



# CITY OF SALEM CONSERVATION COMMISSION

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September 30, 2013

Richard Paquette  
TRC Environmental  
6 Ashley Drive, 1<sup>st</sup> floor  
Scarborough, ME 04074

**Re: Administrative Correction to Order of Conditions—DEP #64-553—Borings for Salem Lateral Project**

Dear Mr. Paquette:

Enclosed, please find an administrative correction to the above-referenced Order of Conditions. The original Order omitted conditions #37 and #38, which were approved by the Commission. Prior to recording the Order at the registry, please replace the original Page 4 of the Attachment to Order of Conditions with the attached corrected Page 4.

If you have any further questions, please feel free to contact me at 978-619-5685.

Sincerely,

Tom Devine  
Conservation Agent/ Staff Planner

Enclosure

CC: DEP Northeast Regional Office



#### **DURING CONSTRUCTION**

25. A copy of this Order of Conditions and the plan(s) approved in this Order shall be available on site at all times when work is in progress.
26. No alteration or activity shall occur beyond the limit of work as defined by the siltation barriers shown on the approved plan(s).
27. All waste products, grubbed stumps, slash; construction materials, etc. shall be deposited at least 100 feet from wetland resource areas and 200 feet from river.
28. There shall be no pumping of water from wetland resource areas.
29. All equipment shall be inspected regularly for leaks. Any leaking hydraulic lines, cylinders or any other components shall be fixed immediately.
30. During construction, all drainage structures shall be inspected regularly and cleaned as necessary.
31. The applicant is hereby notified that failure to comply with all requirements herein may result in the issuance of enforcement actions by the Conservation Commission including, but not limited to, civil administrative penalties under M.G.L Chapter 21A, section 16.

#### **AFTER CONSTRUCTION**

32. Upon completion of construction and final soil stabilization, the applicant shall submit the following to the Conservation Commission to request a Certificate of Compliance (COC):
  - (1) A Completed Request for a Certificate of Compliance form (WPA Form 8A or other form if required by the Conservation Commission at the time of request).
33. When issued, the Certificate of Compliance must be recorded at the Essex County Registry of Deeds and a copy of the recording submitted to the Salem Conservation Commission.
34. If the completed work differs from that in the original plans and conditions, the report must specify how the work differs; at which time the applicant shall first request a modification to the Order. Only upon review and approval by the Commission, may the applicant request in writing a Certificate of Compliance as described above.
35. Erosion control devices shall remain in place and properly functioning until all exposed soils have been stabilized with final vegetative cover and the Conservation Commission and/or its Agent has authorized their removal.

#### **ADDITIONAL CONDITIONS**

36. Per Division of Marine Fisheries comments (9/10/2013 email from Tay Evans), contractors shall use a camera or divers to ensure that borings B1-B6 are not directly over eelgrass.
37. If any boring locations are adjusted to comply with Condition #36, a map showing the new locations shall be submitted to the Commission.
38. The bottom of the barge shall not make contact with the seafloor.