

Review
Jul-18th
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SUPERSEDING ORDER OF CONDITIONS

WETLANDS PROTECTION ACT

G.L. C. 131, s. 40

CITY/TOWN Seekonk FILE NUMBER SE 69-68
 TO: NAME Roger & Linda Fasteson ADDRESS 19 Fairway Drive
Seekonk, Massachusetts 02771
 CERTIFIED MAIL NUMBER P389 356 382

PROJECT LOCATION:Address 1275-1335 Fall River AvenueREGARDING:Notice of Intent dated January 13, 1983and plans titled and dated May 4, 1982

THIS ORDER IS ISSUED ON (date) _____

Pursuant to the authority of G.L. c. 131, s. 40, the Department of Environmental Quality Engineering has reviewed your Notice of Intent and plans identified above, and has determined that the area on which the proposed work is to be done is significant to one or more of the interests listed in G.L. c. 131, s. 40. The Department hereby orders that the following conditions are necessary to protect said interests and all work shall be performed in strict accordance with them and with the Notice of Intent and plans identified above except where such plans are modified by said conditions.

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. This 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 and/or regulations.
4. The work authorized hereunder shall be completed within one (1) year from the date of this order unless it is for a maintenance dredging project subject to Section 5(9). The order may be extended by the issuing authority for one or more additional one-year periods upon application to the said issuing authority at least thirty (30) days prior to the expiration date of the order or its extension.

5. Any fill used in connection with this project shall be clean fill, containing no trash, refuse, rubbish or debris, including, without limiting the generality of the foregoing, lumber, bricks, plaster, wire, lath, paper, cardboard, pipe, tires, ashes, refrigerators, motor vehicles or parts of any of the foregoing.
6. No work may be commenced until all appeal periods have elapsed from the Superseding Order of the Department of Environmental Quality Engineering.
7. No work shall be undertaken until the final order, with respect to the proposed project, has been recorded in the Registry of Deeds for the district in which the land is located within the chain of title of the affected property. The Document number indicating such recording shall be submitted on the form at the end of this order to the issuer of this order prior to commencement of work.
8. A sign shall be displayed at the site not less than two square feet or more than three square feet bearing the words, "Massachusetts Department of Environmental Quality Engineering. Number SE 69-68 "
9. Where the Department of Environmental Quality Engineering 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.
10. 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.
11. The work shall conform to the following described plans:

PLAN OF AREA TO BE FILLED (SECTION I)
ON LAND OWNED BY RICHARD E. AND
ROGER E. FASTESON IN SEEKONK, MASSACHUSETTS
E. OTIS DYER, SURV'R REHOBOTH, MASS.
SCALE - AS NOTED MAY 4, 1982

NOTE: ELEVATIONS ARE IN RESPECT TO AN ASSUMED BASE = R.R. SPIKE = 100.00 "

12. There shall be no construction other than that proposed by the Notice of Intent and included on the submitted plan.
13. That portion of the ditch which flows through the applicant's property shall be cleaned at regular intervals so that the stream may be utilized to its fullest capacity.
14. All exposed areas shall be loamed and seeded.

The applicant, 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 a formal hearing pursuant to the provisions of G.L. Chapter 30A, Section 10. The request for a hearing must be made in writing to the Department of Environmental Quality Engineering within ten (10) days of the date of issuance of this Superseding Order and should be addressed to: Docket Clerk, Department of Environmental Quality Engineering, 100 Cambridge Street, Room 1901, Boston, MA 02202

ISSUED BY: Paul T. Anderson
Paul T. Anderson, P.E.
Regional Environmental Engineer
Southeast Region
Lakeville Hospital
Lakeville, Massachusetts 02346

On this 12th day of July 1983, before me personally appeared Paul T. Anderson, P.E. known to be the person described in, and who executed, the foregoing instrument and acknowledged that he executed the same as his free act and deed.

Patricia L. Toney My Commission expires March 21, 1984

cc: Conservation Commission
Raymond Holmes
47 Hiller Drive
Seekonk, MA 02771

DETACH ON DOTTED LINE AND SUBMIT TO THE ISSUER OF THIS ORDER PRIOR TO COMMENCEMENT OF WORK.

TO _____ (Issuing Authority)

PLEASE BE ADVISED THAT THE ORDER OF CONDITIONS FOR THE PROJECT AT _____, FILE NUMBER _____, HAS BEEN RECORDED AT THE REGISTRY OF _____, ON (DATE) _____.

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

Signed _____ Applicant

