

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

Webster 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: elec	tronic filers will click on	button to locate	project site):
35 Fairview Ave		Leicester	01524
a. Street Address		b. City/Town	c. Zip Code
		42.224125	71.943236
Latitude and Longitude:		d. Latitude	e. Longitude
41A		A-18	o. Longitudo
f. Assessors Map/Plat Number		g. Parcel /Lot Numb	per
,		g	
2. Applicant:			
Jon		Mason	
a. First Name		b. Last Name	
c. Organization			
35 Fairview Ave			
d. Street Address			
Leicester	M	A	01524
e. City/Town		State	g. Zip Code
508.450.6369			Constant Constant Constant
	Number j. E	Email Address	
a. First Name c. Organization		b. Last Name	
d. Street Address			
e. City/Town	f. S	State	g. Zip Code
h. Phone Number i. Fax	Number j. E	mail address	
4. Representative (if any):			
Jason		Dubois	
a. First Name		b. Last Name	
DC Engineering & Survey, In	C.		
c. Company			
32 Cranberry Meadow Road			
d. Street Address			
Charlton	M	Α	01507
e. City/Town		State	g. Zip Code
508-769-6659	idı	ub862001@yahoo	
		mail address	
5. Total WPA Fee Paid (from N	OI Wetland Fee Trans	mittal Form):	
110.00	42.50		67.50
a. Total Fee Paid	b. State Fee Pa	id	c. City/Town Fee Paid
			,



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A. General Information (continued)

6.	General Project [Description:		
	Installation of a n buffer zone to Ce	ew septic system and remedar Meadow Pond	oval of treens along the	e side boundary line within the 100-fi
7a.	Project Type Che	ecklist:		
	1. Single Fa	amily Home	2. Resid	lential Subdivision
	3. Limited F	Project Driveway Crossing	4. Comr	mercial/Industrial
	5. Dock/Pie	r	6. Utilitie	es
	7. Coastal E	Engineering Structure	8. Agrica	ulture (e.g., cranberries, forestry)
	9. Transpor	tation	10. Other	•
7b.	Is any portion of t 10.24 (coastal) or	he proposed activity eligib 310 CMR 10.53 (inland)?	e to be treated as a lim	nited project subject to 310 CMR
	1. Yes 🛛 N	lo If yes, describe whi	ch limited project applie	es to this project:
	2. Limited Project			
8.		d at the Registry of Deeds	for [.]	
	Worcester	a at the region y or Boods		
	a. County		b. Certificate # (if	registered land)
	7552 c. Book		<u>194</u> d. Page Number	
B.	Buffer Zone	& Resource Area		rary & normanant)
1.		Only – Check if the project		
	Vegetated Wetlan	nd, Inland Bank, or Coastal	Resource Area.	uner Zone of a Bordering
2.	☐ Inland Resou Coastal Resource	rce Areas (see 310 CMR 1	0.54-10.58; if not applie	cable, go to Section B.3,
	project will meet a	oly below. Attach narrative all performance standards ration of alternative project	or each of the resource	cumentation describing how the areas altered, including standards
	requiring consider	ation of alternative project	design or location.	
	Resource Area	Size of P	oposed Alteration	Proposed Replacement (if any)
	a. Bank	1. linear fe	et	2. linear feet
	b. Bordering Wetland	Vegetated 1. square f	oot .	
			561	2. square feet
	c. Land Und Waterboo	lies and	eet	2. square feet
	Waterway	3. cubic ya	rds dredged	

For all projects affecting other Resource Areas, please attach a narrative explaining how the resource area was delineated.



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

	Resou	rce Area	Size of Proposed Alteration	Proposed Replacement (if any)
	d. 🗌	Bordering Land Subject to Flooding	1. square feet	2. square feet
	. \Box	looloted Land	3. cubic feet of flood storage lost	4. cubic feet replaced
	e. 🗌	Isolated Land Subject to Flooding	1. square feet	
			2. cubic feet of flood storage lost	3. cubic feet replaced
	f	Riverfront Area	Name of Waterway (if available)	
	2.	Width of Riverfront Area (cl	neck one):	
		25 ft Designated De	ensely Developed Areas only	
		☐ 100 ft New agricult	ural projects only	
		200 ft All other proj	ects	
	3.	Total area of Riverfront Are	a on the site of the proposed projec	square feet
	4.	Proposed alteration of the F	Riverfront Area:	Square reet
		total square feet	b. square feet within 100 ft.	c. square feet between 100 ft. and 200 ft.
	5.	Has an alternatives analysi	s been done and is it attached to th	is NOI? Yes No
	6. \	Was the lot where the activ	ity is proposed created prior to Aug	ust 1, 1996?
3.	☐ Coa	astal Resource Areas: (See	310 CMR 10.25-10.35)	
	wiii me	et all performance standard	h narrative and supporting documed ds for each of the resource areas all ive project design or location.	ntation describing how the project tered, including standards
	Resou	rce Area	Size of Proposed Alteration	Proposed Replacement (if any)
	a. 🗌	Designated Port Areas	Indicate size under Land Under	the Ocean, below
	b. 🗌	Land Under the Ocean	1. square feet	
			2. cubic yards dredged	
	c. 🗌	Barrier Beach	Indicate size under Coastal Beach	nes and/or Coastal Dunes below
	d. 🗌	Coastal Beaches	1. square feet	2. cubic yards beach nourishment
	e. 🗌	Coastal Dunes	1. square feet	cubic yards dune nourishment

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

			Size of Proposed Alteration	Proposed Replacement (if any)
	f.	Coastal Banks	1. linear feet	
	g. 🗌	Rocky Intertidal Shores	1. square feet	
	h. 🗌	Salt Marshes	1. square feet	2. sq ft restoration, rehab., creation
	i. 🗌	Land Under Salt Ponds	1. square feet	
	; 	Land Containing	2. cubic yards dredged	
	J	Shellfish	1. square feet	
	k. 🗌	Fish Runs	Indicate size under Coastal Bank Ocean, and/or inland Land Unde above	
	ı. 🗆	Land Subject to	1. cubic yards dredged	
4.	Res	Coastal Storm Flowage storation/Enhancement roject is for the purpose of r	square feet restoring or enhancing a wetland re	esource area in addition to the
	amount	footage that has been ente	ered in Section B.2.b or B.3.h abov	e, please enter the additional
	a. square	e feet of BVW	b. square feet of Sa	alt Marsh
5.	☐ Pro	ject Involves Stream Cross	ings	
	a. numbe	er of new stream crossings	b. number of replace	cement stream crossings
C.	Othe	r Applicable Stand	lards and Requirement	
St	reamlin	ed Massachusetts End	angered Species Act/Wetland	Is Protection Act Review
	Is any p the mos Heritage Natural	portion of the proposed project recent Estimated Habitat e and Endangered Species Heritage Atlas or go to	ect located in Estimated Habitat of Map of State-Listed Rare Wetland Program (NHESP)? To view habitatesp/regulatory_review/priority_ha	of Rare Wildlife as indicated on Wildlife published by the Natural tat maps, see the Massachusetts
	a. Y	es 🛛 No If yes, inc	lude proof of mailing or hand de	elivery of NOI to:
	2017 b. Date o	Divisio Route	al Heritage and Endangered Species on of Fisheries and Wildlife 135, North Drive orough, MA 01581	s Program



1.

Massachusetts Department of Environmental Protection Bureau of Resource Protection - Wetlands

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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).

c. Subi	mit Supplemental Information for Endangere	ed Species Review*	
1.	☐ Percentage/acreage of property to be altered	ed:	
	(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, inc wetlands jurisdiction, showing existing and tree/vegetation clearing line, and clearly de	proposed conditions, exis	ting and proposed
	(a) Project description (including description buffer zone)	ption of impacts outside of	wetland resource area &
	(b) Photographs representative of the s	ite	
	(c) MESA filing fee (fee information ava http://www.mass.gov/dfwele/dfw/nhesp/r Make check payable to "Natural Herita NHESP at above address	egulatory review/mesa/me	esa fee schedule.htm). Fund" and mail to
	Projects altering 10 or more acres of land, also	submit:	
	(d) Vegetation cover type map of site		
	(e) Project plans showing Priority & Est	mated Habitat boundaries	
d. OR (Check One of the Following		
1.	Project is exempt from MESA review. Attach applicant letter indicating which http://www.mass.gov/dfwele/dfw/nhesp the NOI must still be sent to NHESP if 310 CMR 10.37 and 10.59.)	/regulatory review/mesa/r	mesa exemptions htm
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.

wpaform3.doc • rev. 04/08/09

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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)

	3.	Include cop	MESA review completed. by of NHESP "no Take" determination a approved plan.	n or valid Conservation & Management
2.	For coasta		ly, is any portion of the proposed proj	ject located below the mean high water
	a. 🛛 Not a	applicable –	project is in inland resource area only	/
	b. Yes	☐ No	If yes, include proof of mailing or ha	and 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
	please con	tact MassDE		or coastal towns in the Northeast Region, in the Southeast Region, please contact
3.	Is any porti	ion of the pro	oposed project within an Area of Critic	cal Environmental Concern (ACEC)?
	a. 🗌 Yes	⊠ No	If yes, provide name of ACEC (see Website for ACEC locations). Note:	instructions to WPA Form 3 or MassDEP electronic filers click on Website.
	b. ACEC			
4.	Is any porti (ORW) as	ion of the pro designated i	oposed project within an area designa n the Massachusetts Surface Water (ated as an Outstanding Resource Water Quality Standards, 314 CMR 4.00?
	a. 🗌 Yes	No		
5.	Is any porti Restriction	ion of the site Act (M.G.L.	e subject to a Wetlands Restriction O c. 131, § 40A) or the Coastal Wetlan	order under the Inland Wetlands ds Restriction Act (M.G.L. c. 130, § 105)?
	a. 🗌 Yes	⊠ No		
6.	Is this proje	ect subject to	provisions of the MassDEP Stormw	ater Management Standards?
	a. Ye Sta 1.	andards per Applying fo	copy of the Stormwater Report as req 310 CMR 10.05(6)(k)-(q) and check in the Low Impact Development (LID) site or Management Handbook Vol. 2, Cha	e design credits (as described in
	2.	A portion o	f the site constitutes redevelopment	
	3.	Proprietary	BMPs are included in the Stormwate	er Management System.
	b. No	. Check why	the project is exempt:	
	1.	Single-fam	ilv house	



8. 🛛

Massachusetts Department of Environmental ProtectionBureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent Massachusetts Wetlands Protection Act M.G.L. c.

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VIC	issacii	usells Wellands Protection Act W.G.L	C. 131, §40	Webster
_	041-	- A - - - - - -		City/Town
U.	Otne	r Applicable Standards and R	equirements (cont'd)
	2.	Emergency road repair		
	3.	Small Residential Subdivision (less that equal to 4 units in multi-family housing	n or equal to 4 single- project) with no disch	family houses or less than or arge to Critical Areas.
D.	Add	itional Information		
	Applica	ints must include the following with this Notice	e of Intent (NOI). See	e instructions for details.
	Online followin	Users: Attach the document transaction nur g information you submit to the Department.	mber (provided on yo	ur receipt page) for any of the
	1. 🛛	USGS or other map of the area (along with sufficient information for the Conservation C (Electronic filers may omit this item.)	a narrative descriptio Commission and the D	n, if necessary) containing Department to locate the site.
	2. 🛚	Plans identifying the location of proposed at Bordering Vegetated Wetland [BVW] replication the boundaries of each affected resource at	ation area or other mi	ivities proposed to serve as a tigating measure) relative to
	3. 🛚	Identify the method for BVW and other reso Field Data Form(s), Determination of Applic and attach documentation of the methodolog	ability, Order of Reso	delineations (MassDEP BVW burce Area Delineation, etc.),
	4. 🛛	List the titles and dates for all plans and oth	er materials submitte	d with this NOI.
	Sep	otic System Plan Repair		
		lan Title		
		Engineering & Survey, Inc.	Jason Dubois c. Signed and Stamped	h
	J. 1	Topalion By	1" = 20'	by
	d. F	inal Revision Date	e. Scale	
	1000000	Iditional Plan or Document Title		g. Date
	5.	If there is more than one property owner, plainted on this form.	ease attach a list of th	nese property owners not
	6.	Attach proof of mailing for Natural Heritage	and Endangered Spe	cies Program, if needed.
	7.	Attach proof of mailing for Massachusetts D	ivision of Marine Fish	eries, if needed.

Attach NOI Wetland Fee Transmittal Form

Attach Stormwater Report, if needed.



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STATE OF THE PARTY OF	Section 1	
-	FOOG	
	1 5 5 5	

 Fee Exempt: No filing fee shall be assessed fo the Commonwealth, federally recognized India authority, or the Massachusetts Bay Transporta 	
Applicants must submit the following information (in ad-	dition to pages 1 and 2 of the NOI Wetland Fee
Transmittal Form) to confirm fee payment:	1
103	8/13/2021
2. Municipal Check Number	3. Check date
104	8/13/2021
4. State Check Number	5. Check date
John	MASON
Payor name on check: First Name	7. Payor name on check: Last Name

F. Signatures and Submittal Requirements

I hereby certify under the penalties of perjury that the foregoing Notice of Intent and accompanying plans, documents, and supporting data are true and complete to the best of my knowledge. I understand that the Conservation Commission will place notification of this Notice in a local newspaper at the expense of the applicant in accordance with the wetlands regulations, 310 CMR 10.05(5)(a).

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

1. Signature of Applicant	2. Date
3. Signature of Property Owner (if different) And Andrews	4. Date 8/13/2021
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.



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).

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

A. Applicant Information

1.	Applicant:			
	Jon		Mason	
	a. First Name		b. Last Name	
	c. Organization			
	35 Fairview Ave			
	d. Mailing Address			
	Leicester		MA	01524
	e. City/Town		f. State	g. Zip Code
	508.450.6369			- ,
	h. Phone Number	i. Fax Number	j. Email Address	
2.	Property Owner (if di	fferent):		
	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	
3.	Project Location:			
	35 Fairview Ave		Leicester	
	a. Street Address		b. City/Town	

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

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NOI Wetland Fee Transmittal Form

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B. Fees (continued)		
Step 1/Type of Activity	Step 2/Number Step of Activities 3/Individual Activity Fee	
1	1110.00	110.00
		-
	Step 5/Total Project Fe	e: 110.00
	Step 6/Fee Payments	::
	Total Project Fee:	110.00 a. Total Fee from Step 5
	State share of filing Fee:	42.50 b. 1/2 Total Fee less \$ 12.50
	City/Town share of filling Fee:	67.50 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.)

JON JAY MASON 3 EASTWIND DR EASTHAM MA 02642-2675		103 53-447/113 940 cha @CHECK ARMOR
Pay to the Order of Town of Leices Sixty Seven 50/100		67.50
ROCKLANDTRUST	Pó	Covilidas on back
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Harland Clarke ©2008 Rapid Rand	dom, Ltd.	CAPRIO
JON JAY MASON 3 EASTWIND DR EASTHAM MA 02642-2675	8/13/21 Do	104 53-447/113 940 7te 6CHECK ARMOR
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NOTIFICATION TO ABUTTERS UNDER THE MASSACHUSETTS WETLAND PROTECTION ACT

In accordance with the second paragraph of Massachusetts General Laws, Chapter 131, 40, you are hereby notified of the following work within the 100' buffer zone of a wetland:

Ctiand	
A.	The name of the applicant is: <u>Jon Mason</u>
В.	The address of the lot where the activity is proposed is: <u>35 Fairview Drive</u>
C.	The applicant has filed a X Notice of Intent or a Request of

- Determination with the Leicester Conservation Commission seeking permission to remove, fill, dredge or alter an Area Subject to Protection under the Wetland Protection Act (MGL c. 131, 40).
- D. Copies of the application may be examined at the office of the Leicester Conservation Commission, Town Hall, between the hours of 8:00 a.m. thru 5:00 p.m. on Monday Thursday. Telephone is (508) 892-7007. Additional times are available by appointment.
- E. Copies of the application may be obtained from either the ___ applicant, or \underline{X} the applicant's representative, by calling this telephone number (508) 769-6659 on Monday Friday between the hours of 8:00 a.m. and 4:00 p.m. There is a \$5.00 fee for copies.
- F. Information regarding the date, time and place of the public hearing may be obtained from the Leicester Conservation Commission. If available from the applicant, check here <u>X</u> and see the information available in # E. By calling (508) 892-7007

NOTE: At least five days in advance, notice of the Public hearing will be published in The Telegram & Gazette. The notice will include the hearing date, time and place, Notice of the Public Hearing will be posted in the Town Hall not less than forty-eight (48) hours in advance.

	11/2021 9:31AM			Annitters list			
--	-------------------	--	--	----------------	--	--	--

01524-2152 01524

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LEICESTER

LEICESTER

01524 01524 01524 01524

LEICESTER LEICESTER LEICESTER

LEICESTER

33 FAIRVIEW DR 37 FAIRVIEW DR 39 FAIRVIEW DR

TRUDEAU JENNIFER

MCGEARY PAULA J DEMING PAMELA N

31 FAIRVIEW DR PO BOX 320

WATERSHED DISTRICT

CEDAR MEADOW LAKE

AJEMIAN JULIE A

MA MA MA MA MA

01524 02451

LEICESTER

WALTHAM

LEICESTER WALTHAM

20 FERNCROFT ROAD

28 FAIRVIEW DR

LABOSSIERE GAIL L

ATTN: PROPERTY TAX DEP: 40 SYLVAN ROAD

NEW ENGLAND POWER CO

LABOSSIERE DONALD W

DEMING WILLIAM A

FERNCROFT RD

FAIRVIEW DR

MARLBORO DR

2

FAIRVIEW DR

41A D2 0

DOUGLAS DR

FAIRVIEW DR FAIRVIEW DR

37

39 20 28

FAIRVIEW DR FAIRVIEW DR

> 41A A17 0 41A A190 41A A20 0 41A C11 0 41A C12 0 41A C130 41A C15 0

41A A160

28 A12 0

CHARLES ST

MCGEARY THOMAS R

CARLSON DAVID W

AJEMIAN JOHN S

TRUDEAU BRYAN

NEW ENGLAND POWER CO

ALMEIDA DAVID A

ATTN: PROPERTY TAX DEP' 40 SYLVAN ROAD

ALMEIDA NANCY L

2 MARLBORO DR

02451

End of Report

Above is a certified list of abutters and abutters to abutters within 300 feet of subject. Subject property: 35 Fairview Drive, Assessors Map 41A-A18, Deed Ref. 7552/194 Subject owner(s): Jon Mason

Prepared by: Kathleen Asquith, Assistant Sandy Genna, Principal Assessor