



**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 #:  
 eDEP Transaction #:1679064  
 City/Town:STURBRIDGE

**A.General Information**

**1. Project Location:**

a. Street Address	7 CEDAR POND RD		
b. City/Town	STURBRIDGE	c. Zip Code	01566
d. Latitude	48.11822N	e. Longitude	72.09173W
f. Map/Plat #	200/2418	g.Parcel/Lot #	007

**2. Applicant:**

Individual     Organization

a. First Name	ADAM	b. Last Name	TOMINSKY
c. Organization			
d. Mailing Address	8 DIGREGERIO DR.		
e. City/Town	WORCESTER	f. State	MA
g. Zip Code	01521	j. Email	ATominsky@hotmail.com
h. Phone Number	401-639-9007	i. Fax	

**3. Property Owner:**

more than one owner

a. First Name	ADAM	b. Last Name	TOMINSKY
c. Organization			
d. Mailing Address	8 DIGREGERIO DR.		
e. City/Town	WORCESTER	f. State	MA
g. Zip Code	01521	j. Email	ATominsky@hotmail.com
h. Phone Number	401-639-9007	i. Fax	

**4. Representative:**

a. First Name	MICHAEL	b. Last Name	THIBEAULT
c. Organization	LANDSCAPE EVOLUTION		
d. Mailing Address	92 WALES ROAD		
e. City/Town	HOLLAND	f. State	MA
g. Zip Code	01521	j. Email	mm@landevo.com
h. Phone Number	508-751-0856	i. Fax	

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

a. Total Fee Paid	110.00	b. State Fee Paid	42.50	c. City/Town Fee Paid	67.50
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**6. General Project Description:**

WE PROPOSE TO CONSTRUCT A 10? X 20? WOODEN PLATFORM, ADJACENT TO THE LAKESIDE OF THE HOUSE. THE PLATFORM WILL BE BUILT ON CONCRETE BLOCKS WITH SPACED DECKING BOARDS FOR PERMEABILITY. GRASS CURRENTLY GROWS WHERE THE PLATFORM IS TO BE BUILT. A DRAINAGE SWALE 4-5? WIDE WILL BE LINED WITH RIVER ROCK WITH THE INTENTION OF RETAINING AND SLOWING DOWN WATER DRAINING FROM THE ROAD THROUGH THE PROPERTY. CURRENTLY THERE IS EVIDENCE THIS DRAINAGE WATER ERODES THE SIDE YARD AND SANDY BEACH AREA. NATIVE PLANTINGS WILL BE ADDED ALONG THE SHORELINE. A SERVICEBERRY TREE, 4 SWEET PEPPERBUSH AND 3 Highbush Blueberry. STAKED STRAW WATTLES WILL BE PLACED ALONG THE LENGTH OF THE SHORELINE BELOW THE WORK AREA.

**7a. Project Type:**

1.  Single Family Home                      2.  Residential Subdivision



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- |   |  |
|---|--|
| 3. <input type="checkbox"/> Limited Project Driveway Crossing | 4. <input type="checkbox"/> Commercial/Industrial                    |
| 5. <input type="checkbox"/> Dock/Pier                         | 6. <input type="checkbox"/> Utilities                                |
| 7. <input type="checkbox"/> Coastal Engineering Structure     | 8. <input type="checkbox"/> Agriculture (eg., cranberries, forestry) |
| 9. <input type="checkbox"/> Transportation                    | 10. <input type="checkbox"/> Other                                   |

7b. Is any portion of the proposed activity eligible to be treated as a 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:
2. Limited Project

8. Property recorded at the Registry of Deeds for:

<b>a. County:</b>	<b>b. Certificate:</b>	<b>c. Book:</b>	<b>d. Page:</b>
WORCESTER		69322	355

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

1. Buffer Zone & Resource Area Impacts (temporary & permanent):

This is a Buffer Zone only project - 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)

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	
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 any)	
	2. Width of Riverfront Area (check one)	
	<input type="checkbox"/> 25 ft. - Designated Densely Developed Areas only	
	<input type="checkbox"/> 100 ft. - New agricultural projects only	
	<input type="checkbox"/> 200 ft. - All other projects	
	3. Total area of Riverfront Area on the site of the proposed project	
	square feet	



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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)

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 Beaches	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
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, crea.
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

Restoration/Replacement

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 entered the additional amount here.



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a. square feet of BVW

b. square feet of Salt Marsh

**5. Projects Involves Stream Crossings**

Project Involves Streams Crossings

If the project involves Stream Crossings, please enter the number of new stream crossings/number of replacement stream crossings.

a. number of new stream crossings

b. number of replacement stream crossings

**C. Other Applicable Standards and Requirements**

**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 of Endangered Species program (NHESP)?

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

b. Date of map:2023

If yes, the project is also subject to Massachusetts Endangered Species Act (MESA) review (321 CMR 10.18)...

c. Submit Supplemental Information for Endangered Species Review \* (Check boxes as they apply)

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

3.  Project plans for entire project site, including wetland resource areas and areas outside of wetland 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

c.  MESA filing fee (fee information available at: <http://www.mass.gov/eea/agencies/dfg/dfw/natural-heritage/regulatory-review/mass-endangered-species-act-mesa/mesa-fee-schedule.html>)

Make check payable to "Natural Heritage & Endangered Species Fund" 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

d. 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/eea/agencies/dfg/dfw/laws-regulations/cmr/321-cmr-1000-massachusetts-endangered-species-act.html#10.14>; the NOI must still be sent to NHESP if the project is within estimated habitat pursuant to 310 CMR



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10.37 and 10.59.)

2.  Separate MESA review ongoing.

- a. NHESP Tracking Number
- 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.

\* Some projects not in Estimated Habitat may be located in Priority Habitat, and require NHESP review...

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

a.  Not applicable - project is in inland resource area only

b.  Yes  No

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

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

North Shore - Hull to New Hampshire:

Division of Marine Fisheries -  
 Southeast Marine Fisheries Station  
 Attn: Environmental Reviewer  
 836 S. Rodney French Blvd  
 New Bedford, MA 02744

Division of Marine Fisheries -  
 North Shore Office  
 Attn: Environmental Reviewer  
 30 Emerson Avenue  
 Gloucester, MA 01930

If yes, it 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.

3. 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 DEP Website for ACEC locations). **Note:** electronic filers click on Website.

b. ACEC Name

4. 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

5. 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

6. 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



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b.  No, Explain why the project is exempt:

- 1.  Single Family Home
- 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**

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 by regular mail delivery.

- 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.
- 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.

<b>a. Plan Title:</b>	<b>b. Plan Prepared By:</b>	<b>c. Plan Signed/Stamped By:</b>	<b>c. Revised Final Date:</b>	<b>e. Scale:</b>
SITE PLAN 7 CEDAR POND RD	MICHAEL THIBEAULT		02/10/2024	1"=10'

- 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.



**Massachusetts Department of Environmental Protection**  
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**WPA Form 3 - Notice of Wetland Fee Transmittal**  
**Form**

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

Provided by MassDEP:  
 MassDEP File #:  
 eDEP Transaction #:1679064  
 City/Town:STURBRIDGE

**A. Applicant Information**

**1. Applicant:**

a. First Name ADAM b. Last Name TOMINSKY  
 c. Organization  
 d. Mailing Address 8 DIGREGERIO DR.  
 e. City/Town WORCESTER f. State MA g. Zip Code 01521  
 h. Phone Number 4016399007 i. Fax j. Email ATominsky@hotmail.com

**2. Property Owner:(if different)**

a. First Name ADAM b. Last Name TOMINSKY  
 c. Organization  
 d. Mailing Address 8 DIGREGERIO DR.  
 e. City/Town WORCESTER f. State MA g. Zip Code 01521  
 h. Phone Number 4016399007 i. Fax j. Email ATominsky@hotmail.com

**3. Project Location:**

a. Street Address 7 CEDAR POND RD b. City/Town STURBRIDGE

Are you exempted from Fee?  (YOU HAVE SELECTED 'NO')

**Note:** Fee will be exempted if you are one of the following:

- City/Town/County/District
- Municipal Housing Authority
- Indian Tribe Housing Authority
- MBTA

State agencies are only exempt if the fee is less than \$100

**B. Fees**

Activity Type	Activity Number	Activity Fee	RF Multiplier	Sub Total
A.) WORK ON SINGLE FAMILY LOT; ADDITION, POOL, ETC.;	1	110.00		110.00

City/Town share of filling fee \$67.50 State share of filing fee \$42.50 Total Project Fee \$110.00

WORK DESCRIPTION: 7 Cedar Pond Road, Sturbridge, MA

We propose to construct a 10' x 20' wooden platform, adjacent to the lakeside of the house. The platform will be built on concrete blocks with spaced decking boards for permeability. Grass currently grows where the platform is to be built.

A drainage swale 4-5' wide will be lined with river rock with the intention of retaining and slowing down water draining from the road through the property. Currently there is evidence this drainage water erodes the side yard and sandy beach area.

Native plantings will be added along the shoreline. A serviceberry tree, 4 sweet pepperbush and 3 highbush blueberry.

Staked straw wattles will be placed along the length of the shoreline below the work area.



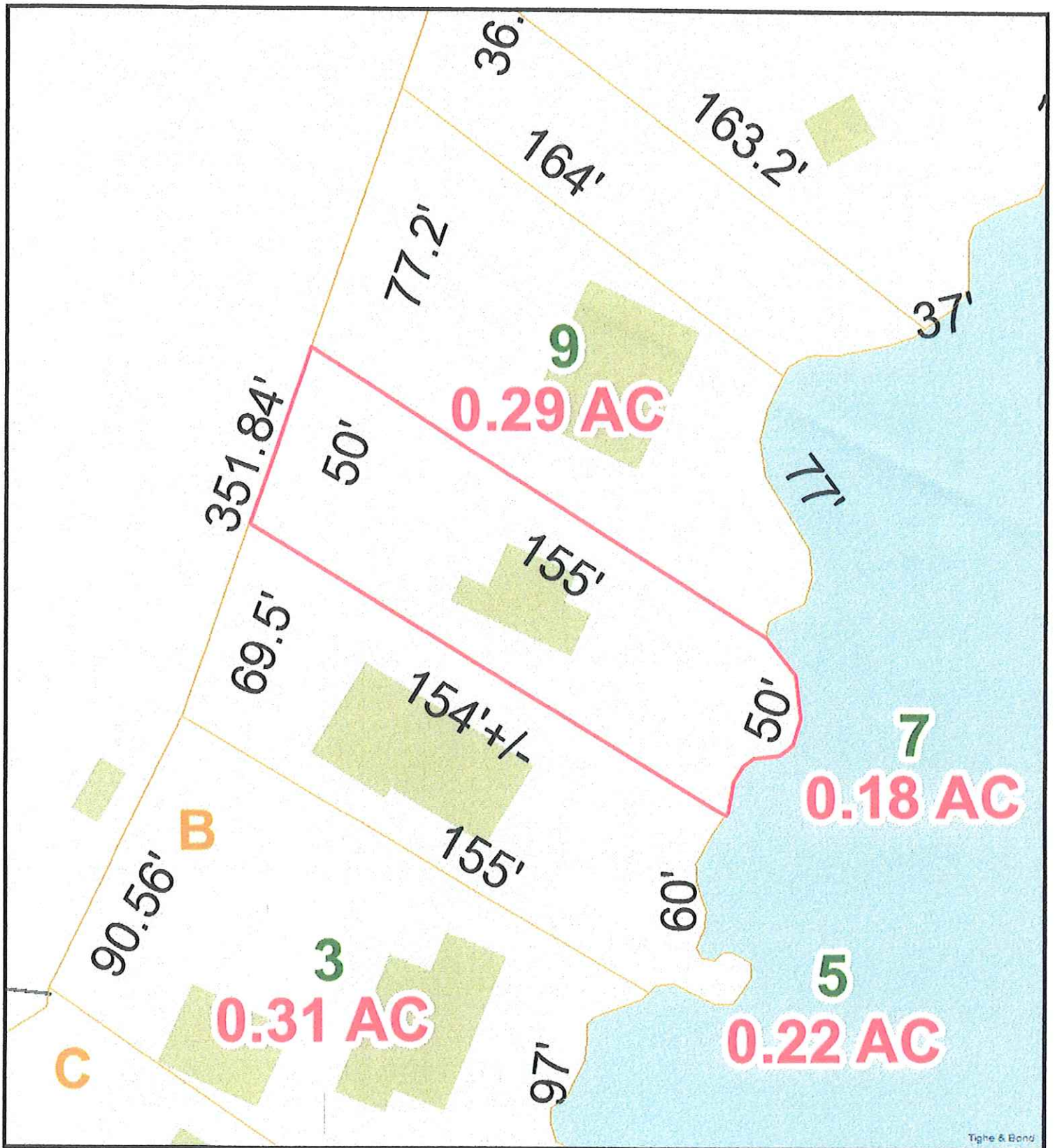
# 7 Cedar Pond Road



# 7 Cedar Pond Road







Tighe & Bond

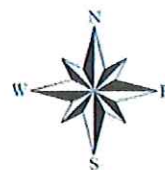
### 7 Cedar Pond Rd

10/24/2023 5:09:29 PM

Scale: 1"=40'

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.





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**Transaction Overview** Trans# 1679064 ID# WPA Form 3 - NOI



**Payment**

[print](#) [Exit](#)

**Payment Confirmation**

Thank you. Your payment has been received and payment receipt has been emailed.

DEP TRANS # 1679064

Payment Amount: \$42.5

Payment Date: 2/20/2024 9:24:36 AM

DEP Payment Confirmation ID: 8c4321f6-6853-41fa-a339-35e9068f0be9

Note: Payment received after 3:30pm will not be posted until the next business day.

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## Receipt



### Summary/Receipt

print receipt

Exit

Your submission is complete. Thank you for using DEP's online reporting system. You can select "My eDEP" to see a list of your transactions.

DEP Transaction ID: 1679064  
Date and Time Submitted: 2/20/2024 9:25:48 AM  
Other Email :

**Form Name:** WPA Form 3 - NOI

#### Project Location

City/Town Name: STURBRIDGE  
location: 7 CEDAR POND RD

General Description: WE PROPOSE TO CONSTRUCT A 10' X 20' WOODEN PLATFORM, ADJACENT TO THE LAKESIDE OF THE HOUSE. THE PLATFORM WILL BE BUILT ON CONCRETE BLOCKS WITH SPACED DECKING BOARDS FOR PERMEABILITY. GRASS CURRENTLY GROWS WHERE THE PLATFORM IS TO BE BUILT. A DRAINAGE SWALE 4-5' WIDE WILL BE LINED WITH RIVER ROCK WITH THE INTENTION OF RETAINING AND SLOWING DOWN WATER DRAINING FROM THE ROAD THROUGH THE PROPERTY. CURRENTLY THERE IS EVIDENCE THIS DRAINAGE WATER ERODES THE SIDE YARD AND SANDY BEACH AREA. NATIVE PLANTINGS WILL BE ADDED ALONG THE SHORELINE. A SERVICEBERRY TREE, 4 SWEET PEPPERBUSH AND 3 Highbush BLUEBERRY. STAKED STRAW WATTLES WILL BE PLACED ALONG THE LENGTH OF THE SHORELINE BELOW THE WORK AREA.

#### Applicant Information

Name: ADAM TOMINSKY  
Company  
Address: 8 DIGREGERIO DR., WORCESTER, MA, 01521

#### Payment Information

Your fee for the state share is \$: 42.50  
If you have paid by credit card or ACH, thank you for your payment. If you are paying by check or money order, please send your check (payable to the Commonwealth of Massachusetts) to MassDEP, Box 4062, Boston, MA 02211

#### Additional Forms Submitted

WPA Form 3 - NOI (Fee Transmittal)(ONLINE ONLY)

#### Ancillary Document Uploaded/Mailed