



TOWN OF BOXFORD

MASSACHUSETTS

01921

BOXFORD CONSERVATION COMMISSION

NOTICE OF PUBLIC MEETING

You are hereby notified that a **Public Meeting** will be held at the Town Hall, 7A Spofford Road on **December 1, 2016** at 7:30 or such other time when posted to consider the

Request for Determination of Applicability

applicant: **Boxford DPW**

for the property located at: **Washington Street, Nason Conservation Land , Assessor's Map 9, Block 1, Lot 28.1**

Relocation of the iron gate 300ft further into the property and construct a three vehicle parking area in a previously disturbed upland area, partially filled with debris. Removal of three trees and approximately 30 yards of clean gravelly fill would be used to grade the parking area.

This is a joint meeting under the requirements of MGL Ch. 131, Sect. 40, as amended, and Boxford's Wetlands Protection Bylaw and Regulations. Plans are available at the Commission's office at Town Hall, 7A Spofford Road, from 9am-1pm Mon.-Thur. For accommodations call (978) 887-6000, ext. 506.

For the Commission,
Ross Povenmire, Director of Conservation



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

Boxford
City/Town

WPA Form 1- Request for Determination of Applicability

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

A. General Information

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



1. Applicant:

Boxford DPW

Name

Jdold@town.boxford.ma.us

E-Mail Address

7B Spofford ROAD

Mailing Address

Boxford

City/Town

MA

State

01921

Zip Code

978-352-6555

Phone Number

978-352-5558

Fax Number (if applicable)

2. Representative (if any):

Wetland Consulting Services

Firm

Robert Prokop

Contact Name

Wcsbobp@aol.com

E-Mail Address

15 Bisson Lane

Mailing Address

Merrimac

City/Town

MA

State

01860

Zip Code

978-346-9857

Phone Number

978-346-7479

Fax Number (if applicable)

B. Determinations

1. I request the Boxford Conservation Commission make the following determination(s). Check any that apply:

- a. whether the **area** depicted on plan(s) and/or map(s) referenced below is an area subject to jurisdiction of the Wetlands Protection Act.
- b. whether the **boundaries** of resource area(s) depicted on plan(s) and/or map(s) referenced below are accurately delineated.
- c. whether the **work** depicted on plan(s) referenced below is subject to the Wetlands Protection Act.
- d. whether the area and/or work depicted on plan(s) referenced below is subject to the jurisdiction of any **municipal wetlands ordinance** or **bylaw** of:

Boxford

Name of Municipality

- e. whether the following **scope of alternatives** is adequate for work in the Riverfront Area as depicted on referenced plan(s).



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C. Project Description

1. a. Project Location (use maps and plans to identify the location of the area subject to this request):

| | |
|---------------------------|-------------------|
| <u>Washington Street</u> | <u>Boxford</u> |
| Street Address | City/Town |
| <u>9</u> | <u>1-28.1</u> |
| Assessors Map/Plat Number | Parcel/Lot Number |

- b. Area Description (use additional paper, if necessary):

The Nason Conservation Land is 45 acres of mixed woodlands, overlooking Hovey's Pond that provides bird habitat. A National Grid utility lines also crosses the property. A small "gated" gravel road located off Washington Street provides National Grid access to the utility lines. National Grid requires 24 hr access across the property, otherwise the public may enjoy the property, but no parking is available to the public.

- c. Plan and/or Map Reference(s):

| | |
|---|---------------------|
| <u>Proposed Parking Plan by Donohoe Survey, Inc. 1" = 20'</u> | <u>Nov. 1, 2016</u> |
| Title | Date |
| <u>RDA report by Wetland Consulting Services</u> | <u>Nov. 5, 2016</u> |
| Title | Date |
| <u> </u> | <u> </u> |
| Title | Date |

2. a. Work Description (use additional paper and/or provide plan(s) of work, if necessary):

The Boxford DPW in cooperation with National Grid would like to relocate the iron gate approximately 300 ft further into the property, and construct a small three vehicle parking area (see 1" = 20' plan). The parking area would be located in a previously disturbed upland area, partially filled with debris. Three trees (one dead) would need to be cut and approximately 30 yards of clean gravelly fill would be used to grade the parking area.



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C. Project Description (cont.)

b. Identify provisions of the Wetlands Protection Act or regulations which may exempt the applicant from having to file a Notice of Intent for all or part of the described work (use additional paper, if necessary).

310 CMR 10.02(2)(b)(2)(l) road gate installation

3. a. If this application is a Request for Determination of Scope of Alternatives for work in the Riverfront Area, indicate the one classification below that best describes the project.

- Single family house on a lot recorded on or before 8/1/96
- Single family house on a lot recorded after 8/1/96
- Expansion of an existing structure on a lot recorded after 8/1/96
- Project, other than a single family house or public project, where the applicant owned the lot before 8/7/96
- New agriculture or aquaculture project
- Public project where funds were appropriated prior to 8/7/96
- Project on a lot shown on an approved, definitive subdivision plan where there is a recorded deed restriction limiting total alteration of the Riverfront Area for the entire subdivision
- Residential subdivision; institutional, industrial, or commercial project
- Municipal project
- District, county, state, or federal government project
- Project required to evaluate off-site alternatives in more than one municipality in an Environmental Impact Report under MEPA or in an alternatives analysis pursuant to an application for a 404 permit from the U.S. Army Corps of Engineers or 401 Water Quality Certification from the Department of Environmental Protection.

b. Provide evidence (e.g., record of date subdivision lot was recorded) supporting the classification above (use additional paper and/or attach appropriate documents, if necessary.)



Massachusetts Department of Environmental Protection
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D. Signatures and Submittal Requirements

I hereby certify under the penalties of perjury that the foregoing Request for Determination of Applicability and accompanying plans, documents, and supporting data are true and complete to the best of my knowledge.

I further certify that the property owner, if different from the applicant, and the appropriate DEP Regional Office were sent a complete copy of this Request (including all appropriate documentation) simultaneously with the submittal of this Request to the Conservation Commission.

Failure by the applicant to send copies in a timely manner may result in dismissal of the Request for Determination of Applicability.

Name and address of the property owner:

Town of Boxford

Name

7 Spofford Road

Mailing Address

Boxford

City/Town

MA

State

01921

Zip Code

Signatures:

I also understand that notification of this Request will be placed in a local newspaper at my expense in accordance with Section 10.05(3)(b)(1) of the Wetlands Protection Act regulations.

John C. Dold
Signature of Applicant

11/8/2016
Date

Signature of Representative (if any)

Date



Wetland Consulting Services

November 8, 2016

Boxford Conservation Commission
7A Spofford Road
Boxford, MA 01921

WCS Proj #: Boxford-27

RE: Waive local filing fee for RDA Application, Nason Conservation Land, Boxford, MA

Dear Commissioners:

On behalf of the Boxford Department of Public Works (DPW), 7B Spofford Road, Boxford, MA, 01913, Wetland Consulting Services (WCS) is requesting a waiver of the local filing fee pursuant to the Boxford Wetlands By-law.

Since the proposed project is a municipal project, no State filing fee is required. Hopefully, you will agree to also waive the local fee.

If you have any questions or require any additional information, please feel free to contact me at 978-346-9857 or John Dold of the Boxford DPW at 978-352-6555.

Sincerely,
Wetland Consulting Services,

Robert Prokop
Wetland Scientist/Wildlife Biologist



Wetland Consulting Services

November 5, 2016

Boxford Conservation Commission
7A Spofford Road
Boxford, MA 01921

WCS Proj #: Boxford-27

RE: RDA Application, Nason Conservation Land, Washington Street, Boxford, MA

Dear Commissioners:

On behalf of the Boxford Department of Public Works (DPW), 7B Spofford Road, Boxford, MA, 01913, Wetland Consulting Services (WCS) is filing this Request for Determination (RDA) under the Massachusetts Wetlands Protection Act and the Boxford Wetlands By-law to relocate an iron access gate on the Nason Conservation Land and construct a small gravel parking area that would service three vehicles. No wetlands would be impacted from these activities but some of the proposed work would occur in uplands 25' or less from a bordering vegetated wetland (BVW) adjacent to an existing gravel road.

In addition to this report, the attached document contains the following items:

- a) WPA Form 1 RDA
- b) 1" = 20' scale plan of the project area prepared Donohoe and Parkhurst, Inc. of Topsfield MA
- c) Figure 1 locus map
- d) Figure 2 Assessor's tax map
- e) Photos A through D of the project area
- f) Request to waive local filing fee requirement

The 2015 Boxford Open Space Plan describes the Nason Conservation Land as *45 acres of mixed woodlands, overlooking Hovey's Pond that provides bird habitat. National Grid utility lines also cross the property.* A small "gated" gravel road located off Washington Street provides National Grid access to the utility lines (see Photo A). National Grid requires 24 hr access across the property, otherwise the public may enjoy the property, but no parking is available.

The Boxford DPW in cooperation with National Grid would like to relocate the iron gate approximately 300 ft further into the property (see Photo B), and construct a small three vehicle parking area (see 1" = 20' plan). The parking area would be located in a previously disturbed upland area, partially filled with debris (see Photos C and D). Three trees (one dead) would need to be cut and approximately 30 yards of clean gravelly fill would be used to grade the parking area.

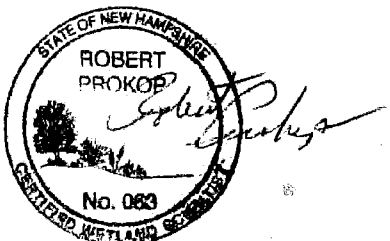
**15 Bisson Lane, Merrimac, MA 01860
978-346-9857 • 978-346-7479 (FAX)**

No wetlands would be impacted from the project, and all access to the impacted areas would be along the existing gravel road. The proposed gravel parking area lies more than 30' from the BVW which is outside the minimum 30' setback pursuant to the Wetlands By-law. While the new gate would be installed within 25' of the BVW, 310 CMR 10.02(2)(b)(2)(l) does allow this type of installation without the need to file any wetlands permit.

This project requires little disturbance to the wetlands buffer zone. Debris from an already disturbed area would be removed and that same area would be partially filled to provide a small parking area. While some work will occur in close proximity to a BVW, I believe a negative determination #3 is appropriate for all phases of this project.

If you have any questions or require any additional information, please feel free to contact me at 978-346-9857 or John Dold of the Boxford DPW at 978-352-6555.

Sincerely,
Wetland Consulting Services,



Robert Prokop
Wetland Scientist/Wildlife Biologist

attach(s)

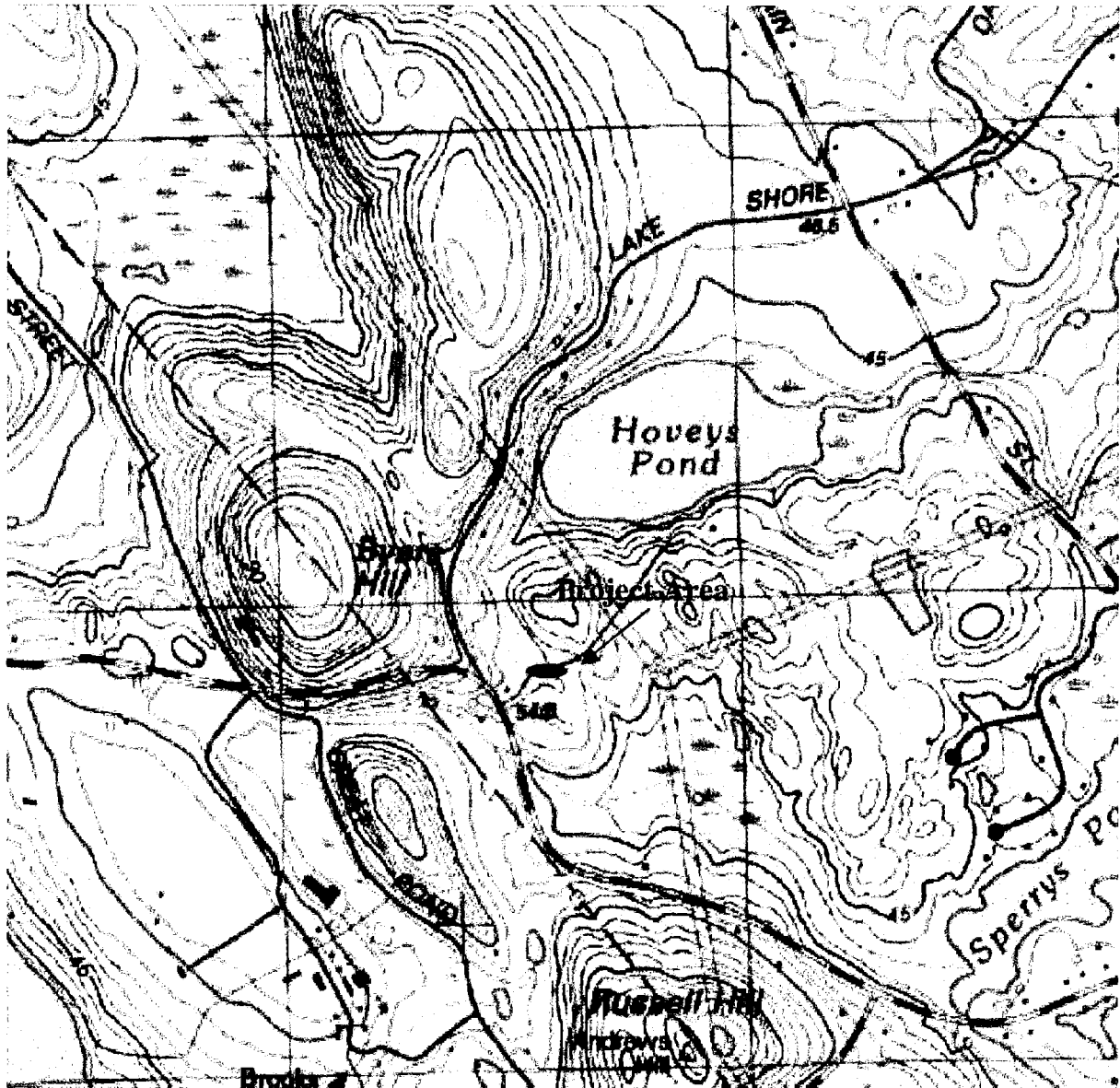


Figure 1. USGS locus map showing the project area off Washington Street in Boxford, MA.

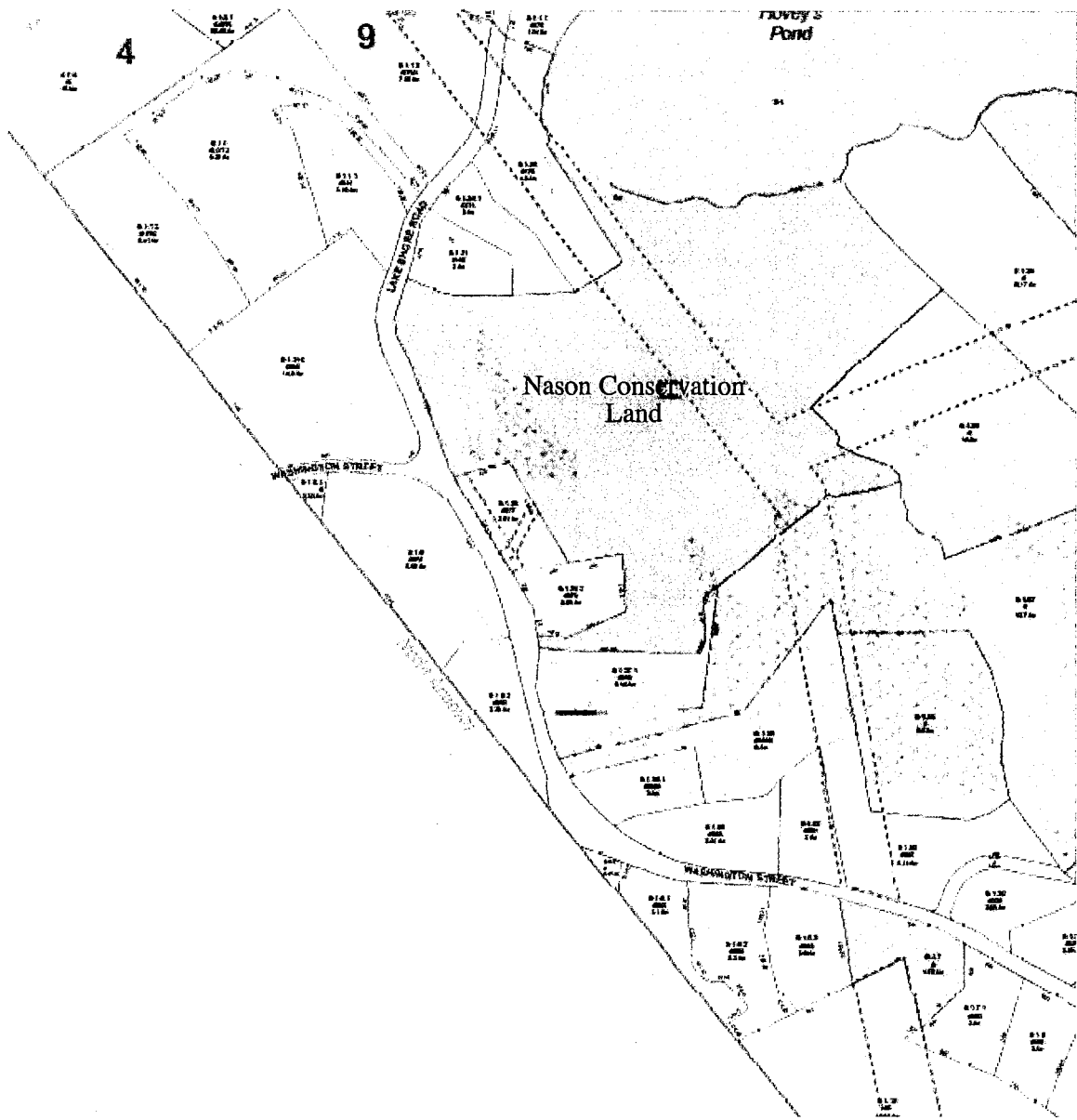


Figure 2. Boxford Assessor's map (Map 9 Block 1 Lot 28.1).

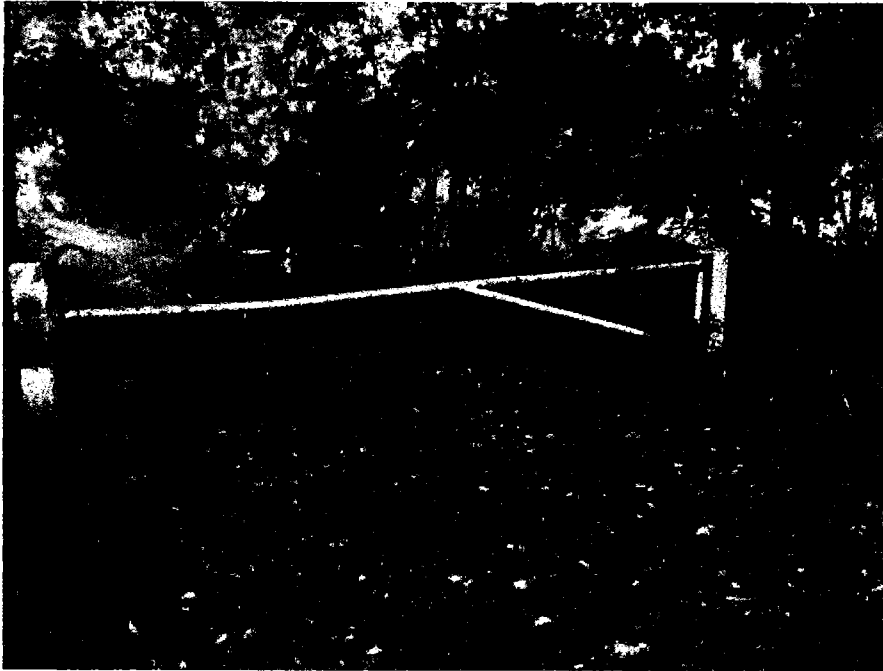


Photo A. Existing iron gate to be removed and relocated. Photo by B. Prokop, Sept. 8, 2016.

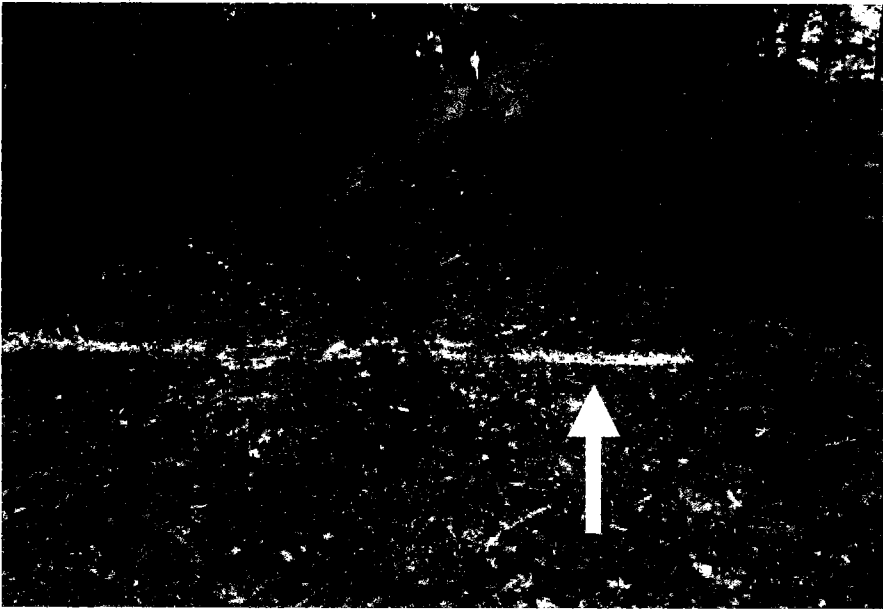


Photo B. Proposed location for new gate. Photo by B. Prokop, Sept. 8, 2016.

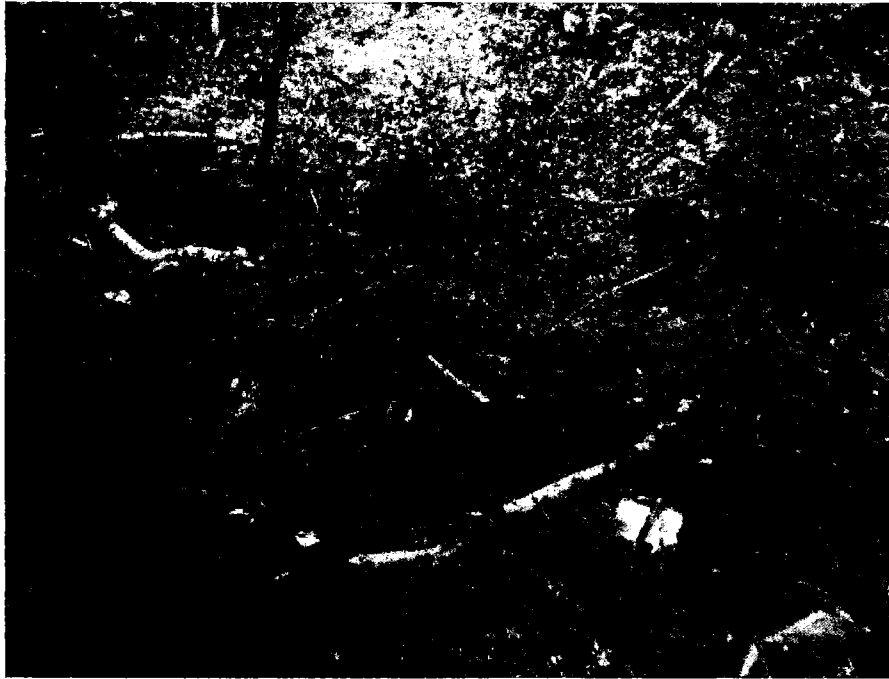


Photo C. Debris to be removed in proposed gravel parking area. Photo by B. Prokop, Sept. 8, 2016.



Photo D. Approximately 30 yds of gravel fill will be used to fill and grade area for three parking spaces. Photo by B. Prokop, Sept. 8, 2016.