

310 CMR 10.99

Form 3



Commonwealth of Massachusetts



DEP File No.

(To be provided by DEP)

City/Town Seekonk

Applicant Herb Chambers 44, Inc.

Notice of Intent Under the Massachusetts Wetlands Protection Act, G.L. c. 131, §40 and Application for a Department of the Army Permit

TOWN CLERK'S OFFICE
SEEKONK, MASS.

OCT 4 9 19 AM '91

Part I: General Information

1. Location: Street Address Taunton Avenue
Lot Number 78-A & Portion of 78, Plat 14

2. Project: Type Buffer Zone Description Construct an 18" outfall drain
across a buffer zone and discharge into an existing detention
basin.

3. Registry: County Bristol North Current Book 1671 & Page 1173

Certificate (If Registered Land) N/A

4. Applicant Herb Chambers 44, Inc. Tel. (508)877-6156

Address 20 Jennings Road, Hartford, CT 06120

5. Property Owner Monarch Industries, Inc. Tel. (401) 467-2500

Address 301 Harborside Blvd., P. O. Box 6768, Providence, RI

6. Representative Caputo and Wick Ltd. Tel. (401) 434-8880

Address 1150 Pawtucket Avenue, Rumford, RI 02916

7. a. Have the Conservation Commission and the Department's Regional Office each been sent, by certified mail or hand delivery, 2 copies of completed Notice of Intent, with supporting plans and documents?
Yes No

b. Has the fee been submitted? Yes No

c. Total Filing Fee Submitted \$525.00

d. City/Town Share of Filing Fee \$275.00 State Share of Filing Fee \$250.00
(sent to City/Town) (1/2 of fee in excess of \$25, sent to DEP)

e. Is a brief statement attached indicating how the applicant calculated the fee? Yes No

8. Have all obtainable permits, variances and approvals required by local by-law been obtained?
 Yes No

Obtained: Applied For: Not Applied For:

Parking Lot Plan
Sewage Disposal Plan

9. Is any portion of the site subject to a Wetlands Restriction Order pursuant to G.L. c. 131, §40A or G.L. c. 130, §105? Yes No The existing detention basin was constructed in 1984 (File No. SE 69-86)

10. List all plans and supporting documents submitted with this Notice of Intent.

Identifying
 Number/Letter

Title, Date

Exhibit A	Site Plan, Herb Chambers 44, Inc., Seekonk, Mass. by Caputo and Wick Ltd. 10/1/91
	Sheets 1 and 2
Exhibit B	Drainage comps, Herb Chambers 44, Inc. Sheet 1 thru 5, 9/30/91

11. Check those resource areas within which work is proposed:

(a) Buffer Zone

(b) Inland:

- | | |
|--|--|
| <input type="checkbox"/> Bank* | <input type="checkbox"/> Land Subject to Flooding. |
| <input type="checkbox"/> Bordering Vegetated Wetland* | <input type="checkbox"/> Bordering |
| <input type="checkbox"/> Land Under Water Body & Waterway* | <input type="checkbox"/> Isolated |

(c) Coastal:

- | | |
|--|---|
| <input type="checkbox"/> Land Under the Ocean* | <input type="checkbox"/> Designated Port Area* |
| <input type="checkbox"/> Coastal Beach* | <input type="checkbox"/> Coastal Dune |
| <input type="checkbox"/> Barrier Beach | <input type="checkbox"/> Coastal Bank |
| <input type="checkbox"/> Rocky Intertidal Shore* | <input type="checkbox"/> Salt Marsh* |
| <input type="checkbox"/> Land Under Salt Pond* | <input type="checkbox"/> Land Containing Shellfish* |
| <input type="checkbox"/> Fish Run* | |

* Likely to involve U.S. Army Corps of Engineers concurrent jurisdiction. See General Instructions for Completing Notice of Intent.

10.99: continued

12. Is the wetland resource area to be altered by the proposed work located on the most recent Estimated Habitat Map (if any) of rare, "state-listed" vertebrate and invertebrate animal species occurrences provided to the conservation commission by the Natural Heritage and Endangered Species Program?

YES NO
NO MAP AVAILABLE

Date printed on the Estimated Habitat Map issued
(if any) October, 1987

If yes, have you completed an Appendix A and a Notice of Intent and filed them, along with supporting documentation with the Natural Heritage and Endangered Species Program by certified mail or hand-delivery, so that the Program shall have received Appendix A prior to the filing of this Notice of Intent?

YES NO

Part II: Site Description

Indicate which of the following information has been provided (on a plan, in narrative description or calculations) to clearly, completely and accurately describe existing site conditions.

Identifying
Number/Letter
(of plan, narrative
or calculations)

Natural Features:

- | | |
|------------------|--|
| <u>Exhibit A</u> | Soils |
| <u>"</u> | Vegetation |
| <u>"</u> | Topography |
| <u>"</u> | Open water bodies (including ponds and lakes) |
| <u>"</u> | Flowing water bodies (including streams and rivers) |
| <u>"</u> | Public and private surface water and ground water supplies on or within 100 feet of site |
| <u>"</u> | Maximum annual ground water elevations with dates and location of test |
| <u>"</u> | Boundaries of resource areas checked under Part I, item 11 above |
| <u>_____</u> | Other |

Man-made Features:

- | | |
|------------------|---|
| <u>Exhibit A</u> | Structures (such as buildings, piers, towers and headwalls) |
| <u>"</u> | Drainage and flood control facilities at the site and immediately off the site, including culverts and open channels (with inverts), dams and dikes |
| <u>"</u> | Subsurface sewage disposal systems |
| <u>"</u> | Underground utilities |
| <u>"</u> | Roadways and parking areas |
| <u>"</u> | Property boundaries, easements and rights-of-way |
| <u>_____</u> | Other |

Part III: Work Description

Indicate which of the following information has been provided (on a plan, in narrative description or calculations) to clearly, completely and accurately describe work proposed within each of the resource areas checked in Part I, item 11 above.

Identifying
Number/Letter
(of plan, narrative
or calculations)

Plan View and Cross Section of:

- | | |
|------------------|--|
| <u>Exhibit A</u> | Structures (such as buildings, piers, towers and headwalls) |
| <u>"</u> | Drainage and flood control facilities, including culverts and open channels (with inverts), dams and dikes |
| <u>"</u> | Subsurface sewage disposal systems & underground utilities |
| <u>N/A</u> | Filling, dredging and excavating, indicating volume and composition of material |
| <u>N/A</u> | Compensatory storage areas, where required in accordance with Part III, Section 10:57 (4) of the regulations |
| <u>N/A</u> | Wildlife habitat restoration or replication areas |
| <u>_____</u> | Other |

Point Source Discharge

- | | |
|------------------|--|
| <u>Exhibit B</u> | Description of characteristics of discharge from point source (both closed and open channel), when point of discharge falls within resource area checked under Part I, item 11 above, as supported by standard engineering calculations, data and plans, including but not limited to the following: |
|------------------|--|

310 CMR: DEPARTMENT OF ENVIRONMENTAL PROTECTION

1. Delineation of the drainage area contributing to the point of discharge;
2. Pre- and post-development peak run-off from the drainage area, at the point of discharge, for at least the 10-year and 100-year frequency storm;
3. Pre- and post-development rate of infiltration contributing to the resource area checked under Part I, item 11 above;
4. Estimated water quality characteristics of pre- and post-development run-off at the point of discharge.

Part IV: Mitigating Measures

1. Clearly, completely and accurately describe, with reference to supporting plans and calculations where necessary:
 - (a) All measures and designs proposed to meet the performance standards set forth under each resource area specified in Part II or Part III of the regulations; or
 - (b) why the presumptions set forth under each resource area specified in Part II or Part III of the regulations do not apply.

<input type="checkbox"/> Coastal <input checked="" type="checkbox"/> Inland	Resource Area Type: Existing Detention Basin	Identifying number or letter of support documents
The 18" storm drain will enter the existing detention basin in an existing rip-rap area. The existing seeded banks will not be disturbed. New rip-rap will blend into existing rip-rap with little disturbance. Staked hay bales will be set prior to construction and will be maintained in place until all work has been completed. The pipe trench in the buffer zone will be loamed and seeded immediately after construction.		Exhibit A

<input type="checkbox"/> Coastal <input type="checkbox"/> Inland	Resource Area Type:	Identifying number or letter of support documents
(This section is currently blank)		

10.99: continued

<input type="checkbox"/> Coastal <input type="checkbox"/> Inland	Resource Area Type	Identifying number or letter of support documents
(This section is currently blank)		(This section is currently blank)

2. Clearly, completely and accurately describe, with reference to supporting plans and calculations where necessary:
- (a) all measures and designs to regulate work within the Buffer Zone so as to ensure that said work does not alter an area specified in Part I, Section 10.02(1) (a) of these regulations; or
 - (b) if work in the Buffer Zone will alter such an area, all measures and designs proposed to meet the performance standards established for the adjacent resource area specified in Part II or Part III of these regulations.

<input type="checkbox"/> Coastal <input checked="" type="checkbox"/> Inland	Resource Area Type Bordered By 100-Foot Discretionary Zone: Existing Detention Basin	Identifying number or letter of support documents
<p>Work in the buffer zone consists of installing 90 L.F. of 18" pipe, with a concrete end section and 15 L.F. of rip-rap prior to entering the detention basin. Storm water runoff will be from a proposed automobile dealership building and related parking area. Four oil and water separator catch basins will be utilized prior to entering the 18" storm drain to insure against contaminants entering the basin. Floor drains from the building will be discharged into a separate gasoline and sand trap as per 248 CMR and will not enter the detention basin. With proper maintenance of the oil and water separators, there should be no contaminants entering the basin.</p>		Exhibit A

Part V: Additional Information for a Department of the Army Permit

1. COE Application No. _____ 2. _____
(to be provided by COE) (Name of waterway)

3. Names and addresses of property owners adjoining your property:

4. Document other project alternatives (i.e., other locations and/or construction methods, particularly those that would eliminate the discharge of dredged or fill material into waters or wetlands).

5. 8 1/2" x 11" drawings in planview and cross-section, showing the resource area and the proposed activity within the resource area. Drawings must be to scale and should be clear enough for photocopying.

Certification is required from the Division of Water Pollution Control before the Federal permit can be issued. Certification may be obtained by contacting the Division of Water Pollution Control, 1 Winter Street, Boston, Massachusetts 02108.

Where the activity will take place within the area under the Massachusetts approved Coastal Zone Management Program, the applicant certifies that his proposed activity complies with and will be conducted in a manner that is consistent with the approved program.

Information provided will be used in evaluating the application for a permit and is made a matter of public record through issuance of a public notice. Disclosure of this information is voluntary, however, if necessary information is not provided, the application cannot be processed nor can a permit be issued.

I hereby certify under the pains and 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.

[Signature] VICE-PRESIDENT 10-1-91
Signature of Applicant HERB CHAMBERS 44, INC. Date

[Signature] 10/1/91
Signature of Applicant's Representative Date

RED FORM 100 (TEST)
1 MAY 82

"Exception to ENG Form 4345 approved by HQUSACE, 6 May 1982"
"This document contains a joint Department of the Army and State of Massachusetts application for a permit to obtain permission to perform activities in United States waters. The Office of Management and Budget (OMB) has approved those questions required by the US Army Corps of Engineers. OMB Number 0702-0036 and expiration date of 30 September 1983 applies. This statement will be set in 6 point type."

NOTICE OF INTENT FEE TRANSMITTAL FORM

DEPARTMENT OF ENVIRONMENTAL PROTECTION
DIVISION OF WETLANDS AND WATERWAYS

NOTICE OF INTENT (NOI) APPLICANT:

Name Herb Chambers 44, Inc.

Street 20 Jennings Road

City/Town Hartford

State CT Zip Code 06120

Phone Number (508) 877-6156

PROPERTY OWNER:

Name _____

Street _____

City/Town _____

State _____ Zip Code _____

Project Location: Street/Lot Number Taunton Avenue Lot 78A & Part of 78

City/Town Seekonk

DEP FILE NUMBER (if available) _____

NOI FILING FEE

Total NOI Filing Fee: \$ 525.00

State Share of Filing Fee: \$ 250.00
(1/2 of fee in excess of \$25.00)

City/Town Share of
Filing Fee: \$ 275.00

DISPUTED FEE

Total Disputed Fee: \$ _____
(as determined in Notice of
Insufficient Fee letter from
conservation commission)

State Share of Fee: \$ _____
(1/2 of total disputed fee)

City/Town Share of Fee: \$ _____
(1/2 of total disputed fee)

INSTRUCTIONS

1. Send this Fee Transmittal form with a check or money order, payable to the Commonwealth of Massachusetts, to the DEP Lock Box at:

Department of Environmental Protection
Box 4062
Boston, MA 02211

2. Attach a copy of this form to the Notice of Intent submitted to the local Conservation Commission.
3. Attach a copy of this form and a copy of the DEP check to each of the Notice of Intent forms submitted to the DEP regional office.