



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

DEP File Number:

WPA Form 4 – Abbreviated Notice of Intent

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by DEP

CHARLTON

Town

A. General Information

Important:

When filling out forms on the computer, use only the tab key to move your cursor - do not use the return key.



Note:

Before completing this form, consult your local Conservation Commission regarding any municipal bylaw or ordinance.

1. Applicant:

DRL CAPITAL PARTNERS, INC.

Name

PROJECTS@TEMPEHEIGHTS.COM

400 PUTNAM PIKE STE 230

Street Address

SMITHFIELD

City/Town

RI

State

02917

Zip Code

401-288-1149

Phone Number

617-925-1556

Fax Number (if applicable)

2. Representative (if any):

MORSE ENGINEERING AND CONSTRUCTION INDUSTRIES, LLC

Firm

ERIC J. MORSE

Contact Name

ERIC.MORSE@MECINDUSTRIES.COM

PO BOX 145

Mailing Address

FISKDALE

City/Town

MA

State

01518

Zip Code

800-407-3402

Phone Number

Fax Number (if applicable)

3. Property Owner (if different from applicant):

Name

Mailing Address

City/Town

State

Zip Code

4. Total Fee:

\$220.00

(from NOI Wetland Fee Transmittal Form)

5. Project Location:

26 CITY DEPOT ROAD

Street Address

CHARLTON

City/Town

Latitude and Longitude:

26A-C-3

Assessors Map/Plat Number

Latitude

Longitude

Parcel /Lot Number

6. General Project Description:

REPLACEMENT OF FAILED SEPTIC SYSTEM (LOCATED IN SAME LOCATION AS EXISTING SYSTEM)



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A. General Information (cont.)

7. Registry of Deeds:

WORCESTER

County

64287

Book

257

Page

Certificate (if Registered Land)

B. Site and Activities Subject to Regulation

Complete any of the following sections that apply to the proposed work and project site.

1. Complete for proposed activities located, in whole or in part, in Buffer Zone.

a. Check all the following borders to the Buffer Zone:

Inland Resource Areas

Inland Bank

Bordering Vegetated Wetland (BVW)

Coastal Resource Areas

Coastal Beach

Barrier Beach

Rocky Intertidal Shore

Coastal Dune

Salt Marsh

Coastal Bank

b. Check all the methods used to delineate the Bordering Vegetated Wetland boundary:

Final Order of Resource Area Delineation issued by Conservation Commission or DEP (attached)

DEP BVW Field Data Form (attached)

Final Determination of Applicability issued by Conservation Commission (attached)

Other Method of Determining BVW boundary (attach documentation):

50% or more wetland indicator plants

Saturated/inundated conditions exist

Groundwater indicators

Direct observation

Hydric soil indicators

Credible evidence of conditions prior to disturbance.



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B. Site and Activities Subject to Regulation (cont.)

c. Describe, with reference to supporting plans and calculations where necessary, the size, type, and location of the proposed work and mitigating measures and designs to insure that the proposed work will not alter the resource area and Buffer Zone borders. Attach additional sheets, if necessary.

REFERENCING ATTACHED PLAN ENTITLED "SEPTIC SYSTEM REPAIR", PROPOSED WORK INCLUDES REPAIR OF THE EXISTING SUBSURFACE DISPOSAL SYSTEM WITH A NEW 32' X 19' SOIL ABSORPTION SYSTEM; REPLACEMENT OF THE EXISTING 1,500 GAL SEPTIC TANK, IN KIND; AND REGRADING AND COMPACTION OF THE EXISTING GRAVEL DRIVEWAY TO RESTORE EXISTING SURFACE (NO PAVING OR OTHER IMPERVIOUS SURFACING PROPOSED).

2. Complete for proposed activities located, in whole or in part, in Land Subject to Flooding.

a. Resource area description:

Bordering Land Subject to Flooding:

0

Volume of Flood Storage Lost (cubic feet)

N/A

Volume of Flood Storage Compensation (cubic feet)

Isolated Land Subject to Flooding:

0

Volume of Flood Storage Lost (cubic feet)

N/A

Volume of Flood Storage Compensation (cubic feet)

b. Describe, with reference to supporting plans and calculations where necessary the size, shape, location, and type of work, mitigating measures, and designs proposed to meet the performance standards set forth in 310 CMR 10.57(4) and 10.60. Attach additional sheets, if necessary.

N/A

3. Complete for proposed activities located, in whole or in part, in the Riverfront Area.

a. Name of Waterway (if available):

UNNAMED STREAM TRIBUTARY TO CADY BROOK.



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B. Site and Activities Subject to Regulation (cont.)

b. Width of Riverfront Area (check one):

25 ft. - Designated Densely Developed Areas only

100 ft. - New agricultural projects only

200 ft. - All other projects

c. Describe how the Mean Annual High-Water Line was determined:

MEAN ANNUAL HIGH-WATER LINE WAS DELINEATED ON THE EAST SIDE OF THE STREAM USING VISUAL INDICATORS, PRIMARILY A DISTINCT BREAK IN SLOPE.

d. Distance of proposed activity closest to the Mean Annual High-Water Line:

GRADING FOR NEW SEPTIC SYSTEM IS LOCATED APPROXIMATELY 59-LF FROM MAHW. NEAREST EXCAVATION IS APPROX 73-LF.

e. Total area of Riverfront Area on the site of the proposed project:

APPROXIMATELY 190-LF TOTAL.

Square Feet

f. Proposed alteration of the Riverfront Area:

980+/-

Total Square Feet

714

Square Feet within 100 ft.

266

Square Feet between 100 ft. and 200 ft.

g. Indicate project purpose:

Single family house

Commercial development

Transportation

Residential subdivision

Industrial development

Other (describe):

SEPTIC SYSTEM REPAIR

h. Was the lot where the activity is proposed created prior to August 1, 1996?

Yes

No



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B. Site and Activities Subject to Regulation (cont.)

- i. Describe how the project will meet all performance standards set forth in 310 CMR 10.58(4) for the Riverfront Area, including standards requiring consideration of alternative project design or location. Attach additional sheets, if necessary.

WHILE A MUNICIPAL SEWER CONNECTION IS AVAILABLE IN CITY DEPOT ROAD, THE APPLICANT WOULD BE REQUIRED TO CROSS THE STREAM, CAUSING SIGNIFICANTLY MORE IMPACT TO THE RESOURCE AREA THAN THE PROPOSED SOLUTION OF REPAIRING THE EXISTING SEPTIC SYSTEM. IN ADDITION TO CHALLENGES OF CROSSING THE STREAM, A SEWER CONNECTION WOULD REQUIRE A PUMP CHAMBER AND UPGRADES TO THE FACILITY'S ELECTRICAL SYSTEM. DUE TO THESE REASONS, THERE IS NO OTHER PRACTICABLE AND SUBSTANTIALLY EQUIVALENT ECONOMIC ALTERNATIVE. NOTE THAT ALL PROPOSED WORK IS WITHIN AREAS THAT HAVE PREVIOUSLY BEEN DEVELOPED, AND NO PREVIOUSLY UNTOUCHED AREAS WITHIN THE RIVER FRONT AREA WILL BE DISTURBED.

4. Is the project exempt from the DEP Stormwater Management Policy?

Yes

If yes, explain why the project is exempt:

PER MASSACHUSETTS STORMWATER HANDBOOK, WORK ASSOCIATED WITH SINGLE-FAMILY RESIDENCES ARE EXEMPT.

No

If no, stormwater management measures are required. Applicants are encouraged to complete the Stormwater Management Form and submit it with this Abbreviated Notice of Intent.

5. a. Is any portion of the proposed project located within estimated habitat as indicated on the most recent Estimated Habitat Map of State-Listed Rare Wetland Wildlife published by the Natural Heritage and Endangered Species Program?

Yes

If yes, include proof of mailing or hand delivery of Abbreviated Notice of Intent to :

Natural Heritage and Endangered Species Program
Division of Fisheries and Wildlife
1 Rabbit Hill Road
Westborough, MA 01581-3336

No

VERIFIED WITH MASSGIS OLIVER ON 3/14/2021.

Date of Map

- b. Is any portion of the proposed project in an Area of Critical Environmental Concern (ACEC)?

Yes

If yes, provide name of ACEC (see the Area of Critical Concern list for ACEC locations):

No

ACEC Name



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B. Site and Activities Subject to Regulation (cont.)

c. Is any portion of the site subject to a Wetlands Restriction Order under the Inland Wetlands Restriction Act (M.G.L. c. 131, § 40A) or the Coastal Wetlands Restriction Act (M.G.L. c. 130, § 105)?

Yes

No

6. If any activity within Land Subject to Flooding, the Riverfront Area, or Buffer Zone is exempt from performance standards in accordance with any provision of the wetlands regulations, 310 CMR 10.00, identify the appropriate exemption:

N/A

Exemption

C. Additional Information

Applicants must include the following with this Abbreviated Notice of Intent (ANOI):

- USGS or other map of the area (along with a narrative description, if necessary), containing sufficient information for the Conservation Commission and the Department to locate the site.
- Plans identifying the location of proposed activities relative to the boundaries of each affected resource area.
- Other material identifying and explaining the determination of resource area boundaries shown on plans (e.g., a DEP BVW Field Data Form).
- List the titles and final revision dates for all plans and other materials submitted with this ANOI.

D. Fees

The fees for work proposed under each Abbreviated Notice of Intent must be calculated and submitted to the Conservation Commission and DEP(see Instructions and NOI Wetland Fee Transmittal Form).

No filing fee shall be assessed for projects of any city, town, county, or district of the Commonwealth, federally recognized Indian tribe housing authority, municipal housing authority, or the Massachusetts Bay Transportation Authority.

Applicants must submit the following information (in addition to pages 1 and 2 of the NOI Wetland Fee Transmittal Form) to confirm fee payment:

Check Number

Check date

Payor name on check

Applicant name on check



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E. Signatures and Submittal Requirements

I hereby certify under the penalties of perjury that the foregoing Abbreviated Notice of Intent and accompanying plans, documents, and supporting data are true and complete to the best of my knowledge. I understand that the Conservation Commission will place notification of this Notice in a local newspaper at the expense of the applicant in accordance with the wetlands regulations, 310 CMR 10.05(5)(a).

I further certify under penalties of perjury that all abutters were notified of this application, pursuant to the requirements of M.G.L. c. 131, § 40. Notice must be made in writing by hand delivery or certified mail (return receipt requested) to all abutters within 100 feet of the property line of the project location.




Signature of Applicant

3/17/2021
Date

Signature of Property Owner (If different)

Date



Signature of Representative (if any)

Digitally signed by Eric J. Morse
Date: 2021.03.17 20:09:25
-04'00'

3/17/2021
Date

For Conservation Commission:

Two copies of the completed Abbreviated Notice of Intent (Form 4), including supporting plans and documents; two copies of pages 1 and 2 of the NOI Wetland Fee Transmittal Form; and the city/town fee payment must be sent to the Conservation Commission by certified mail or hand delivery.

For DEP:

Two copies of the completed Abbreviated Notice of Intent (Form 4), including supporting plans and documents; two copies of pages 1 and 2 of the NOI Wetland Fee Transmittal Form; and a **copy** of the state fee payment must be sent to the DEP Regional Office by certified mail or hand delivery.

Other:

If the applicant has checked the “yes” box in any part of Section B, Item 5, above, refer to that section and the Instructions for additional submittal requirements.

The original and copies must be sent simultaneously. Failure by the applicant to send copies in a timely manner may result in dismissal of the Abbreviated Notice of Intent.