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ASE 5781

October 16, 2013

Acton Conservation Commission
472 Main Street
Acton, MA 01720

Re: 50-56 Powder Mill Road
DEP 85-804 & 1002

Dear Commission Members:

On behalf of our client, Leo Bertolami, this office is requesting that the Commission issue Certificate of Compliance for the projects covered by the Orders of Conditions issued under file numbers 85-804 & 85-1002.

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

The project site is the former Prescott Paint building and is now the service center for Village Subaru.

Based on visual observations all surfaces of the site are in an erosion resistant conditions and to the best of my knowledge information and belief the project has been constructed in accordance with the Orders of Conditions

We suggest that prior to any actions by the Commission that representatives of this office meet with Mr. Tidman to review this request, determine if rehabilitation of the detention basin should be required and establish the procedures necessary for the Commission to issue the requested Certificates. In regard to the basin we believe that as stormwater runoff from Powder Mill and Sudbury Roads flow through it the future responsibilities for basin maintenance should be established.

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:
85-804
 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, Wayside Development Trust
 Name
6 Proctor Street
 Mailing Address
Acton MA 01720
 City/Town State Zip Code
978430-4000
 Phone Number

2. This request is in reference to work regulated by a final Order of Conditions issued to:
Leo Bertolami, Wayside Development Trust
 Applicant
October 2, 2002 85-804
 Dated DEP File Number

3. The project site is located at:
50-56 Powdermill Road Acton
 Street Address City/Town
J-3 49
 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 37025 340
 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.



WPA Form 8A – Request for Certificate of Compliance
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

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

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>).



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:
85-1002
 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, Wayside Management Corp.
 Name
6 Proctor Street
 Mailing Address
Acton MA 01720
 City/Town State Zip Code
978430-4000
 Phone Number

2. This request is in reference to work regulated by a final Order of Conditions issued to:
Leo Bertolami, Autoplex Realty, LLC
 Applicant
September 3, 2008 85-1002
 Dated DEP File Number

3. The project site is located at:
50 Powdermill Road Acton
 Street Address City/Town
J-3 49
 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 56082 590
 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.



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:

85-1002
Provided by DEP

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

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>).