

## 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
LEICESTER
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

	OT A-19	LEICESTER	01524
a. Street Address		b. City/Town	c. Zip Code
Latitude and Longit	tudo:	42° 18' 38" N	71° 29' 21" W
	idde.	d. Latitude	e. Longitude
19		A 19	
f. Assessors Map/Plat N	Number	g. Parcel /Lot Number	
Applicant:			
STEVEN		BRIGHAM	
a. First Name		b. Last Name	
	ONSTRUCTION CO. INC	•	
c. Organization			
6 VALLEY FORGE d. Street Address	: CIRCLE		
WEST BOYLSTON	N.	MA	01583
e. City/Town	<u> </u>	f. State	g. Zip Code
508-579-7227	508-839-5914	CDX204211@YAHOO	• .
h. Phone Number	i. Fax Number	j. Email Address	
c. Organization			
d. Street Address			
d. Street Address e. City/Town		f. State	g. Zip Code
	i. Fax Number	f. State j. Email address	g. Zip Code
e. City/Town h. Phone Number		_	g. Zip Code
e. City/Town  h. Phone Number	any):	_	g. Zip Code
e. City/Town  h. Phone Number  Representative (if a	any):	_	g. Zip Code
e. City/Town  h. Phone Number  Representative (if a ROBERT G. MURF a. First Name  ROBERT G. MURF	any): PHY	j. Email address	
e. City/Town  h. Phone Number  Representative (if a ROBERT G. MURF a. First Name  ROBERT G. MURF c. Company	any): PHY PHY & ASSOCIATES, IN	j. Email address  b. Last Name	
e. City/Town  h. Phone Number  Representative (if a ROBERT G. MURF a. First Name  ROBERT G. MURF c. Company  214 WORCESTER	any): PHY PHY & ASSOCIATES, IN	j. Email address  b. Last Name	
e. City/Town  h. Phone Number  Representative (if a ROBERT G. MURF a. First Name  ROBERT G. MURF c. Company  214 WORCESTER d. Street Address	any): PHY PHY & ASSOCIATES, IN R STREET	j. Email address  b. Last Name C., ENVIRONMENTAL CON	NSULTANTS
e. City/Town  h. Phone Number  Representative (if a ROBERT G. MURF a. First Name  ROBERT G. MURF c. Company  214 WORCESTER d. Street Address  NORTH GRAFTON	any): PHY PHY & ASSOCIATES, IN R STREET	j. Email address  b. Last Name C., ENVIRONMENTAL CON	NSULTANTS  01536
e. City/Town  h. Phone Number  Representative (if a ROBERT G. MURF a. First Name  ROBERT G. MURF c. Company  214 WORCESTER d. Street Address  NORTH GRAFTON e. City/Town	any): PHY PHY & ASSOCIATES, IN R STREET	j. Email address  b. Last Name  C., ENVIRONMENTAL CON  MA  f. State	NSULTANTS  01536 g. Zip Code
e. City/Town  h. Phone Number  Representative (if a ROBERT G. MURF a. First Name  ROBERT G. MURF c. Company  214 WORCESTER d. Street Address  NORTH GRAFTON	any): PHY PHY & ASSOCIATES, IN R STREET	j. Email address  b. Last Name C., ENVIRONMENTAL CON	NSULTANTS  01536 g. Zip Code
e. City/Town  h. Phone Number  Representative (if a ROBERT G. MURF a. First Name  ROBERT G. MURF c. Company  214 WORCESTER d. Street Address  NORTH GRAFTON e. City/Town  508-839-0310  h. Phone Number	any): PHY PHY & ASSOCIATES, IN R STREET N  508-839-5914 i. Fax Number	j. Email address  b. Last Name  C., ENVIRONMENTAL CON  MA  f. State  RGMENVIRON@VERI  j. Email address	NSULTANTS  01536 g. Zip Code
e. City/Town  h. Phone Number  Representative (if a ROBERT G. MURF a. First Name  ROBERT G. MURF c. Company  214 WORCESTER d. Street Address  NORTH GRAFTON e. City/Town  508-839-0310  h. Phone Number	any): PHY PHY & ASSOCIATES, IN R STREET N 508-839-5914	j. Email address  b. Last Name  C., ENVIRONMENTAL CON  MA f. State RGMENVIRON@VER j. Email address e Transmittal Form):	NSULTANTS  01536 g. Zip Code



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)	Provided by MassDEP:		
	MassDEP File Number		
	Document Transaction Number		
	LEICESTER		

City/Town

## A. General Information (continued)

_						
6.	General Project Description:					
	CONSTRUCT A SINGLE FAMILY HOUSE, PAVED DRIVEWAY, SEWER AND ASSOCIATED LANDSCAPING WITHIN THE 100 FOOT BUFFER ZONE. THE DRIVEWAY WILL REQUIRE CROSSING A ROADSIDE SWALE AND FILLING 120 SF OF BVW. REFER TO THE PLAN.					
7a.	Project Type Checklist: (Limited Project Types see Section A. 7b.)					
	1. Single Family Home	2. Residential Subdivision				
	• ,	Z. Tresidential Subdivision				
	3. Commercial/Industrial	4. Dock/Pier				
	5. Utilities	6. Coastal engineering Structure				
	7. Agriculture (e.g., cranberries, forestry)	8. Transportation				
	9.  Other					
7b.	Is any portion of the proposed activity eligible to be Restoration Limited Project) subject to 310 CMR 1					
		ited project applies to this project. (See 310 CMR nplete list and description of limited project types)				
	2. Limited Project Type					
		If the proposed activity is eligible to be treated as an Ecological Restoration Limited Project (310 CMR10.24(8), 310 CMR 10.53(4)), complete and attach Appendix A: Ecological Restoration Limited Project Checklist and Signed Certification.				
8.	Property recorded at the Registry of Deeds for:					
	WORCESTER					
	a. County 59665	b. Certificate # (if registered land) 71				
	c. Book	d. Page Number				
В.	Buffer Zone & Resource Area Imp	Dacts (temporary & permanent)				
1.	Buffer Zone Only – Check if the project is loca Vegetated Wetland, Inland Bank, or Coastal F	Resource Area.				
2.						
	Check all that apply below. Attach narrative and any supporting documentation describing how the					

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project will meet all performance standards for each of the resource areas altered, including

standards requiring consideration of alternative project design or location.



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

Resource Area		Size of Proposed Alteration	Proposed Replacement (if any)
a. 🗌 Bank		1. linear feet	2. linear feet
b. 🔀	Bordering Vegetated	120	500
۷. 🖂	Wetland	1. square feet	2. square feet
	Landillada		
с. 📙	Land Under Waterbodies and	1. square feet	2. square feet
	Waterways	3. cubic yards dredged	
D		Oins of Deserted Alternation	Description of Description (St. 1991)
Resour	ce Area	Size of Proposed Alteration	Proposed Replacement (if any)
d. 🛚	Bordering Land		
	Subject to Flooding	1. square feet	2. square feet
		(FIRM ZONE A) 950	1,100
		3. cubic feet of flood storage lost	4. cubic feet replaced
е. 🗌	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) - special	city coastal or inland
2. Width of Riverfront Area		check one):	
	25 ft Designated De	ensely Developed Areas only	
	☐ 100 ft New agricultu	ıral projects only	
	200 ft All other proje	ects	
3.	Total area of Riverfront Area	a on the site of the proposed projec	ct: square feet
		,	square reet
4. Proposed alteration of the Riverfront A		Riverfront Area:	
a. 1	total square feet	b. square feet within 100 ft.	c. square feet between 100 ft. and 200 ft.
5.	Has an alternatives analysis	s been done and is it attached to th	is NOI? Yes No
6.	Was the lot where the activi	ty is proposed created prior to Aug	ust 1, 1996?
3. Co	astal Resource Areas: (See	310 CMR 10.25-10.35)	

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

For all projects

Note: for coastal riverfront areas, please complete Section B.2.f. above.



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

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.

4.

5.

Resou	rce Area	Size of Proposed Alteration	Proposed Replacement (if any)
а. 🗌	Designated Port Areas	Indicate size under Land Under	er the Ocean, below
b. 🗌	Land Under the Ocean	square feet     cubic yards dredged	
с. 🗌	Barrier Beach	-	aches and/or Coastal Dunes below
d. 🗌	Coastal Beaches	1. square feet	2. cubic yards beach nourishment
е. 🗌	Coastal Dunes	1. square feet	2. cubic yards dune nourishment
		Size of Proposed Alteration	Proposed Replacement (if any)
f g	Coastal Banks Rocky Intertidal Shores	1. linear feet  1. square feet	
h.	Salt Marshes  Land Under Salt  Ponds	square feet     square feet     square feet	2. sq ft restoration, rehab., creation
j. 🔲	Land Containing Shellfish	cubic yards dredged     square feet	
k. 🗌	Fish Runs		nks, inland Bank, Land Under the ler Waterbodies and Waterways,
If the p		1. cubic yards dredged  1. square feet  restoring or enhancing a wetland tered in Section B.2.b or B.3.h about	
a. square feet of BVW b. square feet of Salt Marsh			Salt Marsh
_	oject Involves Stream Cros		
a. numb	per of new stream crossings	b. number of repl	lacement stream crossings



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			City/Town
C.	Othe	r Applicable Standards and	Requirements
	compl		ion Limited Project. Skip Section C and n Limited Project Checklists – Required Actions
Str	eamlin	ned Massachusetts Endangered Spe	cies Act/Wetlands Protection Act Review
1. Is any portion of the proposed project located in <b>Estimated Habitat of Rare Wildlife</b> as incompleted the most recent Estimated Habitat Map of State-Listed Rare Wetland Wildlife published by Natural Heritage and Endangered Species Program (NHESP)? To view habitat maps, see <i>Massachusetts Natural Heritage Atlas</i> or go to <a href="http://maps.massgis.state.ma.us/PRI_EST_HAB/viewer.htm">http://maps.massgis.state.ma.us/PRI_EST_HAB/viewer.htm</a> .			Listed Rare Wetland Wildlife published by the am (NHESP)? To view habitat maps, see the
	a. 🔲 \	Yes No If yes, include proof of	mailing or hand delivery of NOI to:
	1-28-20 b. Date of	Division of Fisheries 1 Rabbit Hill Road Westborough MA 01	
	CMR 1 comple comple by com	0.18). To qualify for a streamlined, 30-day ete Section C.1.c, and include requested mete Section C.2.f, if applicable. <i>If MESA su</i>	ts Endangered Species Act (MESA) review (321 , MESA/Wetlands Protection Act review, please naterials with this Notice of Intent (NOI); OR oplemental information is not included with the NOI, will require a separate MESA filing which may take in Section 2 apply, see below).
	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
2.		oject plans for entire project site, including ds jurisdiction, showing existing and propo	wetland resource areas and areas outside of sed conditions, existing and proposed

Project description (including description of impacts outside of wetland resource area &

tree/vegetation clearing line, and clearly demarcated limits of work \*\*

Photographs representative of the site

(a)

buffer zone)

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<sup>\*</sup> Some projects **not** in Estimated Habitat may be located in Priority Habitat, and require NHESP review (see <a href="http://www.mass.gov/eea/agencies/dfg/dfw/natural-heritage/regulatory-review/">http://www.mass.gov/eea/agencies/dfg/dfw/natural-heritage/regulatory-review/</a>). Priority Habitat includes habitat for state-listed plants and strictly upland species not protected by the Wetlands Protection Act.

<sup>\*\*</sup> 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)

	(c) MESA filing fee (fee information available at <a href="http://www.mass.gov/dfwele/dfw/nhesp/regulatory_review/mesa/mesa_fee_schedule.htm">http://www.mass.gov/dfwele/dfw/nhesp/regulatory_review/mesa/mesa_fee_schedule.htm</a> ). Make check payable to "Commonwealth of Massachusetts - NHESP" and <i>mail to NHESP</i> at above address					
	Project	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						
	(f) OF	R Check One of the Following				
Project is exempt from MESA review.  Attach applicant letter indicating which MESA exemption applies. (See <a href="http://www.mass.gov/dfwele/dfw/nhesp/regulatory_review/mesa/mesa">http://www.mass.gov/dfwele/dfw/nhesp/regulatory_review/mesa/mesa</a> the NOI must still be sent to NHESP if the project is within estimated I 310 CMR 10.37 and 10.59.)				/mesa exemptions.htm;		
	2. 🗌	Separate MESA review ongoing.	a. NHESP Tracking #	b. Date submitted to NHESP		
	3.	Separate MESA review completed. Include copy of NHESP "no Take" dete Permit with approved plan.	rmination or valid Conser	vation & Management		
3.	For coasta line or in a	I projects only, is any portion of the proportion fish run?	osed project located belo	w the mean high water		
	a. 🛛 Not a	applicable – project is in inland resource	area only b.  Yes	☐ No		
	If yes, include proof of mailing, hand delivery, or electronic delivery of NOI to either:			either:		
South Shore - Cohasset to Rhode Island border, and North Shore - Hull to New Hampshire borde the Cape & Islands:				Hampshire border:		
Division of Marine Fisheries - Southeast Marine Fisheries Station Attn: Environmental Reviewer 836 South Rodney French Blvd. New Bedford, MA 02744 Email: DMF.EnvReview-South@state.ma.us  Division of Marine Fisheries - North Shore Office Attn: Environmental Reviewer 30 Emerson Avenue Gloucester, MA 01930 Email: DMF.EnvReview-Ne			ewer			

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.

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Provided by MassDEP:			
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Massber The Number			
Document Transaction Number			
LEIGEGTED			
LEICESTER			
C:t/T			
City/Town			

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

	1	le any portion of the proposed project within an Area of Critical Environmental Concern (ACEC)?			
	4.	Is any portion of the proposed project within an Area of Critical Environmental Concern (ACEC)?			
Online Users: Include your document		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.			
transaction number		b. ACEC			
(provided on your receipt page) with all	5.	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?			
supplementary		a. 🗌 Yes 🛛 No			
information you submit to the Department.	6.	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			
	7.	Is this project subject to provisions of the MassDEP Stormwater Management Standards?			
		<ul> <li>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:</li> <li>1.  Applying for Low Impact Development (LID) site design credits (as described in Stormwater Management Handbook Vol. 2, Chapter 3)</li> </ul>			
		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.			
	D.	Additional Information			
		This is a proposal for an Ecological Restoration Limited Project. Skip Section D and complete Appendix A: Ecological Restoration Notice of Intent – Minimum Required Documents (310 CMR 10.12).			
		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.			
		<ul> <li>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.)</li> </ul>			

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to the boundaries of each affected resource area.

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

2.



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	City/Town	

### D.

D.	Add	itional Information (cont'd)			
	3.	Identify the method for BVW and other resc Field Data Form(s), Determination of Applie and attach documentation of the method	cability, Order of Resource A		
	4. 🛛	List the titles and dates for all plans and otl	ner materials submitted with	this NOI.	
	SIT	E PLAN - STEVEN BRIGHAM, LOT A-19 F	ELIX STREET		
		Plan Title	-		
	RC	BERT G. MURPHY	NORMAN G. HILL, PE		
	b. P	repared By	c. Signed and Stamped by		
		4-2019	1" = 20'		
	d. F	inal Revision Date	e. Scale		
	f. A	dditional Plan or Document Title		g. Date	
<ol> <li>If there is more than one property owner, please attack listed on this form.</li> </ol>			lease attach a list of these p	roperty owners not	
6. Attach proof of mailing for Natural Heritage and Endangered Species Program, if need				rogram, if needed.	
<ul> <li>7.  Attach proof of mailing for Massachusetts Division of Marine Fisheries, if needed.</li> <li>8.  Attach NOI Wetland Fee Transmittal Form</li> <li>9.  Attach Stormwater Report, if needed.</li> </ul>			if needed.		
Ε.	Fees				
	<ol> <li>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.</li> <li>Applicants must submit the following information (in addition to pages 1 and 2 of the NOI Wetland Fee Transmittal Form) to confirm fee payment:</li> </ol>				
	5197		2/1/2019		
	2. Munic	pal Check Number	3. Check date		
	5198		2/1/2019		
		Check Number	5. Check date		
	ROBER	RT	MURPHY		

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7. Payor name on check: Last Name

6. Payor name on check: First Name



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	LEICESTER
	City/Town

### 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.

	2/1/2019
1. Signature of Applicant	2. Date
3. Signature of Property Owner (if different)	4. Date
	2/1/2019
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.

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### **Massachusetts Department of Environmental Protection**

Bureau of Resource Protection - Wetlands

A. Applicant Information

#### **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.





• •						
1. Location of Pro	Location of Project:					
LOT A-19 FELI	X STREET	LEICESTER				
a. Street Address		b. City/Town				
5197		237.50				
c. Check number		d. Fee amount				
2. Applicant Mailir	Applicant Mailing Address:					
STEVEN		BRIGHAM				
a. First Name		b. Last Name				
S W BRIGHAM	CONSTRUCTION CO. INC.					
c. Organization	c. Organization					
6 VALLEY FOR	RGE CIRCLE					
d. Mailing Address						
WEST BOYLS	ΓON	MA	01583			
e. City/Town		f. State	g. Zip Code			
508-579-7227	508-839-5914	CDX204211@YAHOO.COM				
h. Phone Number	i. Fax Number	j. Email Address				
3. Property Owne	Property Owner (if different):					
SAME						
a. First Name		b. Last Name				
c. Organization	c. Organization					
d. Mailing Address	d. Mailing Address					
e. City/Town		f. State	g. Zip Code			
h. Phone Number	i. Fax Number	j. Email Address				

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

#### 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.



#### **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
SINGLE FAMILY HOUSE	1	500.00	500.00
	Step 5/T	otal Project Fee:	500.00
	Step 6	Fee Payments:	
	Total	Project Fee:	500.00 a. Total Fee from Step 5
	State share	of filing Fee:	237.50 b. 1/2 Total Fee <b>less \$</b> 12.50
	City/Town shar	e of filling Fee:	262.50 c. 1/2 Total Fee <b>plus</b> \$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.)



## ROBERT G. MURPHY & ASSOCIATES, INC. ENVIRONMENTAL CONSULTANTS

214 Worcester Street No. Grafton, Massachusetts 01536

508-839-0310

rgmenviron@verizon.net

#### PROJECT DESCRIPTION LOT 9A FELIX STREET LEICESTER, MA

The applicant, Steven Brigham proposes to build a Single Family Residence, Driveway and associated Landscaping on lot 9A, Felix Street as shown on the submitted site plan. The project is located along the eastern slope of the glaciated uplands west of Sargent Pond. The sloped upland portion of the property consists of Woodbridge Fine Sandy Loan with a large number of boulders at the surface. The Woodbridge soil is moderately well drained with a deep water table. The lower bordering vegetated wetland (BVW) along the eastern slope is a level area with deep deposits of Freetown Muck. An intermittent stream passes through this resource area southward toward Route 9 and Town Meadow Brook. The proposed driveway is to be located within the existing excavated roadside swale adjacent to Felix Street. This previously excavated channel is located within Zone A of the Flood Plain (FIRM) . The elevation of the flood plain follows the blue line as shown on the FIRM map. This Project Description applies to the proposed construction, details and specifications as shown on the referenced site plan.

In order to access the upland portion of the property, the proposed driveway is to be located along the northern property line in an area where the drainage swale is narrowest. This allows proper access with the least amount of impacts to the BVW and the flood plain. The existing culvert is to remain within the open channel with a 10' separation gap to perform as an energy dissipater. The driveway will be constructed with stone headwalls and a new 12" HDPE culvert. As shown on the site plan, the total amount of wetlands to be filled will be 120 square feet of BVW and 960 cubic feet of flood plain. 1,100 cubic feet of flood plain compensatory storage is to be provided through the regrading of the land adjacent to the wetlands. This will also provide additional wetlands replication if required. The driveway is to be graded in a manner that will direct the surface drainage toward the shallow vegetated slopes. A temporary construction entrance is to limit construction related erosion from entering into the Felix Street Right of Way.

The remainder of construction is to be completed within the 100' buffer zone as shown. This will include the Single Family Residence, well, driveway, retaining walls and landscaping. A trench drain is to be constructed above the exposed slopes to redirect the excessive drainage emanating from the Leicester Country Club. This stone lined trench has been designed to reduce the existing impacts to the lower wetlands caused by the lack of proper stormwater management. This action, along with the proposed methods of slope stabilization will actually improve the protection of the wetland resource areas along the lower slopes. Mr. Brigham plans on working with the operators of the Leicester Country Club to insure that no additional volume of stormwater runoff is directed toward this property.

The following list of construction sequence notes are to be included with the anticipated Order of Conditions. A copy of these guidelines is to be readily available along with the sites plans at all times during the construction phases of this project.

#### CONSTRUCTION SEQUENCE - EROSION & SEDIMENTATION CONTROL

The following is a list of the proposed construction sequence and erosion controls for the development of the proposed single family residence at Lot 9A Felix Street, Leicester, MA.

- 1. The contractor and all sub-contractors are to be made aware of the Order of Conditions as issued by the Leicester Conservation Commission (LCC) and its regulations applicable to this project. A copy of this Permit is to be readily available on site at all times. The DEP file number is to be posted at the entrance to the site prior to commencement of construction.
- 2. Prior to the commencement of construction, the owner of the project is to conduct an onsite predevelopment meeting with all concerned parties. Present at this meeting shall be the owner and or their legal representatives, the project superintendent for the general contractor, the environmental consultant and sub-contractors responsible for the installation of the erosion and sedimentation controls. During this meeting, the limits of land clearing and perimeter of construction shall be clearly identified. The names and telephone numbers of these parties are to be supplied to the (LCC) and Department of Public Works in order to avoid time delays during emergency situations.
- 3. The driveway, grading and landscaped areas are to be constructed as a multiple phased project. For this reason, all of the erosion controls are to be in place and inspected prior to the commencement of construction. This includes the temporary construction entrance. Approved erosion controls are to be installed where shown on the site plans. The approved location of the erosion controls is to act as a limit of work and is to be maintained as such. The contractor is responsible for the daily maintenance of the erosion controls and to identify and correct all sources of erosion. Due to the possibility of high intensity rainfall during thunderstorms and hurricanes, a "proactive" approach to controlling erosion will be required during all of the construction phases.
- 4. All earth removal and clearing activities within the entire site are to be done with minimal amounts of scouring and removal of the existing topsoil to limit the potential for erosion. The staging areas for clearing activities are to be located well away from all wetland resource areas. Additional erosion controls may be required along the perimeter of the temporary staging areas. Construction materials are to be stockpiled well away from the roadway in a manner that will not impact the lower wetland resource areas.
- 5. In trenches where drainage runoff is encountered, special care is to be taken to avoid routing water through gullies toward the lower property. All utility trenches are to be filled on a daily basis. Under no circumstances are utility trenches to be left open for a period exceeding twenty-four hours. The contractor is to use proper judgment relative to construction practices during adverse weather conditions. No work is to be performed within 50 feet of the adjacent wetlands during periods of heavy rainfall. Staging areas for the fueling, maintenance and storage of construction equipment are to be located where they will not impact the wetland resource areas.
- 6. No construction equipment is allowed to operate within 20 feet of the wetland resource areas without written authorization from the Leicester Conservation Commission. All spillage of petroleum products is to be cleaned immediately and disposed of following DEP guidelines. All construction debris is to be stored in dumpster trailers and removed in a timely fashion.

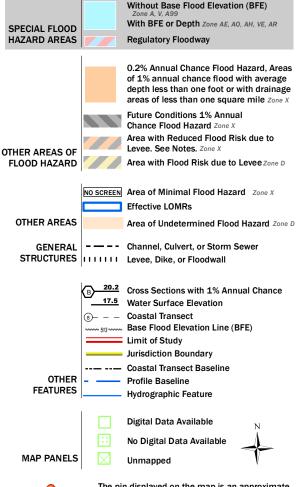
- 7. In areas where the erosion control barriers have been damaged, they are to be repaired immediately. Extra straw wattles are to be stored on site for this purpose. All exposed slopes are to be stabilized as soon as possible. No slopes are to be left untreated for a period exceeding fifteen days. A heavy fiber "Hydroseed" mixture with a tackifier will limit the potential for erosion of fine sediments along graded slopes that are not yet completed. Special care is to be taken to limit drainage runoff from concentrating toward the paved driveway and channeling toward the Felix Street Right of Way.
- 8. Once the rough grading of the driveway and graded areas has been completed, the mobilization of various construction vehicles throughout the site will be possible. For this reason, the daily stabilization of the exposed cut and fill slopes should be a priority over all other construction activities from this point on. Vegetated areas should be planted and maintained in an immediate succession to the completion of underground utilities. Vegetated slopes greater than 3 to 1 are to be stabilized with a layer of organic matting to limit erosion and to quickly stabilize the vegetation. The installation of all underground utilities within the site will require a coordinated effort by the various subcontractors to assure the least amount of time that open trenches are exposed. In areas where exposed trenches may project outside of the stabilized slopes, it may be necessary to install temporary erosion control barriers to limit routing drainage toward the unstabilized soils.
- 9. During periods of heavy rainfall, there may be occurrences of erosion of the unstabilized slopes. Immediate attention to the maintenance of these eroded areas will further insure the successful stabilization of the down gradient slopes while limiting the impacts to the specific areas. Wood chips and stump grindings provide an excellent source for creating temporary check dams to control drainage runoff during high intensity storms. During the summer months it is crucial for the protection of all vegetated slopes that concentrated flows of runoff be directed away from recently stabilized areas. For this reason, the general contractor will be responsible to delegate authority to at least one individual who will be available at a moment's notice (7 days a week).
- 10. Periodic inspections of the entire construction site are to be performed by a competent representative who will insure the adherence to the regulations as set forth in the Wetlands protection Act and the Clean Water Act, as amended (33 USC 1251). An authorized agent of the Leicester Conservation Commission shall have the authority to conduct inspections of the jurisdictional areas and consult with the project engineer as necessary before, during and after the commencement of construction.
- 11. It is the responsibility of the owner to verify that all construction permits for this project are obtained and kept up to date. Once the project has been completed, the owner is to notify the Leicester Conservation Commission. An "As Built" plan and request for a Certificate of Compliance shall be provided to the Commission in a timely manner. The Certificate of Compliance is to be recorded at the South Worcester Registry of Deeds.

## National Flood Hazard Layer FIRMette



#### Legend

SEE FIS REPORT FOR DETAILED LEGEND AND INDEX MAP FOR FIRM PANEL LAYOUT



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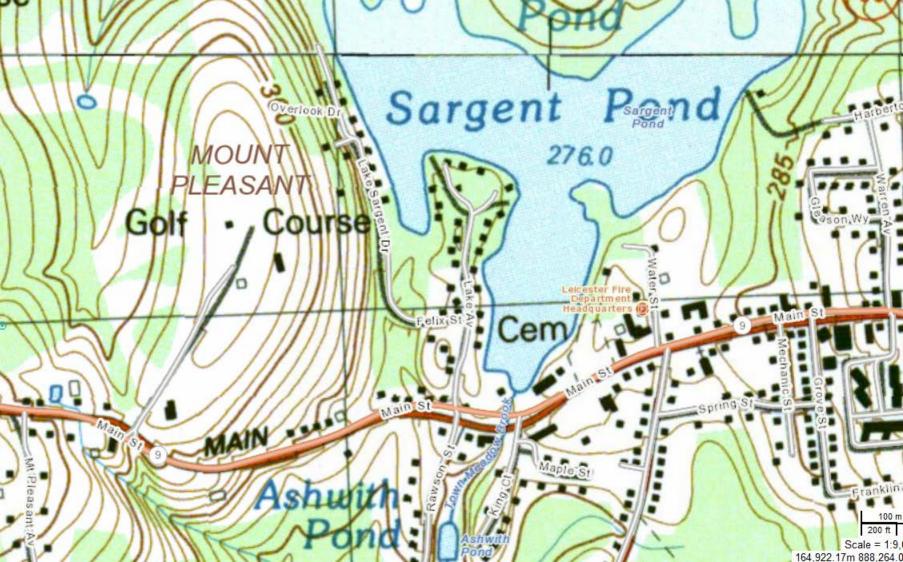
The pin displayed on the map is an approximate point selected by the user and does not represent an authoritative property location.

This map complies with FEMA's standards for the use of digital flood maps if it is not void as described below. The basemap shown complies with FEMA's basemap accuracy standards

The flood hazard information is derived directly from the authoritative NFHL web services provided by FEMA. This map was exported on 1/25/2019 at 7:04:10 PM and does not reflect changes or amendments subsequent to this date and time. The NFHL and effective information may change or become superseded by new data over time.

This map image is void if the one or more of the following map elements do not appear: basemap imagery, flood zone labels, legend, scale bar, map creation date, community identifiers, FIRM panel number, and FIRM effective date. Map images for unmapped and unmodernized areas cannot be used for regulatory purposes.



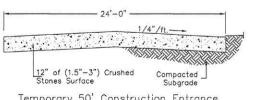


#### CONSTRUCTION SEQUENCE & FROSION CONTROLS

LOT A-19 FELIX STREET, LEICESTER, MASSACHUSETTS

The following is a list of the proposed construction sequence and erosion controls for the Single Family Residence proposed by Steven Brigham Lot A-19, Leicester, Massachusetts DEP File #197-0

- The contractor and all sub-contractors are to be made aware of the Order of Conditions as granted by the Leicester Conservation Commission and its regulations applicable to this project. A copy of this Order and the site plans are to be readily available on site at all times.
- Staked Straw Wattles filled with bark mulch and silt fences are to be installed where shown on the site plans. The contractor and the owner are responsible for the proper maintenance of the filter socks and to identify and correct all sources of erosion.
- 3. Rough grading and stump removal are to be confined to areas as shown on the site plan for the development of the building, driveway and landscaped areas. Construction materials are to be stockpiled in an area outside the buffer zone where possible.
- 4. At no time should heavy equipment cross the erosion controls or operate within the bordering vegetated wetlands without authorization from the Leicester Conservation Commission. All fueling of construction equipment is to be done in the uplands outside of the buffer zone.
- Temporary stabilization of disturbed areas is to limit erosion toward the wetland area to the west. All trenches are to be filled on a daily basis with special care taken to avoid routing rainfall through gullies toward the wetland areas.
- 6. The contractor is to use proper judgment relative to construction practices during adverse weather conditions or periods of high groundwater. No work is to be performed near the wetland areas during periods of heavy rainfall. Site inspections are required after heavy rainfall events.
- 7. Periodic maintenance of the erosion control structures is required in order to insure the proper protection of the resource areas.
- 8. All graded areas are to be loamed and seeded as soon as possible in order to insure the rapid stabilization of the erosion prone areas. A Conservation Seed Mixture of 20% Annual Ryegrass, 30% Creeping Red Fescue, 30% Chewings Fescue and 20% Perennial Ryegrass is recommended.
- 9. The staked erosion controls are to remain in place for at least one full growing season. Periodic inspections of these erosion control structures is to continue during this phase of vegetation stabilization. In areas where silt fences have been installed, they are to be removed once the slopes have been stabilized in order to promote migration of local amphibious species.
- 10. The contractor is to stabilize all slopes immediately upon completion of work within each phase to prevent erosion of soils into the resource areas or their associated buffer zones. During the grow—in period, temporary erosion controls (i.e. bark mulch or straw) is to be used to prevent erosion during periods of rainfall or snowmelt. If erosion of slopes should occur, immediate attention is to be given to stabilizing these areas to prevent impacts to resource areas and or their associated buffer zones.
- 11. Periodic inspections of the entire construction site are to be performed by a competent representative who will insure the adherence to the regulations as set forth in 310 CMR 10.00. The contractor is to allow unimpeded access to the jurisdictional areas by all members of the Leicester Conservation Commission in order that they may view the construction procedures. No unauthorized individuals are to enter the construction area without the expressed consent of the owner.
- 12. The Applicant is to notify the Leicester Conservation Commission once the jurisdictional work has been completed and the entire site has been properly stabilized. Upon approval of the work subject to the Order of Conditions, the applicant is to receive a Certificate of Compliance that is to be recorded at the Worcester Registry of Deeds.
- 13. All buried utilities as shown are taken from available information and are to be considered as approximate only. Prior to commencement of construction, the contractor is to contact DIG SAFE at 1—888—DIG SAFE to have all buried utilities properly located.



Temporary 50' Construction Entrance

