

G-10277

**Notice of Intent
63 Providence Street
in
Mendon, Massachusetts**

Date: October 22, 2020

Applicant:

DA'Baker Realty LLC
148 Ironstone Street
Uxbridge, MA 01759

Prepared by:

Guerriere & Halnon, Inc.
Engineering & Land Surveying
P.O. Box 235
333 West Street
Milford, MA 01757



WPA Form 3 – Notice of Intent

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

MassDEP File Number

Document Transaction Number

Mendon

City/Town

Important:
When filling out forms on the computer, use only the tab key to move your cursor - do not use the return key.



Note:
Before completing this form consult your local Conservation Commission regarding any municipal bylaw or ordinance.

A. General Information

1. Project Location (**Note:** electronic filers will click on button to locate project site):

63 Providence Street

a. Street Address

Mendon

b. City/Town

01756

c. Zip Code

Latitude and Longitude:

12

f. Assessors Map/Plat Number

42-03-38N

d. Latitude

71-32-13W

e. Longitude

63

g. Parcel /Lot Number

2. Applicant:

Scott

a. First Name

Lanzetta

b. Last Name

DA' Baker Realty, LLC

c. Organization

148 Ironstone Street

d. Street Address

Uxbridge

e. City/Town

MA

f. State

01759

g. Zip Code

774-248-0709

h. Phone Number

i. Fax Number

j. Email Address

3. Property owner (required if different from applicant): Check if more than one owner

a. First Name

b. Last Name

c. Organization

d. Street Address

e. City/Town

f. State

g. Zip Code

h. Phone Number

i. Fax Number

j. Email address

4. Representative (if any):

Robert

a. First Name

Poxon

b. Last Name

Guerriere & Halnon, Inc.

c. Company

333 West Street

d. Street Address

Milford

e. City/Town

MA

f. State

01757

g. Zip Code

508-473-6630

h. Phone Number

508-473-8243

i. Fax Number

rpxon@gandhengineering.com

j. Email address

5. Total WPA Fee Paid (from NOI Wetland Fee Transmittal Form):

\$1050.00

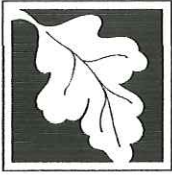
a. Total Fee Paid

\$512.50

b. State Fee Paid

\$537.50

c. City/Town Fee Paid



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A. General Information (continued)

6. General Project Description:

The construction of a commercial building with associated site preparation, grading and utilities, will occur within the 100' buffer of a bordering vegetated wetlands.

7a. Project Type Checklist: (Limited Project Types see Section A. 7b.)

- 1. Single Family Home
- 2. Residential Subdivision
- 3. Commercial/Industrial
- 4. Dock/Pier
- 5. Utilities
- 6. Coastal engineering Structure
- 7. Agriculture (e.g., cranberries, forestry)
- 8. Transportation
- 9. Other

7b. Is any portion of the proposed activity eligible to be treated as a limited project (including Ecological Restoration Limited Project) subject to 310 CMR 10.24 (coastal) or 310 CMR 10.53 (inland)?

- 1. Yes No If yes, describe which limited project applies to this project. (See 310 CMR 10.24 and 10.53 for a complete list and description of limited project types)

2. Limited Project Type

If the proposed activity is eligible to be treated as an Ecological Restoration Limited Project (310 CMR10.24(8), 310 CMR 10.53(4)), complete and attach Appendix A: Ecological Restoration Limited Project Checklist and Signed Certification.

8. Property recorded at the Registry of Deeds for:

Worcester

a. County

61337

c. Book

b. Certificate # (if registered land)

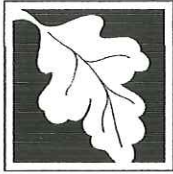
238

d. Page Number

B. Buffer Zone & Resource Area Impacts (temporary & permanent)

- 1. Buffer Zone Only – Check if the project is located only in the Buffer Zone of a Bordering Vegetated Wetland, Inland Bank, or Coastal Resource Area.
- 2. Inland Resource Areas (see 310 CMR 10.54-10.58; if not applicable, go to Section B.3, Coastal Resource Areas).

Check all that apply below. Attach narrative and any supporting documentation describing how the project will meet all performance standards for each of the resource areas altered, including standards requiring consideration of alternative project design or location.



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B. Buffer Zone & Resource Area Impacts (temporary & permanent) (cont'd)

For all projects affecting other Resource Areas, please attach a narrative explaining how the resource area was delineated.

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
a. <input type="checkbox"/> Bank	1. linear feet _____	2. linear feet _____
b. <input type="checkbox"/> Bordering Vegetated Wetland	1. square feet _____	2. square feet _____
c. <input type="checkbox"/> Land Under Waterbodies and Waterways	1. square feet _____	2. square feet _____
	3. cubic yards dredged _____	

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
d. <input type="checkbox"/> Bordering Land Subject to Flooding	1. square feet _____	2. square feet _____
	3. cubic feet of flood storage lost _____	4. cubic feet replaced _____
e. <input type="checkbox"/> Isolated Land Subject to Flooding	1. square feet _____	
	2. cubic feet of flood storage lost _____	3. cubic feet replaced _____

- f. Riverfront Area
1. Name of Waterway (if available) - **specify coastal or inland** _____
 2. Width of Riverfront Area (check one):
 - 25 ft. - Designated Densely Developed Areas only
 - 100 ft. - New agricultural projects only
 - 200 ft. - All other projects

3. Total area of Riverfront Area on the site of the proposed project: _____ square feet

4. Proposed alteration of the Riverfront Area:

a. total square feet _____	b. square feet within 100 ft. _____	c. square feet between 100 ft. and 200 ft. _____
----------------------------	-------------------------------------	--

5. Has an alternatives analysis been done and is it attached to this NOI? Yes No

6. Was the lot where the activity is proposed created prior to August 1, 1996? Yes No

3. Coastal Resource Areas: (See 310 CMR 10.25-10.35)

Note: for coastal riverfront areas, please complete **Section B.2.f.** above.



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MassDEP File Number _____

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Mendon _____

City/Town _____

B. Buffer Zone & Resource Area Impacts (temporary & permanent) (cont'd)

Check all that apply below. Attach narrative and supporting documentation describing how the project will meet all performance standards for each of the resource areas altered, including standards requiring consideration of alternative project design or location.

Online Users:
Include your document transaction number (provided on your receipt page) with all supplementary information you submit to the Department.

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
a. <input type="checkbox"/> Designated Port Areas	Indicate size under Land Under the Ocean, below	
b. <input type="checkbox"/> Land Under the Ocean	1. square feet _____	
	2. cubic yards dredged _____	
c. <input type="checkbox"/> Barrier Beach	Indicate size under Coastal Beaches and/or Coastal Dunes below	
d. <input type="checkbox"/> Coastal Beaches	1. square feet _____	2. cubic yards beach nourishment _____
e. <input type="checkbox"/> Coastal Dunes	1. square feet _____	2. cubic yards dune nourishment _____

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
f. <input type="checkbox"/> Coastal Banks	1. linear feet _____	
g. <input type="checkbox"/> Rocky Intertidal Shores	1. square feet _____	
h. <input type="checkbox"/> Salt Marshes	1. square feet _____	2. sq ft restoration, rehab., creation _____
i. <input type="checkbox"/> Land Under Salt Ponds	1. square feet _____	
	2. cubic yards dredged _____	
j. <input type="checkbox"/> Land Containing Shellfish	1. square feet _____	
k. <input type="checkbox"/> Fish Runs	Indicate size under Coastal Banks, inland Bank, Land Under the Ocean, and/or inland Land Under Waterbodies and Waterways, above	
	1. cubic yards dredged _____	
l. <input type="checkbox"/> Land Subject to Coastal Storm Flowage	1. square feet _____	

4. Restoration/Enhancement
If the project is for the purpose of restoring or enhancing a wetland resource area in addition to the square footage that has been entered in Section B.2.b or B.3.h above, please enter the additional amount here.

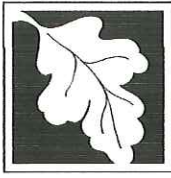
a. square feet of BVW _____

b. square feet of Salt Marsh _____

5. Project Involves Stream Crossings

a. number of new stream crossings _____

b. number of replacement stream crossings _____



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C. Other Applicable Standards and Requirements

- This is a proposal for an Ecological Restoration Limited Project. Skip Section C and complete Appendix A: Ecological Restoration Limited Project Checklists – Required Actions (310 CMR 10.11).

Streamlined Massachusetts Endangered Species Act/Wetlands Protection Act Review

1. Is any portion of the proposed project located in **Estimated Habitat of Rare Wildlife** as indicated on the most recent Estimated Habitat Map of State-Listed Rare Wetland Wildlife published by the Natural Heritage and Endangered Species Program (NHESP)? To view habitat maps, see the *Massachusetts Natural Heritage Atlas* or go to http://maps.massgis.state.ma.us/PRI_EST_HAB/viewer.htm.

- a. Yes No **If yes, include proof of mailing or hand delivery of NOI to:**

**Natural Heritage and Endangered Species Program
Division of Fisheries and Wildlife
1 Rabbit Hill Road
Westborough, MA 01581**

- 2019 _____
b. Date of map

If yes, the project is also subject to Massachusetts Endangered Species Act (MESA) review (321 CMR 10.18). To qualify for a streamlined, 30-day, MESA/Wetlands Protection Act review, please complete Section C.1.c, and include requested materials with this Notice of Intent (NOI); *OR* complete Section C.2.f, if applicable. *If MESA supplemental information is not included with the NOI, by completing Section 1 of this form, the NHESP will require a separate MESA filing which may take up to 90 days to review (unless noted exceptions in Section 2 apply, see below).*

- c. Submit Supplemental Information for Endangered Species Review*

1. Percentage/acreage of property to be altered:

(a) within wetland Resource Area _____
percentage/acreage

(b) outside Resource Area _____
percentage/acreage

2. Assessor's Map or right-of-way plan of site

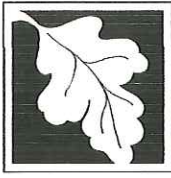
2. Project plans for entire project site, including wetland resource areas and areas outside of wetlands jurisdiction, showing existing and proposed conditions, existing and proposed tree/vegetation clearing line, and clearly demarcated limits of work **

(a) Project description (including description of impacts outside of wetland resource area & buffer zone)

(b) Photographs representative of the site

* Some projects **not** in Estimated Habitat may be located in Priority Habitat, and require NHESP review (see <http://www.mass.gov/eea/agencies/dfg/dfw/natural-heritage/regulatory-review/>). Priority Habitat includes habitat for state-listed plants and strictly upland species not protected by the Wetlands Protection Act.

** MESA projects may not be segmented (321 CMR 10.16). The applicant must disclose full development plans even if such plans are not required as part of the Notice of Intent process.



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C. Other Applicable Standards and Requirements (cont'd)

(c) MESA filing fee (fee information available at http://www.mass.gov/dfwele/dfw/nhosp/regulatory_review/ mesa/ mesa_fee_schedule.htm). Make check payable to "Commonwealth of Massachusetts - NHESP" and **mail to NHESP** at above address

Projects altering 10 or more acres of land, also submit:

(d) Vegetation cover type map of site

(e) Project plans showing Priority & Estimated Habitat boundaries

(f) OR Check One of the Following

1. Project is exempt from MESA review. Attach applicant letter indicating which MESA exemption applies. (See 321 CMR 10.14, http://www.mass.gov/dfwele/dfw/nhosp/regulatory_review/ mesa/ mesa_exemptions.htm; the NOI must still be sent to NHESP if the project is within estimated habitat pursuant to 310 CMR 10.37 and 10.59.)

2. Separate MESA review ongoing. a. NHESP Tracking # _____ b. Date submitted to NHESP _____

3. Separate MESA review completed. Include copy of NHESP "no Take" determination or valid Conservation & Management Permit with approved plan.

3. For coastal projects only, is any portion of the proposed project located below the mean high water line or in a fish run?

a. Not applicable – project is in inland resource area only b. Yes No

If yes, include proof of mailing, hand delivery, or electronic delivery of NOI to either:

South Shore - Cohasset to Rhode Island border, and the Cape & Islands:

Division of Marine Fisheries -
Southeast Marine Fisheries Station
Attn: Environmental Reviewer
1213 Purchase Street – 3rd Floor
New Bedford, MA 02740-6694
Email: DMF.EnvReview-South@state.ma.us

North Shore - Hull to New Hampshire border:

Division of Marine Fisheries -
North Shore Office
Attn: Environmental Reviewer
30 Emerson Avenue
Gloucester, MA 01930
Email: DMF.EnvReview-North@state.ma.us

Also if yes, the project may require a Chapter 91 license. For coastal towns in the Northeast Region, please contact MassDEP's Boston Office. For coastal towns in the Southeast Region, please contact MassDEP's Southeast Regional Office.



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C. Other Applicable Standards and Requirements (cont'd)

Online Users:
Include your document transaction number (provided on your receipt page) with all supplementary information you submit to the Department.

4. Is any portion of the proposed project within an Area of Critical Environmental Concern (ACEC)?
- a. Yes No If yes, provide name of ACEC (see instructions to WPA Form 3 or MassDEP Website for ACEC locations). **Note:** electronic filers click on Website.
- b. ACEC _____
5. Is any portion of the proposed project within an area designated as an Outstanding Resource Water (ORW) as designated in the Massachusetts Surface Water Quality Standards, 314 CMR 4.00?
- a. Yes No
6. Is any portion of the site subject to a Wetlands Restriction Order under the Inland Wetlands Restriction Act (M.G.L. c. 131, § 40A) or the Coastal Wetlands Restriction Act (M.G.L. c. 130, § 105)?
- a. Yes No
7. Is this project subject to provisions of the MassDEP Stormwater Management Standards?
- a. Yes. Attach a copy of the Stormwater Report as required by the Stormwater Management Standards per 310 CMR 10.05(6)(k)-(q) and check if:
1. Applying for Low Impact Development (LID) site design credits (as described in Stormwater Management Handbook Vol. 2, Chapter 3)
 2. A portion of the site constitutes redevelopment
 3. Proprietary BMPs are included in the Stormwater Management System.
- b. No. Check why the project is exempt:
1. Single-family house
 2. Emergency road repair
 3. Small Residential Subdivision (less than or equal to 4 single-family houses or less than or equal to 4 units in multi-family housing project) with no discharge to Critical Areas.

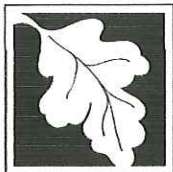
D. Additional Information

- This is a proposal for an Ecological Restoration Limited Project. Skip Section D and complete Appendix A: Ecological Restoration Notice of Intent – Minimum Required Documents (310 CMR 10.12).

Applicants must include the following with this Notice of Intent (NOI). See instructions for details.

Online Users: Attach the document transaction number (provided on your receipt page) for any of the following information you submit to the Department.

1. USGS or other map of the area (along with a narrative description, if necessary) containing sufficient information for the Conservation Commission and the Department to locate the site. (Electronic filers may omit this item.)
2. Plans identifying the location of proposed activities (including activities proposed to serve as a Bordering Vegetated Wetland [BVW] replication area or other mitigating measure) relative to the boundaries of each affected resource area.



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D. Additional Information (cont'd)

- 3. Identify the method for BVW and other resource area boundary delineations (MassDEP BVW Field Data Form(s), Determination of Applicability, Order of Resource Area Delineation, etc.), and attach documentation of the methodology.
- 4. List the titles and dates for all plans and other materials submitted with this NOI.

Erosion Control Plan

a. Plan Title

Guerriere & Halnon, Inc

Elizabeth Mainini-Sanchioni

b. Prepared By

c. Signed and Stamped by

September 25, 2020

1"=30'

d. Final Revision Date

e. Scale

f. Additional Plan or Document Title

g. Date

- 5. If there is more than one property owner, please attach a list of these property owners not listed on this form.
- 6. Attach proof of mailing for Natural Heritage and Endangered Species Program, if needed.
- 7. Attach proof of mailing for Massachusetts Division of Marine Fisheries, if needed.
- 8. Attach NOI Wetland Fee Transmittal Form
- 9. Attach Stormwater Report, if needed.

E. Fees

- 1. Fee Exempt: No filing fee shall be assessed for projects of any city, town, county, or district of the Commonwealth, federally recognized Indian tribe housing authority, municipal housing authority, or the Massachusetts Bay Transportation Authority.

Applicants must submit the following information (in addition to pages 1 and 2 of the NOI Wetland Fee Transmittal Form) to confirm fee payment:

913

2. Municipal Check Number

10/22/20

3. Check date

912

4. State Check Number

10/22/20

5. Check date

DA'BAKER REALTY LLC

6. Payor name on check: First Name

7. Payor name on check: Last Name



WPA Form 3 – Notice of Intent

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

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Mendon

City/Town

F. Signatures and Submittal Requirements

I hereby certify under the 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. I understand that the Conservation Commission will place notification of this Notice in a local newspaper at the expense of the applicant in accordance with the wetlands regulations, 310 CMR 10.05(5)(a).

I further certify under penalties of perjury that all abutters were notified of this application, pursuant to the requirements of M.G.L. c. 131, § 40. Notice must be made by Certificate of Mailing or in writing by hand delivery or certified mail (return receipt requested) to all abutters within 100 feet of the property line of the project location.




1. Signature of Applicant

10-22-20

2. Date

3. Signature of Property Owner (if different)



5. Signature of Representative (if any)

4. Date

10/22/20

6. Date

For Conservation Commission:

Two copies of the completed Notice of Intent (Form 3), including supporting plans and documents, two copies of the NOI Wetland Fee Transmittal Form, and the city/town fee payment, to the Conservation Commission by certified mail or hand delivery.

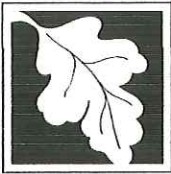
For MassDEP:

One copy of the completed Notice of Intent (Form 3), including supporting plans and documents, one copy of the NOI Wetland Fee Transmittal Form, and a **copy** of the state fee payment to the MassDEP Regional Office (see Instructions) by certified mail or hand delivery.

Other:

If the applicant has checked the "yes" box in any part of Section C, Item 3, above, refer to that section and the Instructions for additional submittal requirements.

The original and copies must be sent simultaneously. Failure by the applicant to send copies in a timely manner may result in dismissal of the Notice of Intent.



Massachusetts Department of Environmental Protection
 Bureau of Resource Protection - Wetlands
NOI Wetland Fee Transmittal Form
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Important: When filling out forms on the computer, use only the tab key to move your cursor - do not use the return key.



A. Applicant Information

1. Location of Project:

63 Providence Street _____ Mendon _____
 a. Street Address b. City/Town
 912 _____ 512.50 _____
 c. Check number d. Fee amount

2. Applicant Mailing Address:

Scott _____ Lanzetta _____
 a. First Name b. Last Name
 DA' Baker Realty, LLC _____
 c. Organization
 148 Ironstone Street _____
 d. Mailing Address
 Uxbridge _____ MA _____ 01759 _____
 e. City/Town f. State g. Zip Code
 774-248-0709 _____
 h. Phone Number i. Fax Number j. Email Address

3. Property Owner (if different):

_____ _____
 a. First Name b. Last Name

 c. Organization

 d. Mailing Address
 _____ _____ _____
 e. City/Town f. State g. Zip Code
 _____ _____ _____
 h. Phone Number i. Fax Number j. Email Address

To calculate filing fees, refer to the category fee list and examples in the instructions for filling out WPA Form 3 (Notice of Intent).

B. Fees

Fee should be calculated using the following process & worksheet. **Please see Instructions before filling out worksheet.**

Step 1/Type of Activity: Describe each type of activity that will occur in wetland resource area and buffer zone.

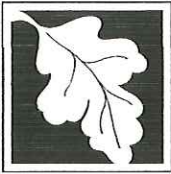
Step 2/Number of Activities: Identify the number of each type of activity.

Step 3/Individual Activity Fee: Identify each activity fee from the six project categories listed in the instructions.

Step 4/Subtotal Activity Fee: Multiply the number of activities (identified in Step 2) times the fee per category (identified in Step 3) to reach a subtotal fee amount. Note: If any of these activities are in a Riverfront Area in addition to another Resource Area or the Buffer Zone, the fee per activity should be multiplied by 1.5 and then added to the subtotal amount.

Step 5/Total Project Fee: Determine the total project fee by adding the subtotal amounts from Step 4.

Step 6/Fee Payments: To calculate the state share of the fee, divide the total fee in half and subtract \$12.50. To calculate the city/town share of the fee, divide the total fee in half and add \$12.50.



Massachusetts Department of Environmental Protection
 Bureau of Resource Protection - Wetlands
NOI Wetland Fee Transmittal Form
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

B. Fees (continued)

Step 1/Type of Activity	Step 2/Number of Activities	Step 3/Individual Activity Fee	Step 4/Subtotal Activity Fee
3b	1	\$1,050.00	\$1,050.00

Step 5/Total Project Fee: \$1,050.00

Step 6/Fee Payments:

Total Project Fee:	<u>\$1,050.00</u>
State share of filing Fee:	<u>\$512.50</u>
City/Town share of filling Fee:	<u>\$537.50</u>
	a. Total Fee from Step 5
	b. 1/2 Total Fee less \$12.50
	c. 1/2 Total Fee plus \$12.50

C. Submittal Requirements

- a.) Complete pages 1 and 2 and send with a check or money order for the state share of the fee, payable to the Commonwealth of Massachusetts.

Department of Environmental Protection
 Box 4062
 Boston, MA 02211

- b.) **To the Conservation Commission:** Send the Notice of Intent or Abbreviated Notice of Intent; a copy of this form; and the city/town fee payment.

To MassDEP Regional Office (see Instructions): Send a copy of the Notice of Intent or Abbreviated Notice of Intent; a copy of this form; and a copy of the state fee payment. (E-filers of Notices of Intent may submit these electronically.)

DA'BAKER REALTY LLC

46 IRONSTONE ROAD
UXBRIDGE MA 01569

913

DATE 10-22-20

53-332/113

PAY
TO THE
ORDER OF

Town of Mendon

\$ 537.50

Five hundred thirty seven

50/100

DOLLARS

The
Millford
National

The Millford National Bank
and Trust Company
400 St. Massachusetts St. MA

FOR

Joseph

DA'BAKER REALTY LLC

46 IRONSTONE ROAD
UXBRIDGE MA 01569

912

DATE 10-22-20

53-332/113

PAY
TO THE
ORDER OF

Commonwealth of Mass

\$ 512.50

Five hundred twelve dollars

50/100

DOLLARS

The
Millford
National

The Millford National Bank
and Trust Company
400 St. Massachusetts St. MA

FOR

Joseph

ABUTTERS

G-10277
Notification to Abutters Under the
Massachusetts Wetlands Protection Act

In accordance with the second paragraph of Massachusetts General Laws Chapter 131, Section 40, you are hereby notified of the following.

A. The name of the applicant is DA'Baker Realty, LLC

B. The applicant has filed a Notice of Intent with the Conservation Commission for the municipality of Mendon
seeking permission to work within 100 ft. of an Area Subject to Protection Under the Wetlands Protection Act (General Laws Chapter 131, Section 40).

C. The address of the lot where the activity is proposed is 63 Providence Street

D. Copies of the Notice of Intent may be examined at The Office of Guerriere & Halnon, Inc.
333 West Street, Milford, MA
between the hours of 9 am and 3 pm on the following days of the week:
Monday - Friday
For more information, call: (508) 473-6630

Check One: This is the applicant , representative , or other (specify):

E. Copies of the Notice of Intent may be obtained from either (check one) the applicant , or the applicant's representative , by calling this telephone number: (508) 473-6630
between the hours of 9 am and 3 pm on the following days of the week:
Monday - Friday. A fee will be charged for copies

F. Information regarding the date, time and place of the public hearing may be obtained from:
Mendon Conservation Commission
by calling telephone number (508) 634-6898 between the hours of 10 am and 2 pm
on the following days of the week: Tuesday & Thursday

Check one: This is the applicant , representative , or other (specify):
Mendon Conservation Commission

NOTE: Notice of the public hearing, including its date, time, and place, will be published at least five (5) days in advance in the Milford Daily News
(name of newspaper)

NOTE: Notice of the public hearing, including its date, time, and place, will be posted in the City or Town Hall not less than forth-eight (48) hours in advance.

NOTE: You also may contact your local Conservation Commission or the nearest Department of Environmental Protection Regional Office for more information about this application or the Wetlands Protection Act. To contact DEP, call:

Central Region: 508-792-7650
Southeast Region: 508-946-2800

Northeast Region: 617-935-2160
Western Region: 413-784-1100

AFFIDAVIT OF SERVICE

Under the Massachusetts Wetlands Protection Act

**(to be submitted to the Massachusetts Department of
Environmental Protection and the Conservation Commission
when filing a Notice of Intent)**

I, Robert J Poxon, hereby certify under the pains and penalties of perjury
that on 10/22/2020 I gave notification to abutters in compliance with the
second paragraph of Massachusetts General Laws Chapter 131, Section 40, and the DEP Guide to Abutter
Notification dated April 8, 1994, in connection with the following matter:

A Notice of Intent filed under the Massachusetts Wetlands Protection Act by

DA'Baker Realty LLC

with the Mendon Conservation Commission on

10/22/2020 for property located at 63 Providence Street

The form of the notification, and a list of the abutters to whom it was given and their addresses, are
attached to this Affidavit of Service.

Robert J Poxon
Name

10/22/2020
Date



TOWN OF MENDON
BOARD OF ASSESSORS
20 MAIN STREET
MENDON, MA 01756
508-473-2738
508-478-8241 (Fax)
e-mail: assessor@mendonma.gov

September 23, 2020

*PROPERTY LOCATION(S): 63 Providence Street
Mendon, Massachusetts
Assessor's Map #12-206-63*

PROPERTY OWNER(S): DA'Baker Realty LLC

*OWNER(S) ADDRESS: 148 Ironstone Street
Uxbridge, MA 01569*

*RECORDED: Worcester Registry of Deeds
October 31, 2019
Book #61337
Page #238*

The attached 300' abutter's list is true and accurate to the best of our knowledge.

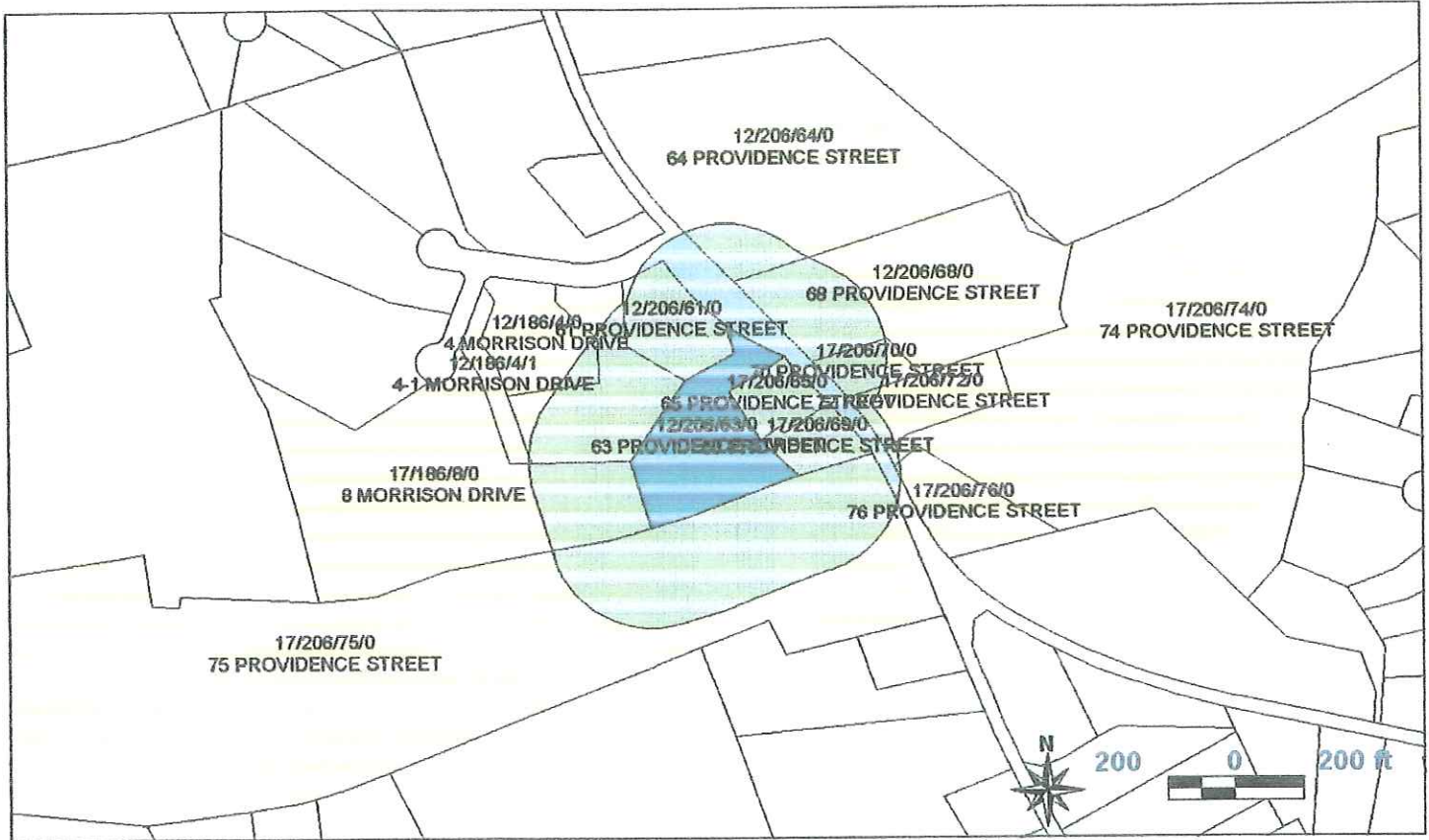
Sincerely,

*Jean M. Berthold, MAA
Principal Assessor*

Attachment

TOWN OF MENDON, MA
 BOARD OF ASSESSORS
 20 Main Street, Mendon, MA 01756

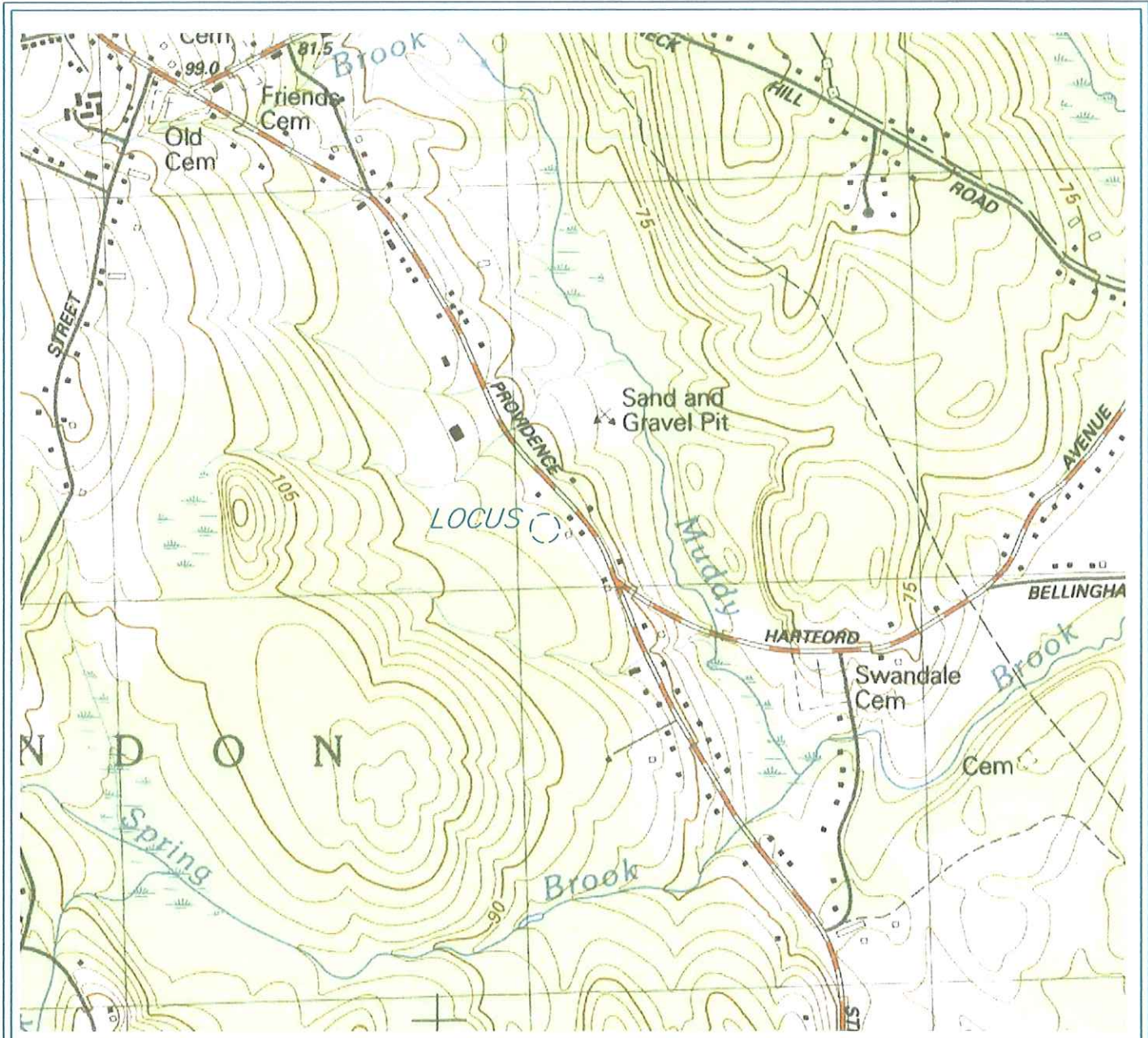
Abutters List Within 300 feet of Parcel 12/206/63/0



Key	Parcel ID	Owner	Location	Mailing Street	Mailing City	ST	ZipCd/Country
2672	12-186-4-0-R	THE HAYWOOD HOUSE LLC	4 MORRISON DRIVE	75 NORTHBRIDGE STREET	MENDON	MA	01756
3596	12-186-4-1-R	KRYSTAL M CORP	4-1 MORRISON DRIVE	8 UXBRIDGE ROAD	MENDON	MA	01756
1142	12-206-61-0-R	DA'BAKER REALTY LLC	61 PROVIDENCE STREET	148 IRONSTONE STREET	UXBRIDGE	MA	01569
3598	12-206-63-0-R	DA'BAKER REALTY LLC	63 PROVIDENCE STREET	148 IRONSTONE STREET	UXBRIDGE	MA	01569
1143	12-206-64-0-E	TOWN OF MENDON HIGHWAY BARN & SENIOR CENTER	64 PROVIDENCE STREET	TOWN HALL 20 MAIN STREET	MENDON	MA	01756
1144	12-206-68-0-R	MARTIN MATTHEW R & JACLYN L HARTEL	68 PROVIDENCE STREET	68 PROVIDENCE STREET	MENDON	MA	01756
2670	17-186-8-0-E	TOWN OF MENDON	8 MORRISON DRIVE	20 MAIN STREET	MENDON	MA	01756
1585	17-206-65-0-R	GILBAR JEFFREY N	65 PROVIDENCE STREET	65 PROVIDENCE STREET	MENDON	MA	01756
1586	17-206-69-0-R	SULLIVAN JESSICA L	69 PROVIDENCE STREET	69 PROVIDENCE STREET	MENDON	MA	01756
1587	17-206-70-0-R	FABISCHE BRUCE R & CELIA M	70 PROVIDENCE STREET	70 PROVIDENCE STREET	MENDON	MA	01756
1589	17-206-72-0-R	FERNANDES DAVID & MARILYN	72 PROVIDENCE STREET	72 PROVIDENCE STREET	MENDON	MA	01756
1591	17-206-74-0-E	TOWN OF MENDON CONSERVATION COMMISSION	74 PROVIDENCE STREET	20 MAIN STREET	MENDON	MA	01756
1592	17-206-75-0-R	PADDOCK LAURITA A	75 PROVIDENCE STREET	75 PROVIDENCE STREET	MENDON	MA	01756
1593	17-206-76-0-R	GOODMAN WESLEY CULLEN	76 PROVIDENCE STREET	76 PROVIDENCE STREET	MENDON	MA	01756

Exhibit A

Portion of USGS Map Showing Locus



U.S.G.S.
Quadrangle

Scale: 1"=2000'



LOCUS MAP
63 Providence Street
Mendon, Massachusetts



**Guerriere
&
Halnon, Inc.**

Engineering & Land Surveying
333 WEST STREET, MILFORD, MA 01757
(508) 473-6630 FAX: (508) 473-8243
WWW.GUERRIEREANDHALNON.COM

Date: October 20, 2020

Project No. G-10277

Exhibit B
Wetland Border Report

October 19, 2020

Guerriere & Halnon
333 West Street
Milford, MA 01757

Re: Wetland Border Report
4 Morrison Drive, Mendon

Dear G & H:

The wetland resources were delineated on land located at the above referenced site in Mendon, MA. The wetland border was flagged using the criteria in the most recent edition of MA Wetland Protection Act (WPA) and Regulations 310 CMR 10.00 et al and the local Wetland Protection Bylaw. Hydric soil indicators, vegetation changes, hydrological indicators, and topography were all considered for delineation purposes.

One large Bordering Vegetated Wetland (BVW) system was delineated on site. This wetland is dominant in spice bush, buckthorn, red maple, elm, muscle-wood, highbush blueberry, sweet pepperbush, and wetland ferns. Department of Environmental Protection BVW field data forms were documented at wetland flag # GC28 and 3F (see attached forms).

According to the Mass GIS data layers for NHESP, this site is not located within Estimated and/or Priority Habitat of Rare Wildlife and has no mapped vernal pools. The site is not located in an ACEC; within 200-ft of a perennial stream or a jurisdictional FEMA Flood Zone.

The local Wetland Protection Bylaw and the MA Wetlands Protection Act takes jurisdiction over BVW resources. In addition, these resource areas have a jurisdictional 100-foot Buffer Zone. Any work within the resource areas and/or 100-foot buffer zone requires a Request for Determination (RDA) or Notice of Intent (NOI) be filed with the Conservation Commission.

Very truly yours,
GODDARD CONSULTING, LLC



Scott Goddard,
Principal & PWS

DEP Bordering Vegetated Wetland (310 CMR 10.55) Delineation Field Data Form

DEP File #: _____

Project location: Morrison Drive, Mendon

Prepared by: Goddard Consulting LLC

Check all that apply: Vegetation alone presumed adequate to delineate BVW boundary: fill out Section I only
 Vegetation and other indicators of hydrology used to delineate BVW boundary: fill out Sections I and II
 Method other than dominance test used (attach additional information)

Section I. Vegetation		Observation Plot Number: GC-28	Transect Number: Upgrade	Date of Delineation:	
Sample Layer and Plant Species	Scientific name	% Cover	% Dominance	Dominant Plant (yes or no)	Wetland Indicator Category*
<i>Tree Layer</i>					
White Pine	<i>Pinus strobus</i>	20%	30.3%	Yes	FACU
Red Oak	<i>Quercus rubra</i>	36%	54.5%	Yes	FACU
Red Maple	<i>Acer rubrum</i>	10%	15.2%	No	FAC*
<i>Sapling Layer</i>					
Red Oak	<i>Quercus rubra</i>	20%	100.0%	Yes	FACU
<i>Shrub Layer</i>					
Winterberry	<i>Ilex verticillata</i>	20%	100.0%	Yes	FACW*
<i>Climbing Woody Vine</i>					
		5%	100.0%	Yes	
<i>Ground Cover</i>					
Goldenrod	<i>Solidago sp.</i>	10%	100.0%	Yes	NI

Remarks: * An asterisk after common plant name indicates stunted growth; ** indicates extremely stunted growth

Description: _____

Morphological Adaptations: 0

* An asterisk after indicator status denotes wetlands plants: plants listed in the Wetlands Protection Act (MGL c.131, s.40); plants in the genus Sphagnum; or plants listed as FAC, FACW, or OBL.

Vegetation conclusion:

Number of dominant wetland indicator plants: 1

Is the number of dominant wetland plants equal to or greater than the number of dominant non-wetland plants? no

Number of dominant non-wetland indicator plants: 3

If vegetation alone is presumed adequate to delineate the BVW boundary, submit this form with the Request for Determination of Applicability or Notice of Intent.

Section II. Indicators of Hydrology

Hydric Soil Interpretation

1. Soil Survey

Is there a published soil survey for this site? yes no

title/date: Soil Survey of Worcester County, Southern Part - 1998
map number: _____

soil type mapped: Canton fine sandy loam
hydric soil inclusions: _____

Are field observations consistent with soil survey? yes no

Remarks: _____

2. Soil Description

Horizon	Depth (inches)	Matrix Color	Mottles Color or Texture
A	0-8"	10YR2/2	
B	8-18"	10YR5/4	

Remarks: _____

3. Other:

Conclusion: Is soil hydric? yes no

Other Indicators of Hydrology: (check all that apply and describe)

- Site inundated: _____
- Depth to free water in observation hole: _____
- Depth to soil saturation in observation hole: _____
- Water marks: _____
- Drift Lines: _____
- Sediment deposits: _____
- Drainage patterns in BVW: _____
- Oxidized rhizospheres: _____
- Water-stained leaves: _____
- Recorded data (stream, lake, or tidal gauge; aerial photo; other): _____
- Other: _____

Vegetation and Hydrology Conclusion for Upgradient of GC-28

	yes	no
Number of wetland indicator plants >= number of non-wetland plants		X
Wetland hydrology present: hydric soils present		X
other indicators of hydrology present		X
Sample location is in a BVW		X

Submit this form with the Request for Determination of Applicability or Notice of Intent

DEP Bordering Vegetated Wetland (310 CMR 10.55) Delineation Field Data Form

Applicant: _____

DEP File #: _____

Check all that apply:

- Vegetation alone presumed adequate to delineate BVW boundary: fill out Section I only
- Vegetation and other indicators of hydrology used to delineate BVW boundary: fill out Sections I and II
- Method other than dominance test used (attach additional information)

Project location: Morrison Drive, Mendon

Prepared by: Goddard Consulting LLC

Section I. Vegetation	Observation Plot Number: <u>GC-28</u>	Transect Number: <u>Downgradient</u>	Date of Delineation:	Dominant Plant (yes or no)	Wetland Indicator Category*
Sample Layer and Plant Species	Scientific name	% Cover	% Dominance		
<u>Tree Layer</u> Red Maple	<i>Acer rubrum</i>	63%	100.0%	Yes	FAC*
<u>Sapling Layer</u> Red Maple	<i>Acer rubrum</i>	20%	100.0%	Yes	FAC*
<u>Shrub Layer</u> Winterberry Highbush blueberry European buckthorn	<i>Ilex verticillata</i> <i>Vaccinium corymbosum</i> <i>Frangula alnus</i>	36% 20% 10%	54.5% 30.3% 15.2%	Yes Yes No	FACW* FACW* FAC*
<u>Climbing Woody Vine</u>					
<u>Ground Cover</u> Royal fern Eastern poison ivy	<i>Osmunda spectabilis</i> <i>Toxicodendron radicans</i>	20% 20%	50.0% 50.0%	Yes Yes	OBL* FAC*

Remarks: * An asterisk after common plant name indicates stunted growth; ** indicates extremely stunted growth

Morphological Adaptations: 0

Description: _____

* An asterisk after indicator status denotes wetlands plants: plants listed in the Wetlands Protection Act (MGL c.131, s.40); plants in the genus Sphagnum; or plants listed as FAC, FACW, or OBL.

Vegetation conclusion:

Number of dominant wetland indicator plants: 6

Number of dominant non-wetland indicator plants: 0

Is the number of dominant wetland plants equal to or greater than the number of dominant non-wetland plants? yes

If vegetation alone is presumed adequate to delineate the BVW boundary, submit this form with the Request for Determination of Applicability or Notice of Intent.

Section II. Indicators of Hydrology

Hydric Soil Interpretation

1. Soil Survey

Is there a published soil survey for this site? yes no

title/date: Soil Survey of Worcester County, Southern Part - 1998
map number: _____

soil type mapped: Whitman fine sandy loam
hydric soil inclusions: _____

Are field observations consistent with soil survey? yes no

Remarks: _____

Horizon	Depth (inches)	Matrix Color	Mottles Color or Texture
O	0-10"	10YR2/1	
C	10-19	10YR6/1	

Remarks: _____

3. Other:

Conclusion: Is soil hydric? yes no

Other Indicators of Hydrology: (check all that apply and describe)

- Site inundated: _____
- Depth to free water in observation hole: _____
- Depth to soil saturation in observation hole: _____
- Water marks: _____
- Drift Lines: _____
- Sediment deposits: _____
- Drainage patterns in BVW: _____
- Oxidized rhizospheres: _____
- Water-stained leaves: _____
- Recorded data (stream, lake, or tidal gauge; aerial photo; other): _____
- Other: _____

Vegetation and Hydrology Conclusion for Downgradient of GC-28		yes	no
Number of wetland indicator plants >= number of non-wetland plants		X	
Wetland hydrology present: hydric soils present		X	
other indicators of hydrology present		X	
Sample location is in a BVW		X	

Submit this form with the Request for Determination of Applicability or Notice of Intent

DEP Bordering Vegetated Wetland (310 CMR 10.55) Delineation Field Data Form

Applicant: _____

DEP File #: _____

Check all that apply:

-

Vegetation alone presumed adequate to delineate BVW boundary: fill out Section I only
 Vegetation and other indicators of hydrology used to delineate BVW boundary: fill out Sections I and II
 Method other than dominance test used (attach additional information)

Project location: Morrison Drive, Mendon

Prepared by: Goddard Consulting LLC

Section I. Vegetation		Transect Number: <u>F3</u>		Date of Delineation:	
Sample Layer and Plant Species	Scientific name	% Cover	% Dominance	Dominant Plant (Yes or no)	Wetland Indicator Category*
<u>Tree Layer</u>					
White Pine	<i>Pinus strobus</i>	36%	39.1%	Yes	FACU
Red Oak	<i>Quercus rubra</i>	36%	39.1%	Yes	FACU
Red Maple	<i>Acer rubrum</i>	20%	21.7%	Yes	FAC*
<u>Sapling Layer</u>					
Red Oak	<i>Quercus rubra</i>	20%	100.0%	Yes	FACU
<u>Shrub Layer</u>					
Honeysuckle	<i>Lonicera sp.</i>	20%	100.0%	Yes	FACU
<u>Climbing Woody Vine</u>					
American bittersweet	<i>Celastrus scandens</i>	5%	100.0%	Yes	FACU
<u>Ground Cover</u>					
Sarsaparilla	<i>Aralia nudicaulis</i>	10%	100.0%	Yes	FACU

Remarks: * An asterisk after common plant name indicates stunted growth; ** indicates extremely stunted growth

Description: _____

Morphological Adaptations: 0

* An asterisk after indicator status denotes wetlands plants: plants listed in the Wetlands Protection Act (MGL c.131, s.40); plants in the genus Sphagnum; or plants listed as FAC, FACW, or OBL.

Vegetation conclusion:

Number of dominant wetland indicator plants: 1

Number of dominant non-wetland indicator plants: 5

Is the number of dominant wetland plants equal to or greater than the number of dominant non-wetland plants? no

If vegetation alone is presumed adequate to delineate the BVW boundary, submit this form with the Request for Determination of Applicability or Notice of Intent.

Section II. Indicators of Hydrology

Hydric Soil Interpretation

1. Soil Survey

Is there a published soil survey for this site? yes no

title/date: Soil Survey of Worcester County, Southern Part - 1998

map number: _____
 soil type mapped: Canton fine sandy loam
 hydric soil inclusions: _____

Are field observations consistent with soil survey? yes no

Remarks: _____

2. Soil Description

Horizon	Depth (inches)	Matrix Color	Mottles Color or Texture
A	0-6"	10YR2/2	
B	6-18"	10YR5/4	

Remarks: _____

3. Other:

Conclusion: Is soil hydric? yes no

Other Indicators of Hydrology: (check all that apply and describe)

- Site inundated: _____
- Depth to free water in observation hole: _____
- Depth to soil saturation in observation hole: _____
- Water marks: _____
- Drift Lines: _____
- Sediment deposits: _____
- Drainage patterns in BVW: _____
- Oxidized rhizospheres: _____
- Water-stained leaves: _____
- Recorded data (stream, lake, or tidal gauge; aerial photo; other): _____
- Other: _____

Vegetation and Hydrology Conclusion for Upgradient of F3

	yes	no
Number of wetland indicator plants >= number of non-wetland plants		X
Wetland hydrology present: hydric soils present		X
other indicators of hydrology present		X
Sample location is in a BVW		X

Submit this form with the Request for Determination of Applicability or Notice of Intent

DEP Bordering Vegetated Wetland (310 CMR 10.55) Delineation Field Data Form

DEP File #: _____

Project location: Morrison Drive, Mendon

Prepared by: Goddard Consulting LLC

Applicant: _____
 Check all that apply: Vegetation alone presumed adequate to delineate BVW boundary: fill out Section I only
 Vegetation and other indicators of hydrology used to delineate BVW boundary: fill out Sections I and II
 Method other than dominance test used (attach additional information)

Sample Layer and Plant Species	Scientific name	Observation Plot Number: F3	Transect Number: Downgradient	Date of Delineation:	Dominant Plant (yes or no)	Wetland Indicator Category*
		% Cover	% Dominance			
<u>Tree Layer</u> Red Maple	<i>Acer rubrum</i>	63%	100.0%	Yes	Yes	FAC*
<u>Sapling Layer</u> Red Maple	<i>Acer rubrum</i>	10%	100.0%	Yes	Yes	FAC*
<u>Shrub Layer</u> European buckthorn	<i>Frangula alnus</i>	10%	100.0%	Yes	Yes	FAC*
<u>Climbing Woody Vine</u> <u>Ground Cover</u> Royal fern Eastern poison ivy Cinnamon fern Sphagnum moss	 <i>Osmunda spectabilis</i> <i>Toxicodendron radicans</i> <i>Osmundastrum cinnamomeum</i> <i>Sphagnum L.</i>	20% 10% 10% 10%	40.0% 20.0% 20.0% 20.0%	Yes Yes Yes Yes	Yes Yes Yes Yes	OBL* FAC* FACW* OBL*

Remarks: * An asterisk after common plant name indicates stunted growth; ** indicates extremely stunted growth

Morphological Adaptations: 0

Description: _____

* An asterisk after indicator status denotes wetlands plants: plants listed in the Wetlands Protection Act (MGL c.131, s.40); plants in the genus Sphagnum; or plants listed as FAC, FACW, or OBL.

Vegetation conclusion:

Number of dominant wetland indicator plants: 7

Number of dominant non-wetland indicator plants: 0

Is the number of dominant wetland plants equal to or greater than the number of dominant non-wetland plants? yes

Section II. Indicators of Hydrology

Hydric Soil Interpretation

1. Soil Survey

Is there a published soil survey for this site? yes no

title/date: Soil Survey of Worcester County, Southern Part - 1998
map number: _____

soil type mapped: Whitman fine sandy loam

hydric soil inclusions: _____

Are field observations consistent with soil survey? yes no

Remarks: _____

2. Soil Description

Horizon	Depth (inches)	Matrix Color	Mottles Color or Texture
O	0-8"	10YR2/1	
C	8-20	10YR6/1	

Remarks: _____

3. Other: _____

Conclusion: Is soil hydric? yes no

Other Indicators of Hydrology: (check all that apply and describe)

- Site inundated: _____
- Depth to free water in observation hole: _____
- Depth to soil saturation in observation hole: _____
- Water marks: _____
- Drift Lines: _____
- Sediment deposits: _____
- Drainage patterns in BVW: _____
- Oxidized rhizospheres: _____
- Water-stained leaves: _____
- Recorded data (stream, lake, or tidal gauge; aerial photo; other): _____
- Other: _____

Vegetation and Hydrology Conclusion for Downgradient of F3

Number of wetland indicator plants
>= number of non-wetland plants **X**

Wetland hydrology present:
hydric soils present **X**

other indicators of hydrology present **X**

Sample location is in a BVW **X**

Submit this form with the Request for Determination of Applicability or Notice of Intent

Exhibit C
Resource Area Plan