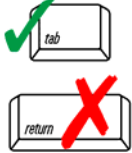




WPA Form 3 – Notice of Intent

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

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.

A. General Information

1. Project Location **Note:** electronic filers will click on button to locate project site

<u>2 Potter Village Road</u>	<u>Charlton</u>	<u>01507</u>
a. Street Address	b. City/Town	c. Zip Code
<u>Latitude and Longitude <input type="checkbox"/></u>	<u>42°05'33.63"N</u>	<u>71°55'42.87"</u>
<u>85</u>	d. Latitude	e. Longitude
f. Assessors Map/Plat Number	<u>15.1</u>	
	g. Parcel /Lot Number	

2. Applicant

<u>Robert</u>	<u>Stanley</u>	
a. First Name	b. Last Name	
<u>2 Potter Village Road</u>		
c. Organization		
d. Street Address		
<u>Charlton</u>	<u>MA</u>	<u>01507</u>
e. City/Town	f. State	g. Zip Code
<u>508-987-8713</u>	<u>mail@summitesc.com</u>	
h. Phone Number	i. Fax Number	<input type="checkbox"/> Email Address

3. Property owner required if different from applicant Check if more than one owner

a. First Name _____ b. Last Name _____

c. Organization _____

d. Street Address _____

e. City/Town _____ f. State _____ g. Zip Code _____

h. Phone Number _____ i. Fax Number _____ Email address _____

4. Representative if any

<u>Matthew</u>	<u>Carlson</u>	
a. First Name	b. Last Name	
<u>Summit Engineering</u>		
c. Company		
<u>710 Main Street</u>		
d. Street Address		
<u>North Oxford</u>	<u>MA</u>	<u>01537</u>
e. City/Town	f. State	g. Zip Code
<u>508-987-8713</u>	<u>mcarlson@summitesc.com</u>	
h. Phone Number	i. Fax Number	<input type="checkbox"/> Email address

5. Total WPA Fee Paid from NOI Wetland Fee Transmittal Form

_____	_____	_____
a. Total Fee Paid	b. State Fee Paid	c. City/Town Fee Paid



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Provided by MassDEP

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A. General Information continued

6. General Project Description

Summit Engineering proposes 2 12" HDPE smooth lined culverts to hydraulically connect 2 wetland areas in order to mitigate flooding.

7a. Project Type Checklist Limited Project Types see Section A. 7b.

- 1. Single Family Home
- 2. Residential Subdivision
- 3. Commercial/Industrial
- 4. Dock/Pier
- 5. Utilities
- 6. Coastal engineering Structure
- 7. Agriculture (e.g., cranberries, forestry)
- 8. Transportation
- 9. Other

7b. Is any portion of the proposed activity eligible to be treated as a limited project including Ecological Restoration Limited Project subject to 310 CMR 10.24 (coastal) or 310 CMR 10.53 (inland)?

1. Yes No If yes, describe which limited project applies to this project. (See 310 CMR 10.24 and 10.53 for a complete list and description of limited project types)

2. Limited Project Type

If the proposed activity is eligible to be treated as an Ecological Restoration Limited Project (310 CMR 10.24 or 310 CMR 10.53), complete and attach Appendix A (Ecological Restoration Limited Project Checklist and Signed Certification).

8. Property recorded at the Registry of Deeds for

Worcester

a. County
11974

b. Certificate (if registered land)
48

c. Book

d. Page Number

B. Buffer Zone & Resource Area Impacts (temporary & permanent)

- 1. Buffer Zone Only Check if the project is located only in the Buffer Zone of a Bordering Vegetated Wetland, Inland Bank, or Coastal Resource Area.
- 2. Inland Resource Areas (see 310 CMR 10.54-10.58; if not applicable, go to Section B.3, Coastal Resource Areas)

Check all that apply below. Attach narrative and any supporting documentation describing how the project will meet all performance standards for each of the resource areas altered, including standards requiring consideration of alternative project design or location.



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B. Buffer Zone & Resource Area Impacts (temporary & permanent) (cont'd)

For all projects affecting other Resource Areas, please attach a narrative explaining how the resource area was delineated.

Table with 3 columns: Resource Area, Size of Proposed Alteration, Proposed Replacement (if any). Rows include Bank, Bordering Vegetated Wetland, and Land Under Waterbodies and Waterways.

Table with 3 columns: Resource Area, Size of Proposed Alteration, Proposed Replacement (if any). Rows include Bordering Land Subject to Flooding and Isolated Land Subject to Flooding.

Form for Riverfront Area including width options (25 ft, 100 ft, 200 ft) and total area calculation.

Form for Riverfront Area alteration including total area calculation and alternative analysis questions.

3. Coastal Resource Areas See 310 CMR 10.25-10.35

Note: for coastal riverfront areas, please complete Section B.2.f. above.



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B. Buffer Zone & Resource Area Impacts (temporary & permanent) cont'd

Check all that apply below. Attach narrative and supporting documentation describing how the project will meet all performance standards for each of the resource areas altered, including standards requiring consideration of alternative project design or location.

Online users
Include your document transaction number provided on your receipt page with all supplementary information you submit to the Department.

Table with columns: Resource Area, Size of Proposed Alteration, Proposed Replacement (if any). Rows include Designated Port Areas, Land Under the Ocean, Barrier Beach, Coastal Beaches, Coastal Dunes, Coastal Banks, Rocky Intertidal Shores, Salt Marshes, Land Under Salt Ponds, Land Containing Shellfish, Fish Runs, Land Subject to Coastal Storm Flowage, Restoration/Enhancement, and Project Involves Stream Crossings.



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C. Other Applicable Standards and Requirements

- This is a proposal for an Ecological Restoration Limited Project. Skip Section C and complete Appendix A – Ecological Restoration Limited Project Checklists – Required Actions §310 CMR 10.11

Streamlined Massachusetts Endangered Species Act/Wetlands Protection Act Review

- Is any portion of the proposed project located in **Estimated Habitat of Rare Wildlife** as indicated on the most recent Estimated Habitat Map of State-Listed Rare Wetland Wildlife published by the Natural Heritage and Endangered Species Program (NHESP)? To view habitat maps, see the *Massachusetts Natural Heritage Atlas* or go to <http://maps.massgis.state.ma.us/PRIESTHAB/viewer.htm>.

- a. Yes No **If yes, include proof of mailing or hand delivery of NOI to:**

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

b. Date of map _____

If yes, the project is also subject to Massachusetts Endangered Species Act (MESA) review §321 CMR 10.18. To qualify for a streamlined, 30-day, MESA/Wetlands Protection Act review, please complete Section C.1.c, and include requested materials with this Notice of Intent (NOI) OR complete Section C.2.f, if applicable. *If MESA supplemental information is not included with the NOI, by completing Section 1 of this form, the NHESP will require a separate MESA filing which may take up to 90 days to review (unless noted exceptions in Section 2 apply, see below).*

- c. Submit Supplemental Information for Endangered Species Review*

- Percentage/acreage of property to be altered

a. within wetland Resource Area

_____ percentage/acreage

b. outside Resource Area

_____ percentage/acreage

- Assessor's Map or right-of-way plan of site

- Project plans for entire project site, including wetland resource areas and areas outside of wetlands jurisdiction, showing existing and proposed conditions, existing and proposed tree/vegetation clearing line, and clearly demarcated limits of work **

a. Project description including description of impacts outside of wetland resource area buffer one

b. Photographs representative of the site

* Some projects not in Estimated Habitat may be located in Priority Habitat, and require NHESP review (see <http://www.mass.gov/eea/agencies/dfg/dfw/natural-heritage/regulatory-review/>). Priority Habitat includes habitat for state-listed plants and strictly upland species not protected by the Wetlands Protection Act.

** MESA projects may not be segmented §321 CMR 10.16. The applicant must disclose full development plans even if such plans are not required as part of the Notice of Intent process.



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C. Other Applicable Standards and Requirements (cont'd)

MESA filing fee fee information available at http://www.mass.gov/dfwele/dfw/nhesp/regulatory_review/ mesa/ mesa_fee_schedule.htm
Make check payable to Commonwealth of Massachusetts - NHESP and **mail to NHESP** at above address

Projects altering 10 or more acres of land, also submit:

- Vegetation cover type map of site
- Project plans showing Priority Estimated Habitat boundaries
- OR Check One of the Following

1. Project is exempt from MESA review.
Attach applicant letter indicating which MESA exemption applies. See 321 CMR 10.14, http://www.mass.gov/dfwele/dfw/nhesp/regulatory_review/ mesa/ mesa_exemptions.htm; the NOI must still be sent to NHESP if the project is within estimated habitat pursuant to 310 CMR 10.37 and 10.59.

2. Separate MESA review ongoing. a. NHESP Tracking b. Date submitted to NHESP

3. Separate MESA review completed.
Include copy of NHESP No Take determination or valid Conservation Management Permit with approved plan.

- 3. For coastal projects only, is any portion of the proposed project located below the mean high water line or in a fish run
 - a. Not applicable project is in inland resource area only
 - b. Yes No

If yes, include proof of mailing, hand delivery, or electronic delivery of NOI to either

South Shore - Cohasset to Rhode Island border, and the Cape Islands

North Shore - Hull to New Hampshire border

Division of Marine Fisheries -
Southeast Marine Fisheries Station
Attn: Environmental Reviewer
1213 Purchase Street 3rd Floor
New Bedford, MA 02740-6694
Email: DMF.EnvReview-South@state.ma.us

Division of Marine Fisheries -
North Shore Office
Attn: Environmental Reviewer
30 Emerson Avenue
Gloucester, MA 01930
Email: DMF.EnvReview-North@state.ma.us

Also if yes, the project may require a Chapter 91 license. For coastal towns in the Northeast Region, please contact MassDEP's Boston Office. For coastal towns in the Southeast Region, please contact MassDEP's Southeast Regional Office.



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C. Other Applicable Standards and Requirements cont'd

Online Users:
Include your document transaction number provided on your receipt page with all supplementary information you submit to the Department.

4. Is any portion of the proposed project within an Area of Critical Environmental Concern ACEC
- a. Yes No If yes, provide name of ACEC see instructions to WPA Form 3 or MassDEP Website for ACEC locations **Note:** electronic filers click on Website.
- b. ACEC
5. Is any portion of the proposed project within an area designated as an Outstanding Resource Water ORW as designated in the Massachusetts Surface Water Quality Standards, 314 CMR 4.00
- a. Yes No
6. 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
- a. Yes No
7. Is this project subject to provisions of the MassDEP Stormwater Management Standards
- a. Yes. Attach a copy of the Stormwater Report as required by the Stormwater Management Standards per 310 CMR 10.05 k q and check if
1. Applying for Low Impact Development LID site design credits as described in Stormwater Management Handbook Vol. 2, Chapter 3
 2. A portion of the site constitutes redevelopment
 3. Proprietary BMPs are included in the Stormwater Management System.
- b. No. Check why the project is exempt
1. Single-family house
 2. Emergency road repair
 3. Small Residential Subdivision less than or equal to 4 single-family houses or less than or equal to 4 units in multi-family housing project with no discharge to Critical Areas.

D. Additional Information

- This is a proposal for an Ecological Restoration Limited Project. Skip Section D and complete Appendix A Ecological Restoration Notice of Intent Minimum Required Documents 310 CMR 10.12

Applicants must include the following with this Notice of Intent NOI See instructions for details.

Online Users: Attach the document transaction number provided on your receipt page for any of the following information you submit to the Department.

1. SGS 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. Electronic filers may omit this item.
2. Plans identifying the location of proposed activities including activities proposed to serve as a Bordering Vegetated Wetland BVW replication area or other mitigating measure relative to the boundaries of each affected resource area.



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D. Additional Information cont'd

3. Identify the method for BVW and other resource area boundary delineations MassDEP BVW Field Data Form Determination of Applicability, Order of Resource Area Delineation, etc. and attach documentation of the methodology.

4. List the titles and dates for all plans and other materials submitted with this NOI.
Remediation Plan at 2 Potter Village Road, Charlton MA

a. Plan Title

Summit Engineering

Andy Baum

b. Prepared By

4/26/21

c. Signed and Stamped by

1"=30'

d. Final Revision Date

e. Scale

f. Additional Plan or Document Title

g. Date

- 5. If there is more than one property owner, please attach a list of these property owners not listed on this form.
- 6. Attach proof of mailing for Natural Heritage and Endangered Species Program, if needed.
- 7. Attach proof of mailing for Massachusetts Division of Marine Fisheries, if needed.
- 8. Attach NOI Wetland Fee Transmittal Form
- 9. Attach Stormwater Report, if needed.

E. Fees

- 1. Fee Exempt 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

2. Municipal Check Number

3. Check date

4. State Check Number

5. Check date

6. Payor name on check First Name

7. Payor name on check Last Name



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Provided by MassDEP <input type="checkbox"/>
MassDEP File Number
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F. Signatures and Submittal Requirements

I hereby certify under the penalties of perjury that the foregoing 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 by Certificate of Mailing or 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.

_____ 1. Signature of Applicant	_____ 2. Date
_____ 3. Signature of Property Owner (if different)	_____ 4. Date
_____ 5. Signature of Representative (if any)	_____ 6. Date

For Conservation Commission:

Two copies of the completed Notice of Intent (Form 3) including supporting plans and documents, two copies of the NOI Wetland Fee Transmittal Form, and the city/town fee payment, to the Conservation Commission by certified mail or hand delivery.

For MassDEP:

One copy of the completed Notice of Intent (Form 3) including supporting plans and documents, one copy of the NOI Wetland Fee Transmittal Form, and a **copy** of the state fee payment to the MassDEP Regional Office (see Instructions) by certified mail or hand delivery.

Other:

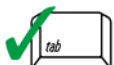
If the applicant has checked the yesbox in any part of Section C, Item 3, above, refer to that section and the Instructions for additional submittal requirements.

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 Notice of Intent.



Massachusetts Department of Environmental Protection
 Bureau of Resource Protection - Wetlands
NOI Wetland Fee Transmittal Form
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

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



A. Applicant Information

1. Location of Project

2 Potter Village Road Charlton, MA

a. Street Address b. City/Town

c. Check number d. Fee amount

2. Applicant Mailing Address

Robert Stanley

a. First Name b. Last Name

c. Organization
2 Potter Village Road

d. Mailing Address

Charlton MA 01507

e. City/Town f. State g. Zip Code

h. Phone Number i. Fax Number Email Address

3. Property Owner if different

a. First Name b. Last Name

c. Organization

d. Mailing Address

e. City/Town f. State g. Zip Code

h. Phone Number i. Fax Number Email Address

To calculate filing fees, refer to the category fee list and examples in the instructions for filling out WPA Form 3 Notice of Intent

B. Fees

Fee should be calculated using the following process worksheet. **Please see Instructions before filling out worksheet.**

Step 1/Type of Activity: Describe each type of activity that will occur in wetland resource area and buffer one.

Step 2/Number of Activities Identify the number of each type of activity.

Step 3/Individual Activity Fee: Identify each activity fee from the six project categories listed in the instructions.

Step 4/Subtotal Activity Fee: Multiply the number of activities identified in Step 2 times the fee per category identified in Step 3 to reach a subtotal fee amount. Note If any of these activities are in a Riverfront Area in addition to another Resource Area or the Buffer one, the fee per activity should be multiplied by 1.5 and then added to the subtotal amount.

Step 5/Total Project Fee: Determine the total project fee by adding the subtotal amounts from Step 4.

Step 6/Fee Payments: To calculate the state share of the fee, divide the total fee in half and subtract \$12.50. To calculate the city/town share of the fee, divide the total fee in half and add \$12.50.



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B. Fees continued

Step 1/Type of Activity	Step 2/Number of Activities	Step 3/Individual Activity Fee	Step 4/Subtotal Activity Fee
Site work without a house			\$110

Step 5/Total Project Fee: _____

Step 6/Fee Payments:

Total Project Fee <input type="checkbox"/>	\$110
State share of filing Fee <input type="checkbox"/>	a. Total Fee from Step 5 \$42.50
City/Town share of filing Fee <input type="checkbox"/>	b. 1/2 Total Fee less \$12.50 \$67.50
	c. 1/2 Total Fee plus \$12.50

C. Submittal Requirements

- a. Complete pages 1 and 2 and send with a check or money order for the state share of the fee, payable to the Commonwealth of Massachusetts.

Department of Environmental Protection
 Box 4062
 Boston, MA 02211

- b. **To the Conservation Commission:** Send the Notice of Intent or Abbreviated Notice of Intent; a **copy** of this form; and the city/town fee payment.

To MassDEP Regional Office See Instructions Send a copy of the Notice of Intent or Abbreviated Notice of Intent; a **copy** of this form; and a **copy** of the state fee payment. E-filers of Notices of Intent may submit these electronically.