



# BOHLER

ENGINEERING

352 Turnpike Road  
Southborough, MA 01772  
PHONE 508.480.9900  
FAX 508.480.9080

May 22, 2013

Town of Acton  
Conservation Commission  
472 Main Street  
Acton, MA 01720

Attention: Tom Tidman, Conservation Director

**Re: Request for Determination of Applicability  
Acton Plaza Shopping Center  
Mass Ave @ Main Street  
Acton, MA**

Dear Tom:

Please accept this letter along with the below attachments as Edens c/o Bohler Engineering's Request for Determination of Applicability with the Acton Conservation Commission.

- 4 copies of the completed WPA Form 1;
- 4 copies of the Project Narrative dated 5/22/13 prepared by Bohler Engineering;
- 4 copies of the Site Development Plans dated 10/22/12 and revised thru 5/20/13;
- 4 copies of the Wetland Site Report, prepared by Lucas Environmental, LLC dated 11/25/11;
- 1 copy of the Abutter's List;
- 1 copy of the Abutter Notification;
- Check #001414 for \$45.00 payable to the Town of Acton (local filing fee);
- Disk containing electronic files of the above information;

If you should have any questions, comments or require additional information, please do not hesitate to contact me at (508) 480-9900.

Very Truly Yours,

**BOHLER ENGINEERING**

Joshua Swerling, P.E.

cc: Keith Hague, Edens (via email)  
Mass DEP Central Region (w/ enclosures)

OTHER OFFICE LOCATIONS:

- |                              |                                  |                                |                                     |                                       |                                    |
|------------------------------|----------------------------------|--------------------------------|-------------------------------------|---------------------------------------|------------------------------------|
| • Albany, NY<br>518.438.9900 | • Ronkonkoma, NY<br>631.738.1200 | • Warren, NJ<br>908.668.8300   | • Center Valley, PA<br>610.709.9971 | • Chalfont, PA<br>215.996.9100        | • Philadelphia, PA<br>267.402.3400 |
| • Towson, MD<br>410.821.7900 | • Bowie, MD<br>301.809.4500      | • Sterling, VA<br>703.709.9500 | • Warrenton, VA<br>540.349.4500     | • Fort Lauderdale, FL<br>954.202.7000 | • Tampa, FL<br>813.379.4100        |



# WPA Form 1- Request for Determination of Applicability

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

## 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.



1. Applicant:

Edens c/o Bohler Engineering	jswerling@bohlereng.com	
Name	E-Mail Address	
352 Turnpike Road		
Mailing Address		
Southborough	MA	01772
City/Town	State	Zip Code
508-480-9900	508-480-9080	
Phone Number	Fax Number (if applicable)	

2. Representative (if any):

Bohler Engineering	jswerling@bohlereng.com	
Firm	E-Mail Address	
Joshua Swerling		
Contact Name		
352 Turnpike Road		
Mailing Address		
Southborough	MA	01772
City/Town	State	Zip Code
508-480-9900	508-480-9080	
Phone Number	Fax Number (if applicable)	

## B. Determinations

1. I request the Acton Conservation Commission make the following determination(s). Check any that apply:

- a. whether the **area** depicted on plan(s) and/or map(s) referenced below is an area subject to jurisdiction of the Wetlands Protection Act.
- b. whether the **boundaries** of resource area(s) depicted on plan(s) and/or map(s) referenced below are accurately delineated.
- c. whether the **work** depicted on plan(s) referenced below is subject to the Wetlands Protection Act.
- d. whether the area and/or work depicted on plan(s) referenced below is subject to the jurisdiction of any **municipal wetlands ordinance or bylaw** of:

Town of Acton  
Name of Municipality

- e. whether the following **scope of alternatives** is adequate for work in the Riverfront Area as depicted on referenced plan(s).



# WPA Form 1- Request for Determination of Applicability

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

## C. Project Description

1. a. Project Location (use maps and plans to identify the location of the area subject to this request):

Massachusetts Ave @ Main Street	Acton
Street Address	City/Town
Map F3	Lots 81, 89, 89-1, 97, 97-1, 98 & 115
Assessors Map/Plat Number	Parcel/Lot Number

b. Area Description (use additional paper, if necessary):

The subject site is referred to as the "Acton Plaza Shopping Center" located near the signalized intersection of Massachusetts Ave and Main Street. The site currently contains 13.1+/- acres that has various retail and restaurant uses, as well as related site amenities including landscaping, parking and underground utilities.

c. Plan and/or Map Reference(s):

Site Development Plans for Edens (prepared by Bohler Engineering)	10/22/12 and
Title	revised thru 5/20/13
_____	_____
Title	Date
_____	_____
Title	Date

2. a. Work Description (use additional paper and/or provide plan(s) of work, if necessary):

The proposed work includes minor maintenance and modernization improvements throughout the plaza in order to revitalize it and repair some areas of the site that are currently eroding. No new work is proposed beyond the limits of the existing development and impervious areas have been decreased by approximately 2,000sf under post-redevelopment conditions. Please refer to the enclosed Project Narrative for a detailed description of the proposed work.



## WPA Form 1- Request for Determination of Applicability

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

### C. Project Description (cont.)

b. Identify provisions of the Wetlands Protection Act or regulations which may exempt the applicant from having to file a Notice of Intent for all or part of the described work (use additional paper, if necessary).

As previously mentioned, the proposed work is limited to maintenance and modernization of the existing shopping plaza. In addition, no work is proposed beyond the limits of the existing developed area and impervious areas are being decreased when compared to existing conditions. Please refer to the enclosed Project Narrative for additional information explaining why the applicant should be exempt from having to file a Notice of Intent.

3. a. If this application is a Request for Determination of Scope of Alternatives for work in the Riverfront Area, indicate the one classification below that best describes the project.

- Single family house on a lot recorded on or before 8/1/96
- Single family house on a lot recorded after 8/1/96
- Expansion of an existing structure on a lot recorded after 8/1/96
- Project, other than a single family house or public project, where the applicant owned the lot before 8/7/96
- New agriculture or aquaculture project
- Public project where funds were appropriated prior to 8/7/96
- Project on a lot shown on an approved, definitive subdivision plan where there is a recorded deed restriction limiting total alteration of the Riverfront Area for the entire subdivision
- Residential subdivision; institutional, industrial, or commercial project
- Municipal project
- District, county, state, or federal government project
- Project required to evaluate off-site alternatives in more than one municipality in an Environmental Impact Report under MEPA or in an alternatives analysis pursuant to an application for a 404 permit from the U.S. Army Corps of Engineers or 401 Water Quality Certification from the Department of Environmental Protection.

b. Provide evidence (e.g., record of date subdivision lot was recorded) supporting the classification above (use additional paper and/or attach appropriate documents, if necessary.)



**WPA Form 1- Request for Determination of Applicability**  
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

**D. Signatures and Submittal Requirements**

I hereby certify under the penalties of perjury that the foregoing Request for Determination of Applicability and accompanying plans, documents, and supporting data are true and complete to the best of my knowledge.

I further certify that the property owner, if different from the applicant, and the appropriate DEP Regional Office were sent a complete copy of this Request (including all appropriate documentation) simultaneously with the submittal of this Request to the Conservation Commission.

Failure by the applicant to send copies in a timely manner may result in dismissal of the Request for Determination of Applicability.

Name and address of the property owner:

Edens & Avant Northeast Limited Partnership c/o Edens & Avant, Inc.

Name

900 NationsBank Plaza, 1901 Main Street

Mailing Address

Columbia

City/Town

South Carolina

State

29202

Zip Code

Signatures:

I also understand that notification of this Request will be placed in a local newspaper at my expense in accordance with Section 10.05(3)(b)(1) of the Wetlands Protection Act regulations.



Signature of Applicant

5/21/13

Date



Signature of Representative (if any)

5/21/13

Date

***PROJECT NARRATIVE***  
***for***  
***Request for Determination of***  
***Applicability***

**Acton Plaza Shopping Center**  
**Mass Ave @ Main Street**  
**Map F3, Lots 81, 89, 89-1, 97, 97-1, 98 & 115**  
**Acton, Massachusetts**

**May 22, 2013**

**Owner:**

Edens & Avant Northeast Limited Partnership c/o Edens & Avant, Inc.  
900 NationsBank Plaza, 1901 Main Street  
Columbia, South Carolina 29202

**Applicant:**

Edens c/o Bohler Engineering  
352 Turnpike Road  
Southborough, Massachusetts 01772

**Prepared By:**

Bohler Engineering  
352 Turnpike Road  
Southborough, Massachusetts 01772

BEPC Project No. W111028

## **1. Introduction**

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This Request for Determination of Applicability (RDA) is filed pursuant to G.L. Chapter 131, Section 40, the Massachusetts Wetlands Protection Act (WPA) and its implementing regulations, 310 CMR 10.00 along with the Acton Wetland Protection Bylaw and its implementing regulations.

The existing development is referred to as the “Acton Plaza Shopping Center” located near the signalized intersection of Massachusetts Ave and Main Street. The site currently contains 13.1+/- acres and consists of various retail and restaurant uses, as well as related site amenities including landscaping, parking and underground utilities.

The proposed project includes minor maintenance and modernization improvements throughout the plaza in order to revitalize it and repair some areas of the site that are currently eroding. For purposes of describing the proposed work, these areas have been broken up into three separate areas as further described below, based on the limited impacts to their associated resource areas.

The first area is located on the south side of the site and includes work associated with construction of the new driveway along Massachusetts Ave to improve the traffic conditions of the plaza. Although a portion of this driveway will be located within the 75ft setback indicated within the Acton Wetland Protection Bylaw, the applicant notes that per Section 3.3 of the Bylaw, the driveway will not increase the degree of non-compliance of the existing structures and activities that pre-exist and are closer to the resource area (i.e. Mass Ave.) than the proposed driveway. Furthermore, the proposed driveway will not affect the interests provided for in the Bylaw more adversely than the existing activities or structures. As such, and based on the fact that Mass Ave bisects the resource area and the site, no undisturbed areas associated with the resource area will be impacted or altered.

The second area is located on the northwest side of the site and includes work associated with the construction of a new public sidewalk, as requested by the Town in order to provide safe pedestrian access. Such sidewalk is also fully supported by the Planning Department. Although a portion of this sidewalk will be located within the 50ft buffer of undisturbed vegetation, the applicant notes that per Section 3.3 of the Bylaw, the sidewalk will not increase the degree of non-compliance of the existing structures and activities that pre-exist and are closer to the resource area (i.e. Main Street) than the proposed sidewalk. Furthermore, the proposed sidewalk will not affect the interests provided for in the Bylaw more adversely than the existing activities or structures. As such, and based on the fact that Main Street bisects the resource area and the site, no undisturbed areas associated with the resource area will be impacted or altered.

The third area is located on the eastern side of the site behind the Acton II building and includes the work associated with milling and overlaying existing pavement in disrepair. Although a portion of this work will be located within the 50ft buffer of undisturbed

vegetation, the applicant notes that per Section 3.3 of the Bylaw, the work will not increase the degree of non-compliance of the existing structures and activities that pre-exist and are closer to the resource area (i.e. existing pavement) than the proposed work. Furthermore, the proposed work will not affect the interests provided for in the Bylaw more adversely than the existing activities or structures. As such, undisturbed areas associated with the resource area will be impacted or altered.

As previously mentioned, the applicant will also be repairing some areas of the site that currently erode, including the area between the two buildings located near the bank. A series of catch basins will be installed within this area, which will collect stormwater runoff and thereby prevent the current sheetflow conditions from occurring and eroding the side slope between the two buildings. Such stormwater will be conveyed to the existing storm drainage system located onsite, similar to existing conditions, but through a controlled pipe connection versus the uncontrolled sheetflow conditions that currently exist.

No direct impacts to the wetlands are anticipated from the proposed maintenance work and minor improvements. Impervious areas will be reduced by approximately 2,000sf under post-redevelopment conditions, therefore no impacts to the site's storm drainage system or the receiving wetlands are anticipated. Existing drainage patterns have also been maintained as part of the proposed project. In addition, sedimentation and erosion control measures will be implemented during construction as depicted on the enclosed Site Development Plans.

## **2. Resource Areas**

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Wetlands were field delineated by Lucas Environmental, LLC on April 9, 2011 and April 19, 2011, and a copy of the Wetland Site Report has been included as part of this Request for Determination of Applicability filing. The location of protected wetland resources are also shown on the enclosed Site Development Plans prepared by Bohler Engineering.

## **3. Summary**

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The proposed maintenance and modernization improvements have been designed to have minimal impacts to the 50, 75 and 100ft buffers regulated by the Town of Acton. No new work is proposed beyond the limits of the existing development and impervious areas have been decreased under post-redevelopment conditions. In addition, sedimentation and erosion control measures will be implemented during construction as depicted on the enclosed Site Development Plans.



Brian McMullen  
Assessor

Town of Acton  
472 Main Street  
Acton, MA 01720  
Telephone (978) 929-6621  
Fax (978) 929-6340

Locus: E & A Plaza - Mass Ave & Main St  
Parcel: F3-81, 89, 89-1, 97, 97-1, 98, 115

PropertyID	SiteAddress	OwnerName	OwnerName2	OwnerAddress	OwnerTownStateZip
F3-74	300 MAIN ST	ACTON HISTORICAL SOCIETY INC.		PO BOX 2389	ACTON, MA 01720
F3-74-1	312 MAIN ST	ACTON-BOXBORO REG SCHOOL DIST		472 MAIN STREET	ACTON, MA 01720
F3-80	1 SARAH JANE CT #1	294 MAIN STREET LLC	NELSON HELEN	292 MAIN ST UNIT 1	ACTON, MA 01720
F3-80-1	3 SARAH JANE CT #3	294 MAIN STREET LLC	c/o OUYANG JIN	3 SARAH JANE CT #3	ACTON, MA 01720
F3-80-2	5 SARAH JANE CT #5	294 MAIN STREET LLC	c/o WEAVER DANIEL	5 SARAH JANE CT #5	ACTON, MA 01720
F3-80-3	7 SARAH JANE CT #7	294 MAIN STREET LLC	c/o CHIANG MENG LUN	7 SARAH JANE CT #7	ACTON, MA 01720
F3-80-4	2 SARAH JANE CT #2	294 MAIN STREET LLC	c/o ZHANG CONG	2 SARAH JANE CT #2	ACTON, MA 01720
F3-80-5	6 SARAH JANE CT #6	294 MAIN STREET LLC	c/o PANKAJ GUPTA	294 MAIN ST #6	ACTON, MA 01720
F3-81	315 MAIN ST	E + A NORTHEAST LIMITED PARTNERSHIP	EDENS	PO BOX 528	COLUMBIA, SC 01720
F3-82	321 MAIN ST	ACTON CROSSROADS INC		321 MAIN STREET	ACTON, MA 01720
F3-89-1	313 MAIN ST	ACTON CROSSROADS INC		321 MAIN ST	ACTON, MA 01720
F3-95	289 MAIN ST	CUMBERLAND FARMS INC	ATT: CFI TAX DEPT	100 CROSLING BLVD	FRAMINGHAM, MA 01702
F3-97	291 MAIN ST	E&A NORTHEAST LTD PRTN	C/O EDENS & AVANT INC	PO BOX 528	COLUMBIA, SC 29202
F3-97-1	401 MASS AV	ACTON VENTURES II	C/O EDENS & AVANT INC	PO BOX 528	COLUMBIA, SC 29202
F3-99-3	313 MAIN ST REAR	ACTON CROSSROADS INC		321 MAIN ST	ACTON, MA 01720
F3-99-101	1 TOWNE HOUSE LN #1	SHAH ASHA H	SHAH HIMAT	17 NORTHBRIAR ROAD	ACTON, MA 01720
F3-99-102	1 TOWNE HOUSE LN #2	LI CHONG QING	YANG YU	1 TOWNE HOUSE LN #2	ACTON, MA 01720
F3-99-103	1 TOWNE HOUSE LN #3	BEYER VICTORIA G		1 TOWNE HOUSE LANE #3	ACTON, MA 01720
F3-99-104	1 TOWNE HOUSE LN #4	FEINSOD ELAYNE B		1 TOWNHOUSE LANE #4	ACTON, MA 01720
F3-99-105	1 TOWNE HOUSE LN #5	LAUER ALISON		1 TOWNE HOUSE LN #5	ACTON, MA 01720
F3-99-106	1 TOWNE HOUSE LN #6	SPAULDING VIKKI A		1 TOWNE HOUSE LN #6	ACTON, MA 01720
F3-99-107	1 TOWNE HOUSE LN #7	TSUI CHING-YEE MILLOR		1 TOWNE HOUSE LN #7	ACTON, MA 01720
F3-99-108	1 TOWNE HOUSE LN #8	BYRNES CHRISTOPHER		1 TOWNE HOUSE LANE #8	ACTON, MA 01720
F3-99-109	1 TOWNE HOUSE LN #9	LIU YUE		1 TOWNE HOUSE LN #9	ACTON, MA 01720
F3-99-110	1 TOWNE HOUSE LN #10	RYAN MARY	RYAN BARBARA L/E	125 BAYBERRY HILL LANE	LEOMINSTER, MA 01453
F3-99-111	1 TOWNE HOUSE LN #11	HOLLINGSWORTH KYLE D	HOLLINGSWORTH HEIDI L	1 TOWNE HOUSE LN #11	ACTON, MA 01720
F3-99-112	1 TOWNE HOUSE LN #12	WHITAKER ALLEN A		1 TOWNE HOUSE LN #12	ACTON, MA 01720
F3-99-113	1 TOWNE HOUSE LN #13	COLBY STEPHEN,+ MATTHEW,	QUERSHER ELIZABETH TRUSTEES	4 MALLARD RD	ACTON, MA 01720
F3-99-114	1 TOWNE HOUSE LN #14	SUN CLIFF	SUN SHAO-TANG	PO BOX 983	EAST BRUNSWICK NJ 08816
F3-99-115	1 TOWNE HOUSE LN #15	HAQUE SHAHNAZ		1 TOWNE HOUSE LN #15	ACTON, MA 01720
F3-99-116	1 TOWNE HOUSE LN #16	NAKAGOMI RENATO MIKIO		1 TOWNE HOUSE LN #16	ACTON, MA 01720
F3-99-117	1 TOWNE HOUSE LN #17	TSANG KWAN WAI	WU MIAO YUN	1 TOWNE HOUSE LN #17	ACTON, MA 01720
F3-99-118	1 TOWNE HOUSE LN #18	SHIELDS KELLEY A		12 PALERMO ST	WESTFORD, MA 01886-28
F3-99-1S1	1 TOWNE HOUSE LN #S1	CHRISTMAS MAUREEN H + DAVID A	TRUSTEES, MC MIDDLESEX RT	190 POPE ROAD	ACTON, MA 01720
F3-99-1S2	1 TOWNE HOUSE LN #S2	MCCUSKER WILLIAM		1 TOWNE HOUSE LN #S2	ACTON, MA 01720
F3-99-1S3	1 TOWNE HOUSE LN #S3	CHRISTMAS MAUREEN H + DAVID A	TRUSTEES, MC MIDDLESEX RT	190 POPE ROAD	ACTON, MA 01720
F3-99-1S4	1 TOWNE HOUSE LN #S4	LEWIS JR GORDON W		2 RACHEL RD	BOYLSTON, MA 01505
F3-99-201	2 TOWNE HOUSE LN #1	DAWSON ROBERT A R TRUSTEE	THE 2 TOWNHOUSE LANE UNIT #1 T	2 TOWNE HOUSE LN #1	ACTON, MA 01720
F3-99-202	2 TOWNE HOUSE LN #2	LEARY MAURA LEE	LEARY EDWARD M	2 TOWNE HOUSE LANE #2	ACTON, MA 01720
F3-99-203	2 TOWNE HOUSE LN #3	NEERGAARD JUDY A		2 TOWNE HOUSE LN #3	ACTON, MA 01720
F3-99-204	2 TOWNE HOUSE LN #4	SHAPIRO DMITRY	SHAPIRO POLINA	4 MYRTLE DRIVE	ACTON, MA 01720
F3-99-205	2 TOWNE HOUSE LN #5	ZHAO YONG	XING FUYU	2 TOWNE HOUSE LN #5	ACTON, MA 01720

Brian McMullen  
Assessor

**Locus: E & A Plaza - Mass Ave & Main St**  
**Parcel: F3-81, 89, 89-1, 97, 97-1, 98, 115**

F3-99-206	2 TOWNE HOUSE LN #6	BORNEMAN JANET	BORNEMANN RICHARD	55 ALCOTT STREET	ACTON, MA 01720
F3-99-207	2 TOWNE HOUSE LN #7	DUGAN JASON		2 TOWNE HOUSE LN #7	ACTON, MA 01720
F3-99-208	2 TOWNE HOUSE LN #8	CHATWANI ASHOK U	CHATWANI REKHA R	2730 WASHINGTON BLVD	FREMONT, CA 94539
F3-99-209	2 TOWNE HOUSE LN #9	ACTON HOUSING AUTHORITY		PO BOX 681	ACTON, MA 01720
F3-99-210	2 TOWNE HOUSE LN #10	DYER KATHLEEN B		55 MAGAZINE STREET #67	CAMBRIDGE, MA 02139
F3-99-211	2 TOWNE HOUSE LN #11	COHEN HELENE MARCIA		228 4TH AVENUE N #3	FRANKLIN, TN 37064
F3-99-212	2 TOWNE HOUSE LN #12	SMITH SHIRLEY M	c/o BROTHERS SMITH LLC	111A MAIN ST	HOLDEN, MA 01520
F3-99-213	2 TOWNE HOUSE LN #13	TAVILLA ANTHONY P	TAVILLA PAMELA S	66 OLD STOW ROAD	CONCORD, MA 01742
F3-99-214	2 TOWNE HOUSE LN #14	KELLY THOMAS J		2 TOWNE HOUSE LANE #14	ACTON, MA 01720
F3-99-215	2 TOWNE HOUSE LN #15	HUXSAW CAREY		2 TOWNE HOUSE LN #15	ACTON, MA 01720
F3-99-216	2 TOWNE HOUSE LN #16	HARTMAN SUSAN D ET AL TR	HARTMAN FAMILY NOM TR	2 ANNIE TERRACE DR	HUDSON, MA 01749
F3-99-217	2 TOWNE HOUSE LN #17	ACTON HOUSING AUTHORITY		PO BOX 681	ACTON, MA 01720
F3-99-218	2 TOWNE HOUSE LN #18	HOFFER DIANNA L	c/o KOVUMMAL ASHWIN	11 OVERLOOK DR	TYNGSBORO, MA 01879
F3-99-219	2 TOWNE HOUSE LN #19	ACTON HOUSING AUTHORITY		PO BOX 681	ACTON, MA 01720
F3-99-301	371 MASS AV #1	MEYER JOAN S	M & K REALTY TR	371 MASS AVE (371)	ACTON, MA 01720
F3-99-302	371 MASS AV #2	MEYER JOAN S	M & K REALTY TRUST	371 MASS AVE (377)	ACTON, MA 01720
F3-99-303	371 MASS AV #3	MEYER JOAN S	M & K REALTY TRUST	371 MASS AVE (375)	ACTON, MA 01720
F3-99-304	371 MASS AV	MEYER JOAN S	M & K REALTY TRUST	371 MASS AVE (373)	ACTON, MA 01720
F3-108	403-9 MASS AV	NAGOG KNOLL LLC		260 GREAT RD	ACTON, MA 01720
F3-114	411 MASS AV	NAGOG KNOLL LLC		260 GREAT ROAD	ACTON, MA 01720
F3-115	381 MASS AV	E&A NORTHEAST LTD PRTN	C/O EDENS & AVANT INC	PO BOX 528	COLUMBIA, SC 29202
F3-127	408 MASS AV	NOTCA LLC	TD BANK ENTERPRISE REAL ESTATE LILY LEE	380 WELLINGTON ST 12TH FLOOR	LONDON, ON N6A54 CANADA
F3-128	400 MASS AV	MUSTARD SEED PROPERTIES, LLC		14 PAGE RD	BEDFORD, MA 01730
F3-134	394 MASS AV	FOSTER MARC C TRUSTEE	FFD TRUST	PO BOX 1544	ARLINGTON, MA 02474
G3-10-101	360 MASS AV	NICHOLSON ROSEMARY TRUSTEE	PANDOLA REALTY TRUST	76 STRAWBERRY HILL ROAD	CONCORD, MA 01742
G3-10-102	380 MASS AV	CONCORD-ASSABET FAM + ADOL		380 MASS AVE	ACTON, MA 01720
G3-10-1	264 MASS AV	TOWN OF ACTON		472 MAIN STREET	ACTON, MA 01720

Abutters and owners of land directly opposite on any public or private street or way and abutters to the abutters within one hundred feet of the they appear on the most recent applicable tax list.

Brian McMullen  
Assessor  
Acton Assessors Office

21-May-13

**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: Edens c/o Bohler Engineering

Address: 352 Turnpike Road, Southborough, MA 01772

Phone: 508-480-9900

Has filed a Request for Determination of Applicability with the Acton Conservation Commission seeking permission to work within 100ft of a wetland.

Applicant's Representative: Bohler Engineering

Address: 352 Turnpike Road, Southborough, MA 01772

Phone: 508-480-9900

The address of the property where the activity is proposed: Acton Shopping Plaza,  
Massachusetts Avenue @ Main Street, Acton, MA

Town Atlas / Map: Map F3

Parcel / Lot: Lots 81, 89, 89-1, 97, 97-1, 98 & 115

Project Description: The proposed work includes minor maintenance and modernization improvements throughout the plaza in order to revitalize it and repair some areas of the site that are currently eroding.

Copies of the Request for Determination of Applicability may be examined at the Conservation Office, Acton Town Hall, 472 Main Street, Acton between the hours of 9am and 4:30pm, Monday thru Friday. For more information please contact the Conservation Office at 978-264-9631.

A public hearing will be held at the Acton Town Hall, 472 Main Street, on Wednesday, June 5<sup>th</sup>, 2013 at 7pm.

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 of 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:

**\*DEP Central Region: 508-792-7650  
627 Main Street, Worcester, MA 01608**