

Notice of Intent

Under the Massachusetts Wetland Protection Act,

G.L. c. 131, s. 40

And

The Town of Acton Wetland Protection Bylaw

for

Brook Street – Drainage Improvements

Acton, MA 01720

Date: March 27, 2015

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Attachments:

- A. USGS Map
- B. NHESP Estimated Habitats of Rare Wildlife & Priority Habitats of Rare Species, OLIVER:
MassGIS Mapping Tool

Project Narrative

Project Narrative

Brook Street

Applicant/Project Name:

Project Name: Proposed Drainage Improvements – Brook Street

Project Location: Brook St at Great Road

Applicant: Corey York, Town Engineer / Director of Public Works

472 Main Street, Acton, MA 01720

Telephone: (978) 929-6630

Fax: (978) 929-6340

Property Owner: Steve Ledoux, Town Manager

472 Main Street, Acton, MA 01720

Telephone: (978) 929-6630

Fax: (978) 929-6340

Representative: Paul Campbell, Assistant Town Engineer

472 Main Street, Acton, MA 01720

Telephone: (978) 929-6630

Fax: (978) 929-6340

Project Description

The existing drainage system on Brook Street is aging and is in need of maintenance. The Town is proposing to replace the aging utilities, which are mostly corrugated metal pipes, and replace them with equally sized utilities. The Highway Department has identified Brook Street as a roadway in need of repaving this year. When a road is repaved there is a 3-year period in which

roadway cuts into the pavement should not be made. Due to the repaving schedule, it is prudent to replace the existing drainage system prior to the roadway being repaved.

Existing Site Conditions

The existing drainage system is a composition of catch basins and manholes mostly connected by corrugated metal pipes. There is at least one outlet for the system found at the edge of the Bordering Vegetated Wetland (BVW). Part of the existing drainage system leads to a buried manhole at the driveway for the apartment buildings at 242 Great Road. There may be a second outlet at the edge of the BVW that will be located during construction once the manhole is uncovered.

Replacing part of the drainage system occurs within the 100-foot Buffer Zone from the BVW.

Proposed Site Conditions

The existing drainage system will be excavated and replaced. The corrugated metal pipes will be replaced with precast concrete pipes of the same size. No additional catch basins will be provided as part of this replacement. There will be no increase in flow to the BVW due to no change in the impervious area from existing to proposed conditions.

In order to replace the drainage system within the buffer zone of the BVW, the area will need to be excavated which would require the removal of some vegetation. This area is within the 50-foot buffer. The area will be restored back to existing conditions as practicable as possible.

The area of the proposed work is within an NHESP Estimated Habitat of Rare Wildlife. The project is exempt from MESA review due to the project being limited to the maintenance of an existing drainage system. Proof of mailing this Notice Of Intent to NHESP has been provided as part of this submission.

Buffer Zone

The work within the Buffer Zone will include excavation of the corrugated metal drainage pipe and outlets.

The Town of Acton Wetland Bylaw prohibits certain activities within the Buffer Zone as well as other setback areas. The following outlines the prohibition and the projects respective compliance:

Wetland Protection Bylaw Section 3.3 and Chapter F 8.3 Wetland Setbacks for Existing Structures

0-foot setback for wetland-dependant structures (drain outfalls, weirs, etc), fences, and structures necessary for upland access where reasonable alternative access is unavailable.

Work associated with pre-existing structures or activities not presently in compliance with Section 3.2 may not increase the degree of “non-conformance” of those structures or activities.

This is an aged drainage system that is in need of replacement. As it is a wetland-dependant structure, the required setback for new activities (Section 3.2) is 0-feet. The proposed project meets this new activity requirement.

Summary

The repair and replacement of the existing drainage system on Brook Street is a necessary procedure in the routine maintenance of the overall drainage system. The disturbance associated with this work is temporary in nature and all surfaces shall be restored post-construction. The proposed work is necessary to maintain a functioning stormwater system and maintaining public safety.

Notice of Intent – WPA Form 3



WPA Form 3 – Notice of Intent

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

MassDEP File Number _____
Document Transaction Number _____
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):

Brook Street Acton 01720
a. Street Address b. City/Town c. Zip Code
Latitude and Longitude:
E4 42d29'1737"N 71d25'06"W
d. Latitude e. Longitude
f. Assessors Map/Plat Number 35
g. Parcel /Lot Number

2. Applicant:

Corey York
a. First Name b. Last Name
Town of Acton
c. Organization
472 Main Street
d. Street Address
Acton MA 01720
e. City/Town f. State g. Zip Code
978-929-6630 978-929-6340 engineering@acton-ma.gov
h. Phone Number i. Fax Number j. Email Address

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

Steve Ledoux
a. First Name b. Last Name
Town of Acton
c. Organization
472 Main Street
d. Street Address
Acton MA 01720
e. City/Town f. State g. Zip Code
978-929-6630 978-929-6340 engineering@acton-ma.gov
h. Phone Number i. Fax Number j. Email address

4. Representative (if any):

Paul Campbell
a. First Name b. Last Name
Town of Acton
c. Company
472 Main Street
d. Street Address
Acton MA 01720
e. City/Town f. State g. Zip Code
978-929-6630 978-929-6340 engineering@acton-ma.gov
h. Phone Number i. Fax Number j. Email address

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

Town Project \$0.00 \$0.00
a. Total Fee Paid b. State Fee Paid c. City/Town Fee Paid



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A. General Information (continued)

6. General Project Description:

Drainage Improvements

7a. Project Type Checklist:

- | | |
|---|---|
| 1. <input type="checkbox"/> Single Family Home | 2. <input type="checkbox"/> Residential Subdivision |
| 3. <input type="checkbox"/> Limited Project Driveway Crossing | 4. <input type="checkbox"/> Commercial/Industrial |
| 5. <input type="checkbox"/> Dock/Pier | 6. <input checked="" type="checkbox"/> Utilities |
| 7. <input type="checkbox"/> Coastal Engineering Structure | 8. <input type="checkbox"/> Agriculture (e.g., cranberries, forestry) |
| 9. <input type="checkbox"/> Transportation | 10. <input type="checkbox"/> 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:

a. County _____

b. Certificate # (if registered land) _____

c. Book _____

d. Page Number _____

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

- 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.
- 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.

<u>Resource Area</u>	<u>Size of Proposed Alteration</u>	<u>Proposed Replacement (if any)</u>
a. <input type="checkbox"/> Bank	_____	_____
	1. linear feet	2. linear feet
b. <input checked="" 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	



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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
e. Isolated Land Subject to Flooding
f. Riverfront Area
2. Width of Riverfront Area (check one):
3. Total area of Riverfront Area on the site of the proposed project:
4. Proposed alteration of the Riverfront Area:
5. Has an alternatives analysis been done and is it attached to this NOI?
6. Was the lot where the activity is proposed created prior to August 1, 1996?

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
b. Land Under the Ocean
c. Barrier Beach
d. Coastal Beaches
e. Coastal Dunes



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

	<u>Size of Proposed Alteration</u>	<u>Proposed Replacement (if any)</u>
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., 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	
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	
4. <input type="checkbox"/> 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. <input type="checkbox"/> 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

3/2015
b. Date of map



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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/nhosp/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/nhosp/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/nhosp/nhosp.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.



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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: | North Shore - Hull to New Hampshire: |
| Division of Marine Fisheries - Southeast Marine Fisheries Station
Attn: Environmental Reviewer
1213 Purchase Street – 3rd Floor
New Bedford, MA 02740-6694 | 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
-
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:
- Applying for Low Impact Development (LID) site design credits (as described in Stormwater Management Handbook Vol. 2, Chapter 3)
 - A portion of the site constitutes redevelopment
 - Proprietary BMPs are included in the Stormwater Management System.
- b. No. Check why the project is exempt:
- Single-family house

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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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.

Brook Street Drainage - Proposed Drainage

a. Plan Title

Town of Acton Engineering Department

Paul Campbell, P.E.

b. Prepared By

c. Signed and Stamped by

12/16/2013

1" = 60'

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.



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E. Fees

- 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

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 "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.

NOI Wetland Fee Transmittal Form



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:

Brook Street
 a. Street Address
 Acton, MA
 b. City/Town
 c. Check number
 d. Fee amount

2. Applicant Mailing Address:

Corey
 a. First Name
 York
 b. Last Name
 Town of Acton
 c. Organization
 472 Main Street
 d. Mailing Address
 Acton MA 01720
 e. City/Town f. State g. Zip Code
 978-929-6630 978-929-6430 engineering@acton-ma.gov
 h. Phone Number i. Fax Number j. Email Address

3. Property Owner (if different):

Steve
 a. First Name
 Ledoux
 b. Last Name
 Town of Acton
 c. Organization
 472 Main Street
 d. Mailing Address
 Acton MA 01720
 e. City/Town f. State g. Zip Code
 978-929-6630 978-929-6430 engineering@acton-ma.gov
 h. Phone Number i. Fax Number j. Email Address

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.

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

B. Fees (continued)

Step 1/Type of Activity	Step 2/Number of Activities	Step 3/Individual Activity Fee	Step 4/Subtotal Activity Fee
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

Step 5/Total Project Fee: _____

Step 6/Fee Payments:

Total Project Fee:	\$0
State share of filing Fee:	a. Total Fee from Step 5
City/Town share of filing Fee:	\$0
	b. 1/2 Total Fee less \$12.50
	\$0
	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.

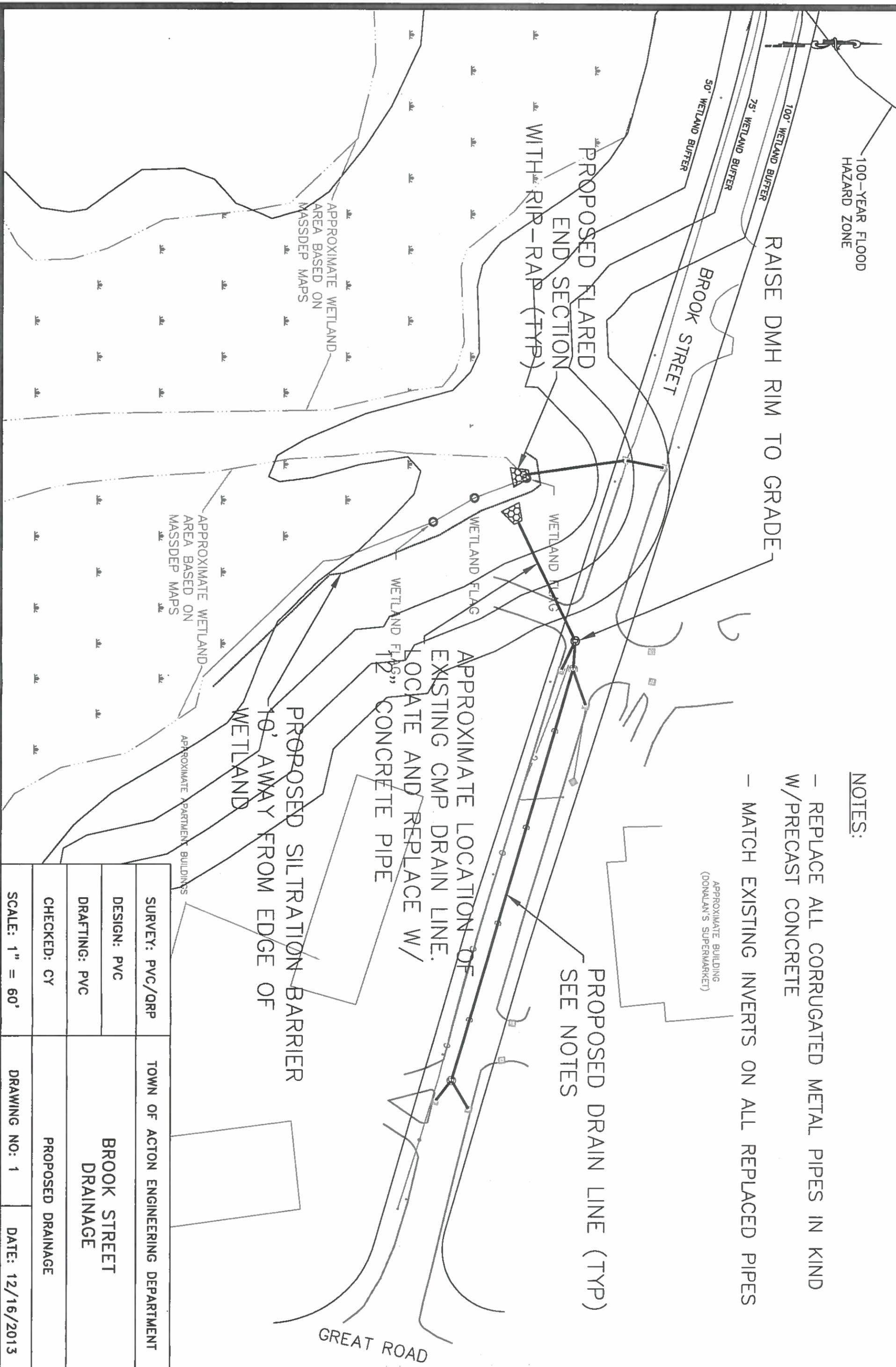
Department of Environmental Protection
Box 4062
Boston, MA 02211

- 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.)

Drainage Improvement Plans

- NOI Submittal Plan



100-YEAR FLOOD HAZARD ZONE

RAISE DMH RIM TO GRADE

BROOK STREET

PROPOSED FLARED END SECTION WITH RIP-RAP (TYP)

APPROXIMATE WETLAND AREA BASED ON MASSDEP MAPS

APPROXIMATE WETLAND AREA BASED ON MASSDEP MAPS

PROPOSED SILTRATION BARRIER 10' AWAY FROM EDGE OF WETLAND

APPROXIMATE LOCATION OF EXISTING CMP DRAIN LINE. LOCATE AND REPLACE W/ 12" CONCRETE PIPE

PROPOSED DRAIN LINE (TYP) SEE NOTES

APPROXIMATE BUILDING (DONALAN'S SUPERMARKET)

APPROXIMATE APARTMENT BUILDINGS

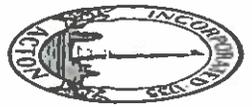
GREAT ROAD

NOTES:

- REPLACE ALL CORRUGATED METAL PIPES IN KIND W/PRECAST CONCRETE
- MATCH EXISTING INVERTS ON ALL REPLACED PIPES

SURVEY: PVC/GRP		TOWN OF ACTON ENGINEERING DEPARTMENT	
DESIGN: PVC		BROOK STREET DRAINAGE	
DRAFTING: PVC			
CHECKED: CY			
SCALE: 1" = 60'		DRAWING NO: 1	DATE: 12/16/2013

Certified Abutters List / Affidavit / Notice to Abutters



Town of Acton
472 Main Street
Acton, MA 0001720
Telephone (978) 264-9622
Fax (978) 264-9630

Brian McMullen
Assistant Assessor

Locus: 242 GREAT RD
Parcel ID: E4-35

Location	Parcel ID	Owner	Co-Owner	Mailing Address	City ST Zip
E4-14	40 BROOK ST	HERRICK PHILIP + ANNA M JR		40 BROOK ST	ACTON, MA 01720
E4-26	48 BROOK ST	NAGOG KNOLL LLC		260 GREAT RD	ACTON, MA 01720
E4-36	246 GREAT RD	NAGOG KNOLL LLC		260 GREAT RD	ACTON, MA 01720
E4-47	549 MAIN ST	CONANT BREWSTER		562 MAIN STREET	ACTON, MA 01720
E4-60	210 GREAT RD	CONANT BREWSTER JR		636 RED PINE DRIVE	WATERLOO, ON, CANADA N2V1S1
E4-61	5 STRAWBERRY HILL RD	STRAWBERRY HILL LLP	C/O C. MIQUEL	16 WAMPUS AV #24	ACTON, MA 01720
E5-20-1	4 STRAWBERRY HILL RD	THE ABEND FAMILY LIMITED PRT		304 CONCORD RD	WAYLAND, MA 01778
E5-20-4	14 STRAWBERRY HILL RD	KERAMARIS GEORGE	K. NIKOLOAS	16 STRAWBERRY HILL 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.

Kelly Schor

Kelly Schor 27-Mar-15

Action Assessors Office

**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: Town of Acton

Address 472 Main Street Phone: 978-929-6630

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: Paul Campbell, Town of Acton Engineering

Department

Address 472 Main Street Phone: 978-929-6630

The address of the property where the activity is proposed Brook Street between Great Road and Railroad track/Future Rail Trail

Town Atlas Plate/Map E-4 Parcel/Lot _____

Project Description Proposed drainage improvements on Brook Street

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,
April 15, 2015 at 7:45 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

NHESP Proof Of Mailing/Exemption Letter



TOWN OF ACTON
472 Main Street
Acton, Massachusetts, 01720
Telephone (978) 929-6630
Fax (978) 929-6340

Engineering Department

March 27, 2015

Natural Heritage and Endangered Species Program

RE: NOI Submittal – Duggan Road Drainage – Acton, MA

To Whom It May Concern:

I am writing this as required by 321 CMR 10.37 and 10.59 regarding a Notice of Intent filing for a replacement of an existing stormwater system located in Acton, MA. Please find a copy of the NOI submittal enclosed.

The area in which the drainage improvements are located is within a Priority Habitat of Rare Species, PH 1159. The drainage system is located on Brook Street in Acton, MA and the abutting property at 242 Great Road. The project is exempt from MESA review as per 321 CMR 10.14 (7) which states:

... repair, replacement or maintenance of existing, properly maintained stormwater detention basins or other stormwater management systems;

The existing system will be replaced with no expansion of the system or impervious areas.

Sincerely,

Paul Campbell, PE
Assistant Town Engineer

Enclosure: - NOI Submittal

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

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Return Receipt Fee (Endorsement Required)	
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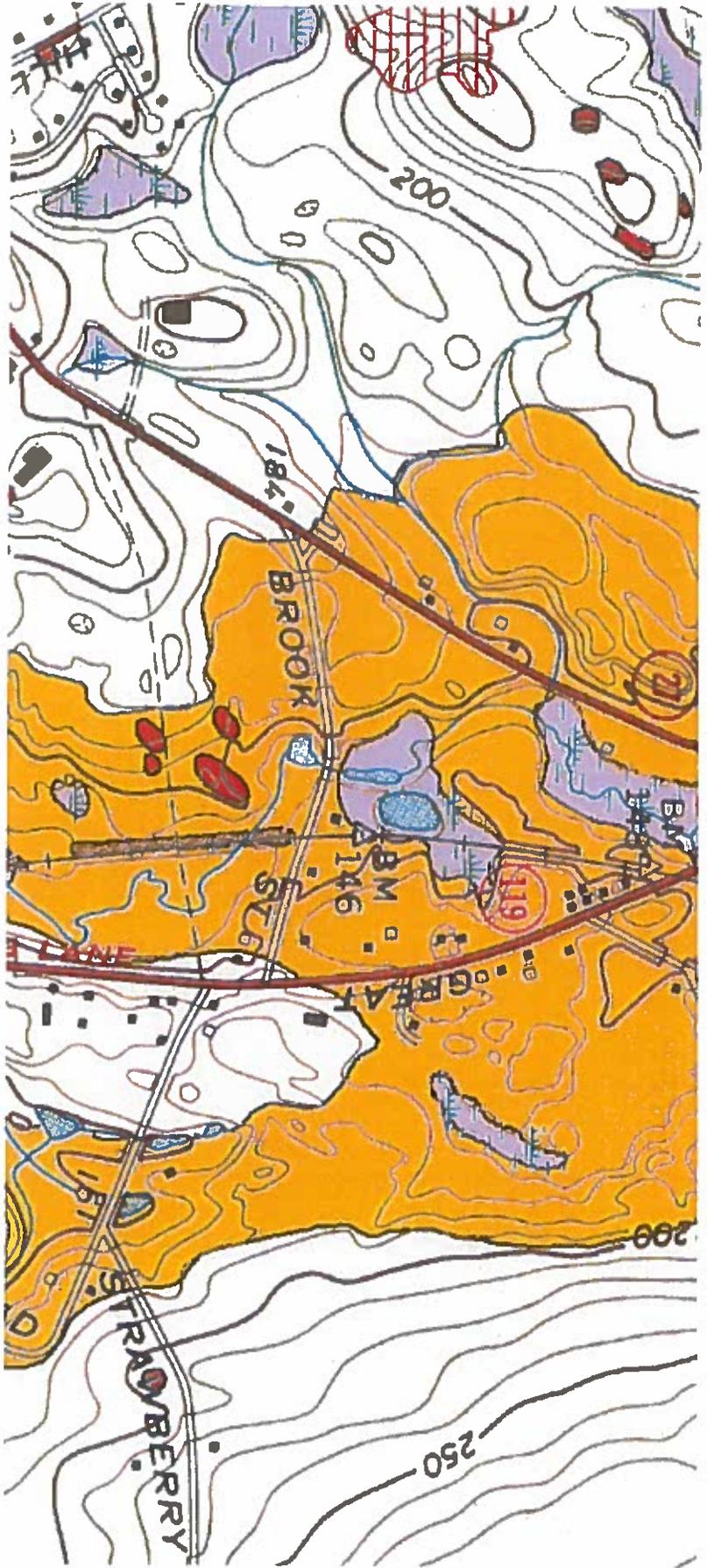
Postmark
Here

Div. 5th

Sent To *Mr. Healy & Co. Inc.*
Street, Apt. No.,
or PO Box No. *100 Haverhill St, Suite 300*
City, State, ZIP+4 *W. Boston MA 02113*

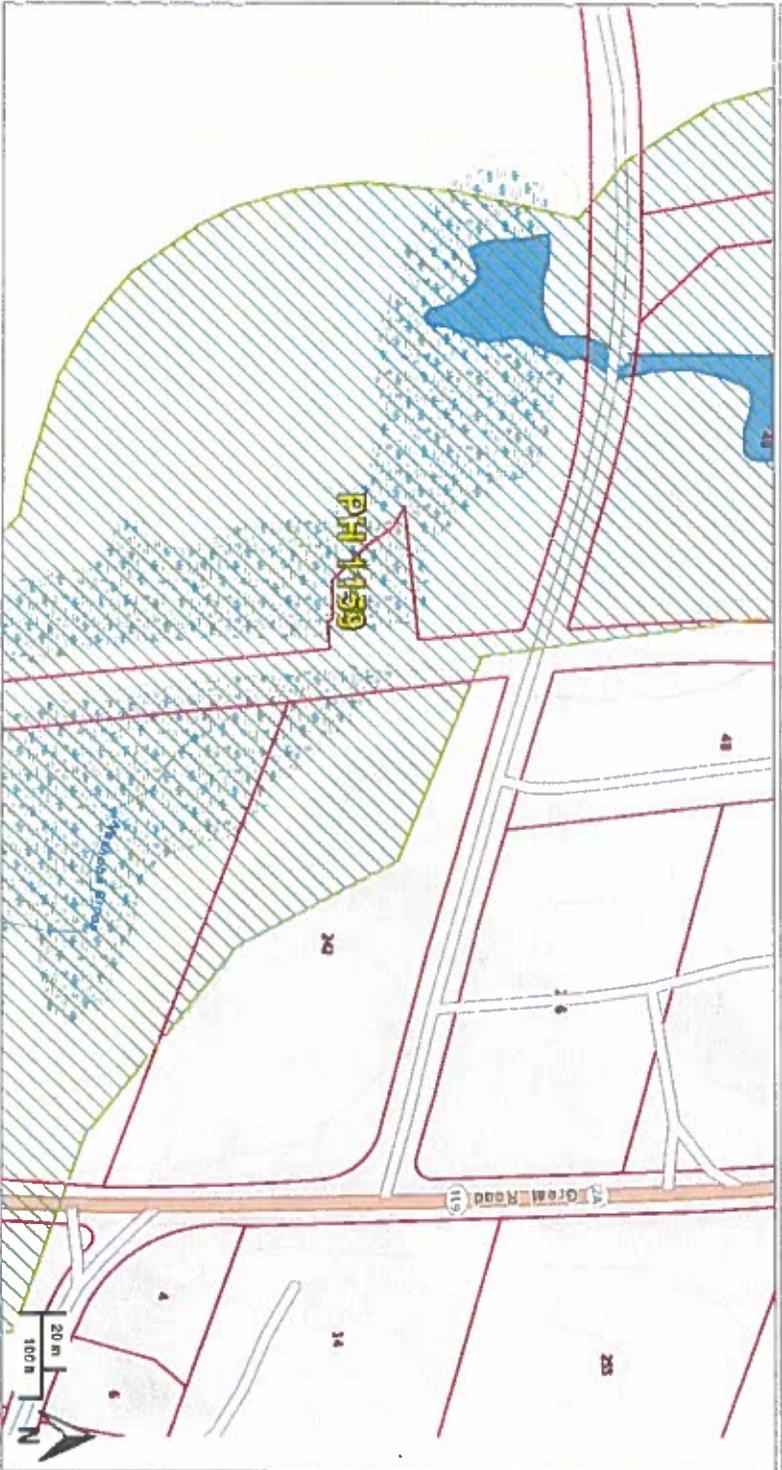
USGS Map





**NHESP Estimated Habitats of Rare Wildlife & Priority Habitats of Rare Species
OLIVER MassGIS Map**

Brook Street



- ➔ NHESP Certified Vernal Pools
- ➔ NHESP Estimated Habitats of Rare Wildlife
- ➔ NHESP Priority Habitats of Rare Species
- Areas of Critical Environmental Concern A CEC's Boundaries
 - ROAD/RAIL BASED
 - RIVER BASED
 - WETLAND BASED
 - FLOODPLAIN BASED
 - TIDAL BASED
 - CONTOUR BASED
 - POLITICAL BOUNDARY
 - PROPERTY LINE BASED
 - OTHER
- NOT DEFINED
- Tax Parcels for Query
- Detailed Features
- Tax Parcels
- Structures