

City/Town: Seekonk

Applicant: Ronald W. Robson, Trustee

Form 5

Commonwealth  
of Massachusetts

# ORDER OF CONDITIONS

Seekonk General Wetland Protection By-Laws

From SEEKONK CONSERVATION COMMISSION Issuing Authority.

To Ronald W. Robson, Trustee (Same) \_\_\_\_\_  
(Name of person making request) (Name of property owner)

Address 388 Brown Avenue Seekonk, MA 02771 Address (Same) \_\_\_\_\_

This Order is issued and delivered as follows:

\_\_\_\_\_ by hand delivery to applicant or representative making request on \_\_\_\_\_ (date)

by certified mail, return receipt requested on 11/8/04 (date)

This project is located at Robincrest Court, lot 106.

The property is recorded at the Registry of Deeds, Bristol County North,  
Book 10826 Page 5 Certificate (if registered) N/A

The Notice of Intent for this project was filed on 10/6/04 (date)

The public hearing was closed on 11/1/04 (date)

## Findings

The Seekonk Conservation Commission has reviewed the above-referenced Notice of Intent and plans and has held a public hearing on the project. Based on the information available to the Conservation Commission at this time, the Conservation Commission has determined that the area on which the proposed work is to be done is significant to the following interests in accordance with the Presumptions of Significance set forth in the regulations for each Area Subject to Protection Under the Act (check as appropriate):

- |  |   |  |
|--|---|--|
| <input checked="" type="checkbox"/> Public water supply  | <input checked="" type="checkbox"/> Flood control           | <input type="checkbox"/> Land containing shellfish               |
| <input checked="" type="checkbox"/> Private water supply | <input checked="" type="checkbox"/> Storm damage prevention | <input checked="" type="checkbox"/> Fisheries                    |
| <input checked="" type="checkbox"/> Ground water supply  | <input checked="" type="checkbox"/> Prevention of pollution | <input checked="" type="checkbox"/> Protect. of Wildlife Habitat |

Total Filing Fee Submitted \$ 250.00 State Share \$ \_\_\_\_\_ City/Town Share \$ \_\_\_\_\_

Total Refund Due \$ \_\_\_\_\_ City/Town Portion \$ \_\_\_\_\_ State Portion \$ \_\_\_\_\_

Therefore, the Seekonk Conservation Commission hereby finds that the following conditions are necessary, in accordance with the Performance Standards set forth in the regulations, to protect those interests checked above. The Seekonk Conservation Commission orders that all work shall be performed in accordance with said 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.

### General Conditions

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, by-laws 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 and both that date and the special circumstances warranting the extended time period are set forth in this Order.
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.
6. Any fill used in connection with this project shall be clean fill, containing 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.
7. No work shall be undertaken until all administrative appeal periods from this Order have elapsed or, if such an appeal has been filed, until all proceedings before the Department have been completed.
8. **No work shall be undertaken until the Final Order 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 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 Seekonk Conservation Commission on the form at the end of this Order prior to the commencement of the work.
9. No work shall begin until the erosion control measures have been installed according to the approved plans. Failure to do so may result in penalties, fines, and revoking of the Final Order.
10. A sign shall be displayed at the site not less than two square feet or more than three square feet in the size bearing the words: "Massachusetts Department of Environmental Protection, File Number SE 69-549"

11. Where the Department of Environmental Protection is requested to make a determination and to issue a Superseding Order, the Conservation Commission shall be a party to all agency proceedings and hearings before the Department.
12. Upon completion of the work described herein, the applicant shall forthwith request in writing that a Certificate of Compliance be issued stating that the work has been satisfactorily completed.
13. The work shall conform to the following plans and special conditions:

**Plans: Site Plan for Ronald Robson in Seekonk, MA**

Total	Dated	Signed and Stamped by:	On file with:
<u>(1)</u>	<u>rev. 10/27/04</u>	<u>Everett Otis Dyer</u>	<u>DEP, Seekonk Cons. Comm.</u>

Special Conditions (Use additional paper if necessary)

Issued by Seekonk Conservation Commission

Signatures

Richard C. Waller

R.F. Hill

William Paradise

Christopher Clay

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

On this 1 day of November 2004, before me personally appeared Richard C. Waller, to me known to be the person described in, and who executed, the foregoing instrument, and acknowledged that he/she executed the same as his/her free act and deed.

Bernadette DePlander  
(Notary Public/Justice of the Peace)

July 2, 2010  
(My Commission Expires)

The applicant, the owner, any person aggrieved by this Order, any owner of land abutting the land upon which the proposed work is to be done or any ten residents of the city or town in which such land is located, are hereby notified of their right to request the Department of Environmental Protection to issue a Superseding Order of Conditions, providing the request is made by certified mail or hand delivery to the Department, with the appropriate filing fee and Fee Transmittal Form as provided in 310 CMR 10.03(7) within ten days from the date of issuance of this Determination. A copy of the request shall at the same time be sent certified mail or hand delivery to the Conservation Commission and the applicant.

Detach on dotted line and submit to the Seekonk Conservation Commission prior to commencement of work.

To Seekonk Conservation Commission Issuing Authority.

Please be advised that the Order of Conditions for the project at Robincrest Ct. lot 106 File Number SE 69-548 has been recorded at the Registry of Deeds, Bristol County, North, and has been noted in the chain of title of the affected property in accordance with General Condition 8 on 200.

If recorded land, the instrument number which identifies this transaction is     .

If registered land, the document number which identifies this transaction is     .

Signature \_\_\_\_\_ Applicant.



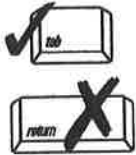
**Massachusetts Department of Environmental Protection**  
 Bureau of Resource Protection - Wetlands  
**WPA Form 8B – Certificate of Compliance**  
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

DEP File Number:

**SE69-549**  
 Provided by DEP

**A. Project 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. This Certificate of Compliance is issued to:

**Ronald W. Robson, Trustee**  
 Name  
**388 Brown Avenue**  
 Mailing Address  
**Seekonk** MA **02771**  
 City/Town State Zip Code

2. This Certificate of Compliance is issued for work regulated by a final Order of Conditions issued to:

**Ronald W. Robson**  
 Name  
**November 8, 2004** **SE69-549**  
 Dated DEP File Number

3. The project site is located at:

**Robincrest Court** **Seekonk**  
 Street Address City/Town  
**26**  
 Assessors Map/Plat Number Parcel/Lot Number

the final Order of Condition was recorded at the Registry of Deeds for:

**Ronald W. Robson**  
 Property Owner (if different)  
**Bristol** **14398** **58**  
 County Book Page  
**n/a**  
 Certificate

4. A site inspection was made in the presence of the applicant, or the applicant's agent, on:

**8/18/05**  
 Date

**B. Certification**

Check all that apply:

- Complete Certification:** It is hereby certified that the work regulated by the above-referenced Order of Conditions has been satisfactorily completed.
- Partial Certification:** It is hereby certified that only the following portions of work regulated by the above-referenced Order of Conditions have been satisfactorily completed. The project areas or work subject to this partial certification that have been completed and are released from this Order are:



**Massachusetts Department of Environmental Protection**  
**Bureau of Resource Protection - Wetlands**  
**WPA Form 8B – Certificate of Compliance**  
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

DEP File Number:

*SE 69-549*  
 Provided by DEP

**B. Certification (cont.)**

**Invalid Order of Conditions:** It is hereby certified that the work regulated by the above-referenced Order of Conditions never commenced. The Order of Conditions has lapsed and is therefore no longer valid. No future work subject to regulation under the Wetlands Protection Act may commence without filing a new Notice of Intent and receiving a new Order of Conditions.

**Ongoing Conditions:** The following conditions of the Order shall continue: (Include any conditions contained in the Final Order, such as maintenance or monitoring, that should continue for a longer period).

Condition Numbers:

**C. Authorization**

Issued by:

*See Konk*  
 Conservation Commission

*8-23-05*  
 Date of Issuance

This Certificate must be signed by a majority of the Conservation Commission and a copy sent to the applicant and appropriate DEP Regional Office (See Attachment).

Signatures:

*Richard C. Walker*

*Christina Clay*

*[Signature]*

*R. J. Hill*  
*Robert J. Hill*



**Massachusetts Department of Environmental Protection**  
**Bureau of Resource Protection - Wetlands**  
**WPA Form 8B – Certificate of Compliance**  
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DEP File Number:

SE69-549  
 Provided by DEP

**C. Authorization (cont.)**

**Notary Acknowledgement**

Commonwealth of Massachusetts County of Bristol

On this 22 Day Of August Month 2005 Year

before me, the undersigned Notary Public, personally appeared

Richard C. Wallace,  
 Name of Document Signer

proved to me through satisfactory evidence of identification, which was/were

personally known  
 Description of evidence of identification

to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he/she signed it voluntarily for its stated purpose.

As member of Seekonk City/Town Conservation Commission

Bernadette DeBlender  
 Signature of Notary Public

Bernadette DeBlender  
 Printed Name of Notary Public

July 2, 2010  
 My Commission Expires (Date)

Bernadette DeBlender  
 Signature of Notary Public

Place notary seal and/or any stamp above



**Massachusetts Department of Environmental Protection**  
 Bureau of Resource Protection - Wetlands  
**WPA Form 8B – Certificate of Compliance**  
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

DEP File Number:  
**SE69-549**  
 Provided by DEP

**D. Recording Confirmation**

The applicant is responsible for ensuring that this Certificate of Compliance is recorded in the Registry of Deeds or the Land Court for the district in which the land is located.

Detach on dotted line and submit to the Conservation Commission.

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To:

Seekonk  
 Conservation Commission

Please be advised that the Certificate of Compliance for the project at:

Robincrest Court, Lot 106  
 Project Location

SE69-549  
 DEP File Number

Has been recorded at the Registry of Deeds of:

Bristol  
 County

for:

Ronald Robson  
 Property Owner

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

Date	Book	Page
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If recorded land, the instrument number which identifies this transaction is:

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If registered land, the document number which identifies this transaction is:

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Document Number

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Signature of Applicant