

**MINUTES- 23 July 2007**  
**Hopkinton Town Hall, Lower Level**

**Called to Order: 7:30 PM**  
**Adjourned: 9:15 PM**

**Members Present:** Robert Murphy, Michael Carmody, Craig Nation, Steven Radel

**Members Absent:** Jeffrey Barnes, David Teitelman

**7:30 PM          Commission Business**

- The Commission signed the following documents:
  - Pryor, 209 Wood St – Order of Conditions (188-1388)
  - HALT, 0 East St – negative Determination of Applicability (RDA 2007-09)
  - Attorney Welch, 3 Bridgeton Way – signature page for Certificate of Compliance (188-1055)
  - Hopkinton Country Club, formerly 204 Saddle Hill Rd – Certificate of Compliance (ERO)
  - Macchi, 130 Lumber St – Certificate of Compliance (188-1292)
  - N.E. Laborers Training Center, 37 East St – Certificate of Compliance (188-480)
  - N.E. Laborers Training Center, 37 East St – Certificate of Compliance (188-646)
  - N.E. Laborers Training Center, 37 East St – Certificate of Compliance (188-1121).
- Mr. Carmody made a motion to cancel the Commission meeting scheduled for 30 July 2007. The motion was seconded by Mr. Radel and it passed unanimously.
- Mr. Nation made a motion to cancel the Commission meeting scheduled for 20 August 2007. The motion was seconded by Mr. Radel and it passed unanimously.
- A discussion was held regarding the request for a three year extension for the town-wide roadway Determination of Applicability (RDA 2004-7) by the Town of Hopkinton DPW. Mr. Radel made a motion to issue a three-year extension for the Determination of Applicability for town-wide roadway maintenance. The motion was seconded by Mr. Carmody and it passed unanimously.
- The Commission determined to have Ms. Chagnon review the ENF from the Massachusetts Turnpike Authority for the widening of an I-90 access ramp and to draft a comment letter for Commission review.

**7:45 PM          MassHighway, I-495 North at Exit 22**  
**Request for Determination of Applicability**

**RDA 2007-11**

William Clougherty, MassHighway

Mr. Clougherty presented a proposed plan and provided an overview for the installation of a catch basin on the Exit 22 off-ramp of I-495 to drain water away from a low area where water collects.

Mr. Nation 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.

**7:55 PM Commission Business**

- The Commission reviewed the Superseding Order of Conditions that was issued by the DEP Commissioner's Office for the MassHighway maintenance facility (188-1369).
- A discussion was held regarding the Planning Board's (PB) request for comments for the Senior Housing Development Concept Plan/Special Permit Application for Rockwood Meadows, off School Street. Mr. Carmody made a motion to have Ms. Chagnon draft a comment letter to the PB for Rockwood Meadows. The motion was seconded by Mr. Nation and it passed unanimously.

**8:00 PM Restifo, 11 Fruit Street  
Request for Determination of Applicability**

**RDA 2007-12**

Heather & Philip Restifo, applicants/owners; Joseph D. Marquedant, J.D. Marquedant & Associates, Inc.

Mr. Marquedant presented a proposed plan and provided an overview of the proposed drainage improvements. Mr. Marquedant stated that site work on abutting properties has changed local drainage patterns and has caused flooding onto the Restifo's property. Mr. Marquedant stated that they are proposing to deepen, widen and lengthen an existing ditch on an abutting property and to extend a portion of the ditch onto an abutting property owned by the Town. Mr. Marquedant stated that they will install a berm along the western portion of the property, waterproof the existing foundation, and place fill along the foundation, extending the grade to the property line. Mr. Marquedant stated that they are proposing to install a retaining wall to protect the low point of the driveway, replace an existing driveway drain line and install a second driveway drain line. Mr. Marquedant stated that several trees on the Restifo's and the town's property should be taken down due to their proximity to the house.

Mr. MacAdam stated that the Acting Town Manager has reviewed the proposed use of town land and noted that any contractors working on town property must be fully insured.

Ms. Chagnon stated that the ditch should be lined, but not filled, with trap rock and all contractors must be fully insured, and that the removal of the trees must be approved in the field by the Conservation Staff.

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

**8:15 PM Toll Brothers, 3 Overlook Road (Lot B2)  
Amended Notice of Intent**

**DEP File No. 188-1251**

Bryan Weiner, Toll Brothers; Tony DelGaizo and Fred Fish, Raggs, Inc.

Mr. DelGaizo presented an amended plan that relocates the proposed septic system from outside the Commission's jurisdiction in the back yard to within the 100 foot buffer zone in the front yard and which also locates a second septic system in the same location for the use of the home on the abutting property at 5 Overlook Road. Mr. Weiner stated that a septic easement will be placed on 3 Overlook Road for the abutting home's septic use.

A discussion was held regarding the proposed septic grading. Mr. DelGaizo stated that they are proposing the grading to be thirty feet from the wetland to meet the Title V requirements. A discussion was held regarding the installation of a retaining wall or an alternative septic system that will allow the grading for the septic systems to meet the fifty foot setback.

The hearing was continued to 06 August 2007.

**8:30 PM            Prime Properties, Stoney Brook Road                            DEP File No. 188-1186**  
**Highland Park IV**  
**Extension Permit**

Ken Marsters, Prime Properties; David Marquedant, J.D. Marquedant & Associates, Inc.

Mr. Marquedant presented site plans and provided an overview of the current site work that has been performed to date. A discussion was held regarding the status of site development. Ms. Chagnon stated that the erosion controls need to be refurbished and continually maintained.

Mr. Carmody made a motion to close the hearing and to issue a three-year Extension Permit. The motion was seconded by Mr. Radel and it passed unanimously.

**8:45 PM            Bader, 36 Downey Street**  
**Informal**

Marco Bader, owner

Mr. Bader presented a proposed plan to raze an existing outbuilding and to construct a larger outbuilding in approximately the same location. A discussion was held regarding the feasibility of the project to be permitted under a Determination of Applicability. The Commission determined that a Request for Determination of Applicability will be required.

**9:00 PM            Guerriere & Halnon, Elm Street & Atwood Street**  
**Informal**

Richard Mainville, Guerriere & Halnon

Mr. Mainville presented a sketch plan for construction of a settling basin, a culvert and a headwall to improve drainage on a portion of Atwood Street that retains water. A discussion was held regarding the feasibility of the project to be permitted under a Determination of Applicability. The Commission determined that a Request for Determination of Applicability will be required.

**Minutes Approved:** 6 August 2007