

Understanding this, the developer commissioned a drainage study on the project. Although I believe that the developer can adhere to the requirements in this report during development, I am more concerned about the long-term impacts of such a large development going forward—a development that will have hundreds of cars and trucks residing there.

Below are just some of the restrictions that need to be made permanent at the site. (Found here: [Drainage Report](#))

They include:

- No car washing on the site
- Immediate spill prevention plan for the site of any hazardous waste such as oil from cars, gasoline, paints or solvents, etc.
- Fertilization only with slow-release organic fertilizer
- Once a year aeration of the property
- Pet waste management. The owner needs to promptly remove any pet waste at the site.
- Management of snow melting / deicing and the removal of snow piles from the site.

I would ask the ZBA: Who is going to police this site going forward? I can point to the property in its current state, which is already in violation of town, DEP, and EPA regulations, and based on this record, it's hard to believe that the town will effectively police and protect this area in the future. It will then be incumbent upon the owner to self-police the property—something that, over time, with changes in management and a lack of enforcement, will inevitably be forgotten.

I would also direct the board's attention to the SWAP report included in the town's yearly water report. It can be found here: [Franklin Water Department SWAP Report](#).

The report states that Well #9 is highly susceptible to contamination:

Section 1: Description of the Water System

<i>Zone II:</i>	<i>Well Names</i>	<i>Source IDs</i>	<i>Susceptibility:</i>
#249	Well #1	4101000-01G	High
#249	Well #2	4101000-02G	High
#216	Well #3	4101000-03G	High
#174	Well #4	4101000-04G	High
#174	Well #5	4101000-05G	High
#216	Well #6	4101000-06G	High
#248	Well #7	4101000-07G	High
IWPA	Well #8	4101000-08G	Moderate
#57	Well #9	4101000-09G	High
#56	Well #10	4101000-10G	Moderate

The report also contains:

Residential Land Use Recommendations

- Educate residents on best management practices (BMPs) for protecting water supplies.
- Distribute the fact sheet "Residents Protect Drinking Water" available in Appendix C and on www.mass.gov/dep/brp/dws/protect.htm, which provides BMPs for common residential issues.
- **Work with planners to control new residential developments in the water supply protection areas.**
- Promote BMPs for stormwater management and pollution controls. Visit DEP's web site for additional information and assistance at <http://www.state.ma.us/dep/brp/wm/nonpoint.htm>.

Conclusion

The ZBA should deny this development for many reasons, but primarily because of the hazard it poses to Franklin's water supply. The developer has sought 18 waivers, more than half of which relate to town bylaws dealing with stormwater and wetlands.

The town should work to expand the protected area outside of Zone 1 to take control and safeguard the well. It should also prioritize land uses that protect the area near the well and prevent contamination of Zone II.

Thank you for your attention to this matter.

Sincerely,

Gene Grella
36 Red Gate Lane
Franklin, MA 02038