

April 1, 2019

Town of Boxford
Conservation Commission
Town Hall
7A Spoffard Road
Boxford, MA

Re: Notice of Intent (NOI)
4Pond Street
Boxford, MA
Assessors Parcel ID 25/06/07

Dear Commission Members

Attached please find a Notice of Intent, filed on behalf of Nancy Angelini, the owner, for work proposed within the 100 foot Buffer to bordering vegetated wetlands and Lowe Pond. Enclosed is an original plan and copy of the NOI and seven copies of same.

The work proposed is as follows:

- Paving of existing gravel driveway and the addition of three new parking spaces within the limits shown on the plan.
- Remove tree on the northerly side of dwelling which is dangerously leaning towards the dwelling.
- Remove rotted telephone pole type retaining wall at the entrance to the basement in the rear of the dwelling. Replace with architectural block wall.
- Construct a porous type walkway connecting the driveway to the basement entrance.
- Reroute roof leaders to an infiltration basin as shown.
- Install catch basin with oil and grit separator and route to an infiltration system.
- Install granite curbing to direct runoff to catch basin.
- Grading of a drainage swale along southerly lot line.



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

Provided by MassDEP:

WPA Form 3 – Notice of Intent

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

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C. Other Applicable Standards and Requirements

- This is a proposal for an Ecological Restoration Limited Project. Skip Section C and complete Appendix A: Ecological Restoration Limited Project Checklists – Required Actions (310 CMR 10.11).

Streamlined Massachusetts Endangered Species Act/Wetlands Protection Act Review

- 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://maps.massgis.state.ma.us/PRI_EST_HAB/viewer.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
1 Rabbit Hill Road
Westborough, MA 01581

*
b. Date of map

* OLIVER - MASS GIS (COPY ATTACHED)

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.2.f, 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. Submit Supplemental Information for Endangered Species Review¹⁵

- Percentage/acreage of property to be altered:

(a) within wetland Resource Area

ALL OF THE WORK IS TO BE PERFORMED WITHIN PREVIOUSLY DISTURBED BUFFER ZONE

(b) outside Resource Area

percentage/acreage

- Assessor's Map or right-of-way plan of site

- 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 work¹⁶

(a) Project description (including description of impacts outside of wetland resource area & buffer zone)

(b) Photographs representative of the site

¹⁵ Some projects not in Estimated Habitat may be located in Priority Habitat, and require NHESP review (see <http://www.mass.gov/eea/agencies/dfg/dfw/natural-heritage/regulatory-review/>). Priority Habitat includes habitat for state-listed plants and strictly upland species not protected by the Wetlands Protection Act.

¹⁶ 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.

Buffer Zone Impacts.

The proposed work is to be constructed within the limits of previously disturbed buffer zone. The disturbance was caused by the original construction of the dwelling and development of the lot as a residential site.

25 foot No Disturb Zone

The proposed work has been kept as much as possible outside the 25 foot no disturb zone. However, this area has been previously disturbed and construction equipment may need this area to construct the infiltration systems as shown. All disturbed areas will be loamed and seeded.

Under existing conditions runoff from the access drive outside the buffer zone flows unabated along the southerly side of the dwelling into Lowe's Pond causing erosion and transport of sediment into the pond. It is proposed to install curbing to capture this runoff and direct it into a catch basin. The catch basin will be 4 foot in diameter with a 4 foot sump to capture sediment. The basin will be equipped with an oil/debris separator. The soils in the area consist of gravelly coarse sand with good drainage. The recharge system has been sized to accommodate 1 inch of runoff from the pavement. No exfiltration was assumed in the calculations.

The roof leaders, which presently over flor the ground add to the erosion in the rear adjacent to the pond. It is proposed to tie the roof leaders together and discharge into an infiltration basin. All topsoil and subsoil will be removed from under the infiltration basin and replaced with gravel to permit recharge as much as possible.

FEMA Floodplain

The limit of the floodplain has been shown on the plan. There is no filling in of the floodplain proposed. There is very minor flood storage provided by yje roof leader infiltration system,

NHESP (National Heritage and Endangered Species)

A review of NHESP mapping shows the site of the existing dwelling and surrounding area in a protected area. However, the proposed improvements are in an area that has been disturbed by the original site development and should not have further effect on the protected area.

It is proposed to install an erosion control barrier at the limits of construction. All disturbed areas are to be loamed and seeded. It is planned to keep and maintain the barrier until all disturbed areas are stabilized with a good stand of grass.

It is believed that the improvements proposed will not have a major impact on the wetland resource areas. Some of the proposed improvements will limit erosion from runoff and the transporting silt into Lowe Pond.

Sincerely

A handwritten signature in black ink, appearing to read "Michael O'Neill". The signature is fluid and cursive, with a large initial "M" and "O".

Michael O'Neill P.E.

NOTICE OF INTENT

PURSUANT TO

COMMONWEALTH OF MASSACHUSETTS

WETLANDS PROTECTION ACT

M.G.L. c. 131 s40

AND

TOWN OF BOXFORD

GENERAL WETLANDS PROTECTION ACT

4 POND STREET

BOXFORD, MA

Prepared for:

Nancy Angelini

4 Pond Street

Boxford, Ma 01921

Prepared by:

Michael O'Neill P.E.

153 Main Street

North Reading, MA 01864

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USGS LOCUS MAP

NOTICE OF INTENT

FEE TRANSMITTAL FORM

AFFIDAVIT OF SERVICE

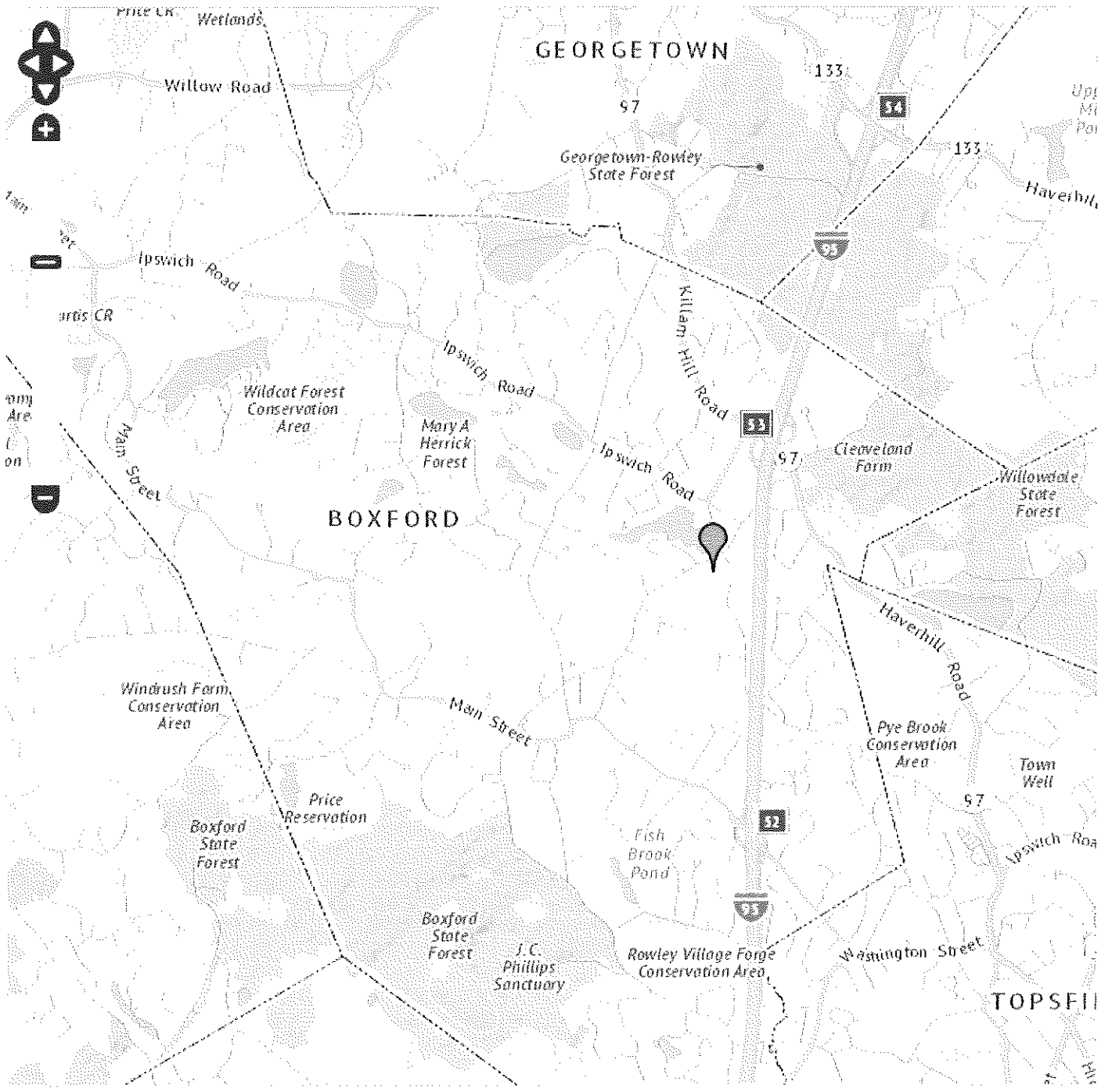
LEGAL NOTICE TO ABUTTERS/LIST OF ABUTTERS

APPENDIX

PLANS

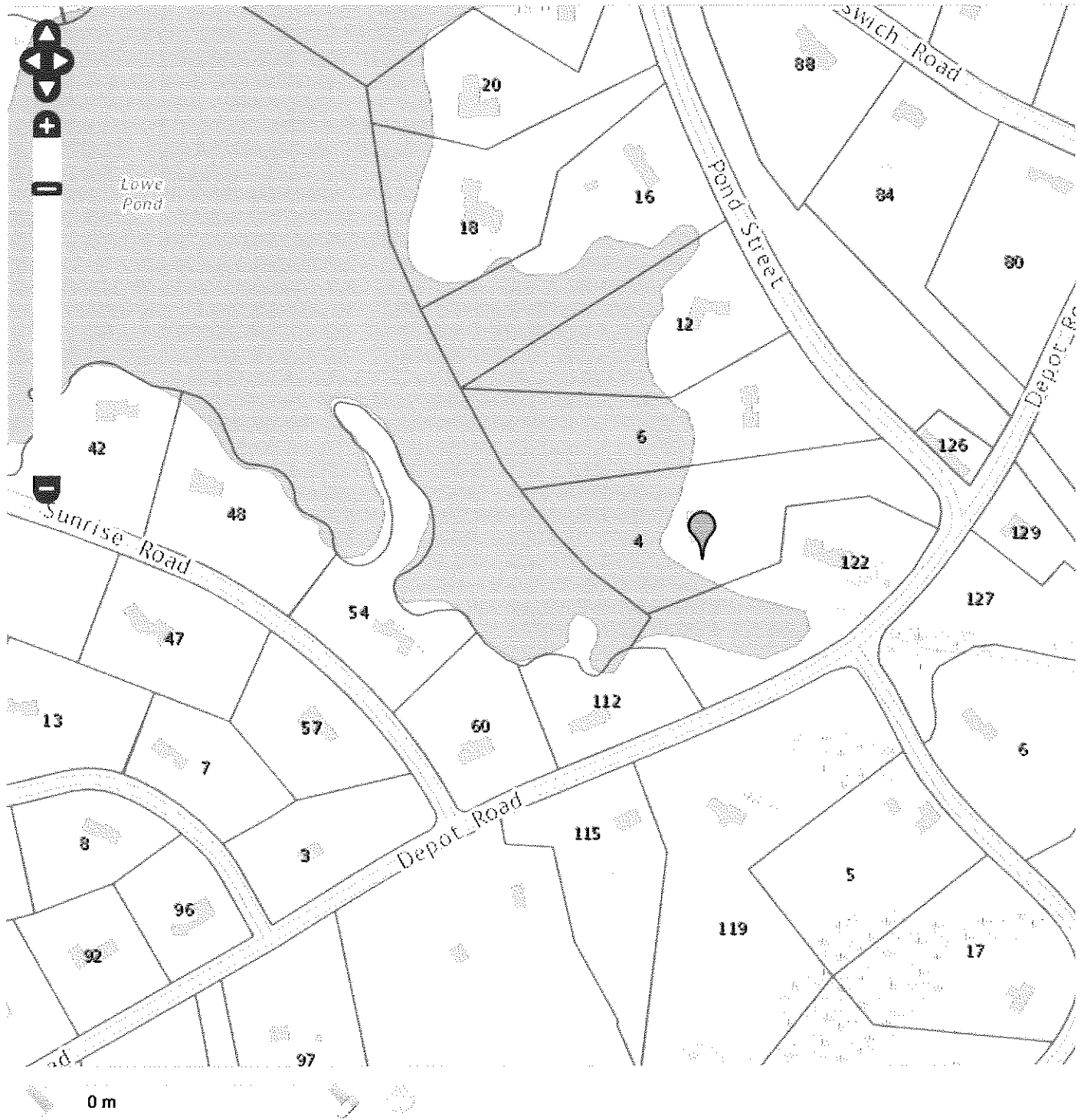
OLIVER: MassGIS's Online Mapping Tool [OLIVER Updates](#)

4 Pond Street, Boxford, MA
Zoom to a town



OLIVER OLIVER: MassGIS's Online Mapping Tool OLIVER Updates

Navigation icons: Home, Refresh, Print, Full Screen, Back, Forward, 4 Pond Street, Boxford, MA, Info, Location, Zoom to a town





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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):

a. Street Address 4 POND ST. b. City/Town BOXFORD c. Zip Code 01921
Latitude and Longitude: 42°-40'-28.8" 70°-58'-53.7"
d. Latitude e. Longitude
f. Assessors Map/Plat Number 25/06 g. Parcel /Lot Number 07

2. Applicant:

a. First Name NANCY b. Last Name ANGELINI
c. Organization _____
d. Street Address 4 POND ST.
e. City/Town BOXFORD f. State MA g. Zip Code 01920
h. Phone Number 928-925-8320 i. Fax Number _____ j. Email Address nancyangelini@gmail.com

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

a. First Name _____ b. Last Name _____
c. Organization _____
d. Street Address _____
e. City/Town _____ f. State _____ g. Zip Code _____
h. Phone Number _____ i. Fax Number _____ j. Email address _____

4. Representative (if any):

a. First Name MICHAEL G. b. Last Name O'NEILL PE
c. Company CONSULTING ENGINEERING SERVICES
d. Street Address 133 MAIN ST SUITE 204
e. City/Town NO. READING f. State MA g. Zip Code 01864
h. Phone Number 508-633-2311 i. Fax Number _____ j. Email address mgoneill1@verizon.net

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

a. Total Fee Paid \$ 110 b. State Fee Paid \$ 42.50 c. City/Town Fee Paid \$ 67.50



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Massachusetts Wetlands Protection Act M.G.L. c. 131, §40
Boxford Wetlands Protection Bylaw, Town Code Ch. 192 & 375

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A. General Information (continued)

6. General Project Description:

PAVING OF DRIVEWAY AND VARIOUS
GROUND PLANE IMPROVEMENTS WITHIN
THE 100' BUFFER ZONE TO B.V.W - LOWE POND

7a. Project Type Checklist: (Limited Project Types see Section A. 7b.)

- | | |
|---|---|
| 1. <input checked="" type="checkbox"/> Single Family Home | 2. <input type="checkbox"/> Residential Subdivision |
| 3. <input type="checkbox"/> Commercial/Industrial | 4. <input type="checkbox"/> Dock/Pier |
| 5. <input type="checkbox"/> Utilities | 6. <input type="checkbox"/> Coastal engineering Structure |
| 7. <input type="checkbox"/> Agriculture (e.g., cranberries, forestry) | 8. <input type="checkbox"/> Transportation |
| 9. <input type="checkbox"/> Other | |

7b. Is any portion of the proposed activity eligible to be treated as a limited project (including Ecological Restoration 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. (See 310 CMR 10.24 and 10.53 for a complete 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 CMR 10.24(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:

a. County	<u>SO, ESSEX</u>	b. Certificate # (if registered land)	<u>-</u>
c. Book	<u>36425</u>	d. Page Number	<u>318</u>

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

- 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.
- 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.



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

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

<u>Resource Area</u>	<u>Size of Proposed Alteration</u>	<u>Proposed Replacement (if any)</u>
<i>N/A</i>		
a. <input type="checkbox"/> Bank	1. linear feet _____	2. linear feet _____
b. <input type="checkbox"/> Bordering Vegetated Wetland	1. square feet _____	2. square feet _____
c. <input type="checkbox"/> Land Under Waterbodies and Waterways	1. square feet _____ 3. cubic yards dredged _____	2. square feet _____

<u>Resource Area</u>	<u>Size of Proposed Alteration</u>	<u>Proposed Replacement (if any)</u>
<i>N/A</i>		
d. <input type="checkbox"/> Bordering Land Subject to Flooding	1. square feet _____ 3. cubic feet of flood storage lost _____	2. square feet _____ 4. cubic feet replaced _____
e. <input type="checkbox"/> Isolated Land Subject to Flooding	1. square feet _____ 2. cubic feet of flood storage lost _____	3. cubic feet replaced _____

f. Riverfront Area *N/A*

1. Name of Waterway (if available) - **specify coastal or inland** _____

2. Width of Riverfront Area (check one):

25 ft. - Designated Densely Developed Areas only

100 ft. - New agricultural projects only

200 ft. - All other projects

3. Total area of Riverfront Area on the site of the proposed project: _____ square feet

4. Proposed alteration of the Riverfront Area:

a. total square feet _____ b. square feet within 100 ft. _____ c. square feet between 100 ft. and 200 ft. _____

5. Has an alternatives analysis been done and is it attached to this NOI? Yes No

6. Was the lot where the activity is proposed created prior to August 1, 1996? Yes No

3. Coastal Resource Areas: (See 310 CMR 10.25-10.35) *N/A*

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



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Boxford Wetlands Protection Bylaw, Town Code Ch. 192 & 375

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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.

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

N/A4.

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 _____

N/A5.

Project Involves Stream Crossings

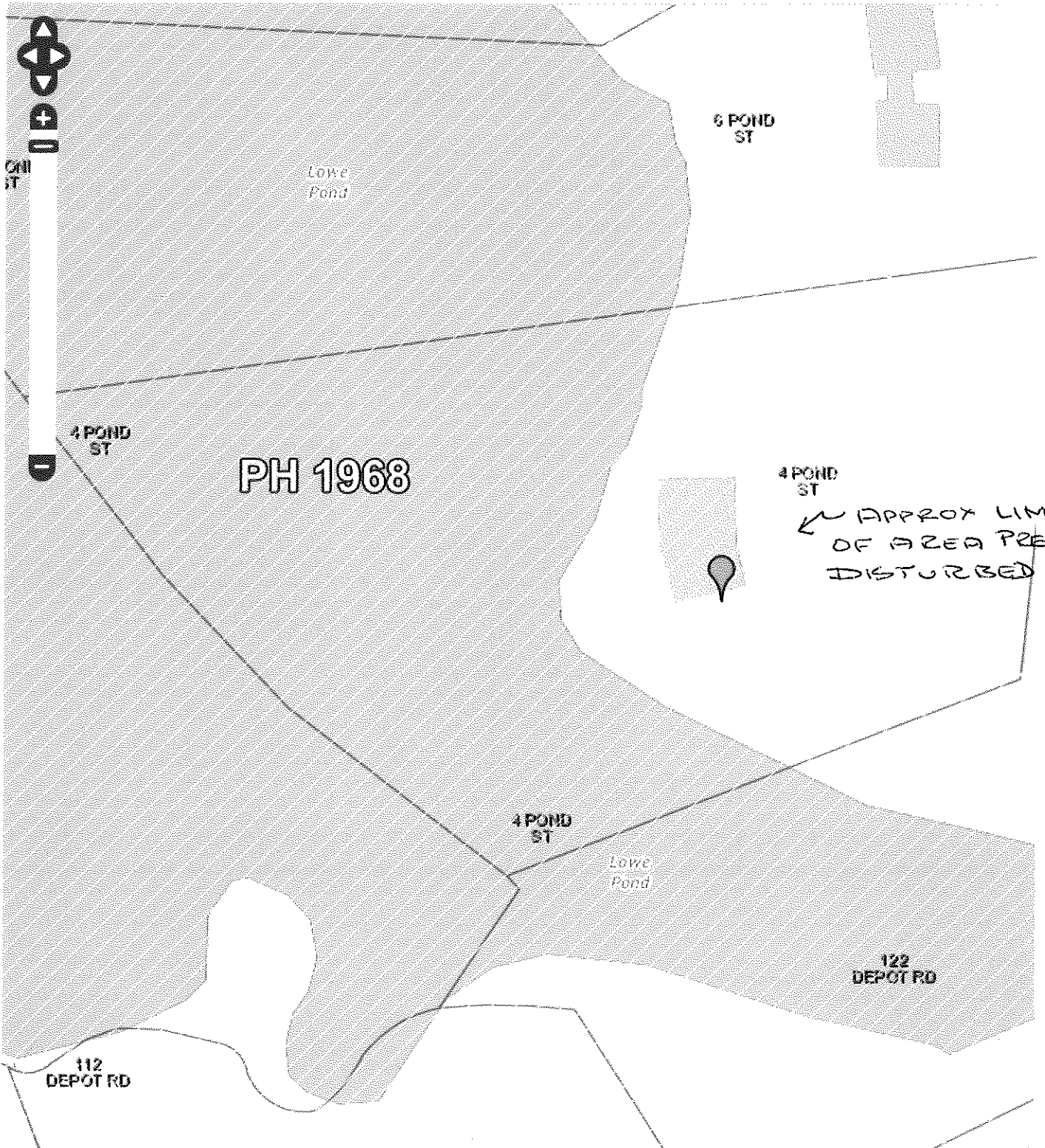
a. number of new stream crossings _____

b. number of replacement stream crossings _____



4 Pond Street, Boxford, MA

 Zoom to a town



4 POND ST
 ← APPROX LIMIT OF AREA PREV. DISTURBED



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

(c) MESA filing fee (fee information available at http://www.mass.gov/dfwele/dfw/nhesp/regulatory_review/mesa/mesa_fee_schedule.htm). Make check payable to "Commonwealth of Massachusetts - NHESP" and **mail to NHESP** at above address

Projects altering 10 or more acres of land, also submit:

(d) Vegetation cover type map of site

(e) Project plans showing Priority & Estimated Habitat boundaries

(f) OR Check One of the Following

1. Project is exempt from MESA review.
Attach applicant letter indicating which MESA exemption applies. (See 321 CMR 10.14, http://www.mass.gov/dfwele/dfw/nhesp/regulatory_review/mesa/mesa_exemptions.htm; the NOI must still be sent to NHESP if the project is within estimated habitat pursuant to 310 CMR 10.37 and 10.59.)

2. Separate MESA review ongoing. _____ a. NHESP Tracking # _____ b. Date submitted to NHESP

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

3. 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, hand delivery, or electronic delivery of NOI to either:

South Shore - Cohasset to Rhode Island border, and the Cape & Islands:

North Shore - Hull to New 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-North@state.ma.us

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

4. 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
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?
- a. Yes No
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?
- 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.

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.

1. USGS or other map of the area (along with a narrative description, if necessary) containing sufficient information for the Conservation Commission and the Department to locate the site. (Electronic filers may omit this item.)
2. Plans identifying the location of proposed activities (including activities proposed to serve as a Bordering Vegetated Wetland [BVW] replication area or other mitigating measure) relative to the boundaries of each affected resource area.

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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D. Additional Information (cont'd)

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.

<u>SITE PLAN, 4 POND STREET</u>	
a. Plan Title	
b. Prepared By	<u>MICHAEL G O'NEILL</u>
	<u>MICHAEL G O'NEILL P.E.</u>
	c. Signed and Stamped by
d. Final Revision Date	<u>FEB 6, 2019</u>
	<u>1" = 20'</u>
	e. Scale

f. Additional Plan or Document Title	g. Date
--------------------------------------	---------

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

E. Fees

1. Fee Exempt: No filing fee shall be assessed for projects of any city, town, county, or district of the Commonwealth, federally recognized Indian tribe housing authority, municipal housing authority, or the Massachusetts Bay Transportation Authority.

Applicants must submit the following information (in addition to pages 1 and 2 of the NOI Wetland Fee Transmittal Form) to confirm fee payment:

<u>* 645</u>	<u>2/14/19</u>
2. Municipal Check Number	3. Check date
<u>* 646</u>	<u>2/14/19</u>
4. State Check Number	5. Check date
<u>NANCY</u>	<u>ANGELINI</u>
6. Payor name on check: First Name	7. Payor name on check: Last Name



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MassDEP File Number _____

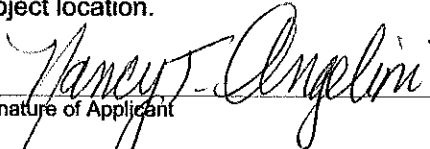
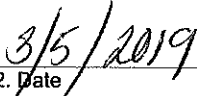
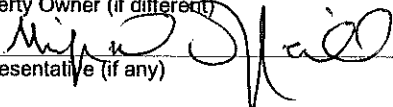

Document Transaction Number _____

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.

	
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.

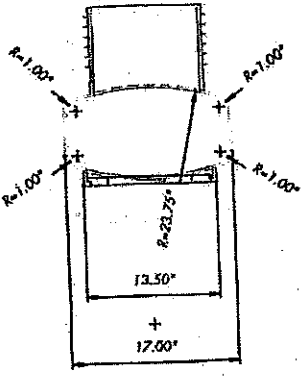
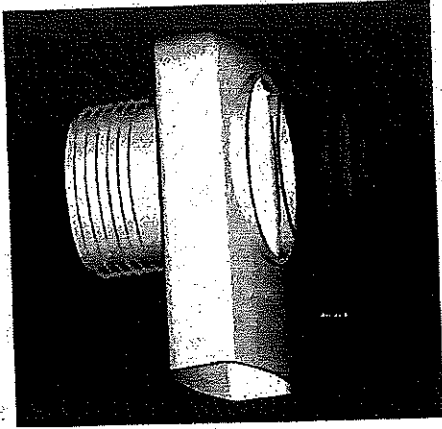
For MassDEP:

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.

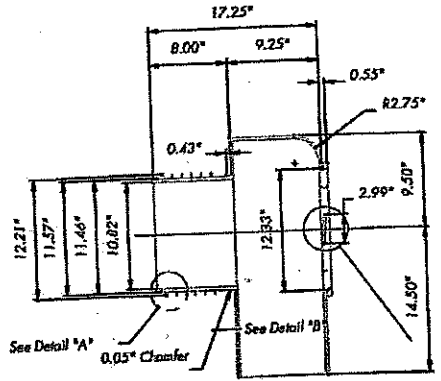
Other:

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.

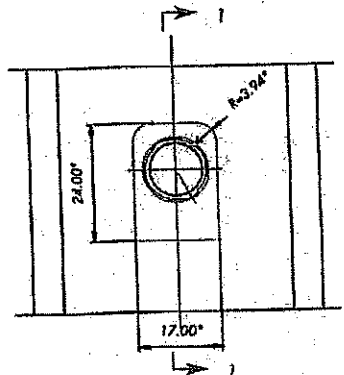
The original and copies must be sent simultaneously. Failure by the applicant to send copies in a timely manner may result in dismissal of the Notice of Intent.



Enlarged Section 2-2

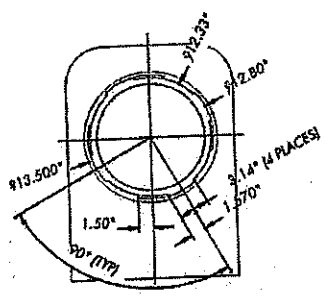


Enlarged Section 1-1

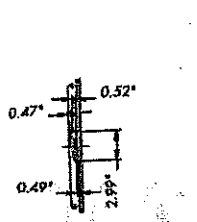


Front View

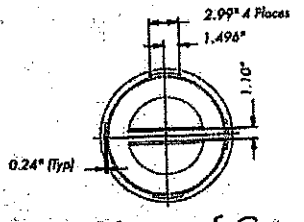
THE ELIMINATOR CATCH BASIN OIL & DEBRIS TRAP



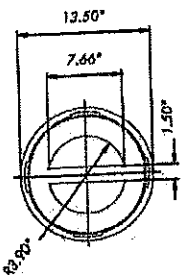
Enlarged Front View



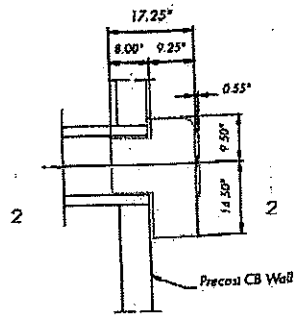
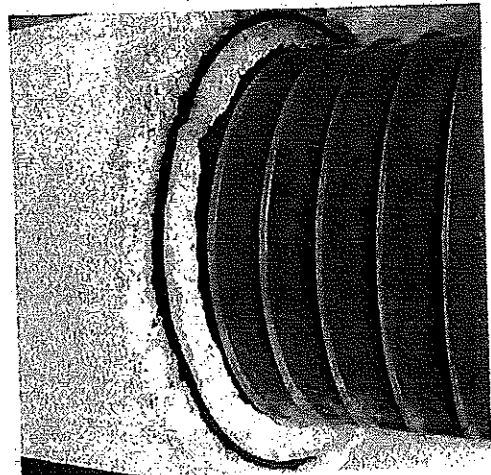
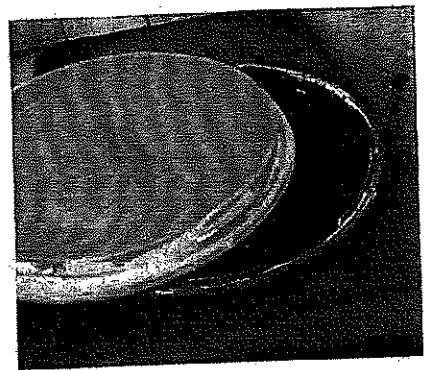
Side View of Cover



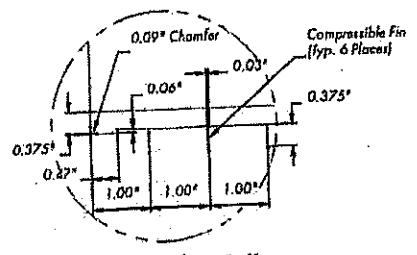
Rear View of Cover w/ Integral Handle



Front View of Cover w/ Integral Handle



Section 1-1



Detail "A"