherty stated that the trailer will be removed from the site and requested that the Commission allow the shed to be relocated next to the existing maintenance building and further away from the wetlands. The Commission noted that the relocation of the shed may qualify as a minor project exemption.

Mr. Clougherty stated that MassHighway will no longer store erodible materials or any equipment with hydraulic lines in the area identified by Ms. Chagnon during the Certificate of Compliance site inspection. Mr. Clougherty requested that the Commission allow the storage of non-hazardous materials in the area. The Commission determined that non-hazardous materials can continue to be stored in the area.

A discussion was held regarding the abandonment of the previous cesspool. The Commission determined that the Board of Health records will be reviewed for Title V compliance.

An informal discussion was held regarding deficiencies with the detention basin that was constructed at the intersection of South Street and West Main Street under DEP File No. 188-998.

8:30 PM Commission Business

- Mr. Carmody made a motion to approve the minutes of 12 March 2007. The motion was seconded by Mr. Teitelman and it passed unanimously.
- Mr. Carmody made a motion to approve the minutes of 23 April 2007. The motion was seconded by Mr. Teitelman and it passed unanimously.
- Mr. Carmody made a motion to approve the minutes of 30 April 2007. The motion was seconded by Mr. Teitelman and it passed unanimously.

- Mr. Carmody made a motion to approve the minutes of 14 May 2007. The motion was seconded by Mr. Teitelman and it passed unanimously.
- Mr. Carmody made a motion to approve the minutes of 23 May 2007. The motion was seconded by Mr. Teitelman and it passed unanimously.
- Mr. MacAdam stated that he performed a site inspection at 66 Saddle Hill Road and did not find any erosion control issues with the area of the property that was previously filled. Mr. Carmody made a motion to lift the Enforcement Order dated 2 November 1987 for 66 Saddle Hill Road. The motion was seconded by Mr. Radel and it passed unanimously.
- The Commission determined not to waive the RDA filing fees as requested by HALT for its application at 0 East Street (RDA 2007-9).
- Mr. Speranza made a motion to recommend to all the subcommittees, including Zoning Advisory Committee, Community Preservation Commission and Open Space Preservation Commission, that Commission members serving on a particular Committee be reappointed. The motion was seconded by Mr. Radel and it passed unanimously.
- Mr. Speranza made a motion to nominate Mr. Murphy as Chairman of the Commission until June 2008. The motion was seconded by Mr. Radel and it was passed by everyone except Mr. Murphy who abstained.
- A discussion was held regarding an anonymous call received for potential site work within the Commission's jurisdiction at 262 Wood Street. Mr. MacAdam presented recent photographs of the site as observed from the street. Mr. MacAdam presented the enforcement file for the property that is on record with the Commission. The Commission determined that the site work appears to be exempt under the bylaw and will wait for a confirmed report as to the Commission's jurisdiction under the Wetlands Protection Act.

Minutes Approved: 9 July 2007