



TOWN OF BOXBOROUGH NOTICE OF PUBLIC MEETING

BOARD/COMMITTEE: Conservation Commission

MEETING DATE: Sept. 15, 2021

TIME: 7:30 PM

PLACE: Grange Hall, Town Hall, 29 Middle Road, Boxborough MA

7:30 Call to Order

TOPICS EXPECTED TO BE DISCUSSED (AGENDA):

Review Minutes and Correspondence New Business

For review and approval: Minutes Sept.1, 2021

Order of Conditions 113-0567 615 Depot Road

Committee Reports: Chairman's Reports (Reip)

Boxborough Conservation Trust (Koonce)

Best Meeting Practices (Reip / Nadwairski)

Community Preservation Committee (Reip)

Land Stewardship Committee (Hanover)

Water Resources Committee (Schmitt)

Ongoing: 199 Middle Road EO

313 Mass Ave OOC compliance and COC status

498 Stow Road encroachment

1102 Massachusetts Ave. EO

650 & 674 Mass Ave – EO Status

Invasives Management

Calendar: Oct. 6, 2021

Oct. 20, 2021

Correspondence:

Planning Board email re: Master Plan update

Places Assoc. email re: Liberty Fields



**TOWN OF BOXBOROUGH
NOTICE OF PUBLIC MEETING
Meeting Minutes**

Conservation Commission
Sept. 1, 2021
7:30 PM
Grange Hall, Boxborough Town Hall, 29 Middle Road

Approved:

Members Present: Dennis Reip (Chair), Norm Hanover, David Koonce, Liz Markiewicz, Steve Schmitt, and Hoff Stuart

Members Absent: Dave Follett

At 7:30 PM, Dennis called the meeting to order.

Motion was made by Norm, seconded by Liz and voted unanimously to approve the minutes of Aug. 18, 2021.

Correspondence

By email, Oxbow Associates updated the Commission on the Whitcomb Road trail head invasive s elimination. Poison ivy is brown as seen in the photographs. Norm did a ground check. The expectation is that this will work for the remainder of the season.

Chair Report

Dennis updated the Commission on the Enforcement Order at 199 Middle Road. The owners had been ordered by the Court to work cooperatively with the Town to allow for delineation of the wetlands by September 10, 2021. Scott Smyers, Oxbow Associates, went to the site on September 1, 2021. He was harassed by the property owners and unable to perform the work. He left after half-hour. A follow-up court hearing will be held. Date to be determined.

Liz reported on her visit to the Beaver Brook Road walking path.

8:00 Notice of Intent Hearing 595 -615 Depot Road DEP 113-567

Property location: 595 Depot Road, Assessor's Map 10-011-000
615 Depot Road, Assessor's Map 10-012-000.

Applicant / Owner: Roger Kanniard, R.D. Kanniard Homes, Inc.

Engineer: Nathaniel Cataldo of Stamski and McNary, Inc.

David Koonce read the legal notice and opened the hearing.

Nathanial presented the NOI and noted the project will take place only on 615 Depot Road. 595 Depot Road is not included in the NOI.

Project description: proposed work within 100' of a Bordering Vegetated Wetland includes grading associated with construction of a single-family dwelling and creation of lawn area. Siltation controls provided. David noted that the FENO markers should beat the limit of lawn. The Commission would prefer a split rail fence, boulders or a vegetative barrier like a hedge.

In response to the Places Associates NOI Review Comments dated Aug. 12, 2021, Nathanial submitted a response letter dated Aug. 24, 2021 and Sewage Disposal Plan with a revision date of dated Aug. 18, 2021.

Places provided comments on those revisions in a letter dated August 30, 2021.

In response to those Places comments, Nathanial replied with a letter dated August 31, 2021 and Plans with a revision date of August 30, 2021.

Norm was concerned about post construction runoff into the roadway. A suggestion was made to make the DPW aware. The Commission requested marking the 100' line for construction, conditioning of permanent extent of lawn and enumerating a more detailed work sequence.

Motion was made by Dave, seconded by Dennis, and voted unanimously to close the hearing. The Commission will review a draft order of Conditions at the next meeting on September 15, 2021.

At 8:55 PM, motion was made by Norm, seconded by Liz, and voted unanimously to adjourn.

Documents used during this meeting:

Agenda

Draft Minutes Aug. 18, 2021

Correspondence

NOI Application & Plans and associated documents



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands
WPA Form 5 – Order of Conditions
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40
and the Boxborough Wetland Bylaw

Provided by MassDEP:
 113-0567
 MassDEP File # _____
 eDEP Transaction # _____
 Boxborough
 City/Town

A. General Information

Please note:
 this form has
 been modified
 with added
 space to
 accommodate
 the Registry
 of Deeds
 Requirements

Important:
 When filling
 out forms on
 the
 computer,
 use only the
 tab key to
 move your
 cursor - do
 not use the
 return key.



1. From: Boxborough Conservation Commission
 Conservation Commission

2. This issuance is for (check one): a. Order of Conditions b. Amended Order of Conditions

3. To: Applicant:
 Roger Kanniard
 a. First Name b. Last Name
 R.D. Kanniard Homes, Inc.
 c. Organization
 P.O. Box 1321
 d. Mailing Address
 Littleton MA 01460
 e. City/Town f. State g. Zip Code

4. Property Owner (if different from applicant):
 a. First Name _____ b. Last Name _____
 c. Organization _____
 d. Mailing Address _____
 e. City/Town _____ f. State _____ g. Zip Code _____

5. Project Location:
 615 Depot Road Boxborough
 a. Street Address b. City/Town
 10 012-000
 c. Assessors Map/Plat Number d. Parcel/Lot Number
 Latitude and Longitude, if known: _____
 d. Latitude e. Longitude



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands
WPA Form 5 – Order of Conditions
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

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A. General Information (cont.)

6. Property recorded at the Registry of Deeds for (attach additional information if more than one parcel):

Middlesex South

a. County

76144

c. Book

b. Certificate Number (if registered land)

17

d. Page

7. Dates: August 3, 2021 September 1, 2021 September 16, 2021
a. Date Notice of Intent Filed b. Date Public Hearing Closed

8. Final Approved Plans and Other Documents (attach additional plan or document references as needed):

Sewage Disposal Plan

a. Plan Title

Stamski and McNary, Inc.

b. Prepared By

August 30, 2021

d. Final Revision Date

George Dimakarakos

c. Signed and Stamped by

e. Scale

f. Additional Plan or Document Title

g. Date

B. Findings

1. Findings pursuant to the Massachusetts Wetlands Protection Act:

Following the review of the above-referenced Notice of Intent and based on the information provided in this application and presented at the public hearing, this Commission finds that the areas in which work is proposed is significant to the following interests of the Wetlands Protection Act (the Act). Check all that apply:

- a. Public Water Supply b. Land Containing Shellfish c. Prevention of Pollution
d. Private Water Supply e. Fisheries f. Protection of Wildlife Habitat
g. Groundwater Supply h. Storm Damage Prevention i. Flood Control

2. This Commission hereby finds the project, as proposed, is: (check one of the following boxes)

Approved subject to:

- a. the following conditions which are necessary in accordance with the performance standards set forth in the wetlands regulations. This Commission orders that all work shall be performed in accordance with the Notice of Intent referenced above, the following General Conditions, and any other special conditions attached to this Order. To the extent that the following conditions modify or differ from the plans, specifications, or other proposals submitted with the Notice of Intent, these conditions shall control.



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B. Findings (cont.)

Denied because:

- b. the proposed work cannot be conditioned to meet the performance standards set forth in the wetland regulations. Therefore, work on this project may not go forward unless and until a new Notice of Intent is submitted which provides measures which are adequate to protect the interests of the Act, and a final Order of Conditions is issued. **A description of the performance standards which the proposed work cannot meet is attached to this Order.**
- c. the information submitted by the applicant is not sufficient to describe the site, the work, or the effect of the work on the interests identified in the Wetlands Protection Act. Therefore, work on this project may not go forward unless and until a revised Notice of Intent is submitted which provides sufficient information and includes measures which are adequate to protect the Act's interests, and a final Order of Conditions is issued. **A description of the specific information which is lacking and why it is necessary is attached to this Order as per 310 CMR 10.05(6)(c).**
- 3. Buffer Zone Impacts: Shortest distance between limit of project disturbance and the wetland resource area specified in 310 CMR 10.02(1)(a) 75 a. linear feet

Inland Resource Area Impacts: Check all that apply below. (For Approvals Only)

Resource Area	Proposed Alteration	Permitted Alteration	Proposed Replacement	Permitted Replacement
4. <input type="checkbox"/> Bank	a. linear feet	b. linear feet	c. linear feet	d. linear feet
5. <input type="checkbox"/> Bordering Vegetated Wetland	a. square feet	b. square feet	c. square feet	d. square feet
6. <input type="checkbox"/> Land Under Waterbodies and Waterways	a. square feet	b. square feet	c. square feet	d. square feet
	e. c/y dredged	f. c/y dredged		
7. <input type="checkbox"/> Bordering Land Subject to Flooding	a. square feet	b. square feet	c. square feet	d. square feet
Cubic Feet Flood Storage	e. cubic feet	f. cubic feet	g. cubic feet	h. cubic feet
8. <input type="checkbox"/> Isolated Land Subject to Flooding	a. square feet	b. square feet		
Cubic Feet Flood Storage	c. cubic feet	d. cubic feet	e. cubic feet	f. cubic feet
9. <input type="checkbox"/> Riverfront Area	a. total sq. feet	b. total sq. feet		
Sq ft within 100 ft	c. square feet	d. square feet	e. square feet	f. square feet
Sq ft between 100-200 ft	g. square feet	h. square feet	i. square feet	j. square feet



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B. Findings (cont.)

Coastal Resource Area Impacts: Check all that apply below. (For Approvals Only)

	Proposed Alteration	Permitted Alteration	Proposed Replacement	Permitted Replacement
10. <input type="checkbox"/> Designated Port Areas	Indicate size under Land Under the Ocean, below			
11. <input type="checkbox"/> Land Under the Ocean	a. square feet	b. square feet		
	c. c/y dredged	d. c/y dredged		
12. <input type="checkbox"/> Barrier Beaches	Indicate size under Coastal Beaches and/or Coastal Dunes below			
13. <input type="checkbox"/> Coastal Beaches	a. square feet	b. square feet	c. $\frac{\text{cu yd}}{\text{nourishment}}$	d. $\frac{\text{cu yd}}{\text{nourishment}}$
14. <input type="checkbox"/> Coastal Dunes	a. square feet	b. square feet	c. $\frac{\text{cu yd}}{\text{nourishment}}$	d. $\frac{\text{cu yd}}{\text{nourishment}}$
15. <input type="checkbox"/> Coastal Banks	a. linear feet	b. linear feet		
16. <input type="checkbox"/> Rocky Intertidal Shores	a. square feet	b. square feet		
17. <input type="checkbox"/> Salt Marshes	a. square feet	b. square feet	c. square feet	d. square feet
18. <input type="checkbox"/> Land Under Salt Ponds	a. square feet	b. square feet		
	c. c/y dredged	d. c/y dredged		
19. <input type="checkbox"/> Land Containing Shellfish	a. square feet	b. square feet	c. square feet	d. square feet
20. <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			
	a. c/y dredged	b. c/y dredged		
21. <input type="checkbox"/> Land Subject to Coastal Storm Flowage	a. square feet	b. square feet		
22. <input type="checkbox"/> Riverfront Area	a. total sq. feet	b. total sq. feet		
Sq ft within 100 ft	c. square feet	d. square feet	e. square feet	f. square feet
Sq ft between 100-200 ft	g. square feet	h. square feet	i. square feet	j. square feet



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B. Findings (cont.)

* #23. 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.5.c (BVW) or B.17.c (Salt Marsh) above, please enter the additional amount here.

23. Restoration/Enhancement *:

a. square feet of BVW

b. square feet of salt marsh

24. Stream Crossing(s):

a. number of new stream crossings

b. number of replacement stream crossings

C. General Conditions Under Massachusetts Wetlands Protection Act

The following conditions are only applicable to Approved projects.

1. Failure to comply with all conditions stated herein, and with all related statutes and other regulatory measures, shall be deemed cause to revoke or modify this Order.
2. The Order does not grant any property rights or any exclusive privileges; it does not authorize any injury to private property or invasion of private rights.
3. This Order does not relieve the permittee or any other person of the necessity of complying with all other applicable federal, state, or local statutes, ordinances, bylaws, or regulations.
4. The work authorized hereunder shall be completed within three years from the date of this Order unless either of the following apply:
 - a. The work is a maintenance dredging project as provided for in the Act; or
 - b. The time for completion has been extended to a specified date more than three years, but less than five years, from the date of issuance. If this Order is intended to be valid for more than three years, the extension date and the special circumstances warranting the extended time period are set forth as a special condition in this Order.
 - c. If the work is for a Test Project, this Order of Conditions shall be valid for no more than one year.
5. This Order may be extended by the issuing authority for one or more periods of up to three years each upon application to the issuing authority at least 30 days prior to the expiration date of the Order. An Order of Conditions for a Test Project may be extended for one additional year only upon written application by the applicant, subject to the provisions of 310 CMR 10.05(11)(f).
6. If this Order constitutes an Amended Order of Conditions, this Amended Order of Conditions does not extend the issuance date of the original Final Order of Conditions and the Order will expire on _____ unless extended in writing by the Department.
7. Any fill used in connection with this project shall be clean fill. Any fill shall contain no trash, refuse, rubbish, or debris, including but not limited to lumber, bricks, plaster, wire, lath, paper, cardboard, pipe, tires, ashes, refrigerators, motor vehicles, or parts of any of the foregoing.



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C. General Conditions Under Massachusetts Wetlands Protection Act

8. This Order is not final until all administrative appeal periods from this Order have elapsed, or if such an appeal has been taken, until all proceedings before the Department have been completed.
9. No work shall be undertaken until the Order has become final and then has been recorded in the Registry of Deeds or the Land Court for the district in which the land is located, within the chain of title of the affected property. In the case of recorded land, the Final Order shall also be noted in the Registry's Grantor Index under the name of the owner of the land upon which the proposed work is to be done. In the case of the registered land, the Final Order shall also be noted on the Land Court Certificate of Title of the owner of the land upon which the proposed work is done. The recording information shall be submitted to the Conservation Commission on the form at the end of this Order, which form must be stamped by the Registry of Deeds, prior to the commencement of work.
10. A sign shall be displayed at the site not less than two square feet or more than three square feet in size bearing the words,

"Massachusetts Department of Environmental Protection" [or, "MassDEP"]
 "File Number 113-0567 "
11. Where the Department of Environmental Protection is requested to issue a Superseding Order, the Conservation Commission shall be a party to all agency proceedings and hearings before MassDEP.
12. Upon completion of the work described herein, the applicant shall submit a Request for Certificate of Compliance (WPA Form 8A) to the Conservation Commission.
13. The work shall conform to the plans and special conditions referenced in this order.
14. Any change to the plans identified in Condition #13 above shall require the applicant to inquire of the Conservation Commission in writing whether the change is significant enough to require the filing of a new Notice of Intent.
15. The Agent or members of the Conservation Commission and the Department of Environmental Protection shall have the right to enter and inspect the area subject to this Order at reasonable hours to evaluate compliance with the conditions stated in this Order, and may require the submittal of any data deemed necessary by the Conservation Commission or Department for that evaluation.
16. This Order of Conditions shall apply to any successor in interest or successor in control of the property subject to this Order and to any contractor or other person performing work conditioned by this Order.



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C. General Conditions Under Massachusetts Wetlands Protection Act (cont.)

17. Prior to the start of work, and if the project involves work adjacent to a Bordering Vegetated Wetland, the boundary of the wetland in the vicinity of the proposed work area shall be marked by wooden stakes or flagging. Once in place, the wetland boundary markers shall be maintained until a Certificate of Compliance has been issued by the Conservation Commission.
18. All sedimentation barriers shall be maintained in good repair until all disturbed areas have been fully stabilized with vegetation or other means. At no time shall sediments be deposited in a wetland or water body. During construction, the applicant or his/her designee shall inspect the erosion controls on a daily basis and shall remove accumulated sediments as needed. The applicant shall immediately control any erosion problems that occur at the site and shall also immediately notify the Conservation Commission, which reserves the right to require additional erosion and/or damage prevention controls it may deem necessary. Sedimentation barriers shall serve as the limit of work unless another limit of work line has been approved by this Order.
19. The work associated with this Order (the "Project")
- (1) is subject to the Massachusetts Stormwater Standards
- (2) is NOT subject to the Massachusetts Stormwater Standards

If the work is subject to the Stormwater Standards, then the project is subject to the following conditions:

- a) All work, including site preparation, land disturbance, construction and redevelopment, shall be implemented in accordance with the construction period pollution prevention and erosion and sedimentation control plan and, if applicable, the Stormwater Pollution Prevention Plan required by the National Pollution Discharge Elimination System Construction General Permit as required by Stormwater Condition 8. Construction period erosion, sedimentation and pollution control measures and best management practices (BMPs) shall remain in place until the site is fully stabilized.
- b) No stormwater runoff may be discharged to the post-construction stormwater BMPs unless and until a Registered Professional Engineer provides a Certification that:
- i. all construction period BMPs have been removed or will be removed by a date certain specified in the Certification. For any construction period BMPs intended to be converted to post construction operation for stormwater attenuation, recharge, and/or treatment, the conversion is allowed by the MassDEP Stormwater Handbook BMP specifications and that the BMP has been properly cleaned or prepared for post construction operation, including removal of all construction period sediment trapped in inlet and outlet control structures;
 - ii. as-built final construction BMP plans are included, signed and stamped by a Registered Professional Engineer, certifying the site is fully stabilized;
 - iii. any illicit discharges to the stormwater management system have been removed, as per the requirements of Stormwater Standard 10;



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C. General Conditions Under Massachusetts Wetlands Protection Act (cont.)

iv. all post-construction stormwater BMPs are installed in accordance with the plans (including all planting plans) approved by the issuing authority, and have been inspected to ensure that they are not damaged and that they are in proper working condition;

v. any vegetation associated with post-construction BMPs is suitably established to withstand erosion.

c) The landowner is responsible for BMP maintenance until the issuing authority is notified that another party has legally assumed responsibility for BMP maintenance. Prior to requesting a Certificate of Compliance, or Partial Certificate of Compliance, the responsible party (defined in General Condition 18(e)) shall execute and submit to the issuing authority an Operation and Maintenance Compliance Statement ("O&M Statement") for the Stormwater BMPs identifying the party responsible for implementing the stormwater BMP Operation and Maintenance Plan ("O&M Plan") and certifying the following:

i.) the O&M Plan is complete and will be implemented upon receipt of the Certificate of Compliance, and

ii.) the future responsible parties shall be notified in writing of their ongoing legal responsibility to operate and maintain the stormwater management BMPs and implement the Stormwater Pollution Prevention Plan.

d) Post-construction pollution prevention and source control shall be implemented in accordance with the long-term pollution prevention plan section of the approved Stormwater Report and, if applicable, the Stormwater Pollution Prevention Plan required by the National Pollution Discharge Elimination System Multi-Sector General Permit.

e) Unless and until another party accepts responsibility, the landowner, or owner of any drainage easement, assumes responsibility for maintaining each BMP. To overcome this presumption, the landowner of the property must submit to the issuing authority a legally binding agreement of record, acceptable to the issuing authority, evidencing that another entity has accepted responsibility for maintaining the BMP, and that the proposed responsible party shall be treated as a permittee for purposes of implementing the requirements of Conditions 18(f) through 18(k) with respect to that BMP. Any failure of the proposed responsible party to implement the requirements of Conditions 18(f) through 18(k) with respect to that BMP shall be a violation of the Order of Conditions or Certificate of Compliance. In the case of stormwater BMPs that are serving more than one lot, the legally binding agreement shall also identify the lots that will be serviced by the stormwater BMPs. A plan and easement deed that grants the responsible party access to perform the required operation and maintenance must be submitted along with the legally binding agreement.

f) The responsible party shall operate and maintain all stormwater BMPs in accordance with the design plans, the O&M Plan, and the requirements of the Massachusetts Stormwater Handbook.



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C. General Conditions Under Massachusetts Wetlands Protection Act (cont.)

- g) The responsible party shall:
1. Maintain an operation and maintenance log for the last three (3) consecutive calendar years of inspections, repairs, maintenance and/or replacement of the stormwater management system or any part thereof, and disposal (for disposal the log shall indicate the type of material and the disposal location);
 2. Make the maintenance log available to MassDEP and the Conservation Commission ("Commission") upon request; and
 3. Allow members and agents of the MassDEP and the Commission to enter and inspect the site to evaluate and ensure that the responsible party is in compliance with the requirements for each BMP established in the O&M Plan approved by the issuing authority.
- h) All sediment or other contaminants removed from stormwater BMPs shall be disposed of in accordance with all applicable federal, state, and local laws and regulations.
- i) Illicit discharges to the stormwater management system as defined in 310 CMR 10.04 are prohibited.
- j) The stormwater management system approved in the Order of Conditions shall not be changed without the prior written approval of the issuing authority.
- k) Areas designated as qualifying pervious areas for the purpose of the Low Impact Site Design Credit (as defined in the MassDEP Stormwater Handbook, Volume 3, Chapter 1, Low Impact Development Site Design Credits) shall not be altered without the prior written approval of the issuing authority.
- l) Access for maintenance, repair, and/or replacement of BMPs shall not be withheld. Any fencing constructed around stormwater BMPs shall include access gates and shall be at least six inches above grade to allow for wildlife passage.

Special Conditions (if you need more space for additional conditions, please attach a text document):

See Additional Conditions #20 – #54 on pages 10A – 10F.

20. For Test Projects subject to 310 CMR 10.05(11), the applicant shall also implement the monitoring plan and the restoration plan submitted with the Notice of Intent. If the conservation commission or Department determines that the Test Project threatens the public health, safety or the environment, the applicant shall implement the removal plan submitted with the Notice of Intent or modify the project as directed by the conservation commission or the Department.



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D. Findings Under Municipal Wetlands Bylaw or Ordinance

1. Is a municipal wetlands bylaw or ordinance applicable? Yes No
2. The Boxborough hereby finds (check one that applies):
Conservation Commission
 - a. that the proposed work cannot be conditioned to meet the standards set forth in a municipal ordinance or bylaw, specifically:

1. Municipal Ordinance or Bylaw	2. Citation
Therefore, work on this project may not go forward unless and until a revised Notice of Intent is submitted which provides measures which are adequate to meet these standards, and a final Order of Conditions is issued.	
 - b. that the following additional conditions are necessary to comply with a municipal ordinance or bylaw:
Boxborough Wetland Bylaw

1. Municipal Ordinance or Bylaw	2. Citation
---------------------------------	-------------
3. The Commission orders that all work shall be performed in accordance with the following conditions and with the Notice of Intent referenced above. To the extent that the following conditions modify or differ from the plans, specifications, or other proposals submitted with the Notice of Intent, the conditions shall control.
The special conditions relating to municipal ordinance or bylaw are as follows (if you need more space for additional conditions, attach a text document):

All Conditions #1 – #54 pertain to both the Massachusetts Wetlands Protection Act and the Town of Boxborough Wetlands Bylaw..

Applicant: Roger Kanniard dba R.D. Kanniard Homes, Inc. (the “Applicant”)
Project Address: 615 Depot Road (Map 10, Lot 012-000; the “Property”)
DEP File #113-0567

Summary: This filing requests Conservation Commission approval of temporary (sediment basin, de-watering still, installation of a foundation drain) and permanent (lawn, grading) alterations to the 100-foot Buffer Zone to Bordering Vegetated Wetlands associated with the construction a new single-family house.

This Order of Conditions (aka this “Order”) is approved pursuant to the provisions of the Massachusetts Wetlands Protection Act, 310 CMR 10.00, and the Town of Boxborough Wetlands Bylaw with its implementing regulations, subject to the following Additional Conditions #20 – #54:

Additional Conditions – General

20. All proposed work shall be performed in accordance with the Notice of Intent filed August 3, 2021 and accompanying plans (the “Plans”): **‘SEWAGE DISPOSAL PLAN’** (2 SHEETS), final revision date August 30, 2021, prepared by Stamski and McNary, Inc., signed and stamped by George Dimakarakos (RPE #41281.)
21. The Boxborough Conservation Commission (aka the “Commission”), Building Inspector, consultants acting as agents of the Commission, and the Department of Environmental Protection (“DEP”) reserve the right to enter and inspect the Property at all reasonable times, until the issuance of the Certificate of Compliance, to evaluate compliance with this Order of Conditions, the Wetlands Protection Act, 310 CMR 10.00, and the Town of Boxborough Wetlands Bylaw and its implementing regulations; may obtain any information, measurements, photographs, observations, and/or materials, and/or may require the submittal of any data or information deemed necessary by the Commission for that evaluation. Further, work shall be halted on the project if the Commission, agent or DEP determines that any of the work is not in compliance with this Order; in that case, work shall not resume until the Commission is satisfied that the work will comply and has so notified the Applicant in writing.
22. Prior to the issuance of the Certificate of Compliance, this Order of Conditions shall apply to any successor in control or successor in interest to the Property described in the Notice of Intent and accompanying plans; prior to the issuance of the Certificate of Compliance, this Order shall be referred to in all deeds to succeeding owners in all or any portion of the Property. (Perpetual Conditions shall continue beyond the issuance of the Certificate of Compliance; see Conditions #23 and #48 – #54 below.) The Conservation Commission shall be notified in writing of all pending transfers of title in all or any portion of the Property; the Applicant and all succeeding owners shall submit a draft deed to the Commission for review prior to closing on the transfer.
23. Conditions #48 – #54 below shall continue in force beyond the Certificate of Compliance in perpetuity and shall be referred to in all future deeds to the Property. The Conservation Commission shall be notified in writing of all pending transfers of title in all or any portion of the Property; the Applicant and all succeeding owners shall submit a draft deed to the Commission for review prior to closing on the transfer (see Condition #22 above).
24. Upon completion of this project, the Applicant shall submit the following to the Conservation Commission in order to receive the Certificate of Compliance:
 1. DEP WPA Form 8A Request for Certificate of Compliance.
 2. a. A written statement from the Applicant certifying that the work has been conducted as shown

Applicant: Roger Kanniard dba R.D. Kanniard Homes, Inc. (the "Applicant")
Project Address: 615 Depot Road (Map 10, Lot 012-000; the "Property")
DEP File #113-0567

on the plan(s) and documents referenced above, and as conditioned by the Commission.

- b. A written statement from a registered Professional Engineer of the Commonwealth certifying that the work has been conducted as shown on the plan(s) and documents referenced above, and as conditioned by the Commission.
3. An "As-Built" plan prepared for the public record, signed and stamped by a registered Professional Engineer or Land Surveyor of the Commonwealth. In addition to all new construction, the "As-Built" plan shall show the edge of flagged wetlands, the boundary of the 100-foot Buffer Zone, and the limit of permanent clearing.

Design and Pre-Construction Requirements

25. **Prior to the start of any site work (disturbance of soil, cutting of vegetation, etc.), the Applicant's contractor shall contact the Conservation Commission to schedule an on-site meeting to review project plans, construction requirements, work sequence, etc.**
26. If there are any changes to the plans as submitted, the Applicant shall have the responsibility to submit revised plans showing all changes to the Conservation Commission for review. This includes changes required by the Commission and/or other Town and/or State agencies as well as those introduced by the Applicant. After reviewing the revised plans, the Commission will make a determination as to whether the changes require an Amendment to this Order of Conditions or the filing of a new Notice of Intent. No work may start before the Commission has completed its review and notified the Applicant in writing of its determination.
27. No work shall commence on this project until the expiration of the 10-day appeal period, no requests for appeals having been filed with the Department of Environmental Protection, **and a copy of the first page of the recorded Order of Conditions, bearing the time-stamped Registry of Deeds Book and Page Numbers, has been submitted to the Conservation Commission.**

Erosion/Siltation/Sedimentation Controls, Marking of 100-foot Buffer Zone

28. **a. Prior to the start of any site work (e.g. earth disturbance, clearing of vegetation, etc.), erosion/siltation/sedimentation barrier(s) ("ECB") consisting of staked strawbales and silt fence entrenched a depth of six inches (6"), shall be installed in the location(s), and according to the SILTATION BARRIER DETAIL (STRAWBALES), shown on SHEET 2 of the Plans. Trees and other vegetation may be removed as necessary to facilitate the location and installation of ECB. After installation of ECB but prior to the start of any further site work on the project, the Applicant and/or Applicant's contractor shall notify the Conservation Commission to conduct a site inspection. Work on the project shall be permitted to commence and proceed only with the Commission's authorization pursuant to the site inspection.**
b. Prior to the start of any site work on the construction of the house foundation (including the setting of forms), the 100-foot Buffer Zone shall be marked on-site from fifteen (15) feet north of the northwest house corner to the point of intersection of the Buffer Zone with the ECB line running to the east of the temporary sediment basin; the markers shall consist of five-foot high stakes spaced no greater than ten feet (10) apart with attached signs clearly displaying: "NO FOUNDATION OR SEPTIC SYSTEM FILL/GRADING PAST THIS POINT". After installation of the Buffer Zone markers but prior to the start of any further site work on the house

Applicant: Roger Kanniard dba R.D. Kanniard Homes, Inc. (the "Applicant")
Project Address: 615 Depot Road (Map 10, Lot 012-000; the "Property")
DEP File #113-0567

foundation or sewage disposal system, the Applicant and/or Applicant's contractor shall notify the Conservation Commission to conduct a site inspection. Work on the foundation and septic system shall be permitted to commence and proceed only with the Commission's authorization pursuant to the site inspection.

c. Prior to the start of any site work on the installation of the well, the 100-Buffer Zone shall be marked from fifteen (15) feet northwest of the well to fifteen (15) feet southwest of the well in the same manner as in Condition #28b. above, except that the signs shall display: "DO NOT LOCATE WELL PAST THIS POINT". After installation of the Buffer Zone markers but prior to the start of any further site work on installation of the well, the Applicant and/or Applicant's contractor shall notify the Conservation Commission to conduct a site inspection. Work on installation of the well shall be permitted to commence and proceed only with the Commission's authorization pursuant to the site inspection.

Additional Pre-Construction Requirements

29. The Applicant shall inform the Conservation Commission in writing of the name, mailing address, e-mail address, business and home telephone numbers of the project supervisor who will be responsible for ensuring on-site compliance with this Order of Conditions. The Applicant shall also provide the names and contact information for all contractors and subcontractors.

Construction Management

30. A complete copy of this Order of Conditions, including its drawings, Special Conditions, and any amendments, shall be maintained at the work site whenever work is being performed. The Applicant shall have the responsibility to ensure that all on-site contractors, subcontractors and other personnel are fully aware of the terms and conditions of this Order and that no activity other than that authorized by this Order is permitted in areas under the jurisdiction of the Conservation Commission. A complete copy of this Order and the project plans shall be given to every contractor and subcontractor performing the work defined and described herein.

Limit of Work

31. The Limit of Work shall be the erosion/siltation/sedimentation barriers ("ECB"; see Condition #28a above.) Workers on site shall be informed that **no activity** is permitted on the wetland side of ECB at any time, including, but not limited to, the use of machinery, storage of machinery or materials, stockpiling of soil or construction materials, and littering.

Erosion/Siltation/Sedimentation Controls

32. All ECB shall be properly placed, secured, and inspected at the close of each work day, and, if possible, before heavy rainstorms. Any accumulation of soils/silt/sediment against ECB shall be removed if the depth reaches six (6) inches. Any barriers that have deteriorated or been damaged by construction accidents shall be immediately replaced or repaired as necessary. Any breakout of sediment due to a failure of ECB caused by an unforeseen heavy rain event, or any other uncontrollable emergency, shall be immediately reported to the Conservation Commission.
33. All ECB shall remain in place and be maintained in proper working order through regular cleaning, repair, and/or replacement, as necessary, during and after construction until all disturbed areas under

the jurisdiction of this Order of Conditions have been permanently stabilized, inspected, and approved by the Conservation Commission. All ECB shall be removed prior to the issuance of the Certificate of Compliance (see Conditions #46 and #47 below.)

34. An adequate stockpile of erosion/siltation/sedimentation control materials shall be kept on site at all times for emergency or routine replacement and shall include materials to repair silt fences, hay bales, stone rip-rap filter dikes, or any other devices to be used during construction.
35. The Conservation Commission reserves the right to modify erosion/siltation/sedimentation controls based on experience at this site, or to otherwise impose additional conditions on portions of this project to mitigate any impacts which could result from site erosion, or any noticeable degradation of surface water quality discharging from the site.
36. Site grading and construction shall be scheduled to avoid periods of high surface water. Once begun, grading and construction shall move uninterrupted to completion to avoid erosion and siltation of wetlands.

Use and Storage of Motorized Vehicles/Machinery

37. Motorized vehicles or any other motorized machinery involved in the work shall be kept at least 100 feet away from the edge of wetlands (i.e. outside the 100-foot Buffer Zone) when not actually engaged in that work, including overnight and weekend storage.
38. No maintenance or refueling of motorized vehicles shall take place in wetlands or 100-foot Buffer Zone including, but not limited to, fueling, lubricating, fluid replacement, maintenance, and washing. If a spill occurs, contaminated soils shall be removed according to guidelines established by the Department of Environmental Protection, Bureau of Waste Site Cleanup. The remedial activities may be conducted in accordance with the provisions of an Immediate Response Action (IRA) or Remedial Abatement Measure (RAM) under the Massachusetts Contingency Plan. The Conservation Commission shall be provided written notice for approval of any remedial activities that are needed within the 100-foot Buffer Zone or Wetland Resource Area(s). Any damage to any Wetland Resource Area(s) and/or 100-foot Buffer Zone caused as a direct result of this project shall be the Applicant's responsibility to repair, restore and/or replace.
39. Vehicles and equipment for fuel storage and refueling operations shall be parked in an upland area outside the 100-foot Buffer Zone.

Additional Construction Management Conditions

40. Groundwater encountered during excavation shall be directed (i.e. pumped) away from wetlands.
41. Unless re-used, excavated soil shall be removed from the 100-foot Buffer Zone on a day-to-day basis. All excess excavated soil and imported fill shall be removed from the 100-foot Buffer Zone upon the completion of construction.
42. During construction, all solid and chemical waste shall be transported from the site and disposed of in compliance with Federal, State and local requirements for waste disposal.

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Project Address: 615 Depot Road (Map 10, Lot 012-000; the "Property")
DEP File #113-0567

43. During construction, all excavations, embankments, stockpiles, haul roads, plant sites and all other work areas within and without the project boundaries shall be maintained free from dust which might cause a hazard or nuisance to others. Dust control shall be performed as the work proceeds or whenever a dust nuisance occurs.
44. No trash dumpsters shall be permitted within the 100-foot Buffer Zone during construction.
45. Prior to the issuance of the Certificate of Compliance, all construction refuse and debris, including tree stumps, shall be permanently removed from, i.e. **not buried in**, the 100-foot Buffer Zone.

Stabilization

46. All embankments and disturbed areas within the 100-foot Buffer Zone and Riverfront Area shall be loamed, fertilized, and seeded upon completion of construction and grading. A minimum of 4-inches of topsoil shall form the seedbed. Only organic fertilizers with low nitrogen and phosphorous content shall be used. Loamed and seeded areas shall be mulched with hay, straw or chopped stalk mulch applied at a rate of 2½ tons per acre, and covered with erosion control blanketing, netting or other suitable material in order to provide an adequate surface protection until seed germination. Erosion control netting with biodegradable stitching is highly preferred. All disturbed areas shall be graded, loamed and seeded prior to November 1 of each year. No disturbed areas or stockpiled material shall be left unprotected during the winter season.
47. After erosion/siltation/sedimentation barriers are removed as permitted by the Conservation Commission, areas disturbed by the barriers shall be restored to match adjacent conditions.

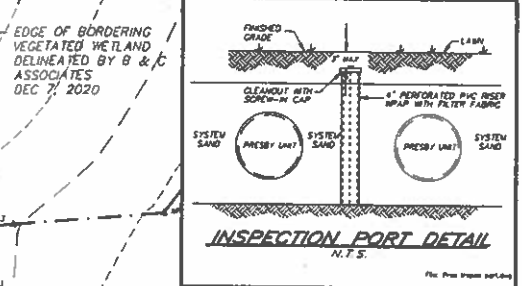
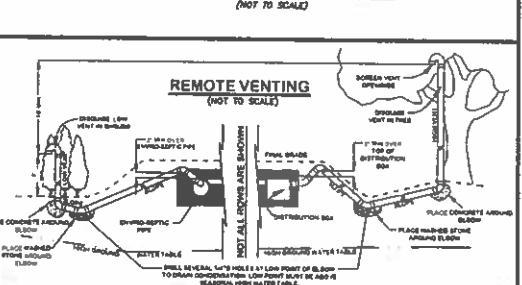
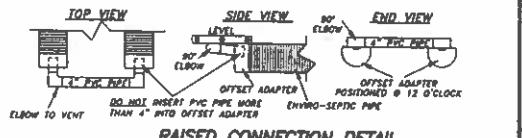
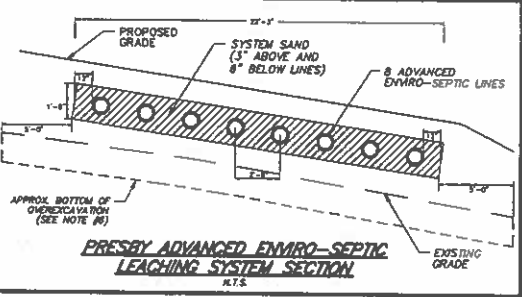
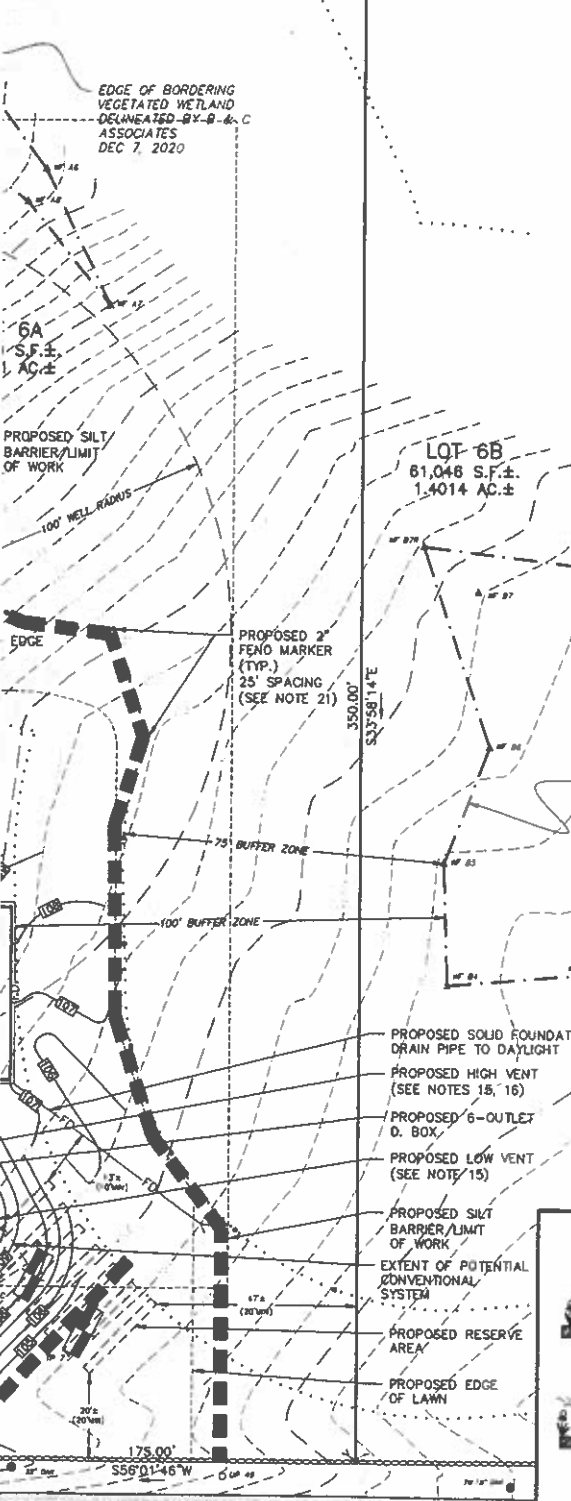
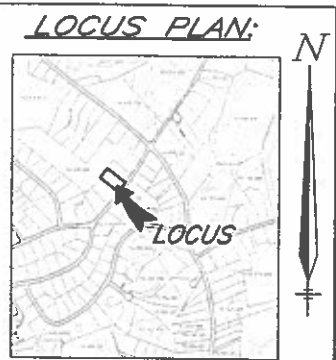
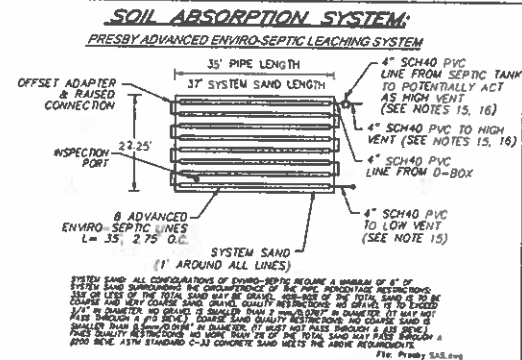
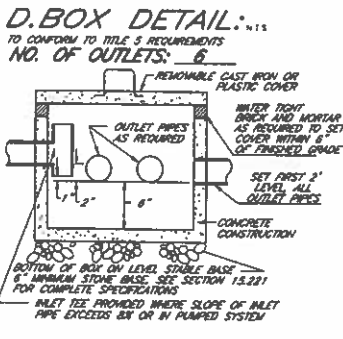
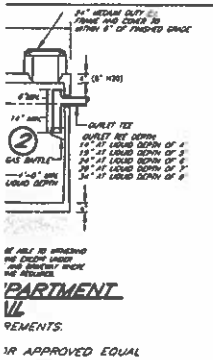
Perpetual Conditions

The following Perpetual Conditions #48 – #54 shall remain in force permanently and will be recorded as such on the Certificate of Compliance.

48. a. Prior to the issuance of the Certificate of Compliance, the limit of permanent clearing (see the "Limits of Disturbance" line shown on the Plans) shall be permanently marked on site by at least one of the following methods:
 - a split rail fence maintained in good condition;
 - a line of boulders no less than one (1) cubic yard in size and spaced no greater than eight (8) feet apart on center;
 - a thick hedgerow of native vegetation (e.g. highbush blueberry);
 - another method of permanent marking acceptable to the Conservation Commission.
 - b. Except as may otherwise be permitted by the Conservation Commission (see Condition #52 below), the entire area on the wetland side of the permanent markers in Condition #48a above shall remain undisturbed in perpetuity, including, but not limited to, no placement of structures, no cutting or removal of vegetation, and no disturbance of soil.
49. The Conservation Commission shall be informed prior to any proposed further alterations within wetlands, 100-foot Buffer Zone, or 200-foot Riverfront Area to determine whether the work requires approval of the Conservation Commission.

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50. No stormwater runoff from any impervious surfaces shall flow directly into wetlands. There shall be no erosion of the 100-foot Buffer Zone due to stormwater runoff from any impervious surfaces. (Sheet flow over a vegetated 100-foot Buffer Zone is permitted, if it causes no erosion.)
51. No non-organic fertilizers shall be used in wetlands or 100-foot Buffer Zone.
52. Except in cases of threats to human health and safety, and/or as may be permitted by an Invasive Vegetation Management Plan approved in advance by the Conservation Commission, no non-organic herbicides shall be used in wetlands or 100-foot Buffer Zone. Except in cases of threats to human health and safety (stinging insects, for example), no non-organic pesticides shall be used in lawn care, or for any other exterior purpose on a regular basis, in wetlands or 100-foot Buffer Zone.
53. There shall be no outside storage of chemicals, oil, fuel, fertilizers or other potentially hazardous materials in wetlands or 100-foot Buffer Zone.
54. No leaves, lawn clippings, or other residuals from groundskeeping operations, no Christmas trees, no pet waste, or refuse of any kind, shall be dumped in wetlands or 100-foot Buffer Zone. It is the property owner's responsibility to so inform all lawn care providers.



INVERT ELEVATIONS:

4" INV. @ DWELLING = 112.30

4" INV. @ SEPTIC TANK (IN) = 112.06

4" INV. @ SEPTIC TANK (OUT) = 111.81

4" INV. @ D-BOX (IN) = 111.65

4" INV. @ D-BOX (OUT) = 111.48

AT LEACHING FACILITY:

PRIMARY:

TRENCH #	TOP OF SAND	4" INV. TO LINE	BOTTOM OF SAND
1	111.95	111.28	110.20
2	111.65	110.98	109.90
3	111.35	110.68	109.60
4	111.15	110.48	109.40
5	110.85	110.18	109.10
6	110.55	109.88	108.80
7	110.25	109.58	108.50
8	110.05	109.38	108.30

DESIGN DATA:

DESIGN FLOW:

4 BR. X 110 GPD/BR = 440 GPD

NOT DESIGNED FOR GARBAGE DISPOSAL

REQUIRED SEPTIC TANK:

REQUIRED: 880 & 440 GAL = 1,320 GAL

PROVIDED: 1,000 & 500 GAL = 1,500 GAL

REQUIRED SIZE SOIL ABSORPTION SYSTEM: (PRIMARY)

PT-D = 21 MBL CLASS II SOIL

PER BOXBOROUGH BOH: LTR=0.33 GPD/S.F.

440 GPD/0.33 GPD/S.F. = 1,334 S.F.

TYPE AND SIZE OF SOIL ABSORPTION SYSTEM PROVIDED:

PRIMARY:

PRESBY ENVIRO-SEPTIC LEACHING

SYSTEM: DEP APPROVAL = 440 S.F. MIN. OR 60% OF 310 CMR 15.242 (SEE NOTE 17)

0.6 x 1,334 S.F. = 801 S.F.

21 MBL 4 BDRM = 280 L.F. OF PIPING

8 LINES X 35' = 280'

280 L.F. = 280 L.F. MIN. O.K.

SYSTEM SAND = 22.25" W x 37' L

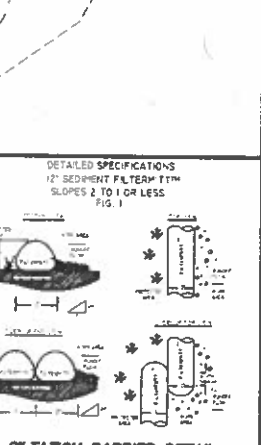
22.25" x 37' = 823 S.F.

823 S.F. > 801 S.F. O.K.

CONVENTIONAL TRENCHES:

5 TRENCHES x 6 S.F. x 45' = 1,350 S.F.

1,350 S.F. > 1,334 S.F. O.K.



SEWAGE DISPOSAL PLAN

PREPARED FOR: KANNIARD
 ADDRESS: P.O. BOX 1321
 LITTLETON, MA 01460

LOCATION: 615 DEPOT RD
 BOXBOROUGH, MA
 MAP 10, PARCEL 10-012

SCALE: AS SHOWN
 DATE: AUGUST 1, 2021

REVISED: AUGUST 18, 2021 (REVIEW COMMENTS)
 REVISED: AUGUST 30, 2021 (REVIEW COMMENTS)

PREPARED BY:
STAMSKI AND McNARY, INC.
 CIVIL ENGINEERS LAND SURVEYORS
 1000 MAIN STREET - ACTON, MA 01720
 (978) 263-8585



TBM CATCH BASIN ELEV. = 103.79

DEPOT ROAD (PUBLIC - VARIABLE WIDTH)



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands
WPA Form 5 – Order of Conditions
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP:
 113-0567
 MassDEP File #

eDEP Transaction #
 Boxborough
 City/Town

E. Signatures

This Order is valid for three years, unless otherwise specified as a special condition pursuant to General Conditions #4, from the date of issuance.

Sept. 16, 2021
 1. Date of Issuance

Please indicate the number of members who will sign this form.

This Order must be signed by a majority of the Conservation Commission.

2. Number of Signers

The Order must be mailed by certified mail (return receipt requested) or hand delivered to the applicant. A copy also must be mailed or hand delivered at the same time to the appropriate Department of Environmental Protection Regional Office, if not filing electronically, and the property owner, if different from applicant.

Boxborough Conservation Commission

_____ Signature	Dennis Reip, Chair Printed Name
_____ Signature	David Follett Printed Name
_____ Signature	Norm Hanover Printed Name
_____ Signature	David Koonce Printed Name
_____ Signature	Liz Markiewicz Printed Name
_____ Signature	Steve Schmitt Printed Name
_____ Signature	Hoff Stuart Printed Name
_____ Signature	_____ Printed Name

by hand delivery on

by certified mail, return receipt requested, on

Date

Date



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands
WPA Form 5 – Order of Conditions
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP:
 113-0567
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 Boxborough
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F. Appeals

The applicant, the owner, any person aggrieved by this Order, any owner of land abutting the land subject to this Order, or any ten residents of the city or town in which such land is located, are hereby notified of their right to request the appropriate MassDEP Regional Office to issue a Superseding Order of Conditions. The request must be made by certified mail or hand delivery to the Department, with the appropriate filing fee and a completed Request for Departmental Action Fee Transmittal Form, as provided in 310 CMR 10.03(7) within ten business days from the date of issuance of this Order. A copy of the request shall at the same time be sent by certified mail or hand delivery to the Conservation Commission and to the applicant, if he/she is not the appellant.

Any appellants seeking to appeal the Department's Superseding Order associated with this appeal will be required to demonstrate prior participation in the review of this project. Previous participation in the permit proceeding means the submission of written information to the Conservation Commission prior to the close of the public hearing, requesting a Superseding Order, or providing written information to the Department prior to issuance of a Superseding Order.

The request shall state clearly and concisely the objections to the Order which is being appealed and how the Order does not contribute to the protection of the interests identified in the Massachusetts Wetlands Protection Act (M.G.L. c. 131, § 40), and is inconsistent with the wetlands regulations (310 CMR 10.00). To the extent that the Order is based on a municipal ordinance or bylaw, and not on the Massachusetts Wetlands Protection Act or regulations, the Department has no appellate jurisdiction.



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands
WPA Form 5 – Order of Conditions
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP:
 113-0567
 MassDEP File #

eDEP Transaction #
 Boxborough
 City/Town

G. Recording Information

Prior to commencement of work, this Order of Conditions must be recorded in the Registry of Deeds or the Land Court for the district in which the land is located, within the chain of title of the affected property. In the case of recorded land, the Final Order shall also be noted in the Registry's Grantor Index under the name of the owner of the land subject to the Order. In the case of registered land, this Order shall also be noted on the Land Court Certificate of Title of the owner of the land subject to the Order of Conditions. The recording information on this page shall be submitted to the Conservation Commission listed below.

Conservation Commission

Detach on dotted line, have stamped by the Registry of Deeds and submit to the Conservation Commission.

To:

Conservation Commission

Please be advised that the Order of Conditions for the Project at:

Project Location

MassDEP File Number

Has been recorded at the Registry of Deeds of:

County

Book

Page

for: Property Owner

and has been noted in the chain of title of the affected property in:

Book

Page

In accordance with the Order of Conditions issued on:

Date

If recorded land, the instrument number identifying this transaction is:

Instrument Number

If registered land, the document number identifying this transaction is:

Document Number

Signature of Applicant



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

DEP File Number:

**Request for Departmental Action Fee
Transmittal Form**

Provided by DEP

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

A. Request Information

1. Location of Project

a. Street Address	b. City/Town, Zip
c. Check number	d. Fee amount

2. Person or party making request (if appropriate, name the citizen group's representative):

Name

Mailing Address

City/Town	State	Zip Code
Phone Number	Fax Number (if applicable)	

3. Applicant (as shown on Determination of Applicability (Form 2), Order of Resource Area Delineation (Form 4B), Order of Conditions (Form 5), Restoration Order of Conditions (Form 5A), or Notice of Non-Significance (Form 6)):

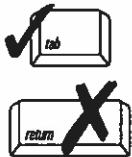
Name

Mailing Address

City/Town	State	Zip Code
Phone Number	Fax Number (if applicable)	

4. DEP File Number:

Important:
When filling out forms on the computer, use only the tab key to move your cursor - do not use the return key.



B. Instructions

1. When the Departmental action request is for (check one):

- Superseding Order of Conditions – Fee: \$120.00 (single family house projects) or \$245 (all other projects)
- Superseding Determination of Applicability – Fee: \$120
- Superseding Order of Resource Area Delineation – Fee: \$120



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

DEP File Number:

**Request for Departmental Action Fee
Transmittal Form**

Provided by DEP

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

B. Instructions (cont.)

Send this form and check or money order, payable to the *Commonwealth of Massachusetts*, to:

Department of Environmental Protection
Box 4062
Boston, MA 02211

2. On a separate sheet attached to this form, state clearly and concisely the objections to the Determination or Order which is being appealed. To the extent that the Determination or Order is based on a municipal bylaw, and not on the Massachusetts Wetlands Protection Act or regulations, the Department has no appellate jurisdiction.
3. Send a **copy** of this form and a **copy** of the check or money order with the Request for a Superseding Determination or Order by certified mail or hand delivery to the appropriate DEP Regional Office (see <https://www.mass.gov/service-details/massdep-regional-offices-by-community>).
4. A copy of the request shall at the same time be sent by certified mail or hand delivery to the Conservation Commission and to the applicant, if he/she is not the appellant.

Mary Nadwairski

From: John David Head <jdhead@abschools.org>
Sent: Thursday, September 9, 2021 1:15 PM
To: Mary Nadwairski
Cc: Paul Kirchner
Subject: Re: 493 Massachusetts Ave Order of Conditions

Hi Mary,

I am happy to provide an update. ABRSD has continued to remain in cease and desist mode since this item came before the board. To be clear, ABRSD has not engaged in or began any site work related to Blanchard overflow parking since the item has come before the board. We had hoped to finish the project this summer with our site crew that is under contract (Allied Paving) for the enhancements to Charter Rd on the main ABRSD campus as well as the Blanchard Overflow Parking project. With such a rainy July we lost too many work days to complete both items. At this point the site plans referenced in the OoC are in the hands of the site contractor. Additionally, we are in planning mode to try and develop in implementation plan that creates as little disruption to the Blanchard and Boxborough communities as a whole. We certainly did not want to take any parking off line or crowd the site with construction equipment given how little parking is there and how congested the roads in and out of the site are currently.

We are trying to get a schedule together. Obviously, all work will begin with compliance related to all of the erosion control measures outlined in the OoC. I also want to note that since the issuance of the OoC the ABRSD has been in compliance with the items to be in place in perpetuity, specifically items #46 - #51.

Once I have a more clear schedule I will share that with you so the Commission can be updated.

Best Regards,
JD Head

On Thu, Sep 9, 2021 at 11:35 AM Mary Nadwairski <MNadwairski@boxborough-ma.gov> wrote:

Hi JD

At their meeting next Wednesday, Sept. 15, the Commission will be reviewing ongoing items and Enforcement Orders.

I am requesting an update / status report on the project at Blanchard.

Mary O. Nadwairski

Admin. Support

978.264.1722