

Stamski And McNary, Inc.

Engineering - Planning - Surveying

80 Harris Street, Acton, MA 01720 (978) 263-8585

Notice of Intent

Under the Massachusetts Wetland Protection Act,

M.G.L. c. 131, s. 40

And the Town of Acton Wetland Protection Bylaw

for

**98 Newtown Road
Acton, MA**

Applicant: J.F. Basnett Co., Inc.
14 Gilson Road
Littleton, MA 01460

Owner: Waleed & Denise Al-Atraqchi
98 Newtown Road
Acton, MA 01720

Date: September 17, 2007

SM-4020A

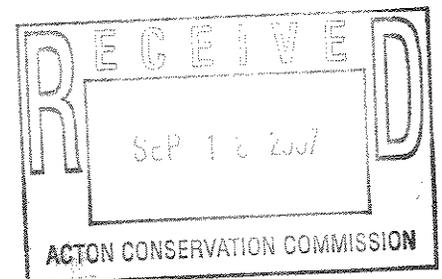


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 1. *U.S.G.S. Map*
 2. *Wetland Permit Plan by Stamski And McNary, Inc. dated September 17, 2007*

98 Newtown Road
Project Narrative

Project Description

The property contains an existing single-family home. A large portion of the property is developed with buildings, lawn, a driveway, a deck, a patio, and decorative landscape plantings.

The proposed work includes:

- 1.) The construction of a basketball court (half-court), with a netted perimeter fence and associated grading.
- 2.) A walkway from the dwelling to the proposed basketball court.
- 3.) The construction of a sub-drain and level spreader, with associated grading.

The total work area is approximately 4,963 square feet, all of which is existing woodland area within the Buffer Zone to a Bordering Vegetated Wetlands and to an Isolated Wetland Area.

Wetland Resource Areas

10.55: Bordering Vegetated Wetlands

The Bordering Vegetated Wetlands and the Isolated Wetland Area on the property were delineated by B & C Associates, Inc. by observations of vegetation, soils and hydrology. The location of the Bordering Vegetated Wetland is on the eastern side of the property, and the Isolated Wetland Area is located on the western side of the property.

The Town of Acton Conservation Commission Wetland Protection Bylaw states in section F8.3 Setbacks for Activities:

Pre-existing activities or structures not meeting the setbacks set forth above need not be discontinued or removed [but shall be deemed to be nonconforming]. No new activity shall be commenced and no new structure shall be located closer to the edge of wetlands or vernal pools than existing non-conforming like activities or structures, but the commission may permit new activity or structures as close to the edge of wetlands or vernal pools if it finds that such activity or structure will not affect the interests protected by the Bylaw no more adversely than existing activity or structure.

The existing patio on the property is located within 34 feet \pm from the Isolated Wetland Area. The closest proposed limit of work for the basketball court is 36 feet \pm with the closest point of the court itself being 41 feet \pm , therefore this proposal is in compliance with section F8.3 of the Bylaw.

The limit of work is located 65 feet \pm from the Bordering Vegetative Wetland, and the court itself is 77 feet \pm from the Bordering Vegetative Wetland. Which are both in

compliance with the Bylaws 50 foot buffer of undisturbed natural vegetation and 75 foot setback to the edge of structures, respectively.

Mitigation to prevent erosion and sedimentation in the resource area shall consist of a haybale-siltation barrier.

Applicant intends to preserve all mature vegetation to the extent practicable. All disturbed areas shall be loamed and seeded.

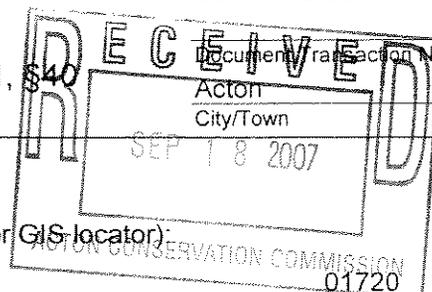


WPA Form 3 – Notice of Intent

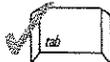
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

DEP File Number

Document/Transaction Number



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 for GIS locator):

98 Newtown Road _____ Acton _____
 a. Street Address b. City/Town c. Zip Code

Latitude and Longitude: _____
 d. Latitude e. Longitude

Map - E3 _____ Lot - 32 _____
 f. Assessors Map/Plat Number g. Parcel /Lot Number

2. Applicant:

Jim _____ Basnett _____ J.F. Basnett Co., Inc. _____
 a. First Name b. Last Name c. Company

14 Gilson Road _____
 d. Mailing Address

Littleton _____ MA _____ 01460 _____
 e. City/Town f. State g. Zip Code

978-952-2552 _____ jim@jfbasnett.com _____
 h. Phone Number i. Fax Number j. Email address

3. Property owner (if different from applicant): Check if more than one owner

Waleed & Denise _____ Al-Atraqchi _____
 a. First Name b. Last Name c. Company

98 Newtown Road _____
 d. Mailing Address

Acton _____ MA _____ 01720 _____
 e. City/Town f. State g. Zip Code

978-263-3015 _____ walatraqchi@affinova.com _____
 h. Phone Number i. Fax Number j. Email address

4. Representative (if any):

Stamski & McNary, Inc. _____
 a. Firm

Richard _____ Harrington _____
 b. Contact Person First Name c. Contact Person Last Name

80 Harris Street _____
 d. Mailing Address

Acton _____ MA _____ 01720 _____
 e. City/Town f. State g. Zip Code

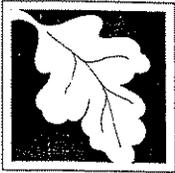
978-263-8585 _____ 978-263-9883 _____ rjh@stamskiandmcnary.com _____
 h. Phone Number i. Fax Number j. Email address

5. Total WPA Fee Paid (from NOI Wetland Fee Transmittal Form):

\$133.00 _____ \$42.50 _____ \$89.50 (\$67.50+22.00 Town Filing Fee)
 a. Total Fee Paid b. State Fee Paid

6. General Project Description:

The construction of a basketball court, and a sub-drain with associated grading, on a single family lot.



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

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A. General Information (continued)

7. Project Type Checklist:

- | | |
|---|---|
| a. <input type="checkbox"/> Single Family Home | b. <input type="checkbox"/> Residential Subdivision |
| c. <input type="checkbox"/> Limited Project Driveway Crossing | d. <input type="checkbox"/> Commercial/Industrial |
| e. <input type="checkbox"/> Dock/Pier | f. <input type="checkbox"/> Utilities |
| g. <input type="checkbox"/> Coastal Engineering Structure | h. <input type="checkbox"/> Agriculture – cranberries, forestry |
| i. <input type="checkbox"/> Transportation | j. <input checked="" type="checkbox"/> Other |

8. Property recorded at the Registry of Deeds for:

Middlesex (Southern)

a. County

33290

c. Book

089

b. Page Number

d. Certificate # (if registered land)

9. Has work been performed on the property under an Order of Resource Area Delineation involving Simplified Review within 3 years of the date of this application?

- a. Yes b. No

If yes, no Notice of Intent or Request for Determination of Applicability may be filed for work within the 50-foot-wide area in the Buffer Zone along the resource area during the three-year term of an Order of Resource Area Delineation, or any Extended Order, or until the applicant receives a Certificate of Compliance, whichever is later.

10. Buffer Zone Only - Is the project located only in the Buffer Zone of a bordering vegetated wetland, inland bank, or coastal resource area?

- a. Yes - answer 11 below, then skip to Section C.
b. No - skip to Section B.

11. Buffer Zone Setback – For projects that involve work only in the buffer zone, select the applicable adjacent resource area (check one):

- a. BVW b. inland bank c. coastal resource area

The distance between the closest project disturbance and the associated resource area is:

36'

d. linear feet



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B. Resource Area Effects

1. Inland 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.

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

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
a. <input type="checkbox"/> Bank	1. linear feet _____	2. linear feet _____
b. <input type="checkbox"/> Bordering Vegetated Wetland	1. square feet _____	2. square feet _____
c. <input type="checkbox"/> Land Under Waterbodies and Waterways	1. square feet _____	2. square feet _____
	3. cubic yards dredged _____	
d. <input type="checkbox"/> Bordering Land Subject to Flooding	1. square feet _____	2. square feet _____
	3. cubic feet of flood storage lost _____	4. cubic feet of flood storage replaced _____
e. <input type="checkbox"/> Isolated Land Subject to Flooding	1. square feet _____	
	2. cubic feet of flood storage lost _____	3. cubic feet of flood storage replaced _____
f. <input type="checkbox"/> Riverfront area	1. Name of Waterway (if available) _____	

For projects impacted by the riverfront area and a buffer zone of another resource area, add 50% to the total fee.

1. Width of Riverfront Area (check one):

- 25 ft. - Designated Densely Developed Areas only
- 100 ft. - New agricultural projects only
- 200 ft. - All other projects

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

Square Feet

3. Proposed alteration of the Riverfront Area:

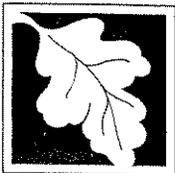
a. Total Square Feet _____

b. Square Feet within 100 ft. _____

c. Square Feet between 100 ft. and 200 ft. _____

4. Has an alternatives analysis been done and is it attached to this NOI? Yes No

5. Was the lot where the activity is proposed created prior to August 1, 1996? Yes No



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B. Resource Area Effects

2. Coastal Resource Areas:

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.

<u>Resource Area</u>	<u>Size of Proposed Alteration</u>	<u>Proposed Replacement (if any)</u>
a. <input type="checkbox"/> Designated Port Areas	Indicate size under Land Under the Ocean, below	
b. <input type="checkbox"/> Land Under the Ocean	1. Square feet _____ 2. Cubic yards dredged _____	
c. <input type="checkbox"/> Barrier Beach	Indicate size under Coastal Beaches and/or Coastal Dunes below	
d. <input type="checkbox"/> Coastal Beaches	1. Square feet _____	2. Cubic yards beach nourishment _____
e. <input type="checkbox"/> Coastal Dunes	1. Square feet _____	2. Cubic yards dune nourishment _____
f. <input type="checkbox"/> Coastal Banks	1. Linear feet _____	
g. <input type="checkbox"/> Rocky Intertidal Shores	1. Square feet _____	
h. <input type="checkbox"/> Salt Marshes	1. Square feet _____	2. Sq ft restoration, rehab., or creation _____
i. <input type="checkbox"/> Land Under Salt Ponds	1. Square feet _____ 2. Cubic yards dredged _____	
j. <input type="checkbox"/> Land Containing Shellfish	1. Square feet _____	2. Square feet restoration, rehab. _____
k. <input type="checkbox"/> Fish Runs	Indicate size under Coastal Banks, inland Bank, Land Under the Ocean, and/or inland Land Under Waterbodies and Waterways, above	
	1. Cubic yards dredged _____	
l. <input type="checkbox"/> Land Subject to Coastal Storm Flowage	1. Square feet _____	

3. Limited Project:

Is any portion of the proposed activity eligible to be treated as a limited project subject to 310 CMR 10.24 or 310 CMR 10.53?

a. Yes No If yes, describe which limited project applies to this project:

b. Limited Project



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C. Bordering Vegetated Wetland Delineation Methodology

Check all methods used to delineate the Bordering Vegetated Wetland (BVW) boundary:

1. Final Order of Resource Area Delineation issued by Conservation Commission or DEP (attached)
2. DEP BVW Field Data Form (attached)
3. Final Determination of Applicability issued by Conservation Commission or DEP (attached)
4. Other Methods for Determining the BVW Boundary (attach documentation):
 - a. 50% or more wetland indicator plants
 - b. Saturated/inundated conditions exist
 - c. Groundwater indicators
 - d. Direct observation
 - e. Hydric soil indicators
 - f. Credible evidence of conditions prior to disturbance
5. Other resource areas delineated: _____

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

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

D. Other Applicable Standards and Requirements

Streamlined Massachusetts Endangered Species Act/Wetlands Protection Act Review

1. 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://www.mass.gov/dfwele/dfw/nhesp/nhregmap.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
Route 135, North Drive
Westborough, MA 01581

9/10/07 (On-Line)

b. Date of map

If yes, the project is 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 D.1.A, and include requested materials with this Notice of Intent (NOI); OR complete Section D.1.B, 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).*

A. Submit Supplemental Information for Endangered Species Review *

- Percentage/acreage of property to be altered:

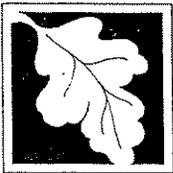
(1) within wetland Resource Area

_____ percentage/acreage

(2) outside Resource Area

_____ percentage/acreage

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



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D. Other Applicable Standards and Requirements (cont.)

- 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 **
- Project description (including description of impacts outside of wetland Resource Area & Buffer Zone)
- Photographs representative of the site
- MESA filing fee (fee information available at: <http://www.mass.gov/dfwele/dfw/nhosp/nhenvmesa.htm>)
 Make check payable to "Natural Heritage & Endangered Species Fund" 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

B. OR Check One of the Following

- 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/nhosp/nhenvexemptions.htm>)
- Separate MESA review ongoing.

NHESP Tracking Number _____

Date submitted to NHESP _____

- Separate MESA review completed.
 Include copy of NHESP "no Take" determination or valid Conservation & Management Permit with approved plan.

* Some projects **not** in Estimated Habitat may be located in Priority Habitat, and require NHESP review (see www.nhosp.org regulatory review tab). 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.

2. For coastal projects only, is any portion of the proposed project located below the mean high water line or in a fish run?

a. Yes No

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

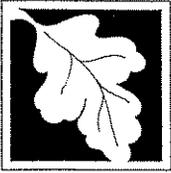
South Shore - Cohasset to Rhode Island, and the Cape & Islands:

Division of Marine Fisheries -
 Southeast Marine Fisheries Station
 Attn: Environmental Reviewer
 838 South Rodney French Blvd.
 New Bedford, MA 02744

North Shore - Hull to New Hampshire:

Division of Marine Fisheries -
 North Shore Office
 Attn: Environmental Reviewer
 30 Emerson Avenue
 Gloucester, MA 01930

b. Not applicable – project is in inland resource area only



D. Other Applicable Standards and Requirements (cont.)

3. 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 DEP Website for ACEC locations). **Note:** electronic filers click on Website.

b. ACEC

4. 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

5. Is any activity within any Resource Area or Buffer Zone exempt from performance standards of the wetlands regulations, 310 CMR 10.00.

- a. Yes No If yes, describe which exemption applies to this project:

b. Exemption

6. Is this project subject to the DEP Stormwater Policy? a. Yes No

If yes, stormwater management measures are required. Applicants should complete the Stormwater Management Form and submit it with this form.

b. If no, explain why the project is exempt:

The project only contains site work for a single family home.

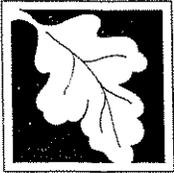
E. Additional Information

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. 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. (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.
3. Other material identifying and explaining the determination of resource area boundaries shown on plans (e.g., a DEP BVW Field Data Form).
4. List the titles and dates for all plans and other materials submitted with this NOI.
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.

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



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Bureau of Resource Protection - Wetlands

Provided by DEP:

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Acton

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E. Additional Information (cont.)

- 8. Attach NOI Wetland Fee Transmittal Form
- 9. Attach Stormwater Management Form, if needed.

F. Fees

The fees for work proposed under each Notice of Intent must be calculated and submitted to the Conservation Commission and the Department (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:

1. Municipal Check Number	24365	2. Check date	9/12/2007
3. State Check Number	24364	4. Check date	9/12/2007
5. Payor name on check: First Name	Basnett Inc.	6. Payor name on check: Last Name	

G. 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 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.

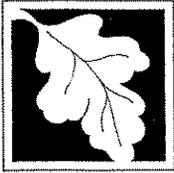
Signature of Applicant	<i>[Signature]</i>	DATE	9/12/07
Signature of Property Owner (if different)	<i>[Signature]</i>	DATE	9/12/07
Signature of Representative (if any)	<i>[Signature]</i>	DATE	9/12/07

For Conservation Commission:

Two copies of the completed Notice of Intent (Form 3), 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:

One copy of the completed Notice of Intent (Form 3), including supporting plans and documents; one copy 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 (see Instructions) by certified mail or hand delivery. (E-filers may submit these electronically.)



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Provided by DEP:

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G. Signatures and Submittal Requirements (cont.)

Other:

If the applicant has checked the "yes" box in any part of Section D, 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.



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NOI Wetland Fee Transmittal Form
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

B. Fees (continued)

Step 1/Type of Activity	Step 2/Number of Activities	Step 3/Individual Activity Fee	Step 4/Subtotal Activity Fee
1a.) Work on a single family residential lot	1	\$110.00	\$110.00

Step 5/Total Project Fee: \$110.00+\$22.00
(Town Filing Fee)

Step 6/Fee Payments:

Total Project Fee:	\$132.00
State share of filing fee:	a. Total fee from Step 5 \$42.50
City/Town share of filing fee:	b. 1/2 total fee less \$12.50 \$89.50 (Filing Fee) 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.
- c.) **To DEP 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.)

2436



14 Gilson Road - Littleton, MA 01460 - P: 978-952-2552

NORTH MIDDLESEX SAVINGS BANK
AYER, MASSACHUSETTS

53-7137/2113

PAY
TO THE
ORDER OF

Town of Acton

EIGHTY-NINE AND 50/100 DOLLARS

Town of Acton

09/12/2007

\$ *****\$89.50

DOLLAR

BASNETT DESIGN · BUILD · REMODEL

James R. Bennett
AUTHORIZED SIGNATURE

MEMO

WPA Fee - Town of Acton

⑈024365⑈ ⑆211371379⑆ 0307566300⑈

2436



14 Gilson Road - Littleton, MA 01460 - P: 978-952-2552

NORTH MIDDLESEX SAVINGS BANK
AYER, MASSACHUSETTS

53-7137/2113

PAY
TO THE
ORDER OF

Commonwealth of Mass.

FORTY-TWO AND 50/100 DOLLARS

Commonwealth of Mass.

Boston MA 02114

09/12/2007

\$ *****\$42.5

DOLLAR

BASNETT DESIGN · BUILD · REMODEL

James R. Bennett
AUTHORIZED SIGNATURE

MEMO

WPA Fee - State

⑈024364⑈ ⑆211371379⑆ 0307566300⑈

List of Abutters
Affidavit of Services
Notification to Abutters

For

98 Newtown Road
Acton, MA



Town of Acton
 472 Main Street
 Acton, MA 01720
 Telephone (978) 264-9622
 Fax (978) 264-9630

Brian McMullen
 Assistant Assessor

Locus: 98 Newtown Rd
 Parcel I.D.: E3-32

Location	Parcel ID	Owner	Co-Owner	Mailing Address	City	ST	Zip
97 NEWTOWN RD	E3-20	FORRANT DAVID W	MARGARET	P.O. BOX 923	ACTON	MA	01720
19 JACKSON DR	E3-26-1	PURCELL ELIZABETH A	DRECKSHAGE URI S	19 (FORMERLY 23A) JACKSON	ACTON	MA	01720
21 JACKSON DR	E3-26-2	THIIM MICHAEL	ROCKWELL-THIIM CHRISTINE	21 JACKSON DRIVE	ACTON	MA	01720
96 NEWTOWN RD	E3-27	BERESFORD DAVID M	MARGARET A	96 NEWTOWN RD	ACTON	MA	01720
100 NEWTOWN RD	E3-28	PLATT CAROLYN W		100 NEWTOWN RD	ACTON	MA	01720
100 NEWTOWN RD REAR	E3-28-1	PLATT ALEXANDER D	CAROLYN	100 NEWTOWN ROAD	ACTON	MA	01720
15 JACKSON DR	E3-42-15	CHRISTENSEN MICHELLE-ANNE I	CHRISTENSEN FLEMMING	15 JACKSON DR	ACTON	MA	01720
108B NEWTOWN RD	E3-114-1	SRINIVASAN VENKATESH	SRINATH JAYANTHI	108B NEWTOWN RD	ACTON	MA	01702
108A NEWTOWN RD	E3-114-3	THOMSON JOHN A	THOMSON JACQUELINE GEISSLER	108A NEWTOWN RD	ACTON	MA	01720
106 NEWTOWN RD	E3-115	HOLTON STEPHEN P	HOLTON JOANNE E	106 NEWTOWN RD	ACTON	MA	01720

The owner of land sharing a common boundary or corner with the site of the proposed activity in any direction, including land located directly across a street, way, creek, river, stream, brook or canal. The above are as they appear on the most recent applicable taxes.

Kimberly Hoyt
 6-Sep-07

Kimberly Hoyt
 Assessing Clerk
 Acton Assessors Office

AFFIDAVIT OF SERVICES
Under the Massachusetts Wetlands Protection Act
(to be submitted to the Massachusetts Department of
Environmental Protection and the Conservation Commission
when filing a Notice of Intent)

I, David Haslett, hereby certify under the pains and penalties of perjury that on 9/18/07 I gave notification to abutters in compliance with the second paragraph of Massachusetts General Laws Chapter 131, Section 40, and the DEP Guide to Abutter Notification dated April 8, 1994, in connection with the following matter:

A Notice of Intent filed under the Massachusetts
Wetlands Protection Act by John Simpson with the
Acton Conservation Commission for property located
at 98 Newtown Road (Map E3, Lot 32).

The form of the notification, and a list of the abutters to whom it was given and their addresses, are attached to this Affidavit of Service.

Name:



Date:

9/18/07

**NOTIFICATION TO ABUTTERS
UNDER THE MASSACHUSETTS WETLANDS PROTECTION ACT
AND THE TOWN OF ACTON WETLANDS BYLAW**

In accordance with the second paragraph of Massachusetts General Laws Chapter 131, Section 40 and the Town of Acton Bylaws, you are hereby notified of the following:

The Applicant: J.F. Basnett Co., Inc.

Address 14 Gilson Road; Littleton, MA 01460 Phone: (978) 952-2552

has filed a Notice of Intent with the Acton Conservation Commission seeking permission to remove, fill, dredge or alter an Area Subject to Protection under the Wetlands Protection Act .

Applicant's Representative: Stamski & McNary, Inc.

Address 80 Harris Street; Acton, MA 01720 Phone: (978) 263-8585

The address of the property where the activity is proposed 98 Newtown Road

Town Atlas Plate/Map E3 Parcel/Lot 32

Project Description The proposed construction of a Basketball Half Court, and associated grading.

Copies of the Notice of Intent may be examined at the Conservation Office, Acton Town Hall, 472 Main Street, Acton. Between the hours of 9:00 A.M. and 4:30 P.M. Monday through Friday. For more information please call the Conservation Office at 978-264-9631.

A Public Hearing will be held at the Acton Town Hall, 472 Main Street, on Wednesday,
October 3rd, 2007 at 7:30 P.M.
(date)

The notice of the public hearing, will be published at least five (5) days in advance in the Acton edition of the *Beacon* newspaper or *Metrowest Daily News*.

NOTE: You may also contact your local conservation commission or the nearest Department of Environmental Protection Regional Office for the information about this application or, the Wetlands Protection Act. Acton is in the Central Region. To contact DEP, call:

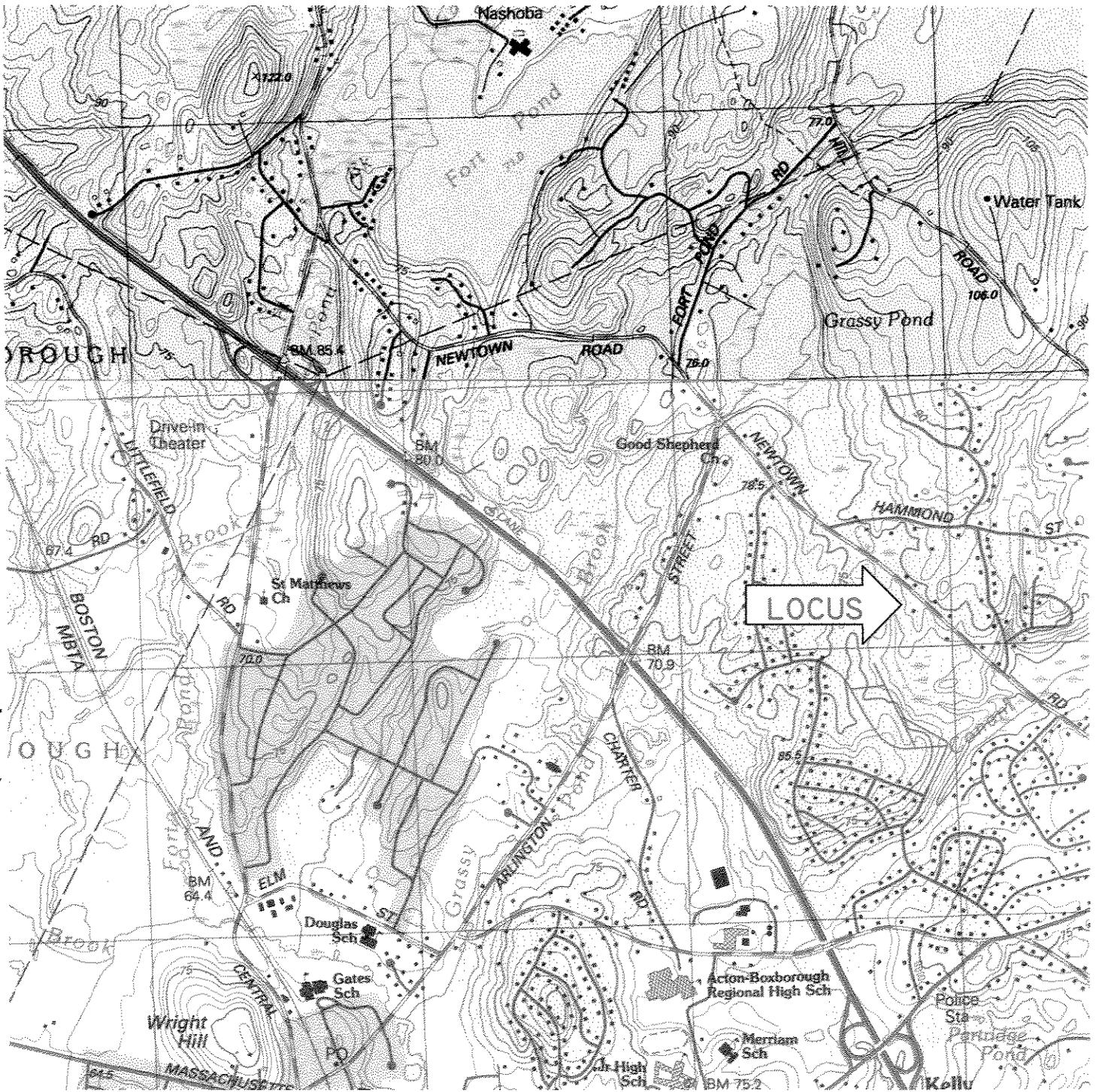
***Central Region: 508-792-7650**
Southeast Region: 508-946-2800

Northeast Region: 978-661-7600
Western Region: 413-784-1100

Attachment A
U.S.G.S. Map

For

98 Newtown Road
Acton, MA



U.S.G.S. LOCUS MAP
(not to scale)