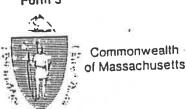
310 CMR 10.99

Form 5



DEP File No.	SE 69-188
	(To be provided by DEP)
City/Town	SEEKONK
	Seekonk DPW

SUPERSEDING

Order of Conditions Massachusetts Wetlands Protection Act

G.L. c. 131, §40

DEN.	
From Department of Environmental	Protection
To_Seekonk Public Works Department	Town of Seekonk
(Name of Applicant)	(Name of property owner)
Address Taunton Avenue Seekonk, MA 02771	Address Town Hall Seekonk, MA 02771
This Order is issued and delivered as follows:	27 12 28
by hand delivery to applicant or representative or	n(date)
by certified mail, return receipt requested on	anuary 2, 1991 (date)
This project is located at Adjacent to No. 2	79 Pleasant Street
The property is recorded at the Registry of	
The property is recorded at the Hegistry of	
BookPage	
Certificate (if registered)	
The Notice of Intent for this project was filed on	May 23, 1989 (date)
The public hearing was closed on June 12	, 1989 (date)
Findings	Attaches referenced Notice of
TheDepartment	has reviewed the above-referenced Notice of
the bearing on the	project Hased on the intornation available
at this time the	Depar Chenc
	is significant to the following interests in door
the Presumptions of Significance set forth in the rec	gulations for each Area Subject to Protection Under the
Act (check as appropriate):	
Flood C	ontrol
Drivete water supply X Storm d	amage prevention
	Juli of bourges.
	State Share N/A (1/2 fee in excess of \$25),
City/Town Share N/A City/Town P	ortion \$ N/A State Portion \$ N/A
Total Refund Due \$ City/ Town F	ortion \$ N/A State Fortion \$
(1/2 total	a) (/2 (/

Plans:			
Title	Dated	Signed and Stamped by:	On File with:
Demolition Plan	3/89		Department of Environmental Protection
(Sheet 1 of 2)			
Proposed Drainage Plan (Sheet 2 of 2)	3/89		Department of Environmental

Special Conditions (use additional paper if necessary)

This application for a permit to alter wetlands under Chapter 131, Section 40, is hereby denied without prejudice for failure to submit the following information:

The applicant has failed to demonstrate to the Department how the proposed project would protect the interests of the Wetlands Protection Act. As stated in the Department's September 20, 1989, letter requesting additional information, the proposal to lower the existing culvert by 2.76 feet would not meet the performance standards imposed for Inland Banks (310 CMR 10.54), Bordering Vegetated Wetlands (310 CMR 10.55), and Land Under Waterbodies and Waterways (310 CMR 10.56). The Department requested the submission of additional information and revised plans on September 20, 1989, and to this date have not received the requested information. Therefore, the Department has denied the proposed project without prejudice for failure to submit the information requested in the Department's September 20, 1989, letter. Please be advised that any new Notice of Intent should include the information specified in the Department's September 20, 1989, letter.

(Leave Space Blank)

Iss				
	ued by the Departm	ent of Environmental Prot	ection	
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per	sonally appeared			
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as I	nis/her free act and o	deed.	1	* _ 0/8 SIN
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Not	ary Public		My commission expires	
ork is Irsua Id Fe	to be done, or any ten pe nt to G.L. c. 30A, \$10, pro e Transmittal Form as pro sed to: Docket Clark, Offic of the request shall at the	reans pursuant to G.L. c. 30A 510 yiding the request is made by cert yided in 310 CMR 10.03(7), within the of General Coursel Department	g Order, any owner of land abutting the DA, are hereby notified of their right to re- ified mail or hand delivery to the Depart- ten days from the date of issuance of this of Environmental Protection, One Winto all or hand delivery to the conservation of	ment, with the appropriate filing for is Superseding Order, and is er Street, Boston, MA 02108.
AN	otice of Claim for an Adju-	dicatory Hearing shall comply will	th the Department's Rules for Adjudica	tory Proceedings, 310 CMR
1.0	1(6), and shall contain the	e following information:		ς,
(a)	the DEP Wetlands File N	Number, name of the applicant and	raddress of the project. he party filing the request, and, if repre	sented by counsel, the name at
(b)	address of the attorney;	2		defined by dedition the new and
(C)	the names and address	es of all other parties, if known;	grounds for the proceeding, (2) the ob	iections to this Superseding Or
(d)	including specifically the	a manner in which it is alleged to	be inconsistent with the Department's nterests identified in the Act, and (3) If	Melianos Hedrigiloria (2.10 CM
	dicatory hearing, include		red in the dependenting of con-	-i and seek other party of the
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Signature .

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