

# *NOTICE OF INTENT*

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*UNDER THE TOWN OF ACTON WETLANDS BYLAW  
AND THE MASSACHUSETTS WETLANDS PROTECTION ACT*

*FOR:*

*50 POWDER MILL ROAD  
MAP J-3, PARCEL 49  
ACTON, MA*

*PREPARED FOR:*

*WAYSIDE MANAGEMENT CORPORATION  
749 ELM STREET  
CONCORD, MA*

*SUBMITTED TO:*

*ACTON CONSERVATION COMMISSION AND  
THE DEPARTMENT OF ENVIRONMENTAL PROTECTION*

*PREPARED BY:*



*Acton Survey &  
Engineering, Inc.*

*97 GREAT ROAD, UNIT 6  
ACTON, MA 01720  
(978) 263-3666*

**Acton Survey & Engineering, Inc.**

P.O. Box 666, 97 Great Rd. #6 • Acton, MA • 01720

Phone: (978) 263-3666 • Fax: (978) 635-0218

Email: [actonsurvey@verizon.net](mailto:actonsurvey@verizon.net)

August 21, 2008

Acton Conservation Commission  
472 Main Street  
Acton, MA 01720

Re: 50 Powder Mill Road  
Wayside Development Corporation  
5781

Dear Commission Members:

This office has prepared the enclosed Notice of Intent for renovations at the rear of 50 Powder Mill Road, which is also referred to as the Prescott Building.

The entire site is located within 200 feet of the mean annual high water line and the alterations are within 100 feet of the river.

It is our understanding that freshwater mussels are present in this section of the Assabet River and the alterations shown on the Notice of Intent plan are improvements to the site and should have no adverse impact on their habitat. The necessary filing with NHESP has been made.

At some time in the past additions were made to the rear of the building and out buildings and trailers were moved to the site to store materials and equipment. Our client removed the outbuildings [or remains thereof], the barrels, trailers, debris and an open shed attached to the building under a previous NOI. It has now been determined that the small one story addition extending from the rear of the building must be rehabilitated for reasons of human safety and to prohibit the entrance of vermin into the main structure.

This portion of the structure is within the 100 year flood plain and as the addition extends out from the building it is prone to flood damage especially given the weakened condition of the existing foundation and portions of the wood structure.

The renovation of the addition will require the replacement of the existing foundations which have deteriorated and apparently do not extend below frost levels. This will best be accomplished by placing floor joist parallel to and attached to the existing joists [or sistering] and extending the new joist beyond the addition and raising the addition a few inches off the foundation so it can be removed and the sills replaced with anchor bolts to secure the building to a new concrete foundation. The addition will then be lowered back onto the foundation.

Owing to construction requirements and the inefficiency of the interior space of the addition, it is proposed to increase the size of the addition by about 160 square feet by cantilevering the new space out from the location of the existing foundation.

Cantilevering the new space will not result in the Natural Flood Storage Volume of the site being diminished.

The existing galvanized metal roof will be replaced with asphalt shingles and eliminate a possible source of zinc, lead and cadmium in runoff to the Assabet River.

A loading area is proposed to be added and as it is only to be used a few times a week it will be surfaced with crushed stone. Debris and organic materials deposited in this area and adjacent areas will be removed from the site and properly disposed of. Infiltration will be increased by the addition of the crush stone.

Drip line recharge trenches will be added along the entire rear of the building to recharge roof runoff and decrease splashing against the building, This will allow for a decrease in mold and algae growth on the rear of the building, which faces north, and to allow construction and painting of the building. Existing vegetation will be pruned back from the building. As noted on the plan, this work is to be performed by manual labor and the limit of human encroachment is to be limited by the placement of a barrier.

In preparing the Notice of Intent Plan we noted that the easement provided to the Town for a possible future river walk did not align with the existing bridge abutments and crossed the detention facility. A propose realignment of the riverside of the easement is shown on the Plan.

It is our opinion that the proposed renovations of the addition and the addition of a dripline recharge trench along the rear of the Prescott Building will have no adverse impacts on the Interests of the Wetland Protection Act and the Purposes of your Bylaw and is necessary to allow the use of the building to remain economically feasible. Alternatively, if the portion of the building is to remain in its present state it may pose a danger to human safety and if the condition of the structure worsens it may have adverse impacts on the interests of the Act.

If we may provide you with additional information prior to the public hearing please contact us.

Thank you for any consideration you may give this matter.

Very truly yours,  
Mark T. Donohoe, PE



for:  
Acton Survey & Engineering, Inc.

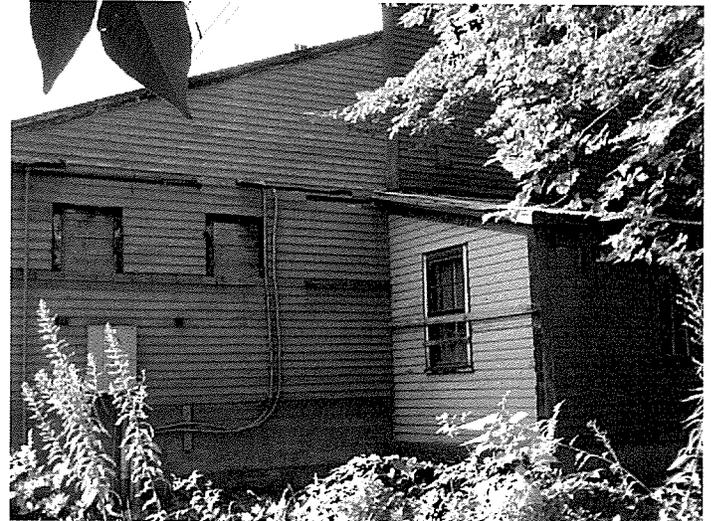
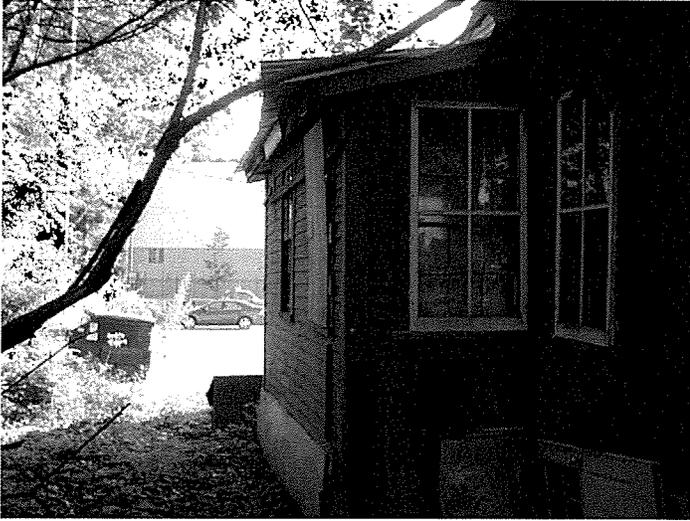
cc: Leo Bertolami  
DEP CERO

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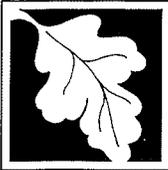


Area of the proposed addition viewed from the west.  
Note: Galvanized roof to be removed and properly disposed of.

Area of the proposed Addition viewed from the north.



Building viewed from the east. Proposed loading dock area is to the right of the existing building.



# 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):

<u>50 Powder Mill Road</u>	<u>Acton</u>	<u>01720</u>
a. Street Address	b. City/Town	c. Zip Code
<u>Latitude and Longitude:</u>	<u>42d26'24.82"N</u>	<u>71d25'53.12"W</u>
	d. Latitude	e. Longitude
<u>J-3</u>	<u>49</u>	
f. Assessors Map/Plat Number	g. Parcel /Lot Number	

2. Applicant:

<u>Wayside Management Corporation</u>	<u></u>		
a. First Name	b. Last Name		
<u>794 Elm Street</u>			
c. Organization			
<u>Concord</u>	<u>MA</u>	<u>01742</u>	
d. Street Address	e. City/Town	f. State	g. Zip Code
<u>978-263-2000</u>	<u></u>	<u></u>	<u></u>
h. Phone Number	i. Fax Number	j. Email Address	

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

<u>Autoplex Realty LLC</u>	<u></u>		
a. First Name	b. Last Name		
<u>97 Great Rd, #5</u>			
c. Organization			
<u>Acton</u>	<u>MA</u>	<u>01720</u>	
d. Street Address	e. City/Town	f. State	g. Zip Code
<u>978-263-2000</u>	<u></u>	<u></u>	<u></u>
h. Phone Number	i. Fax Number	j. Email address	

4. Representative (if any):

<u>Seth</u>	<u>Donohoe</u>	
a. First Name	b. Last Name	
<u>Acton Survey &amp; Engineering, Inc.</u>		
c. Company		
<u>PO Box 666, 97 Great Rd #6</u>		
d. Street Address		
<u>Acton</u>	<u>MA</u>	<u>01720</u>
e. City/Town	f. State	g. Zip Code
<u>978-263-3666</u>	<u>978-635-0218</u>	<u>seth.actonsurvey@verizon.net</u>
h. Phone Number	i. Fax Number	j. Email address

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

<u>\$600.00</u>	<u>\$237.50</u>	<u>\$362.50</u>
a. Total Fee Paid	b. State Fee Paid	c. City/Town Fee Paid



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

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A. General Information (continued)

6. General Project Description:

Cantilevered addition to existing building and new loading dock area.

7a. Project Type Checklist:

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

7b. Is any portion of the proposed activity eligible to be treated as a limited project subject to 310 CMR 10.24 (coastal) or 310 CMR 10.53 (inland)?

1. Yes No If yes, describe which limited project applies to this project:

2. Limited Project

8. Property recorded at the Registry of Deeds for:

Middlesex

a. County

41471

c. Book

b. Certificate # (if registered land)

146

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

<u>Resource Area</u>	<u>Size of Proposed Alteration</u>	<u>Proposed Replacement (if any)</u>
d. <input type="checkbox"/> <b>Bordering Land Subject to Flooding</b>	1. square feet _____	2. square feet _____
	3. cubic feet of flood storage lost _____	4. cubic feet replaced _____
e. <input type="checkbox"/> <b>Isolated Land Subject to Flooding</b>	1. square feet _____	
	2. cubic feet of flood storage lost _____	3. cubic feet replaced _____
f. <input checked="" type="checkbox"/> <b>Riverfront Area</b>	1. Name of Waterway (if available) _____	
	2. Width of Riverfront Area (check one):	
	<input type="checkbox"/> 25 ft. - Designated Densely Developed Areas only	
	<input type="checkbox"/> 100 ft. - New agricultural projects only	
	<input checked="" type="checkbox"/> 200 ft. - All other projects	
3. Total area of Riverfront Area on the site of the proposed project:		<u>37,050</u> square feet
4. Proposed alteration of the Riverfront Area:		
<u>380</u>	<u>380</u>	<u>0</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?		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
6. Was the lot where the activity is proposed created prior to August 1, 1996?		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> 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.

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



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

	Size of Proposed Alteration	Proposed Replacement (if any)
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

## 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/nhosp/nhregmap.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  
Route 135, North Drive  
Westborough, MA 01581**

2006  
b. Date of map

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).*



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

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

1.  Percentage/acreage of property to be altered:
  - (a) within wetland Resource Area 1%  
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/nhenvmesa.htm>)  
Make check payable to "Natural Heritage & Endangered Species Fund" 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/nhenvexemptions.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 Number

\_\_\_\_\_  
b. Date submitted to NHESP

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

\* Some projects **not** in Estimated Habitat may be located in Priority Habitat, and require NHESP review (see [www.nhosp.org](http://www.nhosp.org) 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)

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  
838 South Rodney French Blvd.  
New Bedford, MA 02744

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

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.

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

Provided by MassDEP:
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## 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.

- 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.)
- 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.
- 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.
- List the titles and dates for all plans and other materials submitted with this NOI.

Notice of Intent Plan - 50 Powder Mill Road

a. Plan Title

Acton Survey & Engineering, Inc

b. Prepared By

August 20, 2008

d. Final Revision Date

Mark Donohoe, PE

c. Signed and Stamped by

1"=20'

e. Scale

f. Additional Plan or Document Title

g. Date

- If there is more than one property owner, please attach a list of these property owners not listed on this form.
- Attach proof of mailing for Natural Heritage and Endangered Species Program, if needed.
- Attach proof of mailing for Massachusetts Division of Marine Fisheries, if needed.
- Attach NOI Wetland Fee Transmittal Form
- Attach Stormwater Report, if needed.

## 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



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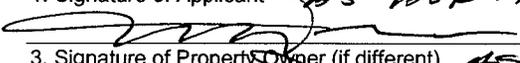
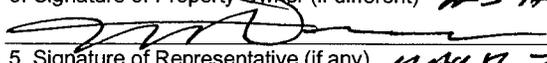
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

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## 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 <i>AS AGENT</i>	2. Date <i>7/10/08</i>
	
3. Signature of Property Owner (if different) <i>AS AGENT</i>	4. Date <i>7/10/08</i>
	
5. Signature of Representative (if any) <i>MARTIN T. DEVOTOR</i>	6. Date <i>7/10/08</i>

### 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.

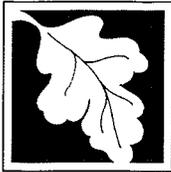
### For MassDEP:

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.



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

**A. Applicant Information**

1. Applicant:

a. First Name \_\_\_\_\_ b. Last Name \_\_\_\_\_  
 Wayside Management Corporation  
 c. Organization \_\_\_\_\_  
 749 Elm Street  
 d. Mailing Address \_\_\_\_\_  
 Concord MA 01742  
 e. City/Town \_\_\_\_\_ f. State \_\_\_\_\_ g. Zip Code \_\_\_\_\_  
 978-263-2000  
 h. Phone Number \_\_\_\_\_ i. Fax Number \_\_\_\_\_ j. Email Address \_\_\_\_\_

2. Property Owner (if different):

a. First Name \_\_\_\_\_ b. Last Name \_\_\_\_\_  
 Autoplex Realty LLC  
 c. Organization \_\_\_\_\_  
 97 Great Road #5  
 d. Mailing Address \_\_\_\_\_  
 Acton MA 01742  
 e. City/Town \_\_\_\_\_ f. State \_\_\_\_\_ g. Zip Code \_\_\_\_\_  
 978-263-2000  
 h. Phone Number \_\_\_\_\_ i. Fax Number \_\_\_\_\_ j. Email Address \_\_\_\_\_

3. Project Location:

56 Powder Mill Road  
 a. Street Address \_\_\_\_\_ b. City/Town Acton

**B. Fees**

The fee should be calculated using the following six-step process and worksheet. **Please see Instructions before filling out worksheet.**

**Step 1/Type of Activity:** Describe each type of activity that will occur in wetland resource area and buffer zone.

**Step 2/Number of Activities:** Identify the number of each type of activity.

**Step 3/Individual Activity Fee:** Identify each activity fee from the six project categories listed in the instructions.

**Step 4/Subtotal Activity Fee:** Multiply the number of activities (identified in Step 2) times the fee per category (identified in Step 3) to reach a subtotal fee amount. Note: If any of these activities are in a Riverfront Area in addition to another Resource Area or the Buffer Zone, the fee per activity should be multiplied by 1.5 and then added to the subtotal amount.

**Step 5/Total Project Fee:** Determine the total project fee by adding the subtotal amounts from Step 4.

**Step 6/Fee Payments:** To calculate the state share of the fee, divide the total fee in half and subtract \$12.50. To calculate the city/town share of the fee, divide the total fee in half and add \$12.50.



**Massachusetts Department of Environmental Protection**  
 Bureau of Resource Protection - Wetlands  
**NOI Wetland Fee Transmittal Form**  
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

**B. Fees (continued)**

Step 1/Type of Activity	Step 2/Number of Activities	Step 3/Individual Activity Fee	Step 4/Subtotal Activity Fee
Addition to existing building (2J)	1	\$500.00	\$500.00
Local Bylaw fee	1	\$100.00	\$100.00

**Step 5/Total Project Fee:** \_\_\_\_\_

**Step 6/Fee Payments:**

Total Project Fee:	<u>\$600.00</u>
State share of filing Fee:	<u>\$237.50</u>
City/Town share of filling Fee:	<u>\$362.50</u>
	a. Total Fee from Step 5
	b. 1/2 Total Fee less \$12.50
	c. 1/2 Total Fee plus \$12.50

**C. Submittal Requirements**

- a.) Complete pages 1 and 2 and send with a check or money order for the state share of the fee, payable to the Commonwealth of Massachusetts.

Department of Environmental Protection  
 Box 4062  
 Boston, MA 02211

- b.) **To the Conservation Commission:** Send the Notice of Intent or Abbreviated Notice of Intent; a **copy** of this form; and the city/town fee payment.

**To MassDEP Regional Office** (see Instructions): Send a copy of the Notice of Intent or Abbreviated Notice of Intent; a **copy** of this form; and a **copy** of the state fee payment. (E-filers of Notices of Intent may submit these electronically.)



**Town of Acton**  
 472 Main Street  
 Acton, MA 01720  
 Telephone (978) 264-8622  
 Fax (978) 264-9680

Brian McMullen  
 Assistant Assessor

Locust: 50 POWDER MILL RD.  
 Parcel: J3-49

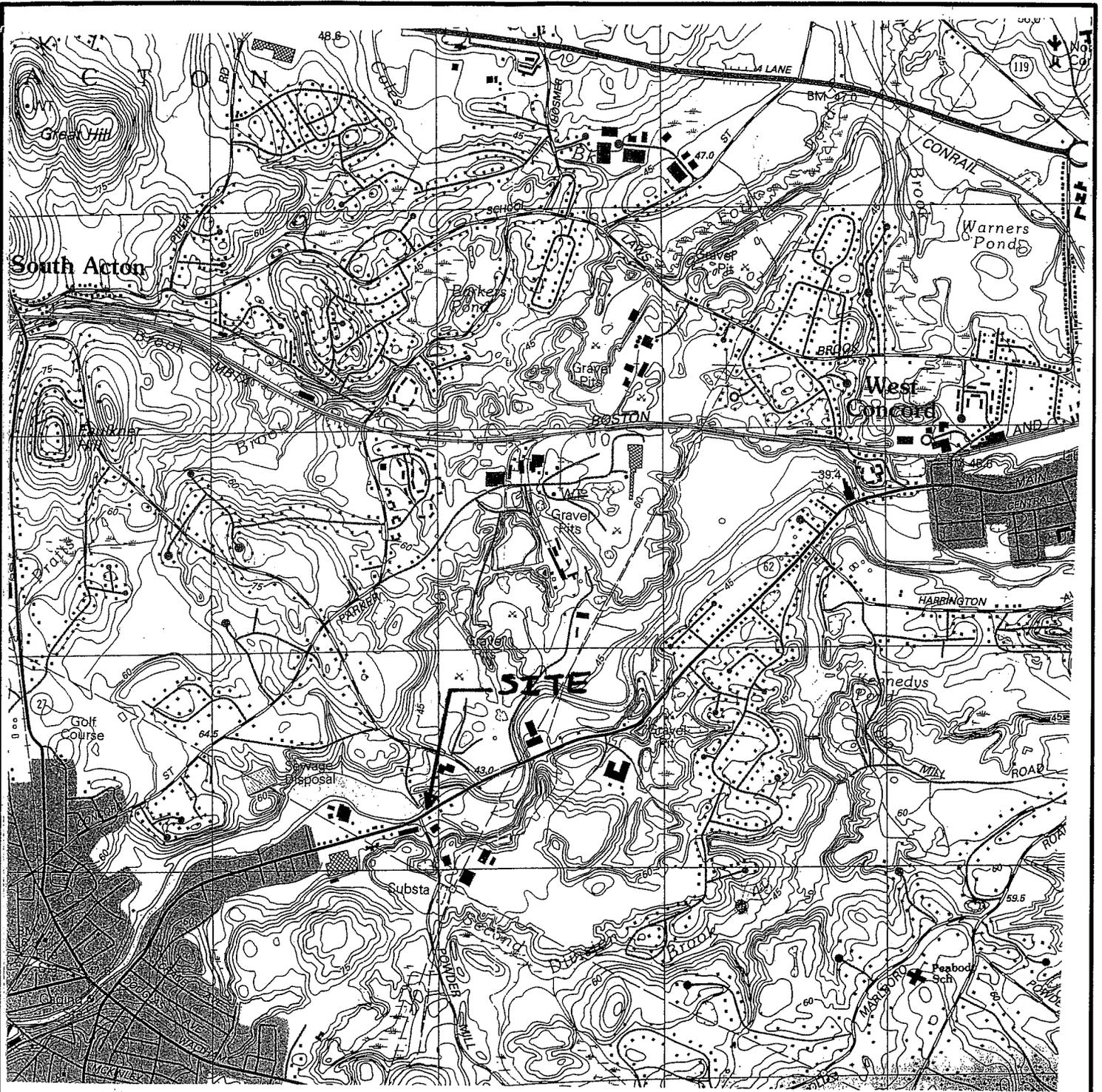
Location	Parcel ID	Owner	Co-Owner	Mailing Address	City	ST	Zip
305 OLD HIGH ST	J3-33-2	ACTON HYDRO COMPANY INC		9 MAYFLOWER DRIVE	NORTHBORO	MA	01532
308 OLD HIGH ST	J3-34-1	R-H PRODUCTS CO INC		P.O. BOX 2801	ACTON	MA	01720
292 OLD HIGH ST	J3-34-3	292 HIGH STREET LLC		2 CHANCE FARM LN	MAYNARD	MA	01784
76 POWDER MILL RD	J3-34-4	AUTOPLEX I LLC		6 PROCTOR ST	ACTON	MA	01720
298 OLD HIGH ST	J3-34-7	TRIPP RAY W		298 HIGH ST	ACTON	MA	01720
310 OLD HIGH ST	J3-41	ELLIS RICHARD A TRUSTEE	TEST BLOCK REALTY TRUST	818A RIDGEFIELD CIRCLE	CLINTON	MA	01510
316 OLD HIGH ST	J3-41-1	ACTON HYDRO COMPANY INC		9 MAYFLOWER DRIVE	NORTHBORO	MA	01532
60 POWDER MILL RD	J3-49-1	AUTOPLEX REALTY LLC		6 PROCTOR ST	ACTON	MA	01720
37 POWDER MILL RD	J3-56	POWDER MILL REALTY CO		145 POWDER MILL RD	MAYNARD	MA	01784
61 POWDER MILL RD	J3-58	POWDER RIDGE REALTY CO	BERTOLAMI LEO	6 PROCTOR ST	ACTON	MA	01720
65 POWDER MILL RD	J3-59	OLD MILL DEVELOPMENT TRUST	C/O BERTOLAMI LEO	6 PROCTOR ST	ACTON	MA	01720
45 POWDER MILL RD	J3-59-1	JKK INC		78 FOREST RIDGE RD #102	CONCORD	MA	01742
63 POWDER MILL RD	J3-59-2	MOSCARIELLO WILLIAM M	MOSCARIELLO MICHAEL J	63 POWDER MILL RD	ACTON	MA	01720
12 SUDBURY RD	J3-59-3	SWANSON, JOHN E		OLD POWDER MILL	CONCORD	MA	01742

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 01729 Maynard, MA 01754 Concord, MA 01742 Littleton, MA 01460  
 Carlisle, MA 01741 SLOW, MA 01775 Westford, MA 01886 Sudbury, MA 01776

*Kimberly Hoyt*  
 Kimberly Hoyt  
 Assessing Clerk  
 Action Assessors Office  
 12-Aug-08



# USGS MAP

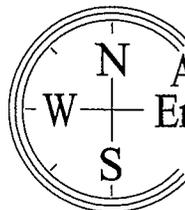
50 POWDER MILL ROAD  
 ACTON, MA 01720

PREPARED FOR:  
**WAYSIDE MANAGEMENT CORPORATION**

SCALE: 1/25000      AUGUST 21, 2008

1988 USGS Maynard Topographic Quadrangle

 Approximate Site Boundary



Acton Survey &  
 Engineering, Inc.

Since 1967

97 GREAT ROAD  
 P.O. BOX 666  
 ACTON, MA 01720  
 PH. (978) 263-3666  
 FAX (978) 635-0218