

Stamski and McNary, Inc.

Engineering - Planning - Surveying

1000 Main Street Acton, MA 01720

Ph: (978) 263-8585

www.stamskiandmcnary.com

Notice of Intent

Under the Massachusetts Wetlands Protection Act,
G.L. c. 131, s. 40 &
The Town of Acton Wetland Protection Bylaw

for

**12 Elm Street
Acton, MA 01720**

Applicant:

Edward & Sheryl Fox
12 Elm Street
Acton, MA 01720

Date:

September 28, 2012

SM-3698A

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- Certified Abutters List / Affidavit / Notice to Abutters

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- B. U.S.G.S. Map
- C. Massachusetts Natural Heritage Atlas 13th Edition, Effective: October 1, 2008
- D. FEMA Flood Insurance Map
- E. DEP Field Data Forms
- F. Wetlands Permitting Plan by Stamski and McNary, Inc.



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):

12 Elm Street
a. Street Address

Acton
b. City/Town

01720
c. Zip Code

Latitude and Longitude:

E2
f. Assessors Map/Plat Number

d. Latitude
228

e. Longitude

g. Parcel /Lot Number

2. Applicant:

Edward
a. First Name

Fox
b. Last Name

c. Organization

12 ELm Street
d. Street Address

Acton
e. City/Town

MA
f. State

01720
g. Zip Code

978-631-4157
h. Phone Number

i. Fax Number

j. Email Address

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

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):

Jonathan
a. First Name

Bollen, P.L.S.
b. Last Name

Stamski and McNary, Inc.
c. Company

1000 Main Street
d. Street Address

Acton
e. City/Town

MA
f. State

01720
g. Zip Code

978-263-8585x206
h. Phone Number

978-263-9883
i. Fax Number

jdb@stamskiandmcnary.com
j. Email address

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

\$165.00
a. Total Fee Paid

\$70.00
b. State Fee Paid

\$95.00 (+\$33.00 Bylaw Fee)
c. City/Town Fee Paid



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A. General Information (continued)

6. General Project Description:

Addition to a Single Family Home

7a. Project Type Checklist:

- 1. [X] 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 [X] No If yes, describe which limited project applies to this project:

2. Limited Project

8. Property recorded at the Registry of Deeds for:

Middlesex

a. County

47986

c. Book

b. Certificate # (if registered land)

420

d. Page Number

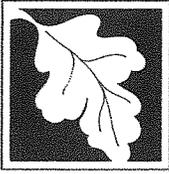
B. Buffer Zone & Resource Area Impacts (temporary & permanent)

- 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.

Table with 3 columns: Resource Area, Size of Proposed Alteration, Proposed Replacement (if any). Rows include Bank, Bordering Vegetated Wetland, and Land Under Waterbodies and Waterways.



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

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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. <input type="checkbox"/> Bordering Land Subject to Flooding	1. square feet	2. square feet
	3. cubic feet of flood storage lost	4. cubic feet replaced
e. <input type="checkbox"/> Isolated Land Subject to Flooding	1. square feet	
	2. cubic feet of flood storage lost	3. cubic feet replaced
f. <input checked="" type="checkbox"/> Riverfront Area	tributary of Fort Pond Brook	
	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: 32,117 s.f.
square feet

4. Proposed alteration of the Riverfront Area:

<u>2100 s.f.</u>	<u>0 s.f.</u>	<u>2100 s.f.</u>
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. <input type="checkbox"/> Designated Port Areas	Indicate size under Land Under the Ocean, below	
b. <input type="checkbox"/> Land Under the Ocean	1. square feet	
	2. cubic yards dredged	
c. <input type="checkbox"/> Barrier Beach	Indicate size under Coastal Beaches and/or Coastal Dunes below	
d. <input type="checkbox"/> Coastal Beaches	1. square feet	2. cubic yards beach nourishment
e. <input type="checkbox"/> Coastal Dunes	1. square feet	2. cubic yards dune nourishment



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

Table with columns: Resource Area, Size of Proposed Alteration, Proposed Replacement (if any). Rows include Coastal Banks, Rocky Intertidal Shores, Salt Marshes, Land Under Salt Ponds, Land Containing Shellfish, Fish Runs, Land Subject to Coastal Storm Flowage, and Restoration/Enhancement.

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)?

a. [] Yes [X] No 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

Oct. 2008
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/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.)

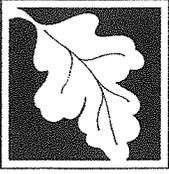
2. Separate MESA review ongoing.

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.



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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?

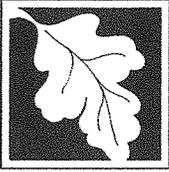
a. Yes. Attach a copy of the Stormwater Report as required by the Stormwater Management Standards per 310 CMR 10.05(6)(k)-(q) and check if:

- 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

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.

Wetlands Permitting Plan

a. Plan Title

Stamski and McNary, Inc.

b. Prepared By

September 28, 2012

d. Final Revision Date

George Dimakarakos, P.E.

c. Signed and Stamped by

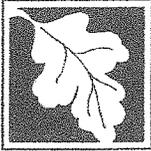
1"=20'

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:

2. Municipal Check Number	<u>454 + 485</u> 453	3. Check date	<u>10-2-12</u>
4. State Check Number	<u>SHERIL</u>	5. Check date	<u>10-2-12</u>
6. Payor name on check: First Name		7. Payor name on check: Last Name	<u>FOX</u>

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	<u>[Signature]</u>	2. Date	<u>Oct-2, 2012</u>
3. Signature of Property Owner (if different)	<u>[Signature]</u>	4. Date	<u>10-3-2012</u>
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.



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:

12 Elm Street Acton
 a. Street Address b. City/Town

c. Check number d. Fee amount

2. Applicant Mailing Address:

Edward Fox
 a. First Name b. Last Name

c. Organization

12 Elm Street
 d. Mailing Address

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

978-631-4157
 h. Phone Number i. Fax Number j. Email Address

3. Property Owner (if different):

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

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).



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

Brian McMullen
 Assessor

LOCUS 12 ELM ST
 PARCEL ID E2-228

Location	Parcel ID	Owner	Co-Owner	Mailing Address	City	ST	Zip
11 ELM ST UNIT 2	E2-240-112	TAYLOR KATHLEEN E	AGNES TAYLOR	11 ELM ST UNIT 2	ACTON	MA	01720
3 ELM ST UNIT 1	E2-240-301	PAREKH KETAN	PAREKH KETAN	3 ELM ST UNIT 1	ACTON	MA	01720
5 ELM ST UNIT 2	E2-240-502	HOEY PATRICK TRUSTEE	HOEY JANE TRUSTEE	23 RIVER ST	BYFIELD	MA	01922
5 ELM ST UNIT 2	E2-240-504	ABREU HUDSON X	ABREU REGINA C	5 ELM ST UNIT 4	ACTON	MA	01720
3 ELM ST UNIT 5	E2-240-305	DAVIES DAVID		3 ELM ST UNIT 5	ACTON	MA	01720
3 ELM ST UNIT 6	E2-240-306	EBERLY BARRY L		3 ELM ST UNIT 6	ACTON	MA	01720
7 ELM ST UNIT 7	E2-240-707	DOHERTY SHARON B		7 ELM ST UNIT 7	ACTON	MA	01720
7 ELM ST UNIT 8	E2-240-708	PAIGE WILLIAM H		7 ELM ST UNIT 8	ACTON	MA	01720
7 ELM ST UNIT 1	E2-240-701	SANYAL JHILAM		7 ELM ST UNIT 1	ACTON	MA	01720
7 ELM ST UNIT 3	E2-240-703	MURPHY CYRIL J		7 ELM ST UNIT 3	ACTON	MA	01720
11 ELM ST UNIT 4	E2-240-114	HANH VIRGINIA C		11 ELM ST UNIT 4	ACTON	MA	01720
11 ELM ST UNIT 5	E2-240-115	GODOY ROBERT	GODOY ROSARIO MORENO	11 ELM ST UNIT 5	ACTON	MA	01720
11 ELM ST UNIT 6	E2-240-116	ALLARD PATRICIA L	PO BOX 2874		ACTON	MA	01720
11 ELM ST UNIT 7	E2-240-117	MOORE MARSHALL P		11 ELM ST UNIT 7	ACTON	MA	01720
11 ELM ST UNIT 8	E2-240-118	BLUE BIRD TRUST	C/O MARY BLANCHETTE	JARMAN RD	SUDBURY	MA	01776
5 ELM ST UNIT 5	E2-240-505	ZENG SHENGYOU		5 ELM ST UNIT 5	ACTON	MA	01720
5 ELM ST UNIT 6	E2-240-506	FOX NANCY KAY		5 ELM ST UNIT 6	ACTON	MA	01720
9 ELM ST UNIT 8	E2-240-908	UTT RICHARD W	UTT MARY H	9 ELM ST UNIT 8	ACTON	MA	01720
14 ELM ST	E2-234	GABRIELLI GABRIEL		14 ELM ST	ACTON	MA	01720
11 ELM ST UNIT 1	E2-240-111	ANTONELLI KEVIN M	PATTON CINDY A	11 ELM ST	ACTON	MA	01720
11 ELM ST UNIT 3	E2-240-113	DHILLA ESMAIL F	DHILLA MUNIRA E	11 ELM ST UNIT 3	ACTON	MA	01720
5 ELM ST UNIT 1	E2-240-501	SOAR ELIZABETH	C/O ELIZABETH ORCUTT	12 CANTURBURY LN	GROTON	MA	01450
7 ELM ST UNIT 2	E2-240-702	BURROWS JOAN		7 ELM ST UNIT 2	ACTON	MA	01720
7 ELM ST UNIT 4	E2-240-704	LEUNG THOMAS SAI HONG	LEUNG TINA HSUI MAN	7 ELM ST UNIT 4	ACTON	MA	01720
9 ELM ST UNIT 3	E2-240-903	DJW SONG LLC		4 LISA LN	ACTON	MA	01720
9 ELM ST UNIT 5	E2-240-905	SIEGEL HOWARD		180 BEACON ST 7A	BOSTON	MA	01720
3 ELM S UNIT 7	E2-240-307	LU YUN		3 ELM ST UNIT 7	ACTON	MA	01720
5 ELM ST UNIT 7	E2-240-507	WEAVER STERLING L	WEAVER JEAN C	7 HARDWOOD HILL MONROE COUNTY	PITTSFORD NY		14534
3 ELM ST UNIT 3	E2-240-303	TAMBURINO AMY		3 ELM ST UNIT 3	ACTON	MA	01720

5 ELM ST UNIT 8	E2-240-508	POKROVSKI ANDREW	ENNIS RACHAEL	5 ELM ST UNIT 8	ACTON	MA	01720
3 ELM ST UNIT 8	E2-240-308	SUBRAMONY SENAPATHY		191 WEST WYOMING AVE UNIT 5	MELROSE	MA	02178
7 ELM ST UNIT 5	E2-240-705	LIU XIANGHAI	QU FENG	263 PARKER ST	ACTON	MA	01720
9 ELM ST UNIT 1	E2-240-901	PRENDERGAST REBECCA A		9 ELM ST UNIT 1	ACTON	MA	01720
7 ELM ST UNIT 6	E2-240-706	DEABREU MARLENE		7 ELM ST UNIT 6	ACTON	MA	01720
5 ELM ST UNIT 3	E2-240-503	VACEK MARTIN	VACEK IVANNA	5 ELM ST UNIT 3	ACTON	MA	01720
9 ELM ST UNIT 4	E2-240-904	CURRAN KATHLEEN M		9 ELM ST UNIT 4	ACTON	MA	01720
3 ELM ST UNIT 2	E2-240-302	BRAUM THOMAS J		22 HIGH ST	MEDFIELD	MA	02050
9 ELM ST UNIT 2	E2-240-902	CUSHMAN GEORGE P		9 ELM ST UNIT 2	ACTON	MA	01720
20 ELM ST	E2-192-2	STARR ANDREA		22 ELM ST	ACTON	MA	01720
3 ELM ST UNIT 4	E2-240-304	SMITH NORMA P		3 ELM ST UNIT 4	ACTON	MA	01720
2 SENECA CT	E2-178-6	ARMSTONG DONALD P	ARMSTONG LYNN M	2 SENECA CT	ACTON	MA	01720
4 SENECA CT	E2-178-7	SMITH KORD S	SMITH ANN H	4 SENECA CT	ACTON	MA	01720
7 ELM ST	E2-247	TOWN OF ACTON		472 MAIN ST	ACTON	MA	01720

Abutters and owners of land directly opposite on any public or private street or way and abutters to 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 01729 Maynard MA 01754 Concord, M, Ma 01742 Littleton, Ma 01460
 Carlisle, Ma 01741 Stow, Ma 01775 Westford, Ma 01886 Sudbury, Ma 01776

10/2/2012

Marty Abbott

Marty Abbott
 Assessor Clerk

AFFIDAVIT OF SERVICES
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, Jonathan Bollen, P.L.S., hereby certify under the pains and penalties of perjury that on 10/3/12 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 connection with the following matter:

A Notice of Intent filed under the Massachusetts Wetlands
Protection Act by Edward & Sheryl Fox with the Acton
Conservation Commission for property located at 12 Elm
Street, Map E2 Parcel 228.

The form of the notification, and a list of the abutters to whom it was given and their addresses, are attached to this Affidavit of Service.

Name:



Date: 10/3/12

NOTIFICATION TO ABUTTERS
UNDER THE TOWN OF ACTON WETLAND PROTECTION BYLAW

In accordance with the second paragraph of Massachusetts General Laws Chapter 131, Section 40 you are hereby notified of the following:

The Applicant: Edward & Sheryl Fox

Address: 12 Elm Street, Acton, MA 01720 Phone: (978) 631-4157

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 Town of Acton Wetlands Protection Bylaw.

Applicant's Representative: Stamski and McNary, Inc.

Address: 1000 Main Street; Acton MA 01720 Phone: (978) 263-8585

The address of the property where the activity is proposed: 12 Elm Street

Town Atlas Plate/Map: E-2 Parcel/Lot: 228

Project Description: Construction of additions to an existing single family dwelling within the 100' Buffer Zone to a Bordering Vegetated Wetland and the 200' Riverfront Area

Copies of the Notice of Intent may be examined at the Conservation Office, Acton Town Hall, 472 Main Street, Acton. Between the hours of 8:00 A.M. and 4:30 P.M. Monday through Friday. For more information please call the Conservation Office at 978-929-6634.

A Public Hearing will be held at the Acton Town Hall, 472 Main Street, on Wednesday,
October 17, 2012 at 7:45 P.M.
(date)

The notice of the public hearing, will be published at least five (5) days in advance in 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: 508-946-2700

Northeast Region: 978-694-3200
Western Region: 413-784-1100

**Attachment A:
Project Narrative**

12 Elm Street Existing Conditions

12 Elm Street consists of approximately .75 acres of land on Elm Street opposite the Douglas School sport courts. The lot consists of a paved driveway, existing house and shed. Portions of the lot are wooded; the majority is existing lawn area. Almost the entire lot is located within the 100' Buffer Zone to a Bordering Vegetated Wetland (BVW) and within the 200' Riverfront Area (RA).

Proposed Project – The Applicant is proposing additions to the rear of the existing house, a porch on the front of the house and a porch and deck on the rear of the house. All of the proposed additions are located within the existing lawn area.

Resource Areas and the Buffer Zone:

The resource areas on this Lot are Bordering Vegetated Wetland (BVW) and Riverfront Area (RA). A tributary to Fort Pond Brook Brook (a perennial stream) is located to the west of the lot. An area of BVW starts to the west of the lot at Elm Street and runs northeasterly along the northwesterly lot line and wraps around the back of the lot.

Compliance with Town Wetland Protection Bylaw Section 3.3:

Section 3.3 allows the Commission to permit new activity or structures as close to the Wetland Resource Area as the existing Activity or structure if it finds such Activity or structure will not affect the interest provided for in the Bylaw more adversely than the existing Activity or Structure. Since the proposed additions are not closer than the existing structure to the Resource Area and are located within existing lawn area we feel they do not affect the interests of the Bylaw more adversely than the existing structure.

Compliance with General Performance Standards for BVW 310 CMR 10.55(4):

The General Performance Standards for a Bordering Vegetated Wetland have been met since the proposed activity does not involve removing, filling, dredging or altering of a BVW. The proposed siltation controls will prevent indirect alteration of wetlands during construction.

Compliance with General Performance Standard for the Riverfront Area 310 CMR 10.58(4):

There is no practicable and substantially equivalent economic alternative to the proposed project with less adverse effects on the interests identified in M.G.L. c. 131 § 40 and the work, including proposed mitigation, will have no significant adverse impact on the riverfront area to protect interests identified in M.G.L. c 131 § 40.

(a) Protection of Other Resource Areas.

The proposed work is located within the Riverfront Area only and is not located within another resource area, it is located within the 100 Buffer Zone to a BVW.

(b) Protection of Rare Species.

This project is not located within an area of Estimated Habitat of Rare Wildlife according to the most recent Estimated Habitat Map dated: October 1, 2008.

(c) Practicable and Substantially Equivalent Economic Alternatives.

There is no practicable and substantially equivalent economic alternative to the proposed project with less adverse effects on the interests identified in M.G.L. c. 131 § 40. Alternatives are outlined below.

Project Purpose

The purpose of this project is to construct an addition to a single family dwelling According to 10.58(4)(c)2.a, on a lot recorded before August 1, 1996, alternatives for the construction of a single family house are limited to that lot.

Alternative 1: Do nothing. This does not meet the project purpose of constructing an addition the dwelling. Therefore, this is not the preferred alternative.

Alternative 2: Re-configure the layout of the proposed addition. The proposed additions could be reconfigured to be at the front of the house, but this would not place them further from the resource area. Therefore, this is not the preferred alternative.

Alternative 3: Construct the additions as proposed. The proposed additions are not located significantly closer to the resource areas than the existing dwelling and are located within existing lawn area. This is the preferred alternative.

Alternatives Analysis Conclusion:

There are no practicable and substantially equivalent economic alternatives that will achieve the proposed project purpose.

(d) No Significant Adverse Impact.

1. *Within the Riverfront Areas, the issuing authority may allow alteration of up to 5000 square feet or 10% of the Riverfront Area within a lot, whichever is greater,....*

The proposed work will alter 2,100 square feet, which is less than the allowed 5,000 square feet of Riverfront Area alteration.

- 1.a. *At a minimum, a 100 foot wide area of undisturbed vegetation is provided:*

No work is proposed within the inner 100' of the RA.

- 1.b. *Stormwater is managed according to standards established by the department in its Stormwater Policy (Handbook)...*

The Massachusetts Stormwater Handbook does not apply to single family dwelling projects.

- 1.c. *Proposed work does not impair the capacity to the riverfront area to provide important wildlife habitat functions....*

The site is not located within an area of Estimated Habitat of Rare Wildlife. There are no vernal pools within the immediate surroundings of the site.

- 1.d. *Proposed work shall not impair groundwater or surface water quality by nonpoint source pollution.*

A siltation fence is proposed to prevent erosion and control sediment movement during construction.

2. N/A

3. N/A

4. N/A

Summary:

The project has been designed to meet the performance standards of the Wetland Protection Act and Rivers Act regulations. The project has also been designed to meet the Conservation Commission's Wetlands Bylaw. Erosion controls have been proposed to protect wetland resource areas during construction. There are no practicable and substantially equivalent economic alternatives available to achieve the project purpose.

12 Elm Street Sequence of Construction:

- Install DEP File Number Sign and have approved plans and Order on site.
- Install Erosion and Siltation Controls prior to any activity.
- Strip top and sub soil and stockpile.
- Construct proposed additions.
- Loam and seed all disturbed areas within buffer zone and Riverfront Area.

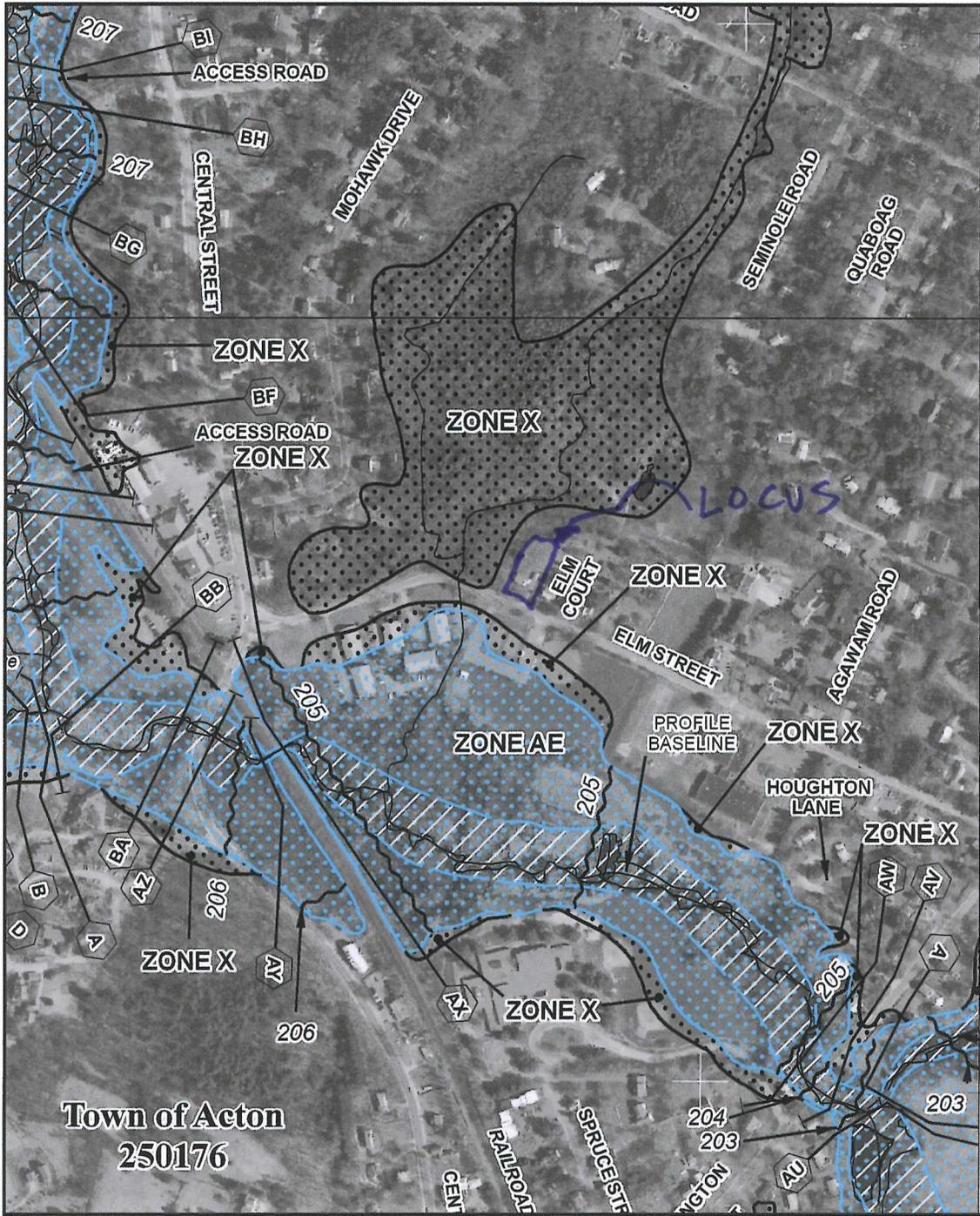
**Attachment B:
U.S.G.S. Quad Map**

Attachment C

LOCUS



**Attachment D:
FEMA Flood Insurance Map**



Town of Acton
250176

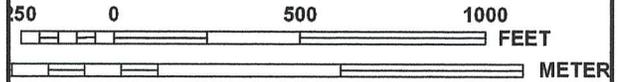
47°10'00\"/>

JOINS PANEL 0352

47°09'00\"/>



MAP SCALE 1" = 500'



NATIONAL FLOOD INSURANCE PROGRAM
 NFIP

PANEL 0351E

FIRM
FLOOD INSURANCE RATE MAP

MIDDLESEX COUNTY,
MASSACHUSETTS
(ALL JURISDICTIONS)

PANEL 351 OF 656
(SEE MAP INDEX FOR FIRM PANEL LAYOUT)

CONTAINS:

COMMUNITY	NUMBER	PANEL	SUFFIX
ACTON, TOWN OF	250176	0351	E
BOXBOROUGH, TOWN OF	250184	0351	E

Notice to User: The Map Number shown below should be used when placing map orders; the Community Number shown above should be used on insurance applications for the subject community.



MAP NUMBER
25017C0351E

EFFECTIVE DATE
JUNE 4, 2010

Federal Emergency Management Agency

This is an official copy of a portion of the above referenced flood map. It was extracted using F-MIT On-Line. This map does not reflect changes or amendments which may have been made subsequent to the date on the title block. For the latest product information about National Flood Insurance Program flood maps check the FEMA Flood Map Store at www.msc.fema.gov

**Attachment E:
DEP Field Data Forms**

DEP Bordering Vegetated Wetland (310 CMR 10.55) Delineation Field Data Form

Applicant: _____ Prepared by: B & C Associates Inc. Project location: 12 Elm Street, Acton DEP File #: _____

Check all that apply:

- Vegetation alone presumed adequate to delineate BVW boundary: fill out Section I only
 Vegetation and other indicators of hydrology used to delineate BVW boundary: fill out Sections I and II
 Method other than dominance test used (attach additional information)

Section I. Vegetation Observation Plot Number: 1 Transect Number: B Date of Delineation: 9/17/12

A. Sample Layer and Plant Species (by common/scientific name)		B. Percent Cover (or basal area)	C. Percent Dominance	D. Dominant Plant (yes or no)	E. Wetland Indicator Category *	
Herbaceous:	Sensitive Fern	<i>Onoclea sensibilis</i>	20.5	60%	Yes	FACW *
	Woodbine	<i>Parthenocissus quinquefolia</i>	10.5	31%	Yes	FACU
	Myrtle	<i>Vinca minor</i>	3.0/34.0	9%	No	UPL
Shrubs:	Winged Euonymus	<i>Euonymus alatus</i>	3.0	33%	Yes	
	Multiflora Rose	<i>Rosa multiflora</i>	3.0	33%	Yes	FACU
	Norway Maple	<i>Acer platanoides</i>	3.0/9.0	33%	Yes	UPL
Saplings:	None					
Lianas:	Oriental Bittersweet	<i>Celastrus orbiculatus</i>	38.0	74%	Yes	UPL
	Woodbine	<i>Parthenocissus quinquefolia</i>	10.5	20%	Yes	FACU
	Myrtle	<i>Vinca minor</i>	3.0/51.5	6%	No	UPL
Overstory:	Red Maple	<i>Acer rubrum</i>	588.8	50%	Yes	FAC *
	Red Oak	<i>Quercus rubra</i>	378.9	32%	Yes	FACU-
	White Pine	<i>Pinus strobus</i>	132.2	11%	No	FACU
	American Elm	<i>Ulmus americana</i>	44.6	4%	No	FACW- *
	Norway Maple	<i>Acer platanoides</i>	38.5/1183.0	3%	No	UPL

* Use an asterisk to mark wetland indicator plants: plant species listed in the Wetlands Protection Act (MGL c.131, s.40); plants in the genus *Sphagnum*; plants listed as FAC, FAC+, FACW-, FACW, FACW+, or OBL; or plants with physiological or morphological adaptations. If any plants are identified as wetland indicator plants due to physiological or morphological adaptations, describe the adaptation next to the asterisk.

Vegetation conclusion:

Number of dominant wetland indicator plants: 2 Number of dominant non-wetland Indicator plant: 6

Is the number of dominant wetland plants equal to or greater than the number of dominant non-wetland plants? NO

Section II. Indicators of Hydrology
Hydric Soil Interpretation

1. Soil Survey

Is there a published soil survey for this site? YES

title/date: Middlesex County 2/26/10

map number: 1

soil type mapped: Windsor loamy sand

hydric soil inclusions:

Are field observations consistent with soil survey? YES

Remarks:

2. Soil Description

Horizon	Depth	Matrix Color	Mottles Color
A	0-12"	10 YR 4/2	

Remarks: Refusal @ 12"

3. Other: 9' 9" to Wetland Flag # 5
 10' 6" to Wetland Flag # 6

Conclusion: Is soil hydric? NO

Other Indicators of Hydrology: (check all that apply and describe)

- Site inundated: _____
- Depth to free water in observation hole: _____
- Depth to soil saturation in observation hole: _____
- Water marks: _____
- Drift lines: _____
- Sediment deposits: _____
- Drainage patterns in BVW: _____
- Oxidized rhizospheres: _____
- Water-stained leaves: _____
- Recorded data (stream, lake, or tidal gauge; aerial photo; other):

- Other: _____

Vegetation and Hydrology Conclusion

	Yes	No
Number of wetland indicator plants ≥ number of non-wetland indicator plants	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Wetland hydrology present: hydric soil present	<input type="checkbox"/>	<input checked="" type="checkbox"/>
other indicators of hydrology present	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Sample location is in a BVW	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Submit this form with the Request for Determination of Applicability or Notice of Intent

DEP Bordering Vegetated Wetland (310 CMR 10.55) Delineation Field Data Form

Applicant: _____ Prepared by: B & C Associates Inc. Project location: 12 Elm Street, Acton DEP File #: _____

Check all that apply:

- Vegetation alone presumed adequate to delineate BVW boundary: fill out Section I only
 Vegetation and other indicators of hydrology used to delineate BVW boundary: fill out Sections I and II
 Method other than dominance test used (attach additional information)

Section I. Vegetation Observation Plot Number: 2 Transect Number: B Date of Delineation: 9/17/12

A. Sample Layer and Plant Species (by common/scientific name)			B. Percent Cover (or basal area)	C. Percent Dominance	D. Dominant Plant (yes or no)	E. Wetland Indicator Category *	
Herbaceous:	Sensitive Fern	<i>Onoclea sensibilis</i>	85.5	69%	Yes	FACW	*
	Myrtle	<i>Vinca minor</i>	38.0/123.5	31%	Yes	UPL	
Shrubs:	Winged Euonymus	<i>Euonymus alatus</i>	3.0	50%	Yes		
	Arrowwood	<i>Viburnum dentatum</i>	3.0/6.0	50%	Yes	FAC	*
Saplings:	American Elm	<i>Ulmus americana</i>	10.5/10.5	100%	Yes	FACW-	*
Lianas:	Oriental Bittersweet	<i>Celastrus orbiculatus</i>	38.0	74%	Yes	UPL	
	Woodbine	<i>Parthenocissus quinquefolia</i>	10.5	20%	Yes	FACU	
	Myrtle	<i>Vinca minor</i>	3.0/51.5	6%	No	UPL	
Overstory:	Red Maple	<i>Acer rubrum</i>	967.7	82%	Yes	FAC	*
	White Pine	<i>Pinus strobus</i>	132.2	11%	No	FACU	
	American Elm	<i>Ulmus americana</i>	44.6	4%	No	FACW-	*
	Norway Maple	<i>Acer platanoides</i>	38.5/1183.0	3%	No	UPL	

* Use an asterisk to mark wetland indicator plants: plant species listed in the Wetlands Protection Act (MGL c.131, s.40); plants in the genus *Sphagnum*; plants listed as FAC, FAC+, FACW-, FACW, FACW+, or OBL; or plants with physiological or morphological adaptations. If any plants are identified as wetland indicator plants due to physiological or morphological adaptations, describe the adaptation next to the asterisk.

Vegetation conclusion:

Number of dominant wetland indicator plants: 4 Number of dominant non-wetland Indicator plant: 3

Is the number of dominant wetland plants equal to or greater than the number of dominant non-wetland plants? YES

**Section II. Indicators of Hydrology
Hydric Soil Interpretation**

1. Soil Survey

Is there a published soil survey for this site? YES

title/date: Middlesex County 2/26/10

map number: 1

soil type mapped: Scarboro mucky fine sandy loam

hydric soil inclusions:

Are field observations consistent with soil survey? YES

Remarks:

2. Soil Description

Horizon	Depth	Matrix Color	Mottles Color
A	0-10"	10 YR 2/2	
B _G	10-14"	10 YR 3/1	

Remarks:

3. Other: 19' 8" to Wetland Flag # 5
12' 10" to Wetland Flag # 6
15' 11" Downgradient from B1

Conclusion: Is soil hydric? YES

Other Indicators of Hydrology: (check all that apply and describe)

- Site inundated: _____
- Depth to free water in observation hole: _____
- Depth to soil saturation in observation hole: _____
- Water marks: _____
- Drift lines: _____
- Sediment deposits: _____
- Drainage patterns in BVW: _____
- Oxidized rhizospheres: _____
- Water-stained leaves: _____
- Recorded data (stream, lake, or tidal gauge; aerial photo; other):

- Other: _____

Vegetation and Hydrology Conclusion

	Yes	No
Number of wetland indicator plants ≥ number of non-wetland indicator plants	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Wetland hydrology present: hydric soil present	<input checked="" type="checkbox"/>	<input type="checkbox"/>
other indicators of hydrology present	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sample location is in a BVW	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Submit this form with the Request for Determination of Applicability or Notice of Intent

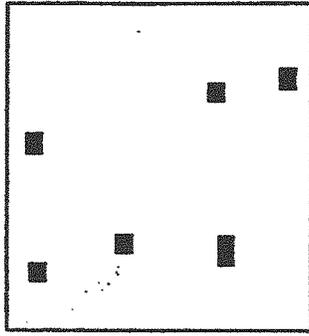
Hydric Soil Indicators

Most hydric soils have a soil horizon with a chroma of 0, 1, or 2 below the A-horizon. These are referred to as low-chroma colors. (Reminder: the Munsell Soil Color Charts are used to determine soil colors.) Generally, when evaluating mineral soils for low- chroma colors or other evidence of saturation, look for indicators directly below the A- horizon and within the top 12 inches of the soil surface. In areas where the O-horizon is less than 8 inches thick, soil depths are measured from the bottom of the O-horizon. When the O-horizon is 8 inches or greater (for histosols and soils with histic epipedons), such depths are measured from the soil surface. The soil surface is the top of the mineral soil; or, for soils with an O-horizon, the soil surface is measured from the top of the O-horizon. Fresh leaf or needle fall that has not undergone observable decomposition (the litter layer) is excluded from soil and may be separately described.

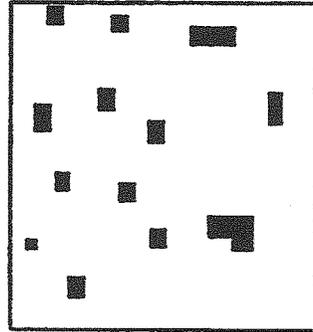
The following is a list of some hydric soil indicators - any of which can be used to identify the presence of wetland hydrology:

- ◆ Histosols (organic soils). Histosols are soils with at least 16 inches of organic - material measured from the soil surface.
- ◆ Histic epipedons. These are soils with 8 to 16 inches of organic material measured from the soil surface.
- ◆ Sulfidic material. A strong "rotten egg" smell generally is noticed immediately after the soil test hole is dug.
- ◆ Gleyed soils. Soils that are predominantly neutral gray, or occasionally greenish or bluish gray in color within 12 inches from the bottom of the O-horizon. (The Munsell Soil Color Charts have special pages for gleyed soils.)
- ◆ Soils with a matrix chroma of 0 or 1 and values of 4 or higher within 12 inches from the bottom. of the O-horizon.
- ◆ Within 12 inches from the bottom of the O-horizon, soils with a chroma of 2 or less and values of 4 or higher in the matrix, and mottles with a chroma of 3 or higher.
- ◆ Within 12 inches from the bottom of the O-horizon, soils with a matrix chroma of 3 and values of 4 or higher, with 10 percent or more low-chroma mottles, as well as indicators of saturation (i.e., mottles, oxidized rhizospheres. concretions. nodules) within 6 inches of the soil surface.

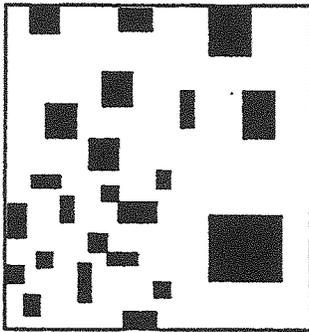
Charts for Estimating Percent Redoximorphic Features



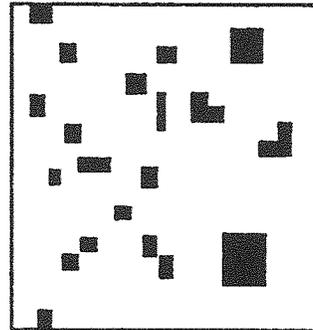
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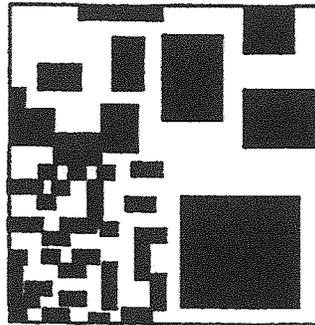
5%



20%



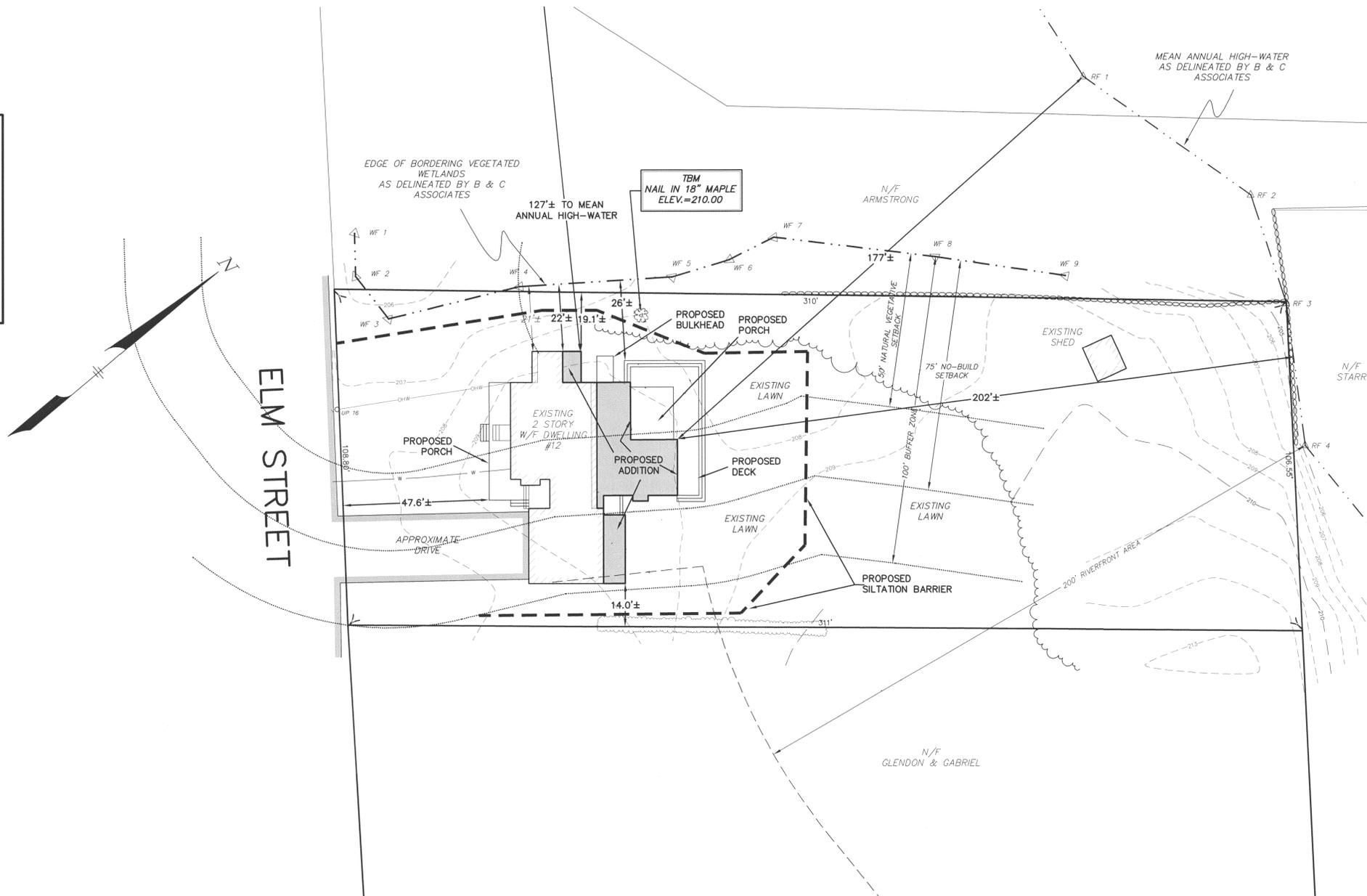
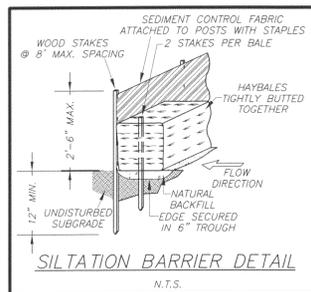
10%



50%

AGONIA
0-2 FFW
2-20 common
20+ rare

**Attachment F:
Wetlands Permitting Plan**



LEGEND:

- N/F NOW OR FORMERLY
- OHV OVERHEAD WIRES
- ☐ TREE
- TREE LINE
- UP UTILITY POLE
- GG+ GAS GATE
- G GAS SERVICE (BURIED)
- WC+ WATER GATE
- W WATER SERVICE (BURIED)
- DMH DRAIN MANHOLE
- D SUB-SURFACE DRAIN LINE
- 99 EXISTING CONTOUR
- 88 EXISTING CONTOUR
- ☐ LIGHTPOLE
- △ WETLAND FLAG
- 99X9 SPOT ELEVATION
- STONE WALL

UTILITY NOTE:

ALL UNDERGROUND UTILITIES SHOWN HERE WERE COMPILED ACCORDING TO AVAILABLE RECORD PLANS FROM VARIOUS UTILITY COMPANIES AND PUBLIC AGENCIES AND ARE APPROXIMATE ONLY. ACTUAL LOCATIONS MUST BE DETERMINED IN THE FIELD BEFORE DESIGNING, EXCAVATING, BLASTING, INSTALLING, BACKFILLING, GRADING, PAVEMENT RESTORATION OR REPAIRING. ALL UTILITY COMPANIES, PUBLIC AND PRIVATE, MUST BE CONTACTED INCLUDING THOSE IN CONTROL OF UTILITIES NOT SHOWN ON THIS PLAN. SEE CHAPTER 370, ACTS OF 1963 MASS. WE ASSUME NO RESPONSIBILITY FOR DAMAGES INCURRED AS A RESULT OF UTILITIES OMITTED OR INACCURATELY SHOWN. BEFORE PLANNING FUTURE CONNECTIONS THE APPROPRIATE PUBLIC UTILITY ENGINEERING DEPARTMENT MUST BE CONSULTED. DIG SAFE TELEPHONE No. 1-888-344-7233.

RECORD OWNER

EDWARD FOX
SHERYL V. FOX
12 ELM STREET
ACTON, MA

REFERENCE

MIDDLESEX REGISTRY OF DEEDS
SOUTH DISTRICT
DEED BOOK 47986 PAGE 420

ZONING DISTRICT

RESIDENCE 2

DATUM

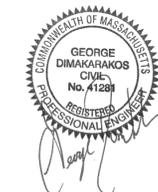
ELEVATIONS SHOWN ON THIS PLAN REFER TO AN ASSUMED BASE.

PROJECT LOCATION

12 ELM STREET
TOWN MAP E2 PARCEL 228

WETLANDS PERMITTING
PLAN OF LAND
IN
ACTON, MASSACHUSETTS
(MIDDLESEX COUNTY)

FOR: FOX
SCALE: 1"=20' SEPTEMBER 28, 2012



STAMSKI AND MCNARY, INC.
1000 MAIN STREET ACTON, MASSACHUSETTS
ENGINEERING - PLANNING - SURVEYING



From: CERO_NOI@MassMail.state.ma.us
To: jdb@stamskiandmcnary.com
Cc: ceronoi@state.ma.us; [Conservation Commission](#); ceronoi@state.ma.us
Subject: MassDEP NOI File Number
Date: Monday, October 15, 2012 1:53:06 PM

COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
CENTRAL REGIONAL OFFICE
627 MAIN STREET, WORCESTER, MA 01608 508-792-7650

Date: 10/15/2012

Municipality ACTON

RE: **NOTIFICATION OF WETLANDS PROTECTION ACT FILE NUMBER**

The Department of Environmental Protection has received a Notice of Intent filed in accordance with the Wetlands Protection Act (M.G.L. c. 131, §40):

Applicant EDWARD FOX Address 12 ELM STREET, ACTON MA 01720 Locus 12 ELM STREET , ACTON MA 01720	Owner Address
--	----------------------

This project has been assigned the following file # : **CE 085-1101**
ISSUANCE OF A FILE NUMBER INDICATES ONLY COMPLETENESS OF SUBMITTAL, NOT APPROVAL OF APPLICATION

Although a file # is being issued, please note the following:

Regards,
for MassDEP,

(508)-767-2713
Gary.Dulmaine@State.MA.US