



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:

034-1367

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:

Carl Dei Agnoli

Name

47 Smith Road

Mailing Address

Hingham

City/Town

MA

State

02043

Zip Code

617-840-2087

Phone Number

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

Carl Dei Agnoli and Ashley Wood

Applicant

6/30/2020

Dated

034-1367

DEP File Number

3. The project site is located at:

47 Smith Road

Street Address

89

Assessors Map/Plat Number

Hingham

City/Town

18

Parcel/Lot Number

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

Property Owner (if different)

Plymouth

County

50685

Book

265

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☐ the above-referenced Order of Conditions has lapsed and is therefore no longer valid, and the work regulated by it was never started.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

034-1367

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/eea/agencies/massdep/about/contacts/find-the-massdep-regional-office-for-your-city-or-town.html>).



31 Mar 26

**Ivas Environmental
Environmental Sciences
Wetlands and Planning Services**

**315 Winter Street
Norwell MA 02061-1401
781.659.1690, steveivas@gmail.com**

Hingham Conservation Commission
Town Hall, 210 Central Street, Hingham, MA 02043

Re: Certification of Substantial Compliance with Order of Conditions

Address: 47 Smith Road, Hingham, MA
Owners: Carl Dei Agnoli & Ashley Dei Agnoli
Assessors Map 89, Lot 18, Book 50685, Page 265
DEP File No.: 034-1367

Dear Members of the Hingham Conservation Commission,

In accordance with the requirements of the Order of Conditions issued for the above referenced property, I hereby certify that the site improvements at 47 Smith Road, Hingham, MA have been completed in substantial compliance with the plans approved by the Commission, (Hoyt Land Surveying, dated June 29, 2020, revised July 20, 2020, approved July 23, 2020), and in accordance with the intent of the Hingham Wetlands Protection Bylaw and the Massachusetts Wetlands Protection Act.

A field survey of existing conditions was completed, and the enclosed As-Built Plan (Hoyt Land Surveying, dated November 18, 2025) documents the completed work. Based upon the record plans, field observations, and communications with the property owner and the Town's Conservation staff, **the site is in substantial compliance with the approved Order of Conditions**, with the following minor deviations and approved modifications noted below.

Structural Changes:

- Shed: The existing shed was replaced with a 10 x 20 ft structure in lieu of the 10 x 10 ft shed shown on the approved plan. *This change was reviewed and approved by the Hingham Conservation Agent at the time of installation.*
- Deck vs. Patio: The proposed deck (approx. 12 x 20 ft) was not constructed. A permeable patio, (approximately 860 square ft) was installed in its place. The patio consists of Cambridge Textured LedgeStone 3 Piece (Bluestone Blend) concrete pavers on a compacted crushed stone and sand base; edges were cemented, and polymeric sand was applied to joints. *This configuration was reviewed and approved by the Conservation Agent and maintains permeability in the buffer zone.*
- Fencing: A split rail fence was installed along the rear property boundary (north and northeast). *This was approved by the Conservation Agent and completed using open, wildlife permeable design consistent with Commission standards.*

Wetland Resource and Mitigation Areas:

The original Order of Conditions (Ivas Environmental, July 2020) required approximately 2,085 sq. ft. of planting area mitigation, plus 470 sq. ft. associated with the later patio addition (totaling 2,555 sq. ft.). Following site constraints related to the presence of Japanese knotweed (as noted in Commission correspondence from Ms. Palmer on June 12, 2024, and confirmed by Ms. Schuler on June 25, 2024), the Commission approved a revised mitigation approach emphasizing new plantings in alternative upland buffer areas.

All mitigation work is now complete and installed as shown on the as-built plan, consisting of 1,921 square feet of physical restoration area. Because the Southeast Corner mitigation area (818 sq. ft.) qualifies for double credit due to the successful removal of invasive species, the total effective mitigation credit equals 2,739 square feet of restored and vegetated buffer zone area. The completed mitigation areas and associated plantings are as follows:

Location Area (sf) Planting Summary

Northern Fence Line - 319 sf 13 Thuja plicata 'Green Giant' arborvitae.

Northeast Corner - 688 sf - 3 Cornus florida, 6 Cornus amomum, 6 Ilex verticillata, 6 Matteuccia struthiopteris, and a New England wetland seed mix.

Southeast Corner - 818 sf - (Counts as 1,636 sf for mitigation purposes due to invasive species removal) - 3 Vaccinium corymbosum, 3 Viburnum dentatum, 6 Osmunda cinnamomea, and native wetland seed mix

Rear of House - 95 sf (63 + 32) Mixed native shrubs and ferns as directed by Conservation during Fall 2024 planting.

All installed shrubs and ferns are straight species native plants consistent with the approved

revised planting plan and directives from Conservation staff emails dated June 12 and June 25, 2024.

Completion of Original Order of Conditions Elements

Per the original Ivas Environmental mitigation plan and subsequent Conservation direction, the following items have been completed:

1. Removal of invasive Norway maples and replacement with native *Acer rubrum* (southeast corner).
2. Removal of glossy buckthorn, Tartarian honeysuckle, garlic mustard, and Asian bittersweet adjacent to the Certified Vernal Pool (completed under Ivas guidance).
3. Installation of 11 Green Giant arborvitae, exceeding the 6 required in the original plan.
4. Planting of *Viburnum dentatum*, *Ilex verticillata*, and *Vaccinium corymbosum* shrubs between the CVP and existing lawn.
5. Planting of *Osmunda cinnamomea* (cinnamon fern) and *Matteuccia struthiopteris* (ostrich fern) consistent with the approved plan.
6. Discontinuation of active Japanese knotweed removal as approved by the Commission.
7. Removal of the original shed within the 50 ft buffer zone (completed prior to new shed installation).
8. Seeding of the former brush pile area with a New England Conservation/Wildlife Mix.
9. Retention of existing triple trunk red maple and tupelo (*Nyssa sylvatica*) at the southeast corner.

These actions collectively fulfill the substantive ecological intent of the approved mitigation order.

Summary Certification

All work has been completed in accordance with the approved plans, the revised mitigation plan approved by Conservation in 2024, and the applicable Special Conditions of the Order of Conditions.

The property is fully stabilized with native vegetation, and the installed mitigation areas equal or exceed the ecological area required under the conditions of approval.

It is therefore my professional opinion that the project at 47 Smith Road has been completed in substantial compliance with the approved plans and the Order of Conditions, and no work has occurred that would negatively affect protected wetland resource areas.

Respectfully submitted,

[Signed],

Steve Ivas, Principal, Ivas Environmental, Professional Wetland Scientist # 2860

Enclosures:

- Approved Plan, 23 Jul 2020
- As-built Plan, 18 Nov 2025
- Supporting Documentation (Emails to/from Hingham Conservation Commission, Jun 2024)









Additional photos taken on 4/16/26



