Massachusetts Department of Environmental

Protection

Bureau of Resource Protection - Wetlands

WPA Form 3 - Notice of Intent

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

Provided by MassDEP: MassDEP File #:

eDEP Transaction #:1445011 City/Town:LEICESTER

A.General Information

1. Project Location:

a. Street Address 138 CHARLES STREET

b. City/Town LEICESTER c. Zip Code 01524 d. Latitude 42.22481N e. Longitude 71.93576W f. Map/Plat # 028 g.Parcel/Lot # 18.3

2. Applicant:

a. First Name MARK b.Last Name MEACHAM

c. Organization

d. Mailing Address 138 CHARLES STREET

e. City/Town LEICESTER f. State MA g. Zip Code 01524

h. Phone Number 508-864-4239 i. Fax j. Email mmeacham1956@gmail.com

3. Property Owner:

☐ more than one owner

a. First Name LISA b. Last Name TEE-THEOHARIDES

c. Organization

d. Mailing Address 138 CHARLES STREET

e. City/Town LEICESTER f.State MA g. Zip Code 01524

h. Phone Number 774-696-7114 i. Fax j.Email lisartheo@gmail.com

4. Representative:

a. First Name b. Last Name

c. Organization

d. Mailing Address

e. City/Town f. State g. Zip Code h.Phone Number i.Fax j.Email

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

a.Total Fee Paid 500.00 b.State Fee Paid 237.50 c.City/Town Fee Paid 262.50

6.General Project Description:

GENERAL MAINTENANCE AND REPAIR OF WATERFRONT STONE WALL, DOCK, AND BEACH AREA. CUT AND REMOVAL OF DEAD TREES. ADDITION AND UTILITY WORK TO EXISTING SHED. ADDITION TO ATTACHED DECK ON HOUSE, CURRENTLY >100' FROM WATERFRONT.

7a.Project Type:

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 (eg., cranberries, forestry)

9. ☐ Transportation 10. ☐ Other

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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 310 CMR 10.53(3)(H) MAINTENANCE OF BEACHES AND (J) MAINTENANCE OF DOCKS

8. Property recorded at the Registry of Deeds for:

a. total square feet

b.Certificate: c.Book: d.Page: a.County: WORCESTER 55993 123-128

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

1.Buffer Zone & Resource Area Impacts (temporary & permanent):

This is a Buffer Zone only project - 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)

Resource Area	Size of Proposed Alteration Propos	sed Replacement (if any)	
a. ▼ Bank	170 1. linear feet	2. linear feet	
b. ☐ Bordering Vegetated Wetland	1. square feet	2. square feet	
c. ☐ Land under Waterbodies and Waterways	1. Square feet	2. square feet	
	3. cubic yards dredged		
d. Bordering Land Subject to Flooding	1. square feet	2. square feet	
	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	1. Name of Waterway (if any)		
2. Width of Riverfront Area (check one)	☐ 25 ft Designated Densely Developed Areas only ☐ 100 ft New agricultural projects only ☐ 200 ft All other projects		
3. Total area of Riverfront Area on the site of the proposed pro	squara foot		
4. Proposed Alteration of the Riverfront Area:		square feet	

c. square feet between 100 ft.

and 200 ft.

b. square feet within 100 ft.

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•	vsis been done and is it attached t		□ Yes□ No		
6. Was the lot where the activity is proposed created prior to August 1, 1996?		\Box Yes \Box No			
3.Coastal Resource Areas: (Se	ee 310 CMR 10.25 - 10.35)				
Resource Area		Size of Proposed Alteration	Proposed Replacement (if any)		
a. ☐ Designated Port Areas	Indicate size under	Land under the ocean b	pelow,		
b.□ Land Under the Ocean	1. square feet				
	2. cubic yards dredged				
c. Barrier Beaches	Indicate size under Coastal Be	eaches and/or Coatstal Dunes, bel	ow		
d. ☐ Coastal Beaches	1. square feet	2. cubic yards beach no	ourishment		
e. Coastal Dunes	1. square feet	2. cubic yards dune not	urishment		
f. Coastal Banks	1. linear feet				
g. Rocky Intertidal Shores	1. square feet				
h. □ Salt Marshes	1. square feet	2. sq ft restoration, reh	ab, crea.		
i. Land Under Salt Ponds	1. square feet				
	2. cubic yards dredged				
. Land Containing Shellfish	1. square feet				
k.□ Fish Runs	Indicate size under Coastal Banks, Inland Bank, Land Under the Ocean, and/or inland Land Under Waterbodies and Waterways, above				
	cubic yards dredged				
L T Land Subject to Coastal Storm Flowage	1. square feet				
Restoration/Enhancement					
Restoration/Replacement					
	e of restoring or enhancing a wet 3.h above, please entered the add	land resource area in addition to t litional amount here.	he square footage that has been		
a. square feet of BVW	b. se	quare feet of Salt Marsh			
.Projects Involves Stream Cro	ssings				
Project Involves Streams C	rossings				

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If the project involves Stream Crossings, please enter the number of new stream crossings/number of replacement stream crossings.

a. number of new stream crossings

b. number of replacement stream crossings

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 of Endangered Species program (NHESP)?
 - 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

1 Rabbit Hill Road

Westborough, MA 01581

b. Date of map:FROM MAP VIEWER

If yes, the project is also subject to Massachusetts Endangered Species Act (MESA) review (321 CMR 10.18)....

- c. Submit Supplemental Information for Endangered Species Review * (Check boxes as they apply)
 - 1. ☐ Percentage/acreage of property to be altered:
 - (a) within Wetland Resource Area

percentage/acreage

(b) outside Resource Area

percentage/acreage

- 2. ☐ Assessor's Map or right-of-way plan of site
- 3. Project plans for entire project site, including wetland resource areas and areas outside of wetland 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/eea/agencies/dfg/dfw/natural-heritage/regulatory-review/mass-endangered-species-act-mesa/mesa-fee-schedule.html)

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/eea/agencies/dfg/dfw/laws-regulations/cmr/321-cmr-1000-massachusetts-endangered-species-act.html#10.14; 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. E Separate MESA review ongoing.
 - a. NHESP Tracking Number
 - b. Date submitted to NHESP

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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...
- 2. For coastal projects only, is any portion of the proposed project located below the mean high waterline 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 836 S. Rodney French Blvd New Bedford, MA 02744 Division of Marine Fisheries -North Shore Office Attn: Environmental Reviewer 30 Emerson Avenue Gloucester, MA 01930

Provided by MassDEP: MassDEP File #:

City/Town:LEICESTER

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If yes, it 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 DEP Website for ACEC locations). **Note:** electronic filers click on Website.

- b. ACEC Name
- 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)?
- 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:
 - 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, Explain why the project is exempt:
 - 1. Single Family Home
 - 2. Emergency Road Repair

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3. Small Residential Subdivision (less than or equal to 4 single-family houses or less than or equal to 4 units in multi-family housing project) with no discharge to Critical Areas.

D. Additional Information

Applicants must include the following with this Notice of Intent (NOI). See instructions for details.

Online Users: Attach the document transaction number (provided on your receipt page) for any of the following information you submit to the Department by regular mail delivery.

- 1. USGS or other map of the area (along with a narrative description, if necessary) containing sufficient information for the
- Conservation Commission and the Department to locate the site. (Electronic filers may omit this item.)
- 2. Plans identifying the location of proposed activities (including activities proposed to serve as a Bordering Vegetated Wetland
- F [BVW] replication area or other mitigating measure) relative to the boundaries of each affected resource area.
- 3. Identify the method for BVW and other resource area boundary delineations (MassDEP BVW Field Data Form(s).
- Determination of Applicability, Order of Resource Area Delineation, etc.), and attach documentation of the methodology.
- 4. List the titles and dates for all plans and other materials submitted with this NOI.

a. Plan Title:	b. Plan Prepared By:	c. Plan Signed/Stamped By:	c. Revised Final Date: e. Scale:
PROJECT			Echmony 2022
NARRATIVE			February 2023

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

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WPA Form 3 - Notice of Intent

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

Provided by MassDEP: MassDEP File #: eDEP Transaction #:1445011 City/Town:LEICESTER

E. Fees

1.	
fee Exempt: No filing fee shall be assessed for projects of any tribe housing authority, municipal housing authority, or the M	city, town, county, or district of the Commonwealth, federally recognized Indian lassachusetts Bay Transportation Authority.
Applicants must submit the following information (in addition to pa	ages 1 and 2 of the NOI Wetland Fee Transmittal Form) to confirm fee payment:
2. Municipal Check Number	3. Check date
2. Municipal Check Number	5. Check date
4. State Check Number	5. Check date
6. Payer name on check: First Name	7. Payer name on check: Last Name
F. Signatures and Submittal Requirements	
and complete to the best of my knowledge. I understand that the Conservat the expense of the applicant in accordance with the wetlands regulation. I further certify under penalties of perjury that all abutters were notified	
Mark Meacham	2/14/2023
1. Signature of Applicant	2. Date
3. Signature of Property Owner(if different)	4. Date
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.

If the applicant has checked the "yes" box in Section C, Items 1-3, 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.

Bureau of Resource Protection - Wetlands

WPA Form 3 - Notice of Wetland FeeTransmittal **Form**

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

Provided by MassDEP: MassDEP File #: eDEP Transaction #:1445011 City/Town:LEICESTER

A. Applicant Information

1. Applicant:								
a. First Name	MARK		b.Last Name	MEAG	CHAM			
c. Organization								
d. Mailing Address	138 CHARLES	STREET						
e. City/Town	LEICESTER	f. State	MA	g. Zip		524		
h. Phone Number	5088644239	i. Fax		j. Ema	il m	meacham1956	@gmail.com	
2.Property Owner:(if differe	nt)							
a. First Name	LISA		b. Last Nan	ne	TEE-THEO	HARIDES		
c. Organization								
d. Mailing Address	138 CHARLE	S STREE	T					
e. City/Town	LEICESTER	f.Sta	ite MA		g. Zip Code			
h. Phone Number	7746967114	i. Fa	X		j.Email	lisartheo	@gmail.com	
3. Project Location:								
a. Street Address	138 CHA	RLES ST	REET		b. City/To	wn I	LEICESTER	

Are you exempted from Fee? Γ

Note: Fee will be exempted if you are one of the following:

- City/Town/County/District
- Municipal Housing Authority
- Indian Tribe Housing Authority
- MBTA

State agencies are only exempt if the fee is less than \$100

B. Fees

Activity Type	Activity Number	Activity Fee	RF Multiplier	Sub Total
E.) INLAND LIMITED PROJECTS MINUS ROAD CROSSINGS AND AGRICULTURE;	1	500.00		500.00
	City/Town sl \$262.50	hare of filling fee	State share of filing fee \$237.50	Total Project Fee \$500.00

138 Charles Street Notice of Intent Project Narrative February 2023

Overview

The Applicant, Lisa Tee-Theoharides, is seeking approval to initiate general repair and maintenance of an existing waterfront stone wall, dock, and beach area; to cut and remove some dead trees between the shoreline and the house; to put an addition on an existing shed structure and reconnect utilities to it; and create a staircase and potential addition to an existing deck on the house at 138 Charles Street.

138 Charles Street is a waterfront home and property on the southeastern shore of Cedar Meadow Lake.

Stone Wall, Dock and Beach Area

The existing stone wall runs along a majority of the shoreline, amongst two primary sections, which are divided by the existing sand beach area. The stone walls have begun to shift and fall, and are in need of repair for safety and erosion control purposes. The total length of existing stone wall is approximately 170 linear feet. The anticipated repairs are to be done manually, by rebuilding the existing structure as needed where it is failing.

The existing dock has two sections, one which runs perpendicular to the shoreline and one that runs horizontally. The perpendicular section is beginning to collapse where it abuts the lawn and from the side, where a section of the stone wall is falling into the lake. This section is the primary section to be repaired, likely utilizing a wooden or patio type structure, with the existing footprint of the dock to remain. The horizontal section does not need immediate repairs, but may require some before the life of the permit ends.

The existing sand beach area is found between the two primary sections of the stone wall, and the sand has become rocky mixed with leaf litter/debris over the years. The sand would be replaced accordingly and would be anticipated to be done only once over the life of the permit.

Tree Removal and Shed Area

Behind the existing shed and other areas, there are dead trees in which the applicant would like to have cut down and removed for safety purposes.

The existing shed is 16ft x 8ft, and approximately 30 feet from the water line. The applicant would like to add an additional 12 feet along the back (northern) side of the shed, to make the shed measurements 16ft x 20ft overall. The shed is currently and would still be used for storage of general lake and yard equipment.

Currently, the existing shed has connected underground electrical utilities which have failed over the years. The applicant would like to have an 18in deep trench dug between the house and shed to replace the failed electrical utilities.

Attached Deck Area

Currently, on the lake (western) side of the house, there is an existing 6ft wide x 24ft long attached deck. Note: the existing deck is approximately 110 feet from the water line, and the house is approximately

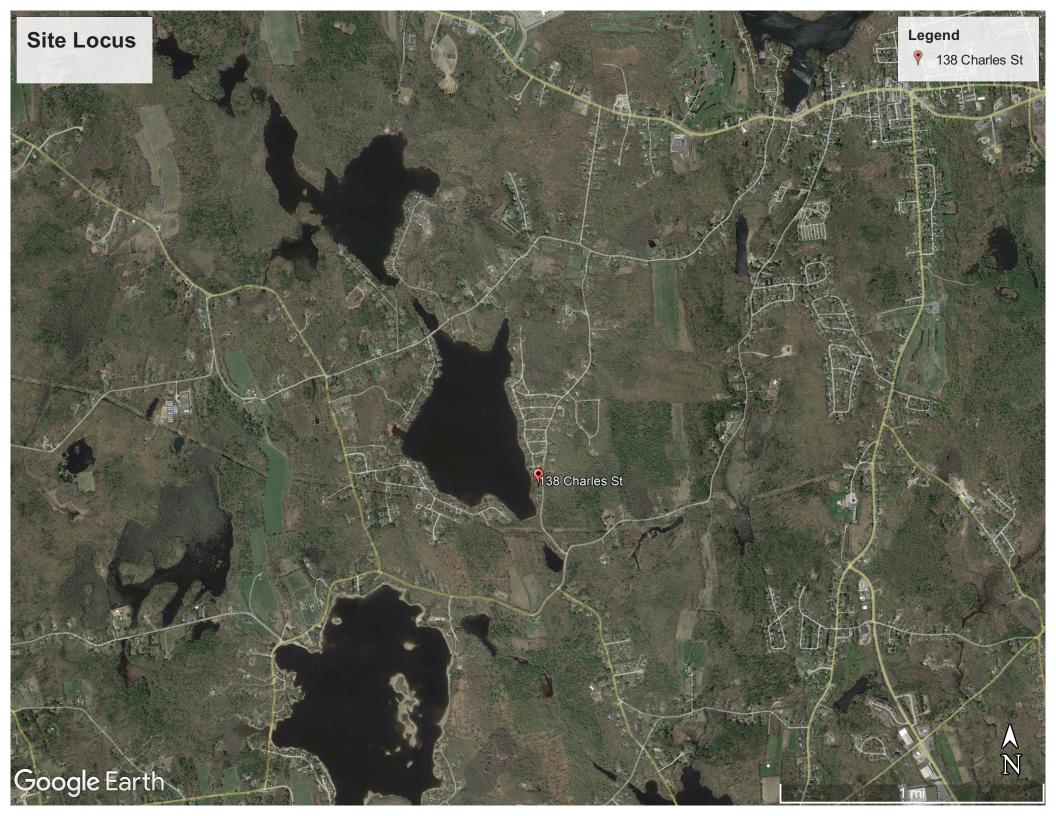
116 feet from the water line. The applicant would like to install a staircase to the southern side of the existing deck, and at the same time, potentially extend the existing deck an additional 6 feet out, making the footprint a total of 12ft wide x 24ft long. Also at the same time, the applicant would like to remove the crumbling slab currently under the existing deck, and replace/extend that area with new patio blocks and/or concrete so the area aligns with the new deck extension.

Timeline

The applicant anticipates working on the above items over the life of the permit, through the next few years.

Fees

Per the Leicester Wetlands Regulation document, dated 11-2015, the town bylaw fee was calculated as 25% of the total state/project fee of \$500 (\$262.50 for the town portion, and \$237.50 for the state portion), making the bylaw fee \$125.





To: The Environmental Monitor

From: Lisa Tee-Theoharides c/o Mark Meacham

Date: February 14, 2023

RE: Notification of filing an NOI for 138 Charles Street in Leicester

Anticipated date of submission: February 15, 2023

The proposed project is seeking approval to conduct general maintenance and repair of waterfront stone wall, dock, and beach area; cut and removal of dead trees; addition and utility work to existing shed; and addition to attached deck on house.

Reviewing Conservation Commission:

Leicester Conservation Commission 3 Washburn Square Leicester, MA 01524

Copies of the NOI may be examined or acquired from the Conservation Commission. Please see their website for contact information, and the meeting schedule for exact dates and agendas.

Affidavit of Service

Under the Massachusetts Wetlands Protection Act and Town of Leicester Wetland Protection Bylaw

(To be submitted to the MA Dept. of Environmental Protection and the Leicester Conservation Commission)

I, Mark Meacham, hereby certify under the pains and penalties of perjury that on February 15, 2023, I gave notification to abutters within 300 feet of the proposed project in compliance with the second paragraph of the Massachusetts General Laws, Chapter 131, Section 40 and the DEP Guide to Abutter Notification dated April 8, 1994, and in connection with the following matter:

A Notice of Intent was filed under the Massachusetts Wetlands Protection Act by Mark Meacham with the Leicester Conservation Commission on February 15, 2023, for the property located at 138 Charles Street, Leicester.

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

Machan

Namo

Date

Notification to Abutters

By Hand Delivery, Certified Mail (return receipt requested), or Certificates of Mailing

This is a notification required by law. You are receiving this notification because you have been identified as the owner of land abutting another parcel of land for which certain activities are proposed. Those activities require a permit under the Massachusetts Wetlands Protection Act (M.G.L. c. 131, § 40).

In accordance with the second paragraph of the Massachusetts Wetlands Protection Act, and 310 CMR 10.05(4)(a) of the Wetlands Regulations, you are hereby notified that:

A. A Notice of Intent was filed with the Leicester Conservation Commission on/or around **February 15, 2023** seeking permission to remove, fill, dredge, or alter an area subject to protection under M.G.L. c. 131 §40. The following is a description of the proposed activity/activities:

The Applicant is seeking approval to initiate general repair and maintenance of an existing waterfront stone wall, dock, and beach area; to cut and remove some dead trees between the shoreline and the house; to put an addition on an existing shed structure and reconnect utilities to it; and create a staircase and potential addition to an existing deck on the house at 138 Charles Street.

- B. The name of the applicant is: Lisa Tee-Theoharides c/o Mark Meacham
- C. The address of the land where the activity is proposed is: 138 Charles Street, Leicester Map 028, Parcel 18.3
- D. Copies of the Notice of Intent may be examined or obtained at the office of the Leicester Conservation Commission, located at 3 Washburn Square, Leicester, MA 01524. The regular business hours of the Commission are Mon, Wed, Thurs 8:00 am 5:00pm, or Tues 8:00 am 7:00 pm, and the Commission may be reached at 508-892-7007.
- E. Copies of the Notice of Intent may be obtained from the applicant or Mark Meacham by calling Mark Meacham at 508-864-4239. An administrative fee may be applied for providing copies of the NOI and plans.
- F. Information regarding the date, time, and location of the public hearing regarding the Notice of Intent may be obtained from the Leicester Conservation Commission. Notice of the public hearing will be published at least five business days in advance, in the Telegram & Gazette.
- G. You may contact the Department of Environmental Protection (DEP) Regional Office for more information about this application or the Wetlands Protection Act. To contact the DEP, Central Region: 508-792-7650

Notification provided pursuant to the above requirement does not automatically confer standing to the recipient to request Departmental Action for the underlying matter. See 310 CMR 10.05(7)(a)4.



Username: MMEACHAM1956 Nickname: MMEACHAM



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system. You can select "My eDEP" to see a list of your transactions.

DEP Transaction ID: 1445011

Date and Time Submitted: 2/14/2023 5:38:47 PM

Other Email:

Form Name: WPA Form 3 - NOI

Project Location

City/Town Name: LEICESTER location: 138 CHARLES STREET

General Description: GENERAL MAINTENANCE AND REPAIR OF WATERFRONT STONE WALL, DOCK, AND BEACH AREA. CUT AND

REMOVAL OF DEAD TREES. ADDITION AND UTILITY WORK TO EXISTING SHED. ADDITION TO ATTACHED DECK ON HOUSE, CURRENTLY >100'

FROM WATERFRONT.

Applicant Information Name: MARK MEACHAM

Company

Address: 138 CHARLES STREET, LEICESTER, MA, 01524

Payment Information

Your fee for the state share is \$: 237.50

If you have paid by credit card or ACH, thank you for your payment. If you are paying by check or money order, please send your check (payable to the Commonwealth of Massachusetts) to MassDEP, Box 4062, Boston, MA 02211

Additional Forms Submitted

WPA Form 3 - NOI (Fee Transmittal)(ONLINE ONLY)

Ancillary Document Uploaded/Mailed

Permit narrative-combined

My eDEP

MassDEP Home | Contact | Privacy Policy

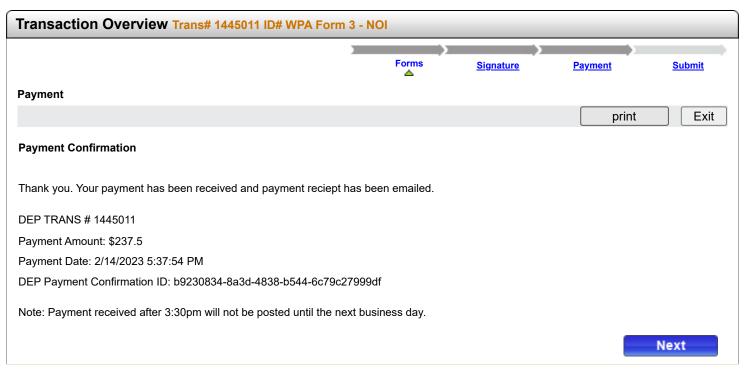
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