



Commonwealth  
of Massachusetts



DEP File No.

[Redacted Box]

(To be provided by DEP)

City/Town Acton

Applicant L & S Builders

Project No. 328

**Notice of Intent  
Under the  
Massachusetts Wetlands Protection Act, G.L. c. 131, §40  
and  
Application for a Department of the Army Permit  
and Acton Wetland Bylaw**

**Part I: General Information**

1. Location: Street Address Ayer Road  
Lot Number 7
2. Project: Type Residential Description Construction of a single family home, driveway and appurtenances within the 100 foot buffer zone from a bordering vegetated wetland.
3. Registry: County Middlesex South Current Book 16052 & Page 291  
Certificate (If Registered Land) \_\_\_\_\_
4. Applicant L & S Builders Corporation Tel. 433-5380  
Address P.O. Box 280; 1 Hotel Place, Pepperell, MA 01463
5. Property Owner L & S Builders Corporation Tel. 433-5380  
Address P.O. Box 280; 1 Hotel Place; Pepperell, MA 01463
6. Representative David E. Ross Associates, Inc. Tel. 772-6232  
Address P.O. Box 361; Ayer, MA 01432
7. a. Have the Conservation Commission and the Department's Regional Office each been sent, by certified mail or hand delivery, 2 copies of completed Notice of Intent, with supporting plans and documents?  
Yes  No
- b. Has the fee been submitted?  Yes  No
- c. Total Filing Fee Submitted \$250 per WPA plus \$50 per Acton Wetland Bylaw
- d. City/Town Share of Filing Fee \$187.50 State Share of Filing Fee \$112.50  
(sent to City/Town) (1/2 of fee in excess of \$25. sent to DEP)
- e. Is a brief statement attached indicating how the applicant calculated the fee?  Yes  No

8. Have all obtainable permits, variances and approvals required by local by-law been obtained?  
 Yes  No

Obtained:	Applied For:	Not Applied For:
Board of Health Permit	Wetland Bylaw	

9. Is any portion of the site subject to a Wetlands Restriction Order pursuant to G.L. c. 131, §40A or G.L. c. 130, §105? Yes  No

10. List all plans and supporting documents submitted with this Notice of Intent.

Identifying Number/Letter	Title, Date
P-1	Site Plan of Land in Acton Prepared for L & S Builders Corporation by David E. Ross Associates, Inc. Plan No. M-188
P-2	Erosion Control Procedures for Residential Construction by David E. Ross Associates, Inc. Plan No. L-40

11. Check those resource areas within which work is proposed:

(a)  Buffer Zone

(b) Inland:

- |  |                                    |
|--|------------------------------------|
| <input checked="" type="checkbox"/> Bank*                  | Land Subject to Flooding.          |
| <input type="checkbox"/> Bordering Vegetated Wetland*      | <input type="checkbox"/> Bordering |
| <input type="checkbox"/> Land Under Water Body & Waterway* | <input type="checkbox"/> Isolated  |

(c) Coastal:

- |  |   |
|--|---|
| <input type="checkbox"/> Land Under the Ocean*   | <input type="checkbox"/> Designated Port Area*      |
| <input type="checkbox"/> Coastal Beach*          | <input type="checkbox"/> Coastal Dune               |
| <input type="checkbox"/> Barrier Beach           | <input checked="" type="checkbox"/> Coastal Bank    |
| <input type="checkbox"/> Rocky Intertidal Shore* | <input type="checkbox"/> Salt Marsh*                |
| <input type="checkbox"/> Land Under Salt Pond*   | <input type="checkbox"/> Land Containing Shellfish* |
| <input type="checkbox"/> Fish Run*               |   |

\*Likely to involve U.S. Army Corps of Engineers concurrent jurisdiction. See General Instructions for Completing Notice of Intent.

12. Is the wetland resource area to be altered by the proposed work located on the most recent Estimated Habitat Map (if any) of rare, "state-listed" vertebrate and invertebrate animal species occurrences provided to the conservation commission by the Natural Heritage and Endangered Species Program?

YES [ ]            NO [x]  
NO MAP AVAILABLE [ ]

Date printed on the Estimated Habitat Map issued  
(if any) 1990 Edition

If yes, have you completed an Appendix A and a Notice of Intent and filed them, along with supporting documentation with the Natural Heritage and Endangered Species Program by certified mail or hand delivery, so that the Program shall have received Appendix A prior to the filing of this Notice of Intent?

YES [ ]            NO [ ]

**Part II: Site Description**

Indicate which of the following information has been provided (on a plan, in narrative description or calculations) to clearly, completely and accurately describe existing site conditions.

Identifying  
Number/Letter  
(of plan, narrative  
or calculations)

Natural Features:

<u>P-1</u>	Soils
<u>P-1</u>	Vegetation
<u>P-1</u>	Topography
<u>N/A</u>	Open water bodies (including ponds and lakes)
<u>N/A</u>	Flowing water bodies (including streams and rivers)
<u>P-1</u>	Public and private surface water and ground water supplies on or within 100 feet of site
<u>P-1</u>	Maximum annual ground water elevations with dates and location of test
<u>P-1</u>	Boundaries of resource areas checked under Part I, item 11 above
<u>P-1</u>	Other

Man-made Features:

<u>P-1</u>	Structures (such as buildings, piers, towers and headwalls)
<u>P-1</u>	Drainage and flood control facilities at the site and immediately off the site, including culverts and open channels (with inverts), dams and dikes
<u>P-1</u>	Subsurface sewage disposal systems
<u>P-1</u>	Underground utilities
<u>P-1</u>	Roadways and parking areas
<u>P-1</u>	Property boundaries, easements and rights-of-way
<u>P-1</u>	Other

**Part III: Work Description**

Indicate which of the following information has been provided (on a plan, in narrative description or calculations) to clearly, completely and accurately describe work proposed within each of the resource areas checked in Part I, item 11 above.

Identifying  
Number/Letter  
(of plan, narrative  
or calculations)

Planview and Cross Section of:

<u>P-1</u>	Structures (such as buildings, piers, towers and headwalls)
<u>P-1</u>	Drainage and flood control facilities, including culverts and open channels (with inverts), dams and dikes
<u>P-1</u>	Subsurface sewage disposal systems & underground utilities
<u>P-1</u>	Filling, dredging and excavating, indicating volume and composition of material
<u>N/A</u>	Compensatory storage areas, where required in accordance with Part III, Section 10:57 (4) of the regulations
<u>N/A</u>	Wildlife habitat restoration or replication areas
<u>P-1, P-2</u>	Other
<u>N/A</u>	<u>Point Source Discharge</u> Description of characteristics of discharge from point source (both closed and open channel), when point of discharge falls within resource area checked under Part I, item 11 above, as supported by standard engineering calculations, data and plans, including but not limited to the following:



<input type="checkbox"/> Coastal <input type="checkbox"/> Inland	Resource Area Type: N/A	Identifying number or letter of support documents

2. Clearly, completely and accurately describe, with reference to supporting plans and calculations where necessary:

- (a) all measures and designs to regulate work within the Buffer Zone so as to ensure that said work does not alter an area specified in Part I, Section 10.02(1) (a) of these regulations; or
- (b) if work in the Buffer Zone will alter such an area, all measures and designs proposed to meet the performance standards established for the adjacent resource area specified in Part II or Part III of these regulations.

<input type="checkbox"/> Coastal <input checked="" type="checkbox"/> Inland	Resource Area Type Bordered By 100-Foot Discretionary Zone: BORDERING VEGETATED WETLAND	Identifying number or letter of support documents
Proposed work in the buffer zone includes the construction of a house, driveway, and appurtenances. A haybale dike or silt fence shall be installed between all work and the resource area before construction begins. All entrapped sediments will be removed to a non-sensitive area. All disturbed surfaces will be stabilized with loam and seed or pavement, as appropriate, as soon as possible.		P-1, P-2

**Part V: Additional Information for a Department of the Army Permit**

1. COE Application No. \_\_\_\_\_ 2. \_\_\_\_\_  
(to be provided by COE) (Name of waterway)

3. Names and addresses of property owners adjoining your property:

4. Document other project alternatives (i.e., other locations and/or construction methods, particularly those that would eliminate the discharge of dredged or fill material into waters or wetlands).

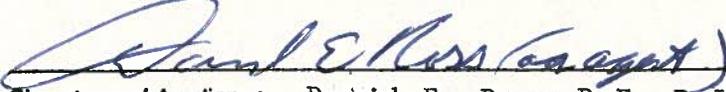
5. 8 1/2" x 11" drawings in planview and cross-section, showing the resource area and the proposed activity within the resource area. Drawings must be to scale and should be clear enough for photocopying.

Certification is required from the Division of Water Pollution Control before the Federal permit can be issued. Certification may be obtained by contacting the Division of Water Pollution Control, 1 Winter Street, Boston, Massachusetts 02108.

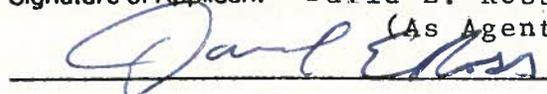
Where the activity will take place within the area under the Massachusetts approved Coastal Zone Management Program, the applicant certifies that his proposed activity complies with and will be conducted in a manner that is consistent with the approved program.

Information provided will be used in evaluating the application for a permit and is made a matter of public record through issuance of a public notice. Disclosure of this information is voluntary, however, if necessary information is not provided, the application cannot be processed nor can a permit be issued.

I hereby certify under the pains and 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.

  
Signature of Applicant David E. Ross, P.E., P.L.S.  
(As Agent)

8/9/90  
Date

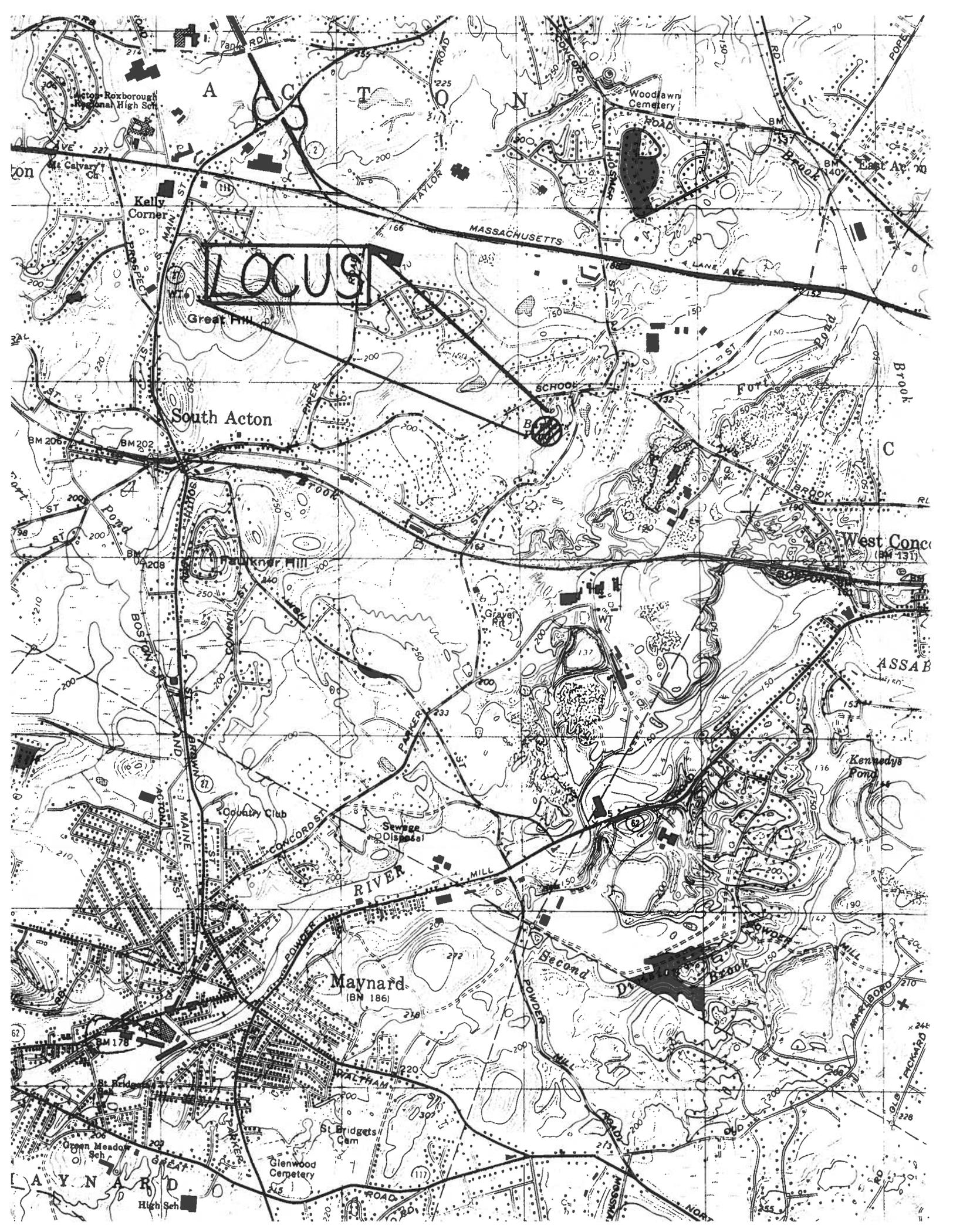
  
Signature of Applicant's Representative

8/9/90  
Date

NED FORM 100 (TEST)  
1 MAY 82

"Exception to ENG Form 4345 approved by HQUSACE, 6 May 1982"

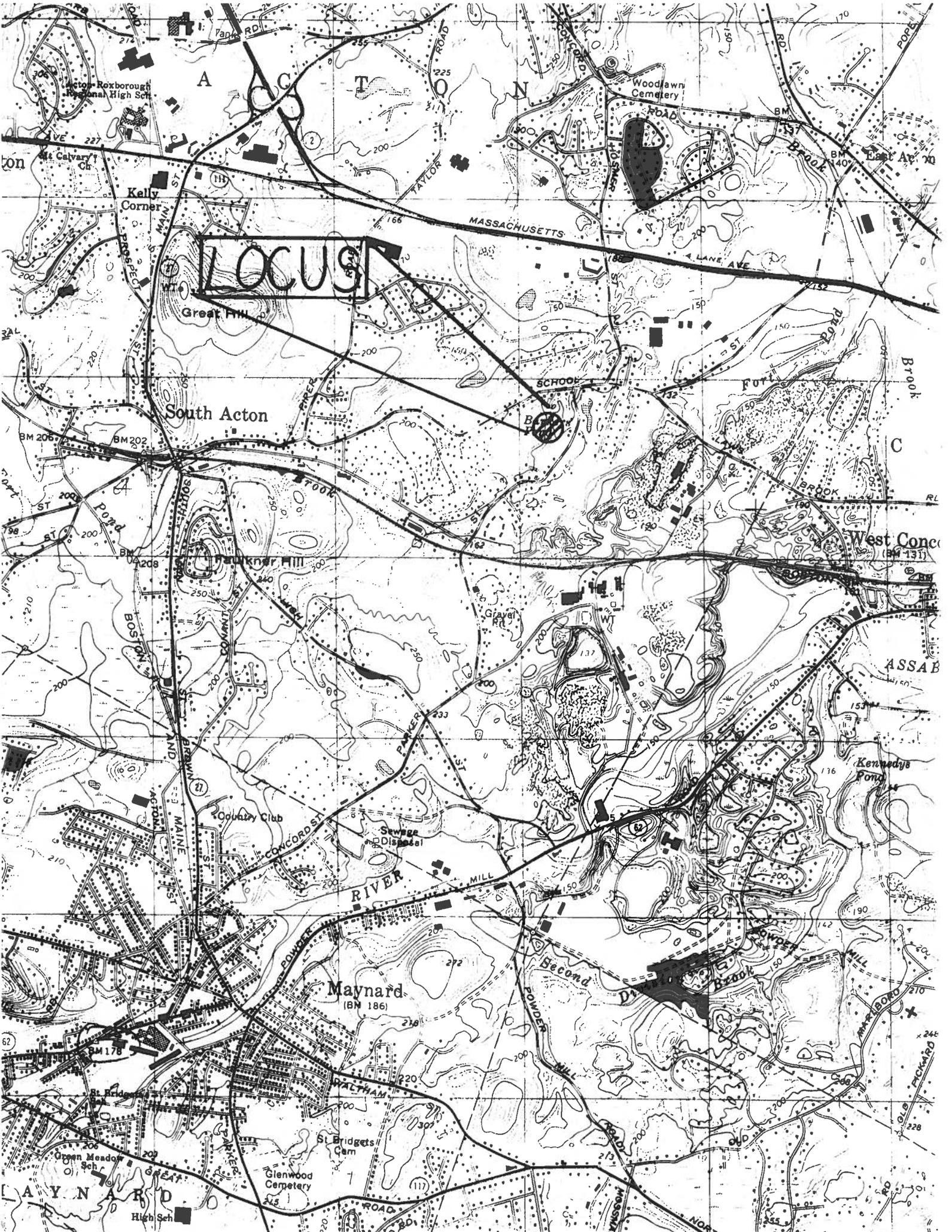
"This document contains a joint Department of the Army and State of Massachusetts application for a permit to obtain permission to perform activities in United States waters. The Office of Management and Budget (OMB) has approved these questions required by the US Army Corps of Engineers. OMB Number 0702-0036 and expiration date of 30 September 1983 applies." This statement will be set in 6 point type



LOCUS

South Acton

Maynard  
(BM 186)



Acton Roxborough Regional High Sch

Woodlawn Cemetery

Great Hill

South Acton

Hawkknob Hill

Country Club

Maynard

St. Bridget's Cam

Glenwood Cemetery

Woodlawn Cemetery



ASSISTANT ASSESSOR  
LELA SORENSEN

# BOARD OF ASSESSORS

TOWN HALL

472 MAIN STREET

ACTON, MASSACHUSETTS 01720

TELEPHONE (508) 264-9622

BOARD OF ASSESSORS

SUSAN C. MILLER, CHAIRMAN

JAMES J. KOTANCHIK

ROBERT W. ADAMS

## ABUTTERS LIST

Locus:	H40 111 000	H40 111 005
	H40 111 001	H40 111 006
	H40 111 002	H40 111 007
	H40 111 003	H40 111 008
	H40 111 004	H40 111 009
	H40 108 000	H30 182 000

<u>MAP/LOT</u>	<u>OWNER</u>	<u>MAILING ADDRESS</u>
H40 116 002	Allen Nelson	32 Parker Street, Acton 01720
116	Angelo Lombardo	18 Parker Street, Acton 01720
075	Newcomb Family Trust	P.O. Box 364, Acton 01720
115	Vicki Goddard	17 Parker Street, Acton 01720
117	Domenic Amendolia	19 Parker Street, Acton 01720
101 002	Renaissance Const. Co.	P.O. Box 1363, Concord 01742
101 003	A. Keith Crozier	7 Parker Street, Acton 01720
112	Justine Jacobsen	87 Liberty Street, Acton 01720
082	John Miller	225 School Street, Acton 01720
101 001	Renaissance Const. Co.	P.O. Box 1363, Concord 01742
101	Renaissance Const. Co.	P.O. Box 1363, Concord 01742
083	Frederick Ratta	229 School Street, Acton 01720
091	John Miller	225 School Street, Acton 01720
068	David Brown	225 School Street, Acton 01720
068 001	David Brown	225 School Street, Acton 01720
073	Marion Higgins	246 School Street, Acton 01720
112	William Durkin	11 Parker Street, Acton 01720
H30 165 000	Caroline Harrocks	27 Parker Street, Acton 01720
181	Jacqueline Dufault	P.O. Box 28, Acton 01720
152	Elio DiBiase	800 S. 7th Ave. Hollywood, FL 33319
117	William Morris	217 School Street, Acton 01720
118	John Paine	9 Church Street, Acton 01720
134	Elio DiBiase	800 S. 7th Ave. Hollywood, FL 33319
135	Elio DiBiase	800 S. 7th Ave. Hollywood, FL 33319
200	Rene Malo	29 Parker Street, Acton 01720
199	Waino Kangas	31 Parker Street, Acton 01720
197	Victoria Hemingway	18 Carriage Lane, Stow 01775
198	Kristine Doyle	41 Parker Street, Acton 01720
116	Karen Murphy	
	c/o Goggins	18 Arlington Street, Acton 01720
073	Madeline Brown	220 School Street, Acton 01720
073 001	Madeline Brown	220 School Street, Acton 01720

115

William Wishart

43 Hosmer Street, Acton 01720

July 27, 1990

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

HEARING NOTICES FOR ALL SPECIAL PERMITS MUST BE SENT TO THE PLANNING BOARD, TOWN HALL IN THE FOLLOWING TOWNS:

Boxborough, MA 01719  
Carlisle, MA 01741  
Concord, MA 01742  
Littleton, MA 01460  
Maynard, MA 01754  
Stow, MA 01775  
Sudbury, MA 01776  
Westford, MA 01886

  
Lela M. Sorensen  
Assistant Assessor