

EBT Environmental Consultants, Inc.  
**GLENN E. KREVOSKY, CONSULTANT**

601 Main Street

North Oxford, MA 01537

[glenn.krevosky@charter.net](mailto:glenn.krevosky@charter.net)

Cell: (508)769-3659 Office: (508)987-0979

Rebecca Gendreau  
Sturbridge Conservation Commission  
301 Main Street  
Sturbridge, MA 01566

July 24, 2020

Re: ANRAD – 9 Holland Road/Request to Amend Order of Conditions DEP File #300-0959

Dear Commission:

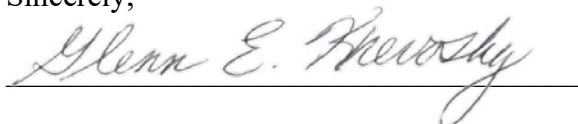
As DEP recommended, an ANRAD should be filed so the Conservation Commission can agree on certain wetland resource areas found at the site - bank limit (310 CMR 10.54), bordering vegetated wetland limit (310 CMR 10.55) and riverfront area limit (310 CMR 10.58). On the 2007 Bertin Engineering plan, Mike Loin had shown a 200-foot riverfront area extending throughout the historic mill complex – this was an error. The mill was constructed before 1946 and still standing in 1996 (see below).

Historic Mill Complex means the mill complexes in, but not limited to, Holyoke, Taunton, Fitchburg, Haverhill, Methuen, and Medford in existence prior to 1946 and situated landward of the waterside facade of a retaining wall, building, sluiceway, or other structure existing on August 7, 1996. An historic mill complex also means any historic mill included on the *Massachusetts Register of Historic Places*. An historic mill complex includes only the footprint of the area that is or was occupied by interrelated buildings (manufacturing buildings, housing, utilities, parking areas, and driveways) constructed before and existing after 1946, used for any type of manufacturing or mechanical processing and including associated structures to provide water for processing, to generate water power, or for water transportation.

The purpose of the historic mill complex exemption to riverfront: the new law (at the time of 1996) was not going to encumber historic mill complexes, which were presently an alteration to areas within 200 feet of the river, to continue their commercial purposed use. As evidenced by Glenn Krevosky of EBT Environmental Consultants, Inc during the BVW and MAHW delineation, even the slope rising from the impoundment up to the driveway and yard area was filled. Though this filled slope cannot be claimed as part of the historic mill complex as it was not a retaining wall, building, sluiceway, or other structure existing on August 7, 1996, nor was it a manufacturing buildings, housing, utilities, parking areas, or driveways. That being said, it appears the only part of the site that is RFA is the slope leading from the impoundment edge at the MAHW to the top of the slope where driveways and parking areas begin.

The applicant is requesting to amend the Order of Conditions, DEP File #300-0959 issued 5/22/2017, to remove Special Condition #38 and amend Special Condition #77 to remove the number 38.

Sincerely,

  
\_\_\_\_\_



**Massachusetts Department of Environmental Protection**  
 Bureau of Resource Protection - Wetlands  
**WPA Form 4A – Abbreviated Notice of**  
**Resource Area Delineation**  
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP:

MassDEP File Number

Document Transaction Number

Sturbridge  
 City/Town

**A. General Information**

1. Project Location (**Note:** electronic filers will click on button for GIS locator):

9 Holland Road	Sturbridge	01518
a. Street Address	b. City/Town	c. Zip Code
Latitude and Longitude:	42°06'51"N	72°06'59"W
Parcel ID: 348-02338-009	d. Latitude	e. Longitude
f. Assessors Map/Plat Number	g. Parcel /Lot Number	

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



2. Applicant:

Richard	DiBonaventura	
a. First Name	b. Last Name	
Banjo Boy, LLC		
c. Organization		
31113 Hollerich Drive		
d. Mailing Address		
Big Pine Key	FL	33043
e. City/Town	f. State	g. Zip Code
(305) 872-7063	bigpinepat@aol.com	
h. Phone Number	j. Email Address	
i. Fax Number		

3. Property owner (if different from applicant):

(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

Check if more than one owner (attach additional sheet with names and contact information)

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

4. Representative (if any):

Glenn	Krevosky	
a. Contact Person First Name	b. Contact Person Last Name	
EBT Environmental Consultants, Inc.		
c. Organization		
601 Main Street		
d. Mailing Address		
North Oxford	MA	01537
e. City/Town	f. State	g. Zip Code
(508) 769-3659	bigpinepat@aol.com	
h. Phone Number	j. Email Address	
i. Fax Number		

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

\$2,000.00 (\$193.70 bylaw)	\$987.50	\$1,012.50 (\$193.70 bylaw)
a. Total Fee Paid	b. State Fee Paid	c. City/Town Fee Paid

Fees will be calculated for online users.



**Massachusetts Department of Environmental Protection**  
Bureau of Resource Protection - Wetlands

**WPA Form 4A – Abbreviated Notice of  
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**B. Area(s) Delineated**

1. Bordering Vegetated Wetland (BVW) 961  
Linear Feet of Boundary Delineated
2. Check all methods used to delineate the Bordering Vegetated Wetland (BVW) boundary:
  - a.  MassDEP BVW Field Data Form (attached)
  - b.  Other Methods for Determining the BVW boundary (attach documentation):
    1.  50% or more wetland indicator plants
    2.  Saturated/inundated conditions exist
    3.  Groundwater indicators
    4.  Direct observation
    5.  Hydric soil indicators
    6.  Credible evidence of conditions prior to disturbance
3. Indicate any other resource area boundaries that are delineated:

<u>Mean Annual High Water</u>	<u>976</u>
a. Resource Area	b. Linear Feet Delineated
_____	_____
c. Resource Area	d. Linear Feet Delineated
_____	_____

**C. Additional Information**

Applicants must include the following plans with this Abbreviated Notice of Resource Area Delineation. 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.  ANRAD (Delineation Plans only)
2.  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.)
3.  Plans identifying the boundaries of the Bordering Vegetated Wetlands (BVW) (and/or other resource areas, if applicable).
4.  List the titles and final revision dates for all plans and other materials submitted with this Abbreviated Notice of Resource Area Delineation.

### **C. Additional Information - ANRAD**

**Project Location:** 9 Holland Road, Sturbridge

**Applicant:** Banjo Boy, LLC

- 1A. ANRAD Plan: prepared for Banjo Boy, LLC by Bertin Engineering, dated 7/9/2020
- 2A. Southbridge USGS Quad, dated 1982
- 3A. Sturbridge GIS Map, dated 7/24/2020
- 4A. Fee Transmittal Form
- 5A. Town of Sturbridge Abutters' List, dated
- 6A. Abutters Notification, dated 7/24/2020
- 7A. Affidavit of Service, dated 7/24/2020
- 8A. MA DEP BVW Data Forms, dated 5/23/2020





**Massachusetts Department of Environmental Protection**  
Bureau of Resource Protection - Wetlands

**WPA Form 4A – Abbreviated Notice of  
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\_\_\_\_\_  
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Document Transaction Number

\_\_\_\_\_  
Sturbridge  
City/Town

**D. Fees**

The fees for work proposed under each Abbreviated Notice of Resource Area Delineation must be calculated and submitted to the Conservation Commission and the Department (see Instructions and Wetland Fee Transmittal Form).

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 the attached Wetland Fee Transmittal Form) to confirm fee payment:

1369 (1370 bylaw) \_\_\_\_\_

2. Municipal Check Number

1368 \_\_\_\_\_

4. State Check Number

Richard & Patricia \_\_\_\_\_

6. Payor name on check: First Name

7/23/2020 \_\_\_\_\_

3. Check date

7/23/2020 \_\_\_\_\_

5. Check date

DiBonaventura \_\_\_\_\_

7. Payor name on check: Last Name



Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

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**E. Signatures**

I certify under the penalties of perjury that the foregoing Abbreviated Notice of Resource Area Delineation 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 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.

I hereby grant permission, to the Agent or member of the Conservation Commission and the Department of Environmental Protection, to enter and inspect the area subject to this Notice at reasonable hours to evaluate the wetland resource boundaries subject to this Notice, and to require the submittal of any data deemed necessary by the Conservation Commission or Department for that evaluation.

I acknowledge that failure to comply with these certification requirements is grounds for the Conservation Commission or the Department to take enforcement action.

*Daniel Basventura*

1. Signature of Applicant

*June 23, 2020*

2. Date

3. Signature of Property Owner (if different)

*Glen E. Hervey*

5. Signature of Representative (if any)

4. Date

*7/23/2020*

6. Date

**For Conservation Commission:**

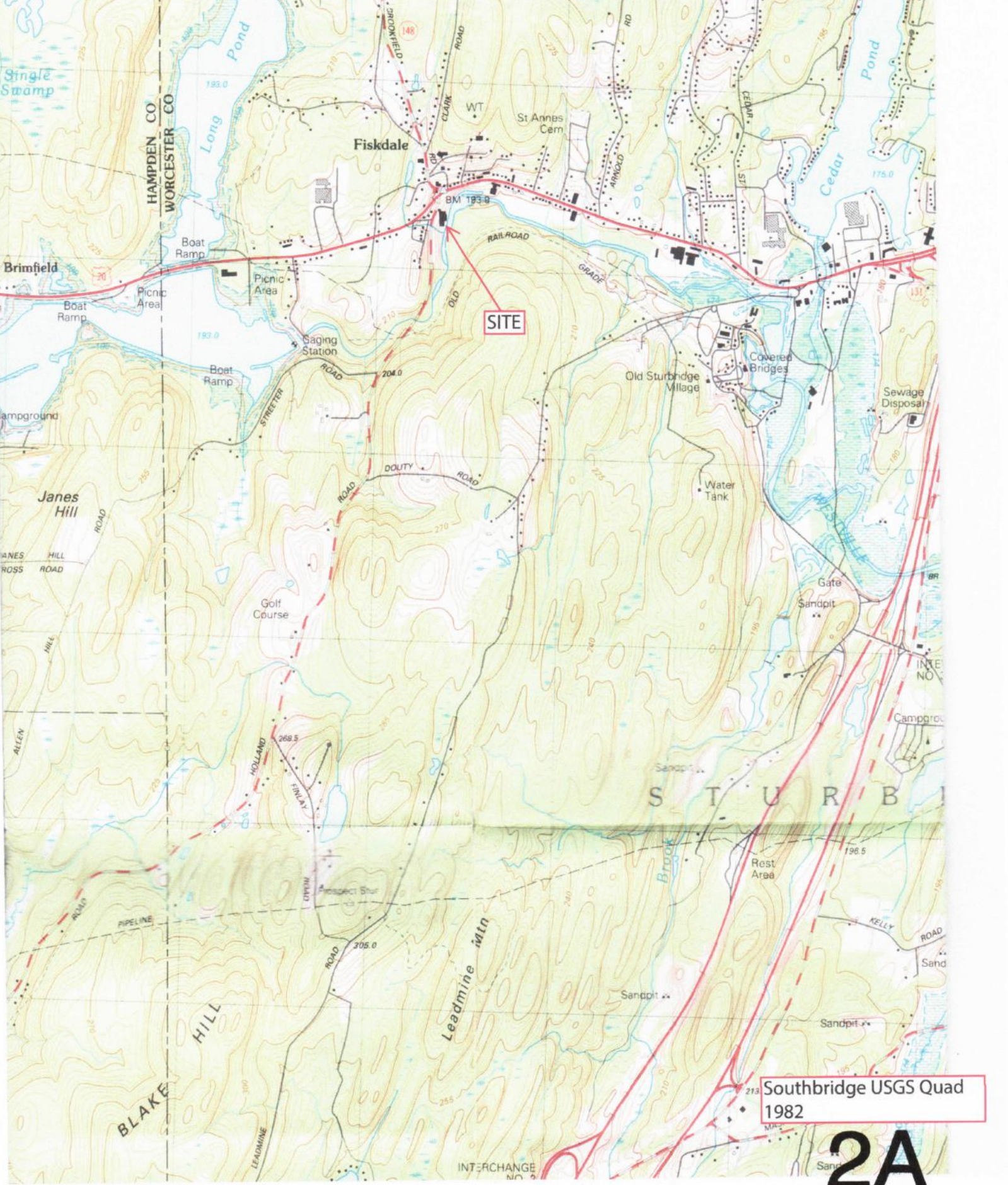
Two copies of the completed Abbreviated Notice of Resource Area Delineation (Form 4A), including supporting plans and documents; two copies of the ANRAD Wetland Fee Transmittal Form; and the city/town fee payment must be sent to the Conservation Commission by certified mail or hand delivery.

**For MassDEP:**

One copy of the completed Abbreviated Notice of Resource Area Delineation (Form 4A), including supporting plans and documents; one copy of the ANRAD Wetland Fee Transmittal Form; and a copy of the state fee payment must be sent to the MassDEP Regional Office (see Instructions) by certified mail or hand delivery. (E-filers may submit these electronically.)

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.

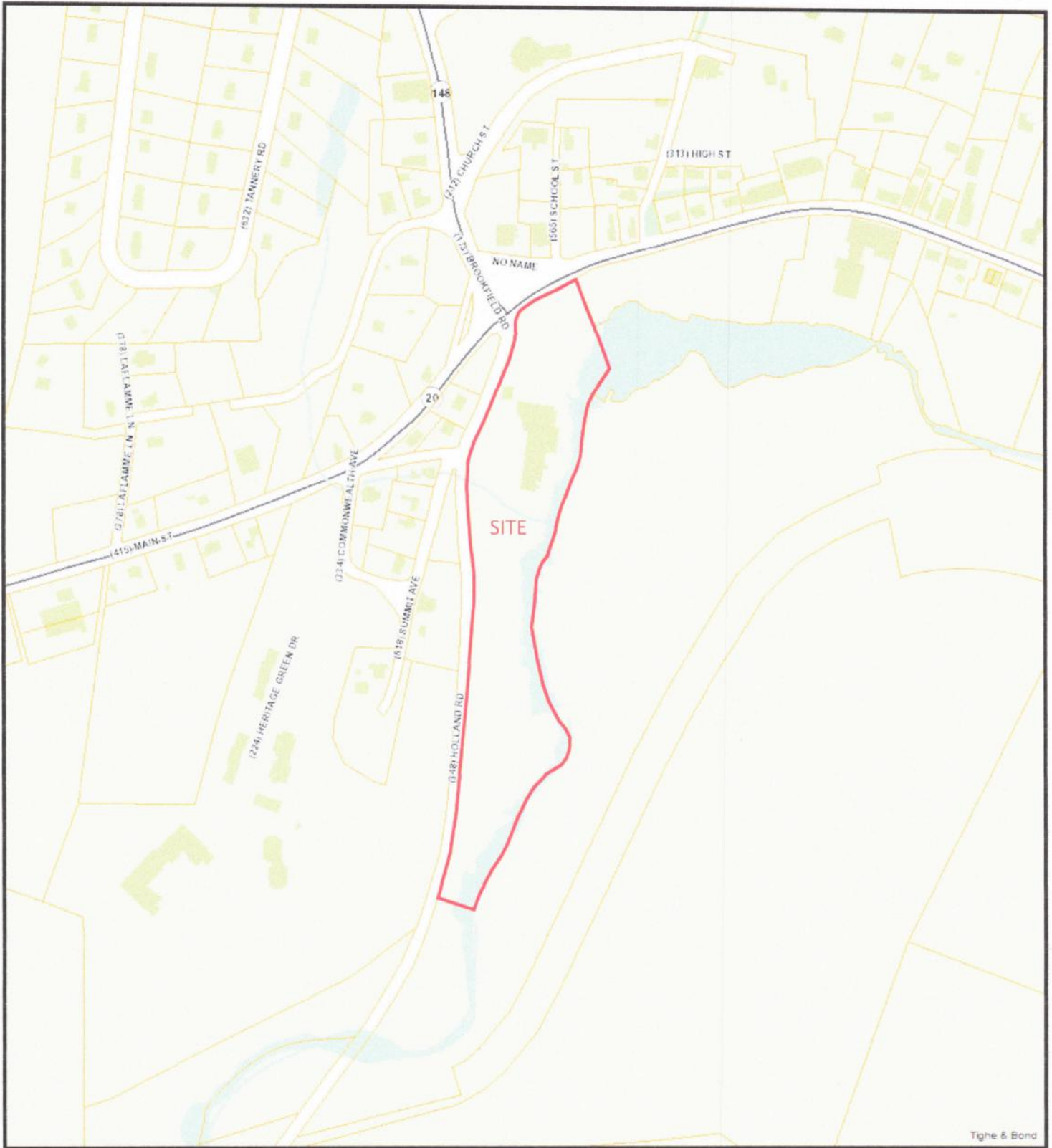




Southbridge USGS Quad 1982

2A





Tight & Bond

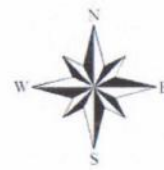
## 9 Holland Road

7/24/2020 2:07:34 PM

Scale: 1"=400'

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.



# 3A







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

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**C. Submittal Requirements**

- a.) Send a copy of this form, with a check or money order for the state share of the fee, payable to the Commonwealth of Massachusetts, to:

Department of Environmental Protection  
Box 4062  
Boston, MA 02211

- b.) **To the Conservation Commission:** Send the Abbreviated Notice of Resource Area Delineation; a **copy** of this form; and the city/town fee payment.
- c.) **To DEP Regional Office:** Send one copy of the Abbreviated Notice of Resource Area Delineation (and any additional documentation required as part of a Simplified Review Buffer Zone Project); 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
348-02717-053	BELANGER MARY JANE	6801 HAPUNA PL	HONOLULU	HI	96825	53 HOLLAND ROAD
415-02338-595	BLACKINGTON LLC	530 MAIN STREET	STURBRIDGE	MA	01566	595 MAIN STREET
618-02347-004	CARTER KAREN B	4 SUMMIT AVENUE	FIKSDALE	MA	01518	4 SUMMIT AVENUE
415-02337-610	COMMONWEALTH OF MASS	100 CAMBRIDGE STREET	BOSTON	MA	02112	610 MAIN STREET
415-02328-600	FATA ANIKO	600 MAIN STREET	FIKSDALE	MA	01518	600 MAIN STREET
415-02337-618	FONTAINE ANNY	1874 OLD TURNPIKE ROAD	OAKHAM	MA	01068	618 MAIN STREET
618-02337-002	GIOVANNUCCI PETER J	2 SUMMIT AVENUE	FIKSDALE	MA	01518	2 SUMMIT AVENUE
348-02337-006	GIROUX SCOTT D	P O BOX 319	FIKSDALE	MA	01518	6 HOLLAND ROAD
618-02347-010	GLASER MICHAEL J	PO BOX 113	FIKSDALE	MA	01518	10 SUMMIT AVENUE
415-02328-598	MANCHESTER LORI A	598 MAIN STREET	FIKSDALE	MA	01518	598 MAIN STREET
334-02346-010	PRI HERITAGE GREEN LLC	100 WELLS AVENUE	NEWTON	MA	02459	10 HERITAGE GREEN DRIVE
173-02337-011	REMILLARD LISA A	14 LAFLAMME LANE	FIKSDALE	MA	01518	11 BROOKFIELD ROAD
348-02337-008	ROBINSON TIMOTHY E II	8 HOLLAND ROAD	FIKSDALE	MA	01518	8 HOLLAND ROAD
618-02317-016	ROCHE DANIEL	16 SUMMIT AVENUE	FIKSDALE	MA	01518	16 SUMMIT AVENUE
618-02347-011	ROCHE DANIEL C	11 SUMMIT AVENUE	FIKSDALE	MA	01518	11 SUMMIT AVENUE
173-02327-002	ROVEZZI CHRISTOPHER J	PO BOX 768	STURBRIDGE	MA	01566	2 BROOKFIELD ROAD
415-02328-602	ROVEZZI CHRISTOPHER J	PO BOX 768	STURBRIDGE	MA	01566	602 MAIN STREET
618-02347-012	TALBOT PATRICIA A TRUSTEE	12 SUMMIT AVENUE	FIKSDALE	MA	01518	12 SUMMIT AVENUE
173-02327-008	TOWN OF STURBRIDGE	308 MAIN STREET	STURBRIDGE	MA	01566	8 BROOKFIELD ROAD
348-02717-051	TOWN OF STURBRIDGE	308 MAIN STREET	STURBRIDGE	MA	01566	51 HOLLAND ROAD
348-02356-046	TOWN OF STURBRIDGE	308 MAIN STREET	STURBRIDGE	MA	01566	46 HOLLAND ROAD
415-02337-615	U S FILTER WASTEWATER GRP INC	8440 ALLISON POINTE BLVD	INDIANAPOLIS	IN	46250	615 MAIN STREET
348-02337-012	U S FILTER WASTEWATER GRP INC	8440 ALLISON POINTE BLVD	INDIANAPOLIS	IN	46250	12 HOLLAND ROAD
	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: 9 HOLLAND ROAD						
Certified Copy						
Assessor:						Date:

**Notification to Abutters Under the  
Massachusetts Wetlands Protection Act**

**(This form must be completed and copies sent, by certified mail, certificate of mailing or hand-delivered, to all abutters within 200 feet of the location of the project)**

*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 Banjo Boy, LLC.
- B. The Applicant has filed an Abbreviated Notice of Resource Area Delineation (ANRAD) with the Sturbridge Conservation Commission.
- C. The address or location of the lot where the activity is proposed is 9 Holland Road, Sturbridge.
- D. The Applicant has filed an ANRAD Application for review and concurrence on the delineation of the Bordering Vegetated Wetland and Mean Annual High Water resource area lines and the extent of Historic Mill Complex.
- E. Copies of the ANRAD may be obtained or examined by calling Glenn E. Krevosky of EBT Environmental Consultants, Inc., 601 Main Street, North Oxford, MA 01537 at (508)987-0979 between the hours of 9:00 am and 3:30 pm, Monday through Friday.
- F. Information regarding the date, time and place of the Public Hearing may be obtained by contacting the Sturbridge Conservation Commission at (508)347-2506 between the hours of 8am to 4pm Mondays, Wednesdays and Thursdays, 8am to 7pm Tuesdays and 8am to 12pm Fridays.

**PLEASE NOTE:**

- 1. Notice of the public hearing, including its date, time and place will be published at least five (5) business days in advance in the Southbridge News.
- 2. Notice of the public hearing including date, time and place will be posted in the Town Hall not less than forty-eight (48) hours in advance.
- 3. You also may contact the Department of Environmental Protection (DEP) Regional Office for more information about this application or the Wetlands Protection Act. To contact the DEP:

**CENTRAL REGION: (508) 792-7650**

**NORTHEAST REGION: (617) 654-6500**

**WESTERN REGION: (413) 784-1100**

**SOUTHEAST REGION: (508) 946-2700**

7/24/2020

**6A**



## **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 July 24, 2020, 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:

An Abbreviated Notice of Resource Area Delineation 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 July 24, 2020 for a property located at, 9 Holland Road, 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

7-24-2020  
Date