

**From:** William Hamilton <[bill\\_hamilton45@hotmail.com](mailto:bill_hamilton45@hotmail.com)>

**Sent:** Monday, October 5, 2020 3:28:05 PM

**To:** Ashley Clark

**Cc:** Ann Ragosta

**Subject:** Omni Development 300 unit 40B

In my opinion the ZBA must obtain the professional input needed to prevent the Environmental harm proposed by "Cedars Crossing and Cedars Edge" a 55 Summer Street LLC 300 unit 40B. This project by Omni Development sits in AREA 3, our water supply, which is Aquifer forty feet or less in depth, and hydrologic ally connected to our public water supply well fields. Threatening the health and welfare of the residents and employees of the Town of Walpole. The following Professionals have engaged in significant work to protect the Town of Walpole in the 40B's location:

John P Jemsek, Ph.D. Hydrogeologist/Geophysicist whose testimony (that I witnessed) has prevented sludge from coming to Walpole back then and till now!

Donald Yonicka, Hydrologist, who's former business IEP performed the work in the field needed to protect and delineate the Towns Water supply (Aquifer), which was required by, and was approved by the Attorney General and the Secretary of Environment Affairs. This Aquifer protection is not local zoning and can't be set aside by this 300 unit 40B.

Gregor I. McGregor an Attorney specializing in Environmental Law, who was engaged by the Town of Walpole to work with Mr. Yonicka to protect our Drinking Water by adopting the necessary Law that was approved by the Attorney General and the Secretary of Environmental Affairs. Once approved the Town of Walpole's Aquifer "water supplies" protection can't be violated by 40B's, because it is not local zoning, and cannot be ignored by 40Bs.

This 40B application must be denied, because as presented it dose not conform to Walpole's drinking water (Aquifer) Protection Law. It is also in the headwaters of the Neponset River Water Shed, and within a mile of the headwaters of the Charles River Water Shed. Several Towns draw portable water from the Neponset River Water Shed and the Charles River Water Shed. The 40B also threatens the financial well-being of the Town of Walpole, because the majority of it's site plan is within a mile of the only emergency MWRA Sludge Dump in Massachusetts approved by the DEP and permitted by the Town of Walpole as published by UPI in 1993. This 40B as designed in its site plan violates Walpole's drinking water protection law and causes a significant financial risk to The Town of Walpole, because of the gigantic increase in property tax value close to the Sludge Dump. The towns retirees and those vested in the towns Norfolk County pension system will lose their pensions and vesting if the Town's tax collection and sources of revenue decline when the Emergency Sludge Dump is activated, or when vacant apartments reduce the Towns tax income. When our Town fails to meet its obligations it enters receivership, and the Towns pensions are lost. While a 40B project can be exempted from certain local zoning controls, they are not allowed to circumvent any local controls put in place to protect public health and/or comply with state regulations. This is

stipulated in the state's comprehensive permit guide. I am submitting a written copy of my statement tonight October 5,2020.

William T. Hamilton RTM Pct. 5