



**Town of Sturbridge
Conservation Commission
Notice of Intent Application Coversheet/Checklist**

Date	
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in all white cells completely

Parcel Address Assessors Map/Plat Book & Page		Applicant name Address Email Phone	
Owner name Address Email Phone		Representative Address Email Phone	

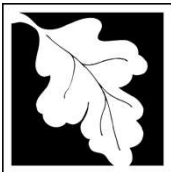
FI

Wetland type		sf/cf affected		Relevant Perf. Standards	10. _____
Wetland type		sf/cf affected		Relevant Perf. Standards	10. _____
Wetland type		sf/cf affected		Relevant Perf. Standards	10. _____

Components of a Complete NOI Application

State Form: NOI Form 3	Included? <input type="checkbox"/> Yes <input type="checkbox"/> No
Engineered Plan	Included? <input type="checkbox"/> Yes <input type="checkbox"/> No
Proof of Mailing to DEP	Included? <input type="checkbox"/> Yes <input type="checkbox"/> No
Narrative	Included? <input type="checkbox"/> Yes <input type="checkbox"/> No
Proof that all relevant perf. standards are met	Included? <input type="checkbox"/> Yes <input type="checkbox"/> No
TOPO Map identifying locus with scale	Included? <input type="checkbox"/> Yes <input type="checkbox"/> No
FIRM Map identifying locus with scale	Included? <input type="checkbox"/> Yes <input type="checkbox"/> No
Natural Heritage Map with WH, PH, & VP data	Included? <input type="checkbox"/> Yes <input type="checkbox"/> No
Delineation lines (backup material)	Included? <input type="checkbox"/> Yes <input type="checkbox"/> No
Tax Form	Included? <input type="checkbox"/> Yes <input type="checkbox"/> No
Fees	
★ Fee Transmittal form	Included? <input type="checkbox"/> Yes <input type="checkbox"/> No
★ Filing Fee Worksheet	Included? <input type="checkbox"/> Yes <input type="checkbox"/> No
★ Town portion of state filing fee	Included? <input type="checkbox"/> Yes <input type="checkbox"/> No
★ Sturbridge local filing fee \$_____	Included? <input type="checkbox"/> Yes <input type="checkbox"/> No
Abutter Information	
★ Certified abutters list (within 200')	Included? <input type="checkbox"/> Yes <input type="checkbox"/> No
★ Abutter notification form	Included? <input type="checkbox"/> Yes <input type="checkbox"/> No
★ Affidavit & proof -- bring to hearing	<i>Present them at the hearing</i>
Other Attachments, e.g.	
Confirmation of submission to NHESP	Included? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable
Planting Plan	Included? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable
Floodplain analysis	Included? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable
Stormwater analysis	Included? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Not Applicable

Components of a Complete NOI Application



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent

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

Provided by MassDEP:

MassDEP File Number

Document Transaction Number

Sturbridge
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):

<u>446 Main Street</u>	<u>Sturbridge</u>	<u>01566</u>
a. Street Address	b. City/Town	c. Zip Code
Latitude and Longitude:		
<u>42.113528</u>	<u>-72.101359</u>	
d. Latitude	e. Longitude	
<u>415-0-2444-446</u>	<u>g. Parcel /Lot Number</u>	
f. Assessors Map/Plat Number		

2. Applicant:

<u>Dong & Chin Lien Chen</u>		<u>Ying</u>
a. First Name	b. Last Name	
<u>c. Organization</u>		
<u>241 Podunk Road</u>		
d. Street Address		
<u>Sturbridge</u>	<u>MA</u>	<u>01566</u>
e. City/Town	f. State	g. Zip Code
<u>(508) 287-1817</u>	<u>empirewok@yahoo.com</u>	
h. Phone Number	i. Fax Number	j. Email Address

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

(Same as above)

a. First Name b. Last Name

c. Organization

d. Street Address

e. City/Town f. State g. Zip Code

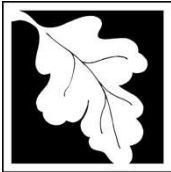
h. Phone Number i. Fax Number j. Email address

4. Representative (if any):

<u>Glenn</u>	<u>Krevosky</u>	
a. First Name	b. Last Name	
<u>EBT Environmental Consultants, Inc.</u>		
c. Company		
<u>601 Main Street</u>		
d. Street Address		
<u>North Oxford</u>	<u>MA</u>	<u>01537</u>
e. City/Town	f. State	g. Zip Code
<u>(508) 769-3659</u>	<u>glenn.krevosky@charter.net</u>	
h. Phone Number	i. Fax Number	j. Email address

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

<u>\$500.00</u>	<u>\$237.50</u>	<u>\$262.50</u>
a. Total Fee Paid	b. State Fee Paid	c. City/Town Fee Paid



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Sturbridge

City/Town

A. General Information (continued)

6. General Project Description:
 See attached A.6. General Project Description

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	b. Certificate # (if registered land)
28305	272
c. Book	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.

A.6. General Project Description

Site: 446 Main Street, Sturbridge

Applicant: Dong Ying & Chin Lien Chen Ying

The applicant proposes to remove an approximately 270 square foot concrete pad, (2) concrete cylinders and (2) 4" PCV pipes from the buffer zone to the cattail marsh bordering vegetated wetland. In the Order of Conditions, dated 7/25/2002, Condition #26, these pads were required to be removed and were not. The items to be removed (pad, cylinders, and PVC pipes) will be accessed utilizing (2) 16' by 40' swamp mats to cross the water quality swale (shown on the As-Built Survey, Exhibit 1A). When the concrete pads are removed the applicant will ensure there is a minimum of 3" of organic topsoil medium to promote growth, the area will be seeded with a New England Wet Mix. The applicant also proposes to maintain the area free of beaver dams in perpetuity.

There were three perpetuity conditions listed in the 7/26/2005 Amended Order of Conditions.

1. Maintenance of the water quality swale – In SCC's "Non-Compliance Order of Conditions" letter, dated 10/26/2022, it was stated the water quality was not constructed. The stormwater structures were completed and constructed according to the approved plan, dated 7/8/2005. The water quality swale was maintained in the fall and winter of 2022-2023 by EBT, Inc (see attached photos). The check dams, width of the swale and depth of the swale were surveyed and are identified on Levesque Geomatics "As-Built Survey" Overlay plan, dated 12/7/2022. The water quality swale will be maintained on a bi-annual basis (late spring & fall) to ensure its functionality.
2. Maintenance of the beaver control devices – There are no beaver control devices currently at the site. The elevation of the wetland is too shallow for a efficient beaver control device (the beaver immediately clogs flow devices in shallow water settings). To ensure there are no beaver issues on the site the applicant will employ a beaver trapper on a yearly basis to remove beavers to ensure there is no flooding of the adjacent property to the east (we employed Ron Thebodo to remove once beaver at the beginning of April 2023).
3. Maintenance of the culverts – There are no culverts at the site, as the 12" CMP was removed prior to EBT, Inc. becoming involved in the project - the old CMP was not replaced by a 12" HDPE, as was proposed on the 7/8/2005 plan. The flow from the upper Cattail marsh to the lower stream channel abutting the eastern property boundary is stable with coarse rock aggregate at the surface. The daylighting of the channel allows for a natural environment for movement of wildlife along the stream corridor.

Additionally, the silt fence referenced in the Order of Conditions, dated 7/25/2002, Condition #21 was installed but was not removed - all old silt fence at the site will be fully removed (including subgrade portions). On the original plan the parking lot was not proposed to be regraded/repaved. The old pavement which existed prior to the 2002 OOC was in good condition and still is. This issue is being brought up as there was contention the site was shedding new water flow to the east.

The erosion control measures of staked 9" straw wattles, shown on the site plan, shall be placed prior to site work. These measures shall be maintained in good working order throughout the project until all exposed soils are final graded, loamed, seeded and stabilized with well-established soil stabilizing vegetation.



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Provided by MassDEP:
MassDEP File Number
Document Transaction Number
Sturbridge
City/Town

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. <input type="checkbox"/> 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:

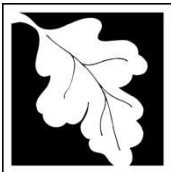
a. total square feet	b. square feet within 100 ft.	c. square feet between 100 ft. and 200 ft.
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5. Has an alternatives analysis been done and is it attached to this NOI? Yes No

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

Document Transaction Number

Sturbridge

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.

<u>Resource Area</u>	<u>Size of Proposed Alteration</u>	<u>Proposed Replacement (if any)</u>
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

	<u>Size of Proposed Alteration</u>	<u>Proposed Replacement (if any)</u>
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	

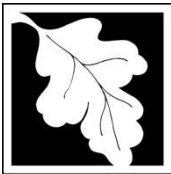
	1. cubic yards dredged	
l. <input type="checkbox"/> Land Subject to Coastal Storm Flowage	_____	
	1. square feet	

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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Document Transaction Number

Sturbridge
City/Town

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

- 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**

Current
MassMapper _____

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*

- Percentage/acreage of property to be altered:
 - (a) within wetland Resource Area _____ percentage/acreage
 - (b) outside Resource Area _____ percentage/acreage

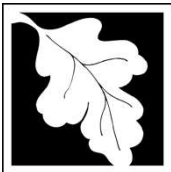
- Assessor's Map or right-of-way plan of site

- 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 <https://www.mass.gov/endangered-species-act-mesa-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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Bureau of Resource Protection - Wetlands

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

Provided by MassDEP:	
MassDEP File Number	
Document Transaction Number	
Sturbridge	
City/Town	

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

(c) MESA filing fee (fee information available at <https://www.mass.gov/how-to/how-to-file-for-a-mesa-project-review>).

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, <https://www.mass.gov/service-details/exemptions-from-review-for-projectsactivities-in-priority-habitat>; 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:

North Shore - Hull to New Hampshire border:

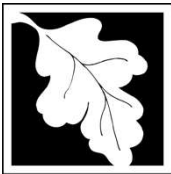
Division of Marine Fisheries -
Southeast Marine Fisheries Station
Attn: Environmental Reviewer
836 South Rodney French Blvd.
New Bedford, MA 02744
Email: dmf.envreview-south@mass.gov

Division of Marine Fisheries -
North Shore Office
Attn: Environmental Reviewer
30 Emerson Avenue
Gloucester, MA 01930
Email: dmf.envreview-north@mass.gov

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.

c. Is this an aquaculture project? d. Yes No

If yes, include a copy of the Division of Marine Fisheries Certification Letter (M.G.L. c. 130, § 57).



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Provided by MassDEP:

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Sturbridge

City/Town

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.

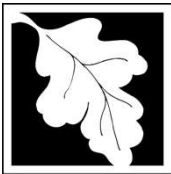
D. Additional Information

- 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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City/Town

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.

As-Built Survey

a. Plan Title

Levesque Geomatics Inc.

Joseph Levesque III

b. Prepared By

c. Signed and Stamped by

12/7/2022

1"=20'

d. Final Revision Date

e. Scale

See attached D.4. Additional Information

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:

1283 (1284 bylaw)

4/6/2023

2. Municipal Check Number

3. Check date

1282

4/6/2023

4. State Check Number

5. Check date

Dong Yeou

Ying

6. Payor name on check: First Name

7. Payor name on check: Last Name

D.4. Additional Information

Project Location: 446 Main Street, Sturbridge

Applicant: Dong & Chin Lien Chen Ying

- 1A. As-Built Survey: prepared for Dong Ying by Levesque Geomatics, Inc., dated 12/7/2022
As-Built Survey with 2005 Plan Overlay: prepared for Dong Ying by Levesque Geomatics, Inc., dated 12/7/2022
- 2A. Southbridge USGS Quad, dated 1983
- 3A. Sturbridge GIS Mapping, dated 2/1/2023
- 4A. Fee Transmittal Form & Check Copies
- 5A. Town of Sturbridge Abutters' List, dated 1/31/2023
- 6A. Abutters Notification, dated xx/xx/xx
- 7A. Affidavit of Service, dated xx/xx/xx
- 8A. Tax Department Sign-Off, dated 3/7/2023
- 9A. MassMapper with Layers, dated 3/31/2023
- 10A. Photo Exhibits



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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.

	4/17/23
1. Signature of Applicant	2. Date
	5/1/2023
3. Signature of Property Owner (if different)	4. Date
5. Signature of Representative (if any)	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.

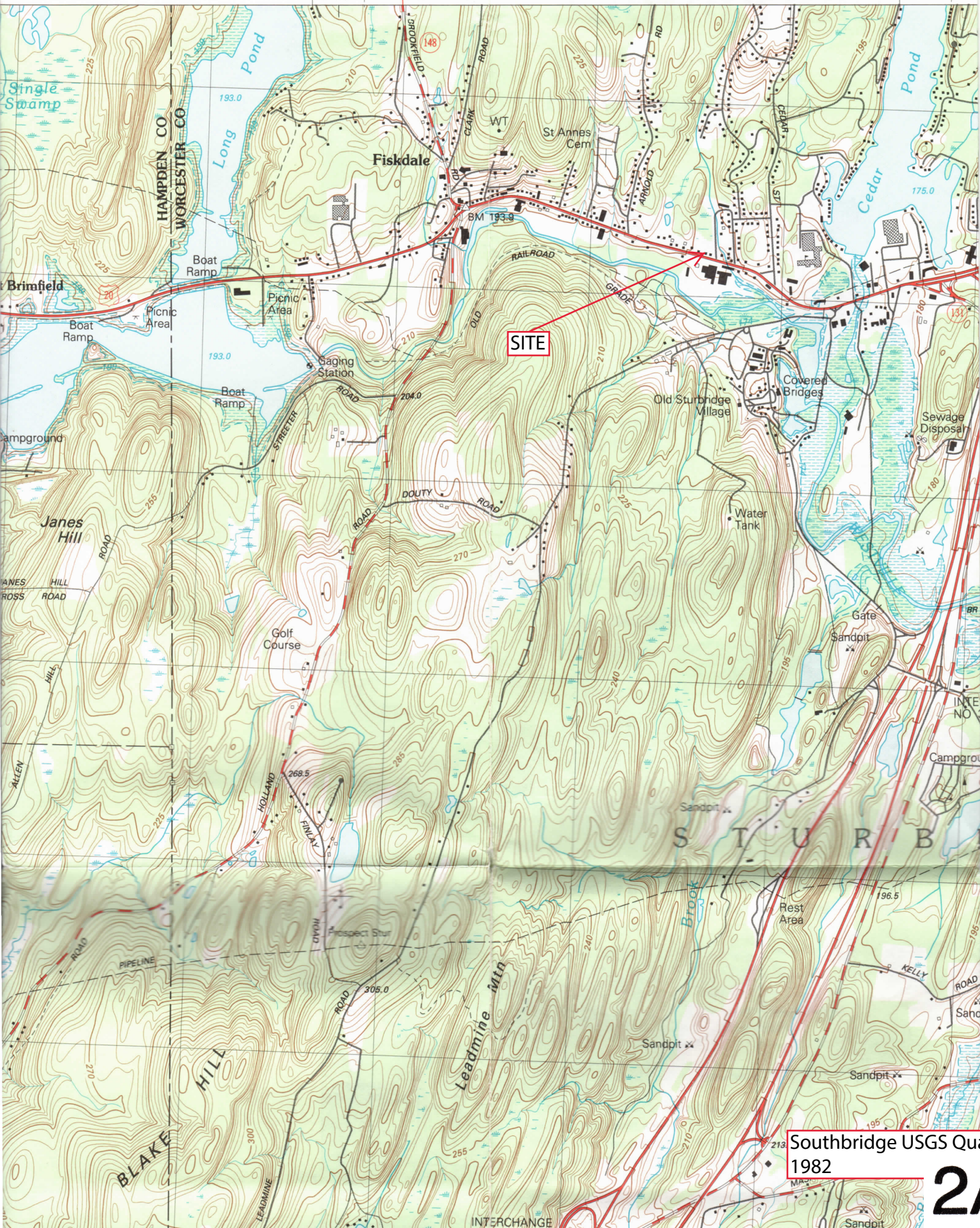
For MassDEP:

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.

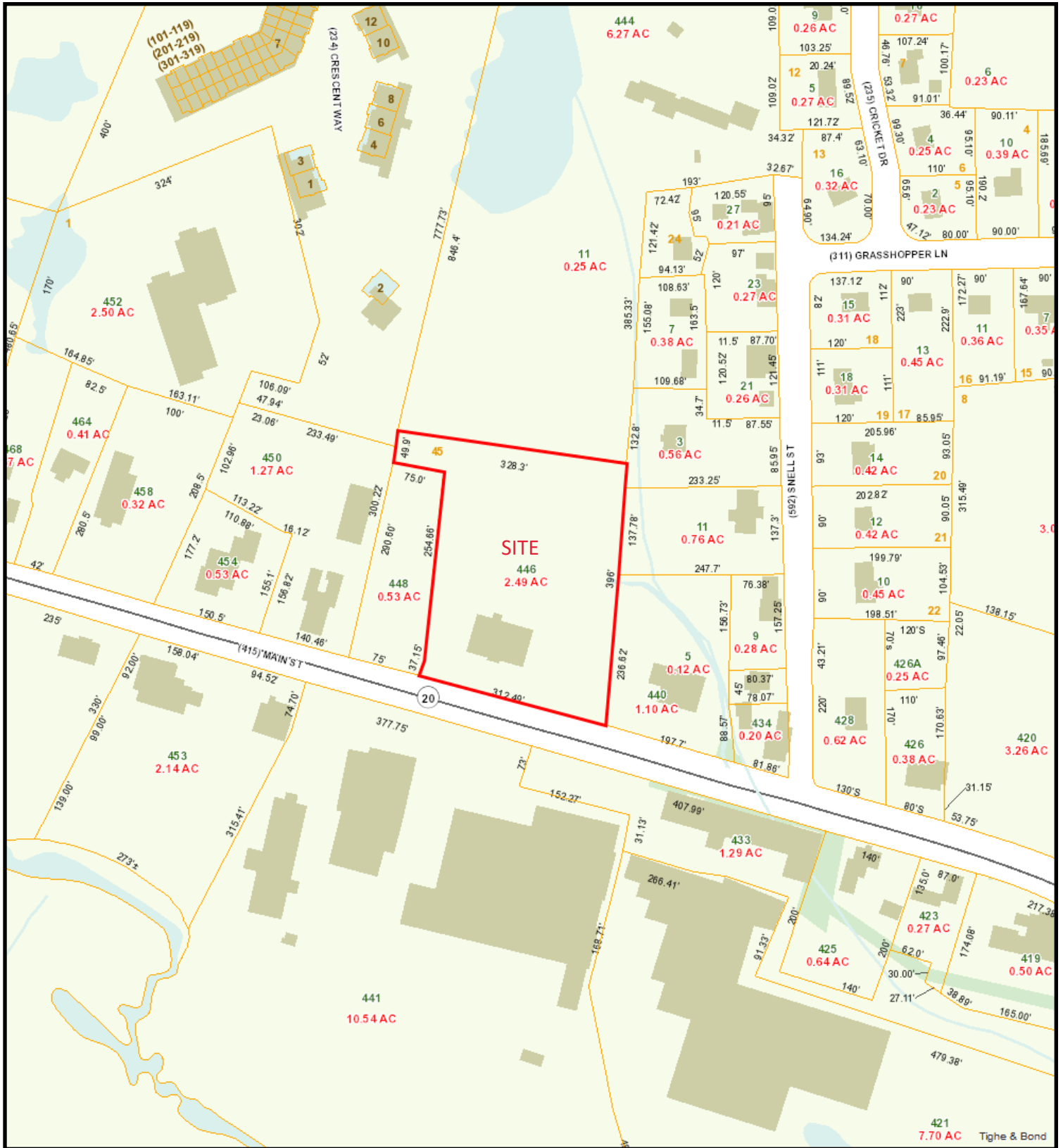
The original and copies must be sent simultaneously. Failure by the applicant to send copies in a timely manner may result in dismissal of the Notice of Intent.



SITE

Southbridge USGS Quad 1982

2A



446 Main Street

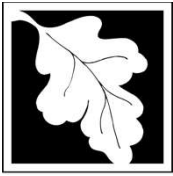
2/1/2023 1:09:34 PM

Scale: 1"=200'

Scale is approximate

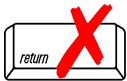
The information depicted on this map is for planning purposes only. It is not adequate for legal boundary definition, regulatory interpretation, or parcel-level analyses.





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:

446 Main Street
 a. Street Address
 1282 (1283 municipal & 1284 bylaw)
 c. Check number
 Sturbridge
 b. City/Town
 \$237.50 (\$262.50 municipal & \$500.00 bylaw)
 d. Fee amount

2. Applicant Mailing Address:

Dong & Chin Lien Chen
 a. First Name
 Ying
 b. Last Name
 c. Organization
 241 Podunk Road
 d. Mailing Address
 Sturbridge MA 01566
 e. City/Town f. State g. Zip Code
 (508) 287-1817
 h. Phone Number i. Fax Number
 empirewok@yahoo.com
 j. Email Address

3. Property Owner (if different):

(Same as above)
 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.



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B. Fees (continued)

Step 1/Type of Activity	Step 2/Number of Activities	Step 3/Individual Activity Fee	Step 4/Subtotal Activity Fee
Category 2.j.	1	\$500.00	\$500.00
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
Step 5/Total Project Fee:			\$500.00
Step 6/Fee Payments:			
Total Project Fee:			\$500.00
State share of filing Fee:			\$237.50
City/Town share of filing Fee:			\$262.50
			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.)

Parcel ID	Owner	Owner Address	Owner City	State	Zip	Property Address
415-02444-453	453 MAIN STREET LLC	309 PARK AVENUE	WORCESTER	MA	01609	453 MAIN STREET
415-02445-421	ARLAND TOOL MFG CO	P O BOX 207	STURBRIDGE	MA	01566	421 MAIN STREET
125-02435-007	BRODEUR ROBERT J	7 AUGER STREET	FIKSDALE	MA	01518	7 AUGER STREET
415-02435-444	CORMIER GREGORY S TR	107 CENTRAL STREET	SOUTHBRIDGE	MA	01550	444 MAIN STREET
415-02434-454	GARIER PROPERTIES LLC	28 WALLACE ROAD	STURBRIDGE	MA	01566	454 MAIN STREET
592-02435-005	GATTA COURTNEY A	7 SHEILA DRIVE	HOLLAND	MA	01521	5 SNELL STREET
415-02444-448	HIGHLAND STREET REALTY LLC	179 HIGHLAND STREET	WORCESTER	MA	01609	448 MAIN STREET
415-02434-450	JAA REALTY LLC	614 POND STREET UNIT 1	BRAINTREE	MA	02184	450 MAIN STREET
415-02444-441	JEL ASSOCIATES LIMITED PARTNERSHIP	P.O. BOX 517	STURBRIDGE	MA	01566	441 MAIN STREET
592-02435-009	LYDEN MATTHEW	31 MILL STREET	ROCHDALE	MA	01524	9 SNELL STREET
234-02424-000	MAIN STREET SENIOR HOUSING LLC	10 NORTHERN AVENUE BLVD	AMHERST	NH	03031	000 CRESCENT WAY
125-02435-003	LAIRO CAMERON J	3 AUGER STREET	FIKSDALE	MA	01518	3 AUGER STREET
592-02435-021	SANTOS MICHAEL J	21 SNELL STREET	FIKSDALE	MA	01518	21 SNELL STREET
415-02445-440	SHEVORY REAL ESTATE INC	PO BOX 278	FIKSDALE	MA	01518	440 MAIN STREET
415-02445-433	SLATE CAROL TRUSTEE OF	102 WOODCLIFF DRIVE	WESTFIELD	MA	01085	433 MAIN STREET
592-02435-011	SOUTH CENTRAL REHAB RESOURCES	1 PICKER ROAD	STURBRIDGE	MA	01566	11 SNELL STREET
234-02434-002	ST AMAND CONSTANTINA	7 CRESCENT WAY	FIKSDALE	MA	01518	2 CRESCENT WAY
415-02434-452	STURBRIDGE HOUSING ASSO	30 TRICNIT RD #1	NEW IPSWICH	NH	03071	452 MAIN STREET
415-02445-434	YANKEE CANDLE CO INC THE	P.O. BOX 54467	LEXINGTON	KY	40555	434 MAIN STREET
	BOARD OF ASSESSORS					
Above persons listed are record owners as they appear on the most recent applicable tax list.						
Assessors are not responsible for errors or omissions. RE: M.G.L. - Chapter 40A, Section 11						
Abutters List - Conservation Commission - 200'						
RE: 446 MAIN STREET						
Certified Copy						
Assessor:						
Date:						

AFFIDAVIT OF SERVICE

UNDER THE MASSACHUSETTS WETLANDS PROTECTION ACT AND TOWN OF STURBRIDGE WETLAND PROTECTION BYLAW

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

I, Glenn E. Krevosky, hereby certify under the pains and penalties of perjury that on **May 1, 2023**, I gave notification to abutters within 200 feet of the proposed project in compliance with the second paragraph of the 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 (NOI) application filed under the Massachusetts Wetlands Protection Act and The Town of Sturbridge Wetland Protection Bylaw by EBT Environmental Consultants, Inc., 601 Main Street, North Oxford, MA 01537, with the Sturbridge Conservation Commission on **May 1, 2023** for a property located at, 446 Main Street, Sturbridge.

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

Signature

5-1-2023

Date



Town of Sturbridge

Barbara A. Barry, Finance Director

Department/Board/Committee: Conservation Commission

Please verify outstanding tax/fee status for the following property owner:

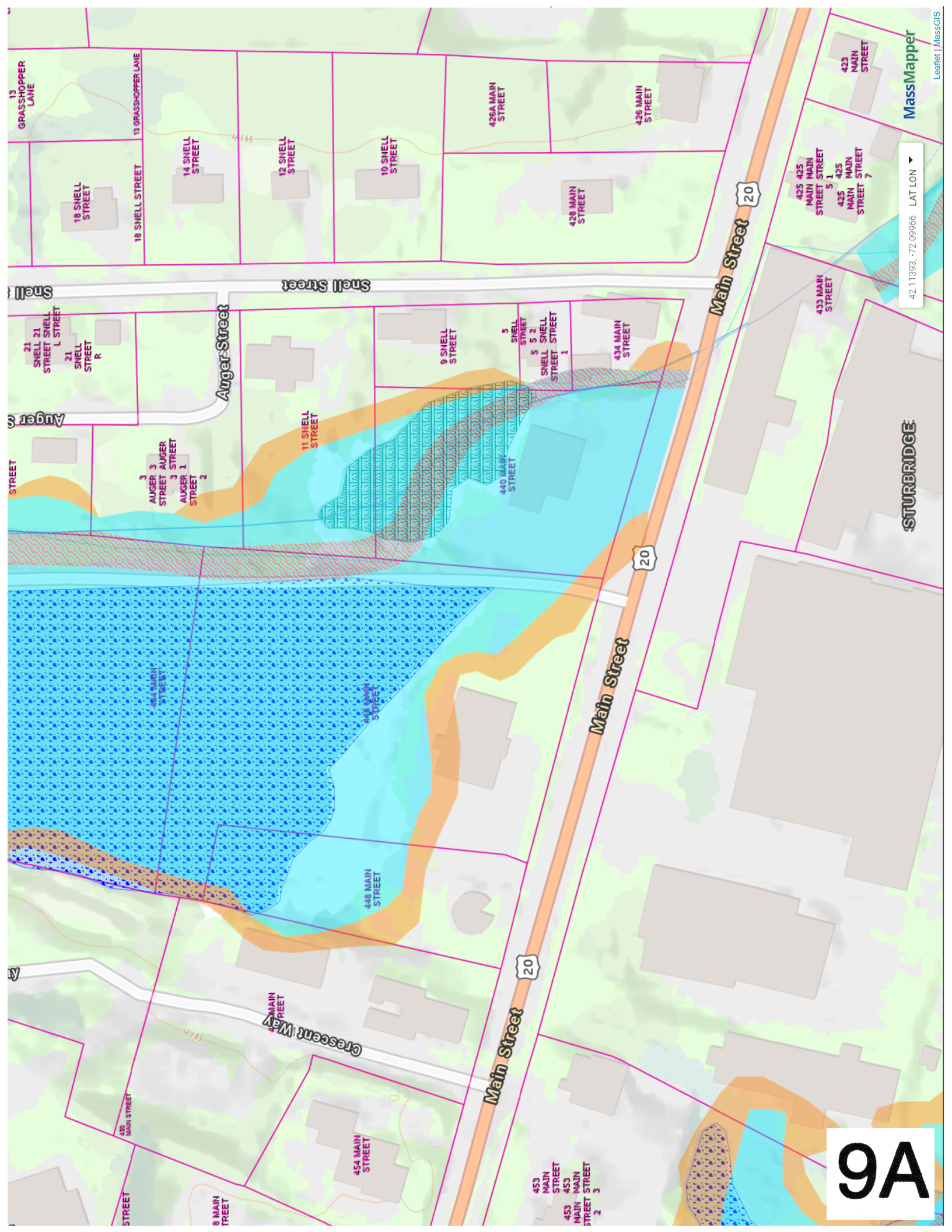
Property Owner: Dong & Chin Lien Chen Ying

Property Location: 446 Main Street, Sturbridge

- The license/permit may be released.
 The license/permit may not be released.

For Wendy MacAregal
Finance Director

5/2/2023
Date



9A



Photo 1 taken by EBT, Inc. on 12/19/2022 – Water quality swale behind the building running in an east to west direction. The swale has been cleared of herbaceous vegetation & trash and mowed. Once we receive the existing conditions plan from Levesque Geomatic, we will understand if the swale meets the original design from Andrews Surveying and Engineering's revised 2005 plan.



Photo 2 taken by EBT, Inc. on 4/15/2023 – Maintained water quality swale behind the building looking northward. Once the water quality swale was maintained, the check dams were found to be the 13'± length shown on the original plan, dated 7/8/2005.



Photo 1 taken by EBT, Inc. on 12/19/2022 – Water quality swale behind the building running in an east to west direction. The swale has been cleared of herbaceous vegetation & trash and mowed. Once we receive the existing conditions plan from Levesque Geomatic, we will understand if the swale meets the original design from Andrews Surveying and Engineering's revised 2005 plan.



Photo 2 taken by EBT, Inc. on 12/19/2022 – The top of the oak stake which the orange flag to the left of the photo is tied is elevation 580.36. The invert elevation of the outflow pipe shown on Andrews Surveying and Engineering's revised 2005 plan was elevation 577.36. The top of the stake is approximately 1 foot above the

existing adjacent water. The water in the wetland is approximately 2 feet higher than it was in 2004 (the top of the stake is approximately 1 foot above the water). To have the water quality swale function as designed from approximately 1.5 feet of rocks, at a minimum, will need to be removed. This information can be part of the Notice of Intent proposed plan submission (see attached portion of the plan).



Photo 3 taken by EBT, Inc. on 12/4/2022 – Portion of water quality swale prior to clearing and mowing.



Photo 4 taken by EBT, Inc. on 12/4/2022 – Portion of human debris to be removed.