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ASE 5156

October 16, 2013

Acton Conservation Commission  
472 Main Street  
Acton, MA 01720

Re: 61 Powder Mill Road (67 Powder Mill)  
DEP 85-149, 237, 649 & 673

Dear Commission Members:

On behalf of our client, Leo Bertolami, this office is requesting that the Commission issue Certificate of Compliances for the projects covered by the Orders of Conditions issued under file numbers 85-149, 237, 649 & 673.

Copies of WPA Form 8-A for each filing are enclosed.

The project site is now occupied b Village Subaru.

Based on visual observations all surfaces of the site are in an erosion resistant conditions and the project has been, to the best of my knowledge, information and belief constructed in accordance with the Order of Conditions. The Orders extend back to 1984 and preceded my involvement and several iterations of site development,

We suggest that prior to any actions by the Commission that representatives of this office meet with Mr. Tidman to review this request and establish the procedures necessary for the Commission to issue the requested Certificates.

Thank you for any considerations you may give this request.

Very truly yours,

Mark T. Donohoe, PE  
for: Acton Survey & Engineering, Inc.

cc: Leo Bertolami



**Massachusetts Department of Environmental Protection**  
 Bureau of Resource Protection - Wetlands  
**WPA Form 8A – Request for Certificate of Compliance**  
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

DEP File Number:  
85-649  
 Provided by DEP

**A. Project Information**

**Important:**  
 When filling out forms on the computer, use only the tab key to move your cursor - do not use the return key.



Upon completion of the work authorized in an Order of Conditions, the property owner must request a Certificate of Compliance from the issuing authority stating that the work or portion of the work has been satisfactorily completed.

1. This request is being made by:

Leo Bertolami, formerly Powder Ridge Realty Company  
 Name  
6 Proctor Street  
 Mailing Address  
Acton MA 01720  
 City/Town State Zip Code  
978-430-4000  
 Phone Number

2. This request is in reference to work regulated by a final Order of Conditions issued to:

Powder Ridge Realty Company  
 Applicant  
March 17, 1999 85-649  
 Dated DEP File Number

3. The project site is located at:

61 Powder Mill Road Acton  
 Street Address City/Town  
J-3 58  
 Assessors Map/Plat Number Parcel/Lot Number

4. The final Order of Conditions was recorded at the Registry of Deeds for:

Property Owner (if different)  
Middlesex 30296 264-273  
 County Book Page  
 Certificate (if registered land)

5. This request is for certification that (check one):

- the work regulated by the above-referenced Order of Conditions has been satisfactorily completed.  
 the following portions of the work regulated by the above-referenced Order of Conditions have been satisfactorily completed (use additional paper if necessary).

- the above-referenced Order of Conditions has lapsed and is therefore no longer valid, and the work regulated by it was never started.



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**A. Project Information (cont.)**

6. Did the Order of Conditions for this project, or the portion of the project subject to this request, contain an approval of any plans stamped by a registered professional engineer, architect, landscape architect, or land surveyor?

Yes      If yes, attach a written statement by such a professional certifying substantial compliance with the plans and describing what deviation, if any, exists from the plans approved in the Order.

No

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**B. Submittal Requirements**

Requests for Certificates of Compliance should be directed to the issuing authority that issued the final Order of Conditions (OOC). If the project received an OOC from the Conservation Commission, submit this request to that Commission. If the project was issued a Superseding Order of Conditions or was the subject of an Adjudicatory Hearing Final Decision, submit this request to the appropriate DEP Regional Office (see <http://www.mass.gov/dep/about/region/findyour.htm>).