

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:
 345-0748
 MassDEP File Number
 Document Transaction Number
 Winchendon
 City/Town

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



Note:
 Before completing this form consult your local Conservation Commission regarding any municipal bylaw or ordinance.

A. General Information

1. Project Location (**Note:** electronic filers will click on button to locate project site):

407 Maple Street
 a. Street Address
 Winchendon
 b. City/Town
 01475
 c. Zip Code
 Latitude and Longitude:
 42.69180
 d. Latitude
 -72.02046
 e. Longitude
 3D1
 f. Assessors Map/Plat Number
 35
 g. Parcel /Lot Number

2. Applicant:

Robin
 a. First Name
 Yates
 b. Last Name
 c. Organization
 407 Maple Street
 d. Street Address
 Winchendon
 e. City/Town
 MA
 f. State
 01475
 g. Zip Code
 h. Phone Number
 i. Fax Number
 j. Email Address

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):

Paul
 a. First Name
 Grasewicz
 b. Last Name
 GRAZ Engineering, LLC
 c. Company
 323 W Lake Road
 d. Street Address
 Fitzwilliam
 e. City/Town
 NH
 f. State
 03447
 g. Zip Code
 603-585-6959
 h. Phone Number
 paul@grazengineering.com
 i. Fax Number
 j. Email address

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

\$240.00
 a. Total Fee Paid
 \$70.00
 b. State Fee Paid
 \$170.00
 c. City/Town Fee Paid



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A. General Information (continued)

6. General Project Description:

We are proposing the replacement of a septic system 22' away from a wetland and 37' away from Miller's River.

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 CMR10.24(8), 310 CMR 10.53(4)), complete and attach Appendix A: Ecological Restoration Limited Project Checklist and Signed Certification.

8. Property recorded at the Registry of Deeds for:

Worcester

a. County

57142

c. Book

b. Certificate # (if registered land)

287

d. Page Number

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.

Table with 3 columns: Resource Area, Size of Proposed Alteration, Proposed Replacement (if any). Rows include Bank, Bordering Vegetated Wetland, and Land Under Waterbodies and Waterways.

Table with 3 columns: Resource Area, Size of Proposed Alteration, Proposed Replacement (if any). Rows include Bordering Land Subject to Flooding and Isolated Land Subject to Flooding.

Table with 3 columns: Resource Area, Size of Proposed Alteration, Proposed Replacement (if any). Row includes Riverfront Area with specific alteration details.

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: 9,384 square feet

4. Proposed alteration of the Riverfront Area:

2,230 a. total square feet, 2,230 b. square feet within 100 ft., 3,941 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)

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



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MassDEP File Number
Document Transaction Number
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City/Town

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.

Table with 3 columns: Resource Area, Size of Proposed Alteration, Proposed Replacement (if any). Rows include Designated Port Areas, Land Under the Ocean, Barrier Beach, Coastal Beaches, Coastal Dunes, Coastal Banks, Rocky Intertidal Shores, Salt Marshes, Land Under Salt Ponds, Land Containing Shellfish, Fish Runs, and Land Subject to Coastal Storm Flowage.

4. 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

5. Project Involves Stream Crossings

a. number of new stream crossings b. number of replacement stream crossings



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MassDEP File Number

Document Transaction Number

Winchendon

City/Town

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

- 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 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**

MassGIS _____
b. Date of map

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 Review*

- 1. Percentage/acreage of property to be altered:
(a) within wetland Resource Area _____ percentage/acreage
(b) outside Resource Area _____ percentage/acreage

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

- 2. 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 work **
(a) Project description (including description of impacts outside of wetland resource area & buffer zone)
(b) Photographs representative of the site

* 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.

** MESA projects may not be segmented (321 CMR 10.16). The applicant must disclose full development plans even if such plans are not required as part of the Notice of Intent process.



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MassDEP File Number
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City/Town

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

(c) MESA filing fee (fee information available at http://www.mass.gov/dfwele/dfw/nhosp/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/nhosp/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:

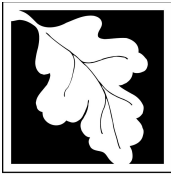
South Shore - Cohasset to Rhode Island border, and the Cape & Islands:

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

North Shore - Hull to New Hampshire border:

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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Online Users:
Include your document transaction number (provided on your receipt page) with all supplementary information you submit to the Department.

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 (Septic System Upgrade only)
 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.



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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. (Wetland at right side is intermittent stream)

4. List the titles and dates for all plans and other materials submitted with this NOI.

Proposed Septic System Upgrade Design & NOI Plan

a. Plan Title

GRAZ Engineering, LLC

Paul F. Grasewicz

b. Prepared By

c. Signed and Stamped by

1-12-22

1"=10'

d. Final Revision Date

e. Scale

Bordering Land Subject to Flooding Performance Standards Narrative

2/8/22

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:

005043

12-22-21

2. Municipal Check Number

3. Check date

005044

12-22-21

4. State Check Number

5. Check date

a | Paul

a | Grasewicz

6. Payor name on check: First Name

7. Payor name on check: Last Name



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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.

Robin Mertz

1. Signature of Applicant

12-21-21

2. Date

3. Signature of Property Owner (if different)
[Signature]

5. Signature of Representative (if any)

4. Date
12-22-21

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.

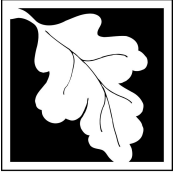
For MassDEP:

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.



Massachusetts Department of Environmental Protection
 Bureau of Resource Protection - Wetlands
NOI Wetland Fee Transmittal Form
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

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



A. Applicant Information

1. Location of Project:

407 Maple Street	Winchendon
a. Street Address	b. City/Town
005044	\$70.00
c. Check number	d. Fee amount

2. Applicant Mailing Address:

Robin	Yates	
a. First Name	b. Last Name	
c. Organization		
407 Maple Street		
d. Mailing Address		
Winchendon	MA	01475
e. City/Town	f. State	g. Zip Code
h. Phone Number	i. Fax Number	j. Email Address

3. Property Owner (if different):

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

B. Fees

Fee should be calculated using the following process & worksheet. **Please see Instructions before filling out worksheet.**

Step 1/Type of Activity: Describe each type of activity that will occur in wetland resource area and buffer zone.

Step 2/Number of Activities: Identify the number of each type of activity.

Step 3/Individual Activity Fee: Identify each activity fee from the six project categories listed in the instructions.

Step 4/Subtotal Activity Fee: Multiply the number of activities (identified in Step 2) times the fee per category (identified in Step 3) to reach a subtotal fee amount. Note: If any of these activities are in a Riverfront Area in addition to another Resource Area or the Buffer Zone, the fee per activity should be multiplied by 1.5 and then added to the subtotal amount.

Step 5/Total Project Fee: Determine the total project fee by adding the subtotal amounts from Step 4.

Step 6/Fee Payments: To calculate the state share of the fee, divide the total fee in half and subtract \$12.50. To calculate the city/town share of the fee, divide the total fee in half and add \$12.50.

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



100 foot Abutters List Report

Winchendon, MA
November 23, 2021

Subject Property:

Parcel Number: 3D1-0-35
CAMA Number: 3D1-0-35
Property Address: 407 MAPLE ST

Mailing Address: YATES ROBIN
407 MAPLE STREET
WINCHENDON, MA 01475

Abutters:

Parcel Number: 3D1-0-27
CAMA Number: 3D1-0-27
Property Address: 402 MAPLE ST

Mailing Address: COMEAU, DONALD J. COMEAU,
MICHELE M.
402 MAPLE STREET
WINCHENDON, MA 01475

Parcel Number: 3D1-0-29
CAMA Number: 3D1-0-29
Property Address: 406 MAPLE ST

Mailing Address: KAVALCHUCK, NICHOLAS P. JR.
KAVALCHUCK, ROSE M.
406 MAPLE STREET
WINCHENDON, MA 01475

Parcel Number: 3D1-0-30
CAMA Number: 3D1-0-30
Property Address: MAPLE ST

Mailing Address: KAVALCHUCK, ROSE M.
406 MAPLE STREET
WINCHENDON, MA 01475

Parcel Number: 3D1-0-33
CAMA Number: 3D1-0-33
Property Address: 411 MAPLE ST

Mailing Address: WEDUM, PATRICIA
409 MAPLE STREET
WINCHENDON, MA 01475

Parcel Number: 3D1-0-34
CAMA Number: 3D1-0-34
Property Address: 409 MAPLE ST

Mailing Address: WEDUM, PARTICIA M.
409 MAPLE STREET
WINCHENDON, MA 01475

Parcel Number: 3D1-0-36
CAMA Number: 3D1-0-36
Property Address: 403 MAPLE ST

Mailing Address: COMEAU JORDAN T
402 MAPLE STREET
WINCHENDON, MA 01475

Parcel Number: 3D1-0-37
CAMA Number: 3D1-0-37
Property Address: 7 MAPLE PLACE A

Mailing Address: GARFIELD CAROL A
7 MAPLE PLACE A
WINCHENDON, MA 01475

Parcel Number: 3D1-0-70
CAMA Number: 3D1-0-70
Property Address: MAPLE ST

Mailing Address: COMEAU JORDAN T
402 MAPLE STREET
WINCHENDON, MA 01475

Parcel Number: 6A1-0-60
CAMA Number: 6A1-0-60
Property Address: GLENALLEN ST

Mailing Address: JOTOMARI PROPERTIES, INC.
142 GLENALLEN STREET
WINCHENDON, MA 01475



www.cai-tech.com

Data shown on this report is provided for planning and informational purposes only. The municipality and CAI Technologies are not responsible for any use for other purposes or misuse or misrepresentation of this report.

Notification to Abutters Under the
Massachusetts Wetlands Protection Act

In accordance with the second paragraph Massachusetts General Laws Chapter 131, Section 40, you are hereby notified of the following.

- A. The name of the applicant is Robin Yates.
- B. The applicant has filed a Notice of Intent with the Conservation Commission for the municipality of Winchendon seeking permission to remove, fill, dredge or alter an Area Subject to Protection under the Wetlands Protection Act (General Laws Chapter 131, Section 40). Specifically, the replacement of a single-family septic system within 25' feet of a wetland and within 40' of the Miller's River.
- C. The address of the lot where the activity is proposed is 407 Maple Street; Winchendon, MA (Map-3D1 Lot-35).
- D. Copies of the Notice of Intent may be examined at GRAZ Engineering LLC, 323 West Lake Road, Fitzwilliam, NH 03447 between the hours of 8am and 4 pm Monday through Friday by appointment only. For copies call 603-585-6959.
- E. Information regarding the date, time, and place of the public hearing may be obtained from the Winchendon Conservation Commission by checking the town website's meeting/agenda list or by calling Tracy Murphy at 978-297-5414.
- F. Notice of public hearing, including date, time, and place, will be published in the newspaper at least 5 days in advance of the hearing.

Note: Notice of the public hearing, including its date, time, and location will be posted in the city or town hall not less than forty-eight hours in advance of hearing. At this time, the hearing is planned for January 6, 2022, at 6:00 P.M. Please verify if interested.

Note: You may also contact your local Conservation Commission or the nearest Department of Environmental Protection Regional Office for more information about this application or the Wetlands Protection Act. To contact DEP, call:

Central Region:508-792-7650

Northeast Region:617-654-6500

Southeast Region:508-946-2700

Western Region:413-784-1100

AFFIDAVIT OF SERVICE

Under the Massachusetts Wetlands Protection Act

(to be submitted to the Massachusetts Department of
Environmental Protection and the Conservation Commission
when filing a Notice of Intent)

I, Paul F. Grasewicz, hereby certify under the pains and penalties of perjury that on December 23, 2021 I gave notification to abutters in compliance with the second paragraph of Massachusetts General Laws Chapter 131, Section 40, and the DEP Guide to Abutter Notification dated April 8, 1994, in connection with the following matter:

A Notice of Intent filed under the Massachusetts Wetlands Protection Act by Robin Yates with the Winchendon Conservation Commission on December 23, 2021 for property located at 407 Maple Street; Winchendon, MA (Map-3D1 Lot-35). The form of the notification, and a list of the abutters to whom it was given are attached to this Affidavit of Service.



Name

December 23, 2021
Date



USGS Map

Yates NOI File CE 345-0748

Bordering Land Subject to Flooding Narrative:

The proposed septic system upgrade project involves work within the 100 year flood plain, which is a bordering land subject to flooding (BLSF) per regulation 310CMR 10.57. The specific performance standards per 310 CMR 10.57(4)(a) have been met as follows:

- 1) Compensatory flood storage has been provided as shown on plan revision dated 1/12/22.
- 2) The proposed work will not restrict flow, not increase flood stages nor increase flow velocities.
- 3) The area withing the BLSF is approximately 2,280 square feet and the impacted area is approximately 174 square feet, therefore (being less than 10%), it is presumed to not impair important wildlife habitat function.

Paul F Grasewicz, PE
GRAZ Engineering, LLC
2/8/22