



September 23, 2019

Certified Mail #7017 1000 0000 1995 8558

Matt Falconeri
88 West Grove Street
Middleboro, MA 02346

Re: 4 Oakwood Circle Flexible Residential Development Definitive Subdivision in Hingham, MA

Plan Reference “4 Oakwood Circle Flexible Residential Development Definitive Subdivision in Hingham, MA”, dated May 6, 2017, as revised to 9/21/18, prepared by James Engineering, Inc., consisting of nineteen (19) sheets prepared for Chris DuBois, 4 Oakwood Circle, Hingham, MA 02043, as amended.

Background

This is a Modification of Subdivision requesting Waivers of the Rules and Regulations Section 5.L1.(8) to change the pipe material from 6 inch diameter perforated Sch. 80 PVC to perforated 6 inch diameter ADS, and Section 5.J.3 to waive the material specifications. The application was submitted on August 7, 2019 and the hearing was held on September 9, 2019.

Discussion

The applicant was represented by Gary James, P.E. John Chessia, Chessia Consulting, served as the peer review engineer for the Board. The Planning Board panel included Kevin Ellis, Gary Tondorf-Dick, Judith Sneath, Gordon Carr and William Ramsey.

This is a modification of subdivision asking the Board to vote to approve a waiver of the Rules and Regulations Section 5.L1.(8) to change the pipe material from 6 inch diameter perforated Sch. 80 PVC to perforated 6 inch diameter ADS and Section 5.J.3 to waive the material specifications, as shown on the plan titled “SUB DRAIN PLAN BEECHWOOD CIRCLE DEFINITIVE SUBDIVISION IN HINGHAM, MA”, prepared by James Engineering, Inc., dated August 7, 2019, 1 sheet

The applicant explained that the request to modify the subdrain material is to use a material that is more malleable, and, that is the same material that the Department of Public Works uses, the request to waive the material specifications in Section 5.J.3. is to allow the use of material that meets the MaDOT specifications which is what the town

also uses for road construction. This road is not intended to be accepted and DPW does not object to the request.

Discussion of Waivers

The Board then discussed the requested waivers and made the following findings. For the waiver to Section 5.L1.(8), request to change the pipe material from 6 inch diameter perforated Sch. 80 PVC to perforated 6 inch diameter ADS the Board found that it was clearer to refer to the material as HDPE slotted corrugated pipe, and then on the substance of the waiver request the Board found that there is a public benefit to having infrastructure consistent with DPW construction practices; this waiver was recently granted to another subdivision in town; the DPW Superintendent has no objection to this waiver; and, this waiver is not inconsistent with the intent of Subdivision Control. For the waiver to Section 5.J.3, request to waive the material specifications the Board found that this is a request to allow the material to meet the MassDOT Specifications; the DPW follows the MassDOT specifications for “Backfilling and Temporary repairs for roadways”; the DPW Superintendent has no objection to this waiver; there is a public benefit to having infrastructure consistent with DPW construction practices, particularly as this road will not be put up for acceptance; this waiver is not inconsistent with the Subdivision Control Law; and, a condition of approval is that the Applicant is required to meet the state material specification of 1.03.1.

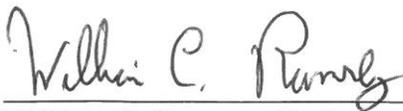
CERTIFICATE OF ACTION

I, William C. Ramsey, Chairman of the Hingham Planning Board, certify that at a regularly scheduled meeting of the Hingham Planning Board on September 9, 2019, the Board voted to APPROVE the modification of the “4 Oakwood Circle Flexible Residential Development Definitive Subdivision in Hingham, MA” as shown on the plan titled “SUB DRAIN PLAN BEECHWOOD CIRCLE DEFINITIVE SUBDIVISION IN HINGHAM, MA”, prepared by James Engineering, Inc., dated August 7, 2019, 1 sheet, with the waivers to the Subdivision Rules and Regulations, approved herewith and incorporated herein by reference, and with the conditions that the Applicant is required to meet the state material specification of 1.03.1, and that all other existing conditions remain in full force and effect:

WAIVERS

A. The Board voted unanimously to GRANT the following request for waivers from the Planning Board Rules and Regulations, unless otherwise noted:

1. Section 5.L1.(8): Request to change the pipe material from 6 inch diameter perforated Sch. 80 PVC to perforated 6 inch diameter HDPE slotted corrugated pipe.
2. Section 5.J.3. – Roadway Foundation: Request to waive the material specifications.



William C. Ramsey, Chairman

Hingham Planning Board

Cc: Town Clerk, DPW, J. Chessia, G. James; M. Falconeri

NOTARIZATION

EXECUTED this 23 day of September 2019

Commonwealth of Massachusetts

Plymouth, ss

September 23, 2019

Then personally appeared William C. Ramsey, Chairman of the Hingham Planning Board, and acknowledged the foregoing to be the free act and deed of said Board.



Mary F. Savage-Dunham, Notary Public

Commission Expires: October 29, 2021

