

Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

DEP File Number:

WPA Form 3 – Notice of Intent

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

Provided by DEP

Acton

Town

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.



Note:
 Before completing this form consult your local Conservation Commission regarding any municipal bylaw or ordinance.

1. Applicant:

C & G Trust

Name

E-Mail Address (if applicable)

P.O. Box 314

Mailing Address

Ayer

MA

01432

City/Town

State

Zip Code

(978)772-4110

Phone Number

Fax Number (if applicable),

2. Representative (if any):

Stamski and McNary, Inc.

Firm

Joseph March, P.E., P.L.S.

StamMcNary@AOL.com

Contact Name

E-Mail Address (if applicable)

80 Harris Street

Mailing Address

Acton

MA

01720

City/Town

State

Zip Code

978-263-8585

Phone Number

978-263-9883

Fax Number (if applicable)

3. Property Owner (if different from applicant):

The Church of the Good Shepherd

Name

P.O. Box 2025

Mailing Address

Acton

MA

01720

City/Town

State

Zip Code

4. Total Fee:

\$250.00

(from Appendix B: Wetland Fee Transmittal Form)

5. Project Location:

Lincoln Drive

Acton

Street Address

City/Town

D3/13 & 19

Lot 477A-1

Assessors Map/Plat Number

Parcel /Lot Number

6. Registry of Deeds:

Middlesex (South District)

10681

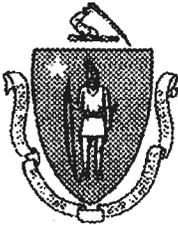
379

County

12203

639

Certificate (if Registered Land)



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A. General Information (cont.)

7. Summary of Project Impacts:

a. Is any work being proposed in the Buffer Zone?

Yes If yes, how many square feet?

3800

No

b. List the impacts of proposed activities on each wetland resource areas (temporary and permanent impacts, prior to restoration and mitigation):

<u>Resource Area</u>	<u>Size of Impact (e.g., sq. ft.)</u>

B. Project Description

1. General Project Description:

Construction of single family home, septic system and driveway and associated tree clearing and grading.

2. Plan and/or Map References:

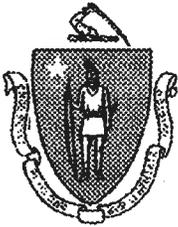
Sewage Disposal Plan

Title

By Stamski and McNary, Inc.

12/7/00

Updated 2/6/01



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C. Activities Subject to Regulation

1. a. Check the applicable resource areas if work is to be conducted in an associated Buffer Zone:

Inland Resource Areas

- Inland Bank
- Bordering Vegetated Wetland (BVW)

Coastal Resource Areas

- Coastal Beach
- Rocky Intertidal Shore
- Salt Marsh
- Barrier Beach
- Coastal Dune
- Coastal Bank

b. Complete for all proposed activities located, in whole or in part, in Wetland Resource Area(s).

Inland Resource Areas:

Bordering Vegetated Wetlands:

Square Feet altered

Square Feet replaced

Land Under Water Bodies:

Square Feet altered

Cubic Yards dredged

Bank:

Linear Feet altered

Bordering Land Subject to Flooding:

Volume of Flood Storage Lost (cubic feet)

Volume of Flood Storage Compensation (cubic feet)

Isolated Land Subject to Flooding:

Volume of Flood Storage Lost (cubic feet)

Volume of Flood Storage Compensation (cubic feet)

Coastal Resource Areas:

Coastal Dune:

Square Feet altered

Cubic Yards/Volume removed

Salt Marsh:

Square Feet altered

Coastal Bank:

Linear Feet altered

Land Under Salt Pond:

Square Feet altered

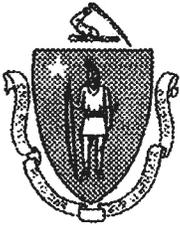
Cubic Yards dredged

Rocky Intertidal Zone:

Square Feet altered

Designated Port Area:

Square Feet altered



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C. Activities Subject to Regulations (cont.)

Fish Run:

Linear Feet altered

Land Subject to Coastal Storm Flowage:

Square Feet altered

Land Under Ocean:

Square Feet altered

Cubic Yards dredged

Land Containing Shellfish:

Square Feet altered

Beach:

Square Feet altered

Riverfront Area:

a. Name of Waterway (if available):

b. Width of Riverfront Area (check one):

25 ft. - Designated Densely Developed Areas only

100 ft. - New agricultural projects only

200 ft. - All other projects

c. Describe how the Mean Annual High-Water Line was determined:

d. Distance of proposed activity closest to the Mean Annual High-Water line:

Feet

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

Square Feet

f. Proposed alteration of the Riverfront Area:

Total Square Feet

Square Feet within 100 ft.

Square Feet between 100 ft. and 200 ft.



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C. Activities Subject to Regulation (cont.)

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

- Final Order of Resource Area Delineation issued by Conservation Commission or DEP (attached)
- DEP BVW Field Data Form (attached)
- Final Determination of Applicability issued by Conservation Commission (attached)
- Other Methods for Determining the BVW boundary (attach documentation):
 - 50% or more wetland indicator plants
 - Saturated/inundated conditions exist
 - Groundwater indicators
 - Direct observation
 - Hydric soil indicators
 - Credible evidence of conditions prior to disturbance.

3. a. Is any portion of the proposed project located in estimated habitat as indicated on the most recent Estimated Habitat Map of State-Listed Rare Wetland Wildlife published by the Natural Heritage and Endangered Species Program?

Yes 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

No

2000-2001 Edition Atlas

Date of Map _____

b. Is any portion of the proposed project within an Area of Critical Environmental Concern (ACEC)?

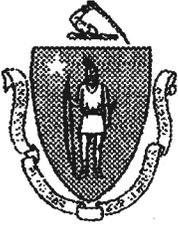
Yes If yes, provide name of ACEC (see Appendix D for ACEC locations):

No

c. 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)?

Yes

No



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D. Performance Standards

1. 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?

Yes If yes, describe which limited project applies to this project:

No

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

Yes If yes, describe which exemption applies to this project:

No

3 a. Is the project located in the Riverfront Area?

Yes If yes, indicate the proposed project purpose:

- Single Family House
- Residential Subdivision
- Transportation
- Industrial Development
- Commercial Development
- Other (describe)

b. Was the lot where the activity is proposed created prior to August 1, 1996?

Yes

No

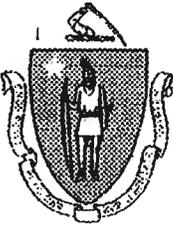
4. a. Describe how the project will meet all performance standards for each of the resource areas altered, including standards requiring consideration of alternative project design or location. Attach narrative and supporting documentation.

b. Is this project exempt from the DEP Stormwater Policy?

Yes If yes, explain why the project is exempt:

Single family home - not subdivision

No If no, stormwater management measures are required. Applicants are encouraged to complete Appendix C: Stormwater Management Form and submit it with this form.



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E. Additional Information

Applicants must include the following with this Notice of Intent (NOI):

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

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 Appendix B. Wetland Fee Transmittal Form).

No fee shall be assessed for projects of the federal government, the Department, or cities and towns of the Commonwealth.

Applicants must submit the following information (in addition to pages 1 and 2 of Appendix B) to confirm fee payment:

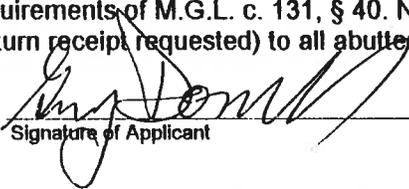
9360
 Check Number
Stanski and McNary, Inc.
 Payor name on check

2/9/01
 Check date
C+G Trust
 Applicant name (if different from payor)

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).

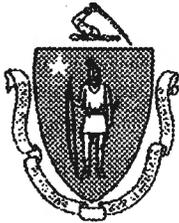
I further certify under penalties of perjury that all abutters were notified of this application, pursuant to the requirements of M.G.L. c. 131, § 40. Notice must be made in writing by hand delivery or certified mail (return receipt requested) to all abutters within 100 feet of the property line of the project location.


 Signature of Applicant

2/6/01
 Date

Signature of Property Owner (if different) _____ Date _____

Signature of Representative (if any) _____ Date _____



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G. Signatures and Submittal Requirements (cont.)

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 Appendix B; and the city/town fee payment must be sent to the Conservation Commission by certified mail or hand delivery.

For DEP:

Two copies of the completed Notice of Intent (Form 3), including supporting plans and documents; two copies of pages 1 and 2 of Appendix B; and a copy of the state fee payment must be sent to the DEP Regional Office (see Appendix A) 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.



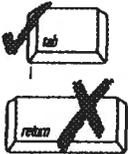
Massachusetts Department of Environmental Protection
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WPA Appendix B – Wetland Fee Transmittal Form

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

A. Applicant 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:

C & G Trust

Name

P.O. Box 314

Mailing Address

Ayer

MA

01432

City/Town

State

Zip Code

(978)772-4110

Phone Number

2. Property Owner (if different):

The Church of the Good Shepherd

Name

P.O. Box 2025

Mailing Address

Acton

MA

01720

City/Town

State

Zip Code

(978)263-5782

Phone Number

3. Project Location:

Lincoln Drive - Lot 477A-1

Acton

Street Address

City/Town

B. Fees

To calculate filing fees, refer to the category fee list and examples in Section D of this form.

Abbreviated Notice of Resource Area Delineation (Form 4A):

The fee is calculated as follows (check applicable project type):

single family house project

_____ X \$1.00= _____
(feet of BVW)

_____ Total fee (not to exceed \$100)

all other projects

_____ X \$1.00= _____
(feet of BVW)

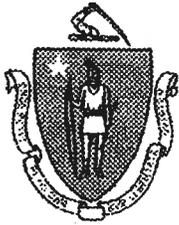
_____ Total fee (not to exceed \$1,000)

State share of filing fee: _____

(1/2 of total fee less \$12.50)

City/Town share of filing fee: _____

(1/2 of total fee plus \$12.50)



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WPA Appendix B – Wetland Fee Transmittal Form

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

B. Fees (cont.)

Abbreviated Notice of Intent (Form 4) or Notice of Intent (Form 3):

The fee should be calculated using the following six-step process and worksheet:

Step 1/Type of Activity: Describe each type of activity (see Section D for a list of activities) 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 in Section D.

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.

Step 1/Type of Activity	Step 2/Number of Activities	Step 3/Individual Activity Fee	Step 4/Subtotal Activity Fee
Single family home	1	\$250.00	\$250.00

Step 5/Total Project Fee: \$250.00

Step 6/Fee Payments:

Total Project Fee: \$250.00
 (Total fee from Step 5)

State share of filing fee: \$112.50
 (1/2 total fee less \$12.50)

City/Town share of filling fee: \$137.50 plus
\$50.00 Bylaw fee