Notice of Intent

11 Duggan Road
Acton, MA

December 2013

Submitted to:
Acton Conservation Commission
472 Main Street
Acton, MA 01720

Submitted by:
Widmayer Realty trust
Michael Widmayer
11 Duggan road
Acton, MA 01720

Prepared by:
Goldsmith, Prest & Ringwall, Inc.
39 Main Street, Suite 301
Ayer, MA 01432

Project No:
131028

GPR Engineering Solutions for Land & Structures

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Prepared by Goldsmith, Prest & Ringwall, Inc. Dated December 2013
Fee Checks

Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent

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

Provided by MassDEP:

MassDEP File Number

Document Transaction Number

Acton
City/Town

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):

11 Duggan Road	Acton	01720
a. Street Address	b. City/Town	c. Zip Code

Latitude and Longitude:

42° 27' 55"	71° 29' 14"
d. Latitude	e. Longitude

G-1	154
f. Assessors Map/Plat Number	g. Parcel /Lot Number

2. Applicant:

Michael	Widmayer
a. First Name	b. Last Name

Widmayer Realty Trust
c. Organization

11 Duggan Road
d. Street Address

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

978-772-6000	---	mwidmayer@orionind.com
h. Phone Number	i. Fax Number	j. Email Address

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

- Same -	---
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	j. Email address

4. Representative (if any):

Nicholas	Pauling, PE
a. First Name	b. Last Name

Goldsmith, Prest & Ringwall, Inc.
c. Company

39 Main Street
d. Street Address

Ayer	MA	01432
e. City/Town	f. State	g. Zip Code

978-772-1590	978-772-1591	npauling@gpr-inc.com
h. Phone Number	i. Fax Number	j. Email address

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

$110.00	$42.50	$67.50
a. Total Fee Paid	b. State Fee Paid	c. City/Town Fee Paid

A. General Information (continued)

6. General Project Description:

Replacement of failed on-site subsurface sewage disposal system.

7a. Project Type Checklist:

1. ☒ Single Family Home
2. ☐ Residential Subdivision
3. ☐ Limited Project Driveway Crossing
4. ☐ Commercial/Industrial
5. ☐ Dock/Pier
6. ☐ Utilities
7. ☐ Coastal Engineering Structure
8. ☐ Agriculture (e.g., cranberries, forestry)
9. ☐ Transportation
10. ☐ Other

7b. Is any portion of the proposed activity eligible to be treated as a 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:

---
2. Limited Project

8. Property recorded at the Registry of Deeds for:

Middlesex South	---
a. County	b. Certificate # (if registered land)
48659	175
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.

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

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
a. ☐ Bank	--- 1. linear feet	--- 2. linear feet
b. ☐ Bordering Vegetated Wetland	--- 1. square feet	--- 2. square feet
c. ☐ Land Under Waterbodies and Waterways	--- 1. square feet --- 3. cubic yards dredged	--- 2. square feet

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

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
d. ☐ Bordering Land Subject to Flooding	--- 1. square feet	--- 2. square feet
	--- 3. cubic feet of flood storage lost	--- 4. cubic feet replaced
e. ☐ Isolated Land Subject to Flooding	--- 1. square feet	
	--- 2. cubic feet of flood storage lost	--- 3. cubic feet replaced
f. ☐ Riverfront Area	--- 1. Name of Waterway (if available)	

2. Width of Riverfront Area (check one):

☐ 25 ft. - Designated Densely Developed Areas only

☐ 100 ft. - New agricultural projects only

☐ 200 ft. - All other projects

3. Total area of Riverfront Area on the site of the proposed project: --- square feet

4. 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.

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

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

3. ☐ Coastal Resource Areas: (See 310 CMR 10.25-10.35)

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.

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
a. ☐ Designated Port Areas	Indicate size under Land Under the Ocean, below	
b. ☐ Land Under the Ocean	--- 1. square feet	
	--- 2. cubic yards dredged	
c. ☐ Barrier Beach	Indicate size under Coastal Beaches and/or Coastal Dunes below	
d. ☐ Coastal Beaches	--- 1. square feet	--- 2. cubic yards beach nourishment
e. ☐ Coastal Dunes	--- 1. square feet	--- 2. cubic yards dune nourishment

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

		Size of Proposed Alteration	Proposed Replacement (if any)
f. ☐	Coastal Banks	--- 1. linear feet	
g. ☐	Rocky Intertidal Shores	--- 1. square feet	
h. ☐	Salt Marshes	--- 1. square feet	--- 2. sq ft restoration, rehab., creation
i. ☐	Land Under Salt Ponds	--- 1. square feet --- 2. cubic yards dredged	
j. ☐	Land Containing Shellfish	--- 1. square feet	
k. ☐	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. ☐	Land Subject to Coastal Storm Flowage	--- 1. square feet	

4. ☐ Restoration/Enhancement
If the project is for the purpose of restoring or enhancing a wetland resource area in addition to the square footage that has been entered in Section B.2.b or B.3.h above, please enter the additional amount here.

--- a. square feet of BVW
--- b. square feet of Salt Marsh

5. ☐ Project Involves Stream Crossings

--- a. number of new stream crossings
--- b. number of replacement stream crossings

C. 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/regulatory_review/priority_habitat/online_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
100 Hartwell Street, Suite 230
West Boylston, MA 01583

Online Resource
b. Date of map

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

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.1.d, 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).*

1. c. Submit Supplemental Information for Endangered Species Review*

   1. ☐ Percentage/acreage of property to be altered:

      (a) within wetland Resource Area ---
      percentage/acreage

      (b) outside Resource Area ---
      percentage/acreage

   2. ☐ Assessor's Map or right-of-way plan of site

   3. ☐ 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 zone)

      (b) ☐ Photographs representative of the site

      (c) ☐ 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:*

      (d) ☐ Vegetation cover type map of site

      (e) ☐ Project plans showing Priority & Estimated Habitat boundaries

   d. 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

* Some projects **not** in Estimated Habitat may be located in Priority Habitat, and require NHESP review (see http://www.mass.gov/dfwele/dfw/nhesp/nhesp.htm, 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.

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

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

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

b. ☐ 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
1213 Purchase Street – 3rd Floor
New Bedford, MA 02740-6694

North Shore - Hull to New Hampshire:

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

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.

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

---

b. ACEC

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 designated as an Outstanding Resource Water (ORW) as designated in the Massachusetts Surface Water Quality Standards, 314 CMR 4.00?

a. ☐ Yes ☒ No

5. 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

6. 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(6)(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

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

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

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. ☐ Identify the method for BVW and other resource area boundary delineations (MassDEP BVW Field Data Form(s), 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.

Subsurface Sewage Disposal System - Upgrade - 11 Duggan Road, Acton, MA
a. Plan Title

Goldsmith, Prest & Ringwall, Inc.
b. Prepared By

Douglas E. Miller, PE
c. Signed and Stamped by

Dec. 2013
d. Final Revision Date

As Noted
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.

Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent

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

Provided by MassDEP:
MassDEP File Number
Document Transaction Number

Acton
City/Town

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:

4039708 & 4039709	10/16/2013
2. Municipal Check Number	3. Check date
4039707	10/16/2013
4. State Check Number	5. Check date
Nixon Peabody LLP	---
6. Payor name on check: First Name	7. Payor name on check: Last Name

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.

Nicholas Paulmann As Agent For Applicant	12/4/13
1. Signature of Applicant	2. Date
Nicholas Paulmann As Agent For Owner	12/4/13
3. Signature of Property Owner (if different)	4. Date
Nicholas Paulmann	12/4/13
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 "yes" box 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.

NARRATIVE

to accompany

NOTICE OF INTENT

11 Duggan Road, Acton, MA

GENERAL

The subject site is an existing residential property containing a total of 0.5± acres of land on the northwestern side of Duggan Road at its intersection with Smart Road being part of a development originally called Colonial Acres. A Bordering Vegetated Wetland (BVW) runs along the properties entire southern limit. The resource area functions as a conveyance for the drainage collection system within the surrounding street network, discharging from the 18-inch pipe near the properties southern most corner and flowing east to west along the aforementioned boundary.

The current on site subsurface sewage disposal system serving the existing five bedroom dwelling has been determined to be in failure as it no longer meets the requirements of Title 5 (310 CMR 15.000). Work proposed within this Notice is the removal of the failed system and replacement in the same general area.

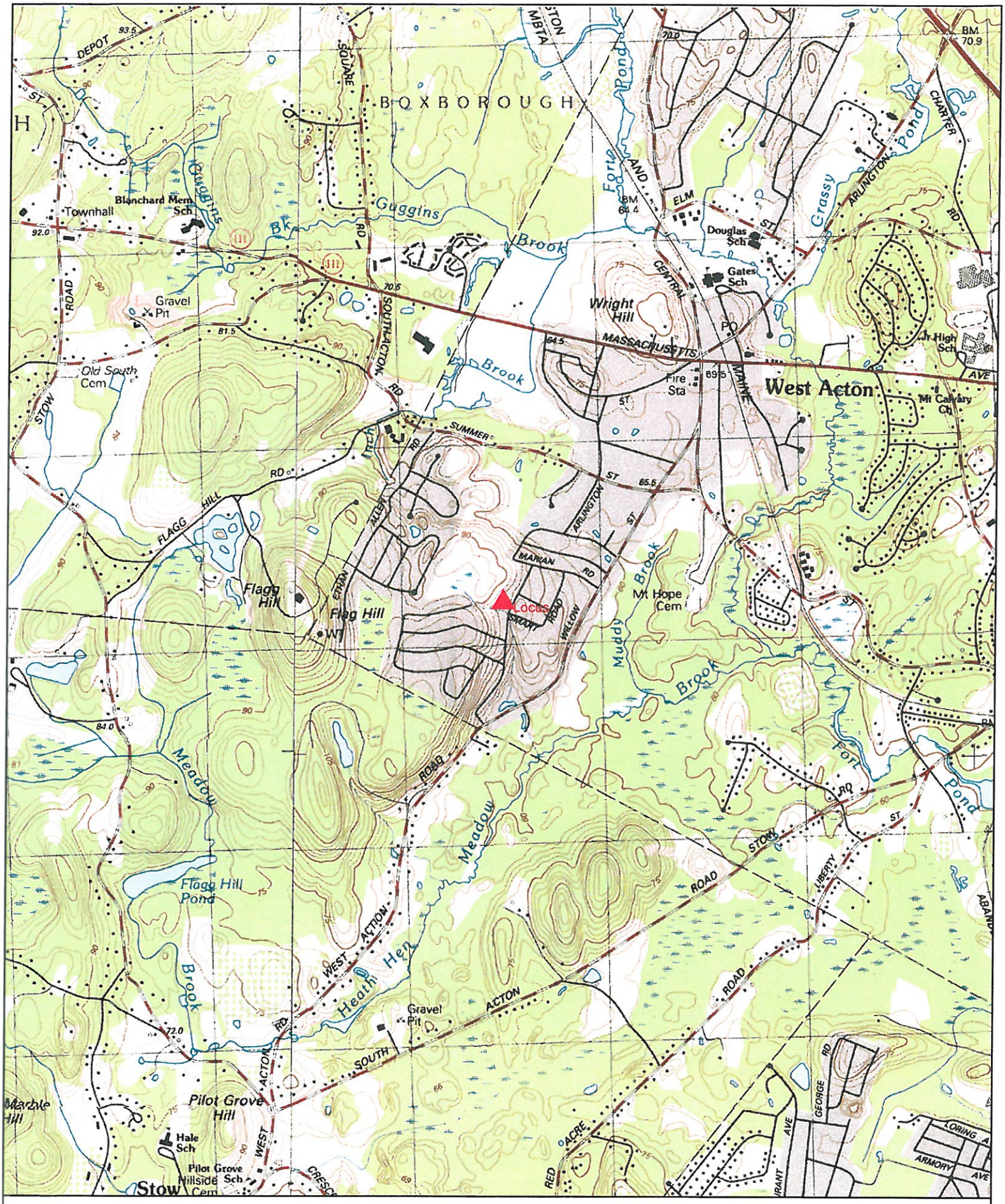
JURISDICTION

The primary resource areas are the bordering vegetated wetland located on the southern property boundary. Attendant to these resource areas is a 100' wetland buffer zone limit which extends onto the subject site.

<u>Bordering Vegetated Wetland (310 CMR 10.55)</u>
No wetland resource area is proposed to be disturbed under this filing; however work will be performed in the 100-foot buffer zone attendant to this resource. All proposed disturbance is located at or beyond the 75-foot buffer zone limit. The amount and footprint of earth disturbance has been proposed at the minimum allowed under current Title 5 design regulations and is located within the existing systems components to limit any vegetation removal within the resource areas buffer zone.

CONCLUSION

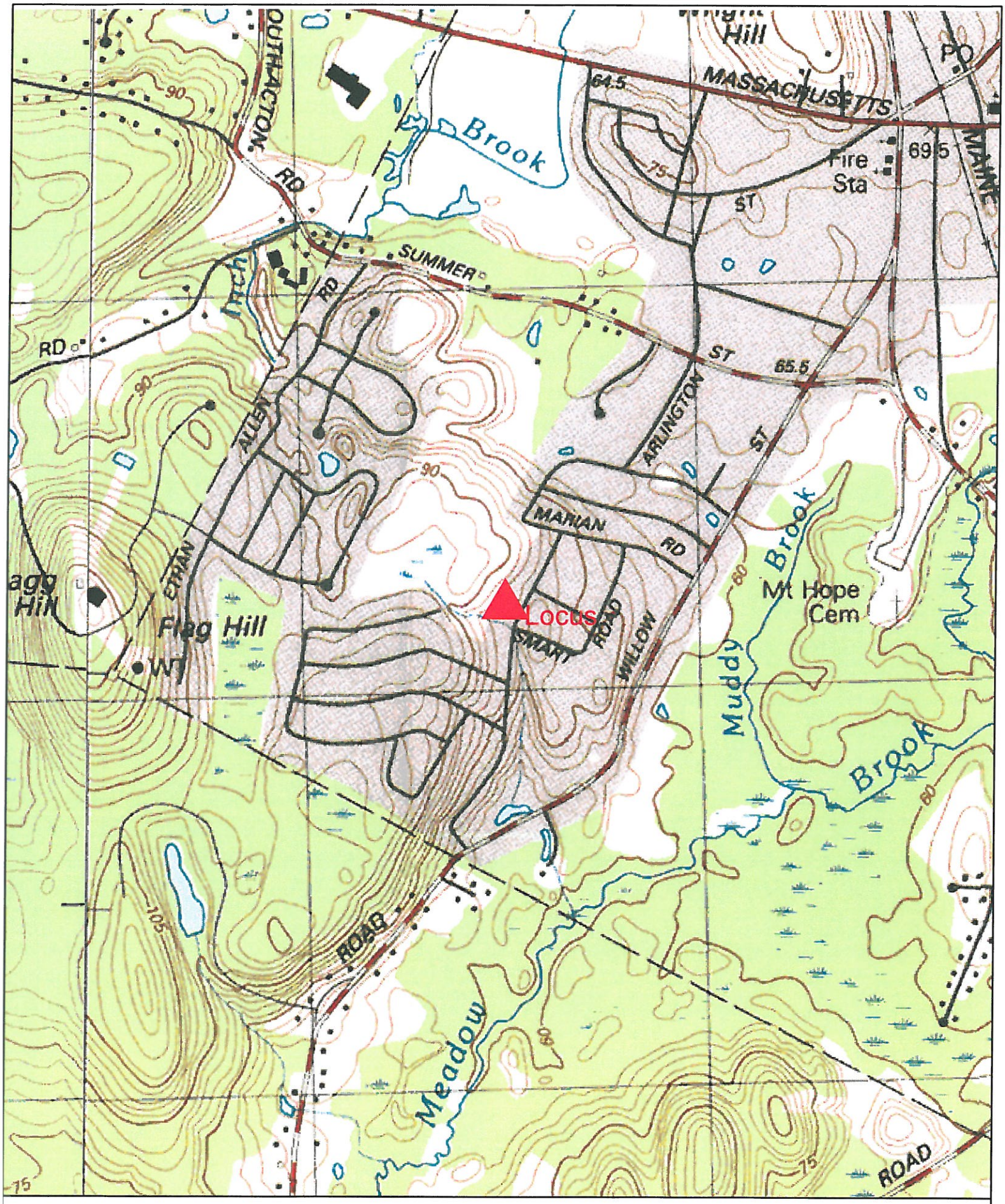
The proposed efforts will remove an existing subsurface sewage disposal system serving the existing dwelling that has been deemed to not be protecting public health per the requirements of 310 CMR 15.000 (Title 5). These efforts will represent a substantial improvement over the existing condition, while conforming to the intent and performance standards of the Massachusetts Wetland Protection Act (310 CMR 10.00) and the Acton Wetland Protection Bylaw.



Name: MAYNARD
Date: 8/2/2013
Scale: 1 inch equals 2000 feet

Location: 042° 27' 54.9" N 071° 29' 14.4" W
Caption: 11 Duggan Road
Acton, MA
Goldsmith, Prest and Ringwall, Inc.

Copyright (C) 1997, Maptech, Inc.



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Location: 042° 27' 54.9" N 071° 29' 14.4" W
Caption: 11 Duggan Road
Acton, MA
Goldsmith, Prest and Ringwall, Inc.

Copyright (C) 1997, Maptech, Inc.

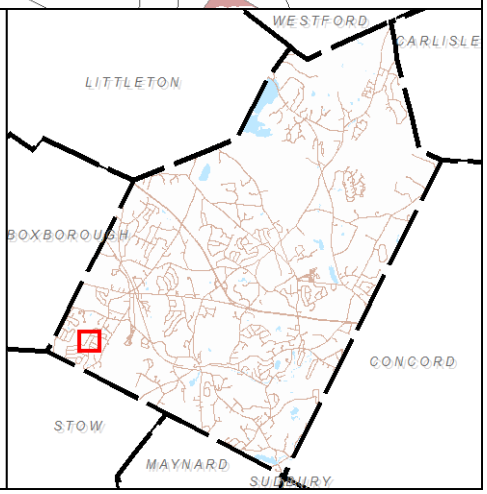
11 Duggan Road

Property Information

Property ID G1-154
Location 11 DUGGAN RD

MAP FOR REFERENCE ONLY
NOT A LEGAL DOCUMENT

This data set/map is for planning purposes only and should not be used for larger scale analysis. The Town of Acton shall not be held liable for any use of the data or images shown on this map, nor is any warranty of accuracy expressed. All uses of this data set/map are subject to field verification.



AFFIDAVIT OF SERVICE
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, **Nicholas Pauling,** hereby certify under the pains and penalties of perjury that on **December 6, 2013**, 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 conjunction with the following matter:

A **Notice of Intent** filed under the Massachusetts Wetlands Protection Act by **Widmayer Realty trust, Michael Widmayer.** with the Acton Conservation Commission on **December 6, 2013** for property located at **11 Duggan Road; Assessor's Map G-1, Parcels 154**.

The form of notification and a list of the abutters / addresses to whom / to which notification has been given, are attached to this Affidavit of Service.

Nicholas Pauling — 12/5/13

Nicholas Pauling — Date
(for Goldsmith, Prest & Ringwall, Inc.)

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: Widmayer Realty Trust – Michael Widmayer

Address: 11 Duggan Road Phone: 978-772-6000

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: Goldsmith, Prest & Ringwall, Inc.

Address: 39 Main Street, Ayer, MA 01432 Phone: 978-772-1590

The address of the property where the activity is proposed: 11 Duggan Road

Town Atlas Plate/Map G-1 Parcel/Lot: 154

Project Description: Replacement of failed on site sewage disposal system.

For more information please contact the Conservation Office at 978-929-6634 or email NR@acton-ma.gov. 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.

A Public Hearing will be held at the Acton Town Hall, 472 Main Street, on Wednesday,

January 15, 2014 at 7:15 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:

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

Brian McMullen
Principal Assessor

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

Locus: 11 DUGGAN RD
Parcel ID: G1-154

Parcel ID	Location	Owner	Co-Owner	Mailing Address	City
G1-133	14 SQUIRREL HILL RD	LIU CHENG	WANG JINGYANG	14 SQUIRREL HILL RD	ACTON, MA 01720
G1-134	9 DUGGAN RD	WIDMAYER FRANCIS J III		9 DUGGAN ROAD	ACTON, MA 01720
G1-153	16 SQUIRREL HILL RD	WANG FUGUI + XIAO LIU		16 SQUIRREL HILL RD	ACTON, MA 01720
G1-155	8 TOWNSEND RD	LAKSHMIPATHI BOOPATHI		8 TOWNSEND RD	ACTON, MA 01720
G1-173	16 SQUIRREL HILL RD BESIDE	ACTON ESTATES LLC	C/O LANDERS SYMES: MANAGER	50 DODGE STREET	BEVERLY, MA 01915
G1-174	13 DUGGAN RD	LORENZ GARY D	LORENZ ELIZABETH E	13 DUGGAN RD	ACTON, MA 01720
G1-175	23 SMART RD	JARSKY KAREN M	JARSKY DAVID I	23 SMART RD	ACTON, MA 01720
G1-186	24 SMART RD	TRIMBLE RONALD R	ROBARGE SHERRY P	24 SMART RD	ACTON, MA 01720

The owner of land sharing a common boundry or corner with the site of the proposed activity (100 feet) 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.

Marty Abbott
Assessor's Clerk

12/4/2013

May 22, 2013

Subject: **11 Duggan Road, Acton, MA**
Tax Map G-1, Parcel #154

To Whom It May Concern:

I hereby authorize Goldsmith, Prest & Ringwall, Inc., 39 Main Street, Suite 301, Ayer, MA, 978.772.1590, to act as my agent in administrative and civil engineering matters pertaining to the proposed Subsurface Sewage Disposal System Repair at the subject site. This authorization covers the execution of application forms, presentation of plans and designs, and communication with involved parties.

Respectfully,

, CO-EXECUTOR FOR THE ESTATE OF FRANCES J. WIDMAYER

Michael Widmayer
Co-executor of for the estate of Frances J. Widmayer
115 Mascuppic Trail
Tyngsboro, MA 01879

Copy: Goldsmith, Prest & Ringwall, Inc.
file

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

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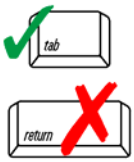

A. Applicant Information

1. Location of Project:

11 Duggan Road	Acton
a. Street Address	b. City/Town
c. Check number	d. Fee amount

2. Applicant Mailing Address:

Michale	Widmayer	
a. First Name	b. Last Name	
Widmayer Realty trust		
c. Organization		
11 Duggan Road		
d. Mailing Address		
Acton	MA	01720
e. City/Town	f. State	g. Zip Code
978-772-6000	---	mwidmayer@orionind.com
h. Phone Number	i. Fax Number	j. Email Address

3. Property Owner (if different):

- Same -	---	
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	j. 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 zone.

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 Zone, 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.

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

B. Fees (continued)

Step 1/Type of Activity	Step 2/Number of Activities	Step 3/Individual Activity Fee	Step 4/Subtotal Activity Fee
category 1e	1	$110.00	$110.00
-	-	-	-
-	-	-	-
-	-	-	-
-	-	-	-
-	-	-	-
-	-	-	-
-	-	-	-

Step 5/Total Project Fee: $110.00

Step 6/Fee Payments:

Total Project Fee:	$110.00 a. Total Fee from Step 5
State share of filing Fee:	$42.50 b. 1/2 Total Fee **less $**12.50
City/Town share of filling Fee:	$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.)