Town of Milford Meeting Notice

MILFORD YUNN CLERK 2021 JAN 13 AM 11:38

Board or Commission: Conservation Commission Date and Time of Meeting: Wednesday January 20, 2021 at 7.00 P. M

Place of Meeting—Pursuant to Governor Baker's March 12, 2020 order suspending certain provisions of the Open Meeting Law, G.L. c. 30A sec. 18, and the Governor's March 15, 2020 Order concerning imposition of strict limitations on the number of people that may gather in one place, this meeting is being conducted via remote participation. No in-person attendance of members of the public will be permitted, but every effort will be made to ensure that the public can adequately access the proceedings as provided for in the Order.

PUBLIC HEARINGS

Public Hearing access now requires advanced registration. Any member of the public may now register to access the zoom meeting as an attendee. Public attendees will be able to view the zoom LIVE and request to speak at the Public Hearing. Please register with zoom at http://tiny.cc/c0d2tz. All testimony at a public hearing, including documents or exhibits, must be in connection with the matter being considered, and confined to the matter at hand, and will be limited to five minutes to allow for the opportunity for others to participate.

7.00pm General Business

Review & Approve minutes

Public Hearings

- 1. Notice of Intent DEP#223-1180 11-13 Ariana Circle Claro Corporation
- 2. Determination of Applicability 23 Simon Drive Lloyd and Ann Currie
- 3. Notice of Intent DEP#223-1188 0 South Union St New England Power Plant
- 4. Notice of Intent DEP#223-1186 109 Depot St Lisa & Frederico Carneiro
- 5. Notice of Intent DEP#223-1185 21 Beaver St 85 Realty Corp
- 6. Notice of Intent DEP#223-1487 26 Beaver St 85 Realty Corp

Signature

Dated 1-13-202/

Not all items listed may be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.

Meeting Minutes

December 16, 2020 MINUTES

Chairman Giampetro called the meeting of the Milford Conservation Commission to order via remote participation at 7:03 P.M. Members in attendance via remote participation were Domingos Roda, Derek Atherton, Joseph Zacchilli and Noel Bontempo. Missing were Edward Ross and Paul Braza.

7:04 P.M. - Motion by Zacchilli/ Roda to approve minutes. Un.5

7:05 P.M.- Certificate of Compliance DEP# 223-1116 67 Field Pond Road Sanylah Crossing.

Motion by Roda/ Bontempo to continue hearing. Un.5

7:06 P.M- Certificate of Compliance- DEP# 223-1129 445 East Main St. Dhanada LLC

Present at hearing was Mark Arnold from Goddard Consulting.

Mr. Arnold stated has submitted restoration plan for both areas. Gave overview of wetlands, previous violations and reshaping of parking area.

Chairman Giampietro concerned with culverts.

Member Roda suggests adding elevations and topal to existing as-built.

Motion by Zacchilli/ Roda to continue hearing. Un.5

7:37 P.M.- Determination of Applicability- 13 Casey Drive Peter Quern

Present at hearing was Peter Quern applicant.

Mr. Quern stated proposing to install and irrigation well. Looking to install of the southside of the driveway. Erosion control will be installed.

Motion by Zacchilli/ Roda to close the public hearing and issue a negative determination with condition siltation barriers to be installed prior to any work being sone. Un. 5

7:43 P.M.- Amended Notice of Intent DEP#223-1180 4-6 Ariana Circle Claro Corporation

Present at hearing was Jude Guavin from Andrew Engineering.

Mr. Guavin gave stated moved proposed dwelling 16 feet.

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Chairman Giampetro recommends to re-submit plan and changes.

Motion by Roda/ Zacchilli to issue order of conditions. With conditions orders cannot be approved until the revised plans have been updated and submitted. Un. 4

7:49 P.M.- Notice of Intent DEP#223-1180 11-13 Ariana Circle Claro Corporation

Present at hearing was Jud Guavin from Andrews Engineering and applicant David Claro

Motion by Zacchilli/ Roda to continue hearing. Un.5

7:51 P.M- Notice of Intent DEP#223 26 Beaver St 85 Reality Corp.- continued

7:52 P.M.- Notice of Intent DEP#223-1185 21 Beaver St. 85 Realty Corp

Present at hearing was John Nenart from 85 Reality Corp and Scott Goddard from Goddard Consulting.

Mr. Nenart gave overview of for proposed changes project. Has submitted changes and traffic study to town engineer.

Mr. Goddard stated DEP suggested to close out and old order of conditions on project.

Chairman Giampietro recommends to close out each order separately.

Motion by Zacchilli/ Roda to continue hearing to allow town engineer to review proposed changes. Un.5

8:33 P.M.- Motion by Ross/ Zacchilli to adjourn.

Minutes Recorded by:	MILFORD CONSERVATION COMMISSION
Loriann Braza	

Agenda Item # 1 No new information has been submitted to address the detention basin item listed in the following report dated November 10, 2020 (page 2, second bullet)



OFFICE OF PLANNING AND ENGINEERING

TOWN OF MILFORD

52 MAIN STREET, MILFORD, MASSACHUSETTS 01757 508-634-2317 Fax 508-473-2394 mdean@townofmilford.com

> Michael Dean, P.E. Town Engineer

November 10, 2020

Mr. Michael Giampietro, Chairman Conservation Commission 52 Main Street Milford, MA, 01757

Re: Ariana Estates – 11 & 13 Ariana Circle (Lot 2) Notice of Intent for an Individual Lot

Dear Mr. Giampietro:

The submittal is a Notice of Intent for 11 & 13 Ariana Circle, an individual lot of Ariana Estates Residential Subdivision. The Applicant is Claro Construction Corp., 81 Camp Street, Milford, MA 01757.

The site consists of 18,005 SF of land, Zoned as General Residential (RA). The parcel refers to the Town Assessors Map 52, Block 293, Lot 2.

This project / Lot has already been in front of the commission at the last meeting on October 21, 2020. The hearing was opened and discussions took place between the commission, applicants representative and abutters. During the meeting the commission had raised some concerns and asked for additional information, specifically, the existing elevations of the brook and elevations of the abutting land on the south side of the brook. The commission then asked the Town Engineer to research any existing files / plans that may contain the above referenced information.

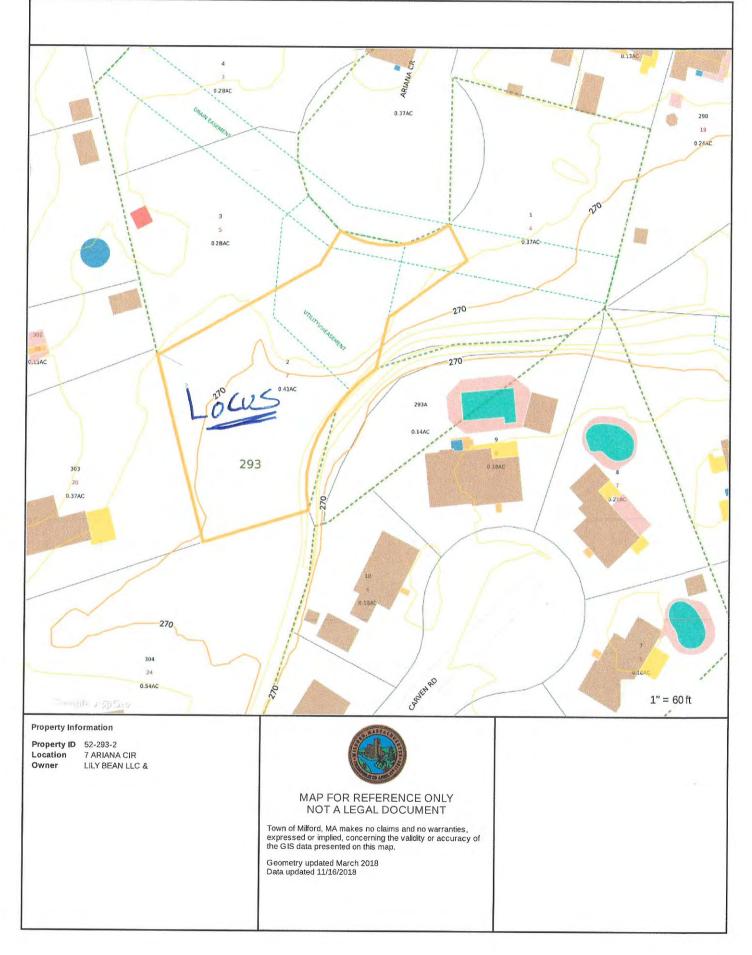
I have reviewed the files and found a filing for a pool installation at 7 Carven Road, the plans have no topography or spot elevations, as this filing was simply to convert a lawn area into an inground pool area. The Town's GIS shows the abutting land at an approximate elevation of 270, see the attached Exhibit.

Following a review of the submitted documents I offer the following:

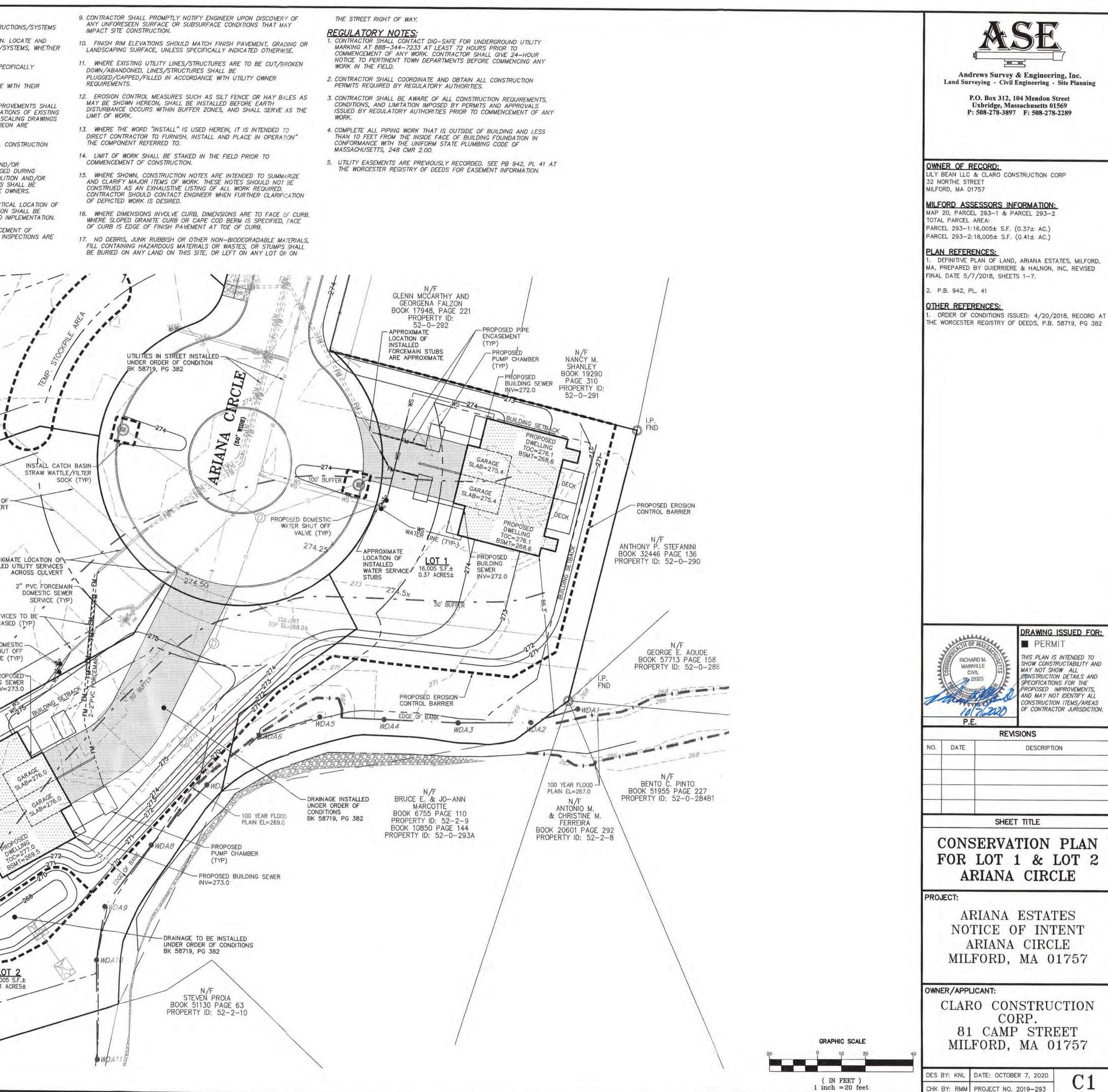
- The submitted plans (and previous subdivision plans) show some level of detail of the brook and what appears to be boulders along the edge of said brook. This detail work may possibly contain the information pertaining to the above referenced request by the commission (existing elevations of the brook and elevations of the abutting land on the south side of the brook). There may be a possibility that the original survey has the spot elevations of such detail work, this should be further researched and the elevations should be provided per the commission's request.
- The plans show a proposed driveway over the existing underground detention basin. The applicants engineer shall provide a detail of the **existing** basin with the proposed driveway and certify the **existing** underground basin is built to accommodate traffic loading (H-20). The detail should include items such as the type of the existing chambers, model number, the amount of crushed stone, amount of cover materials and type, etc.

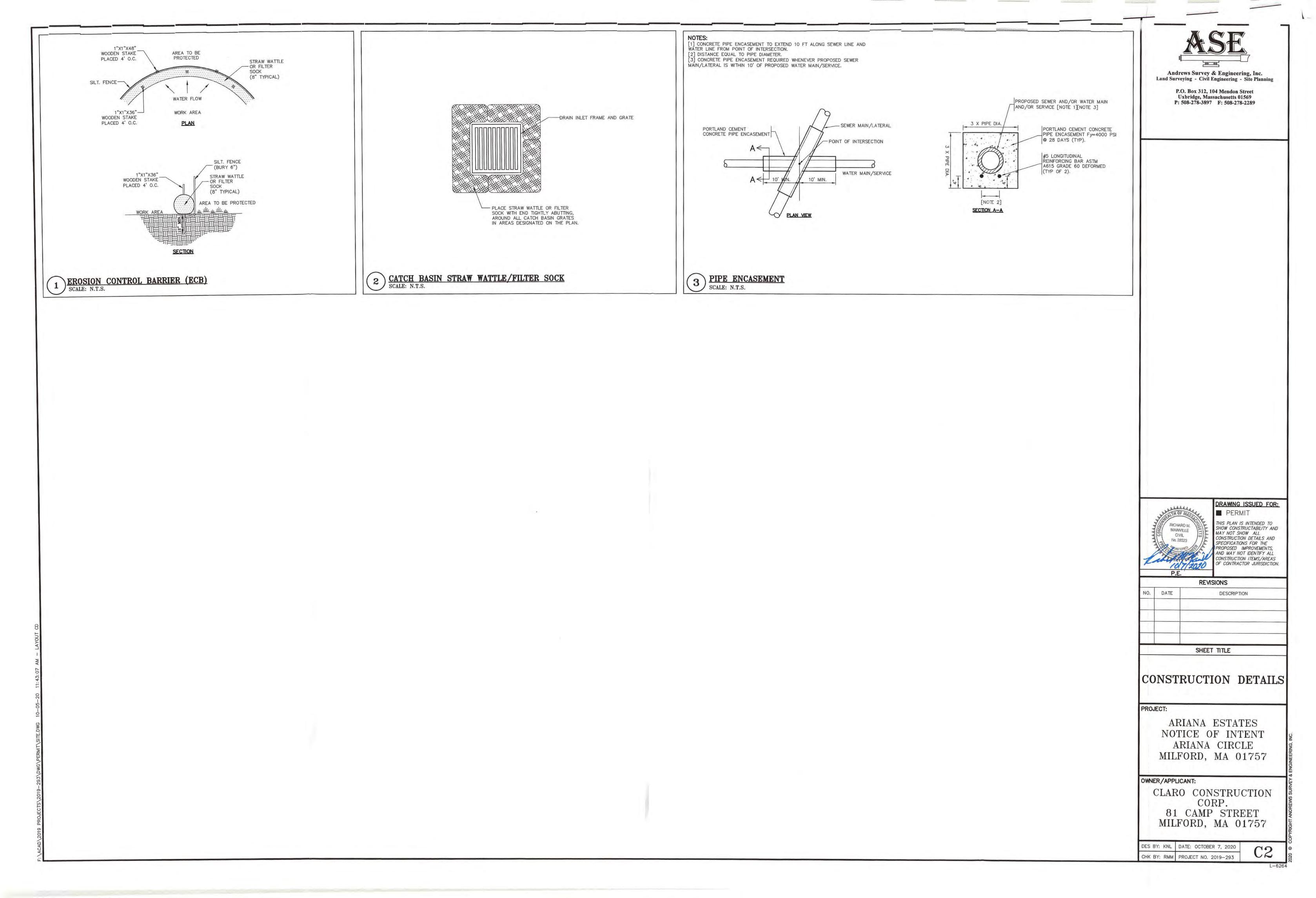
The above items should be addressed prior to approval.

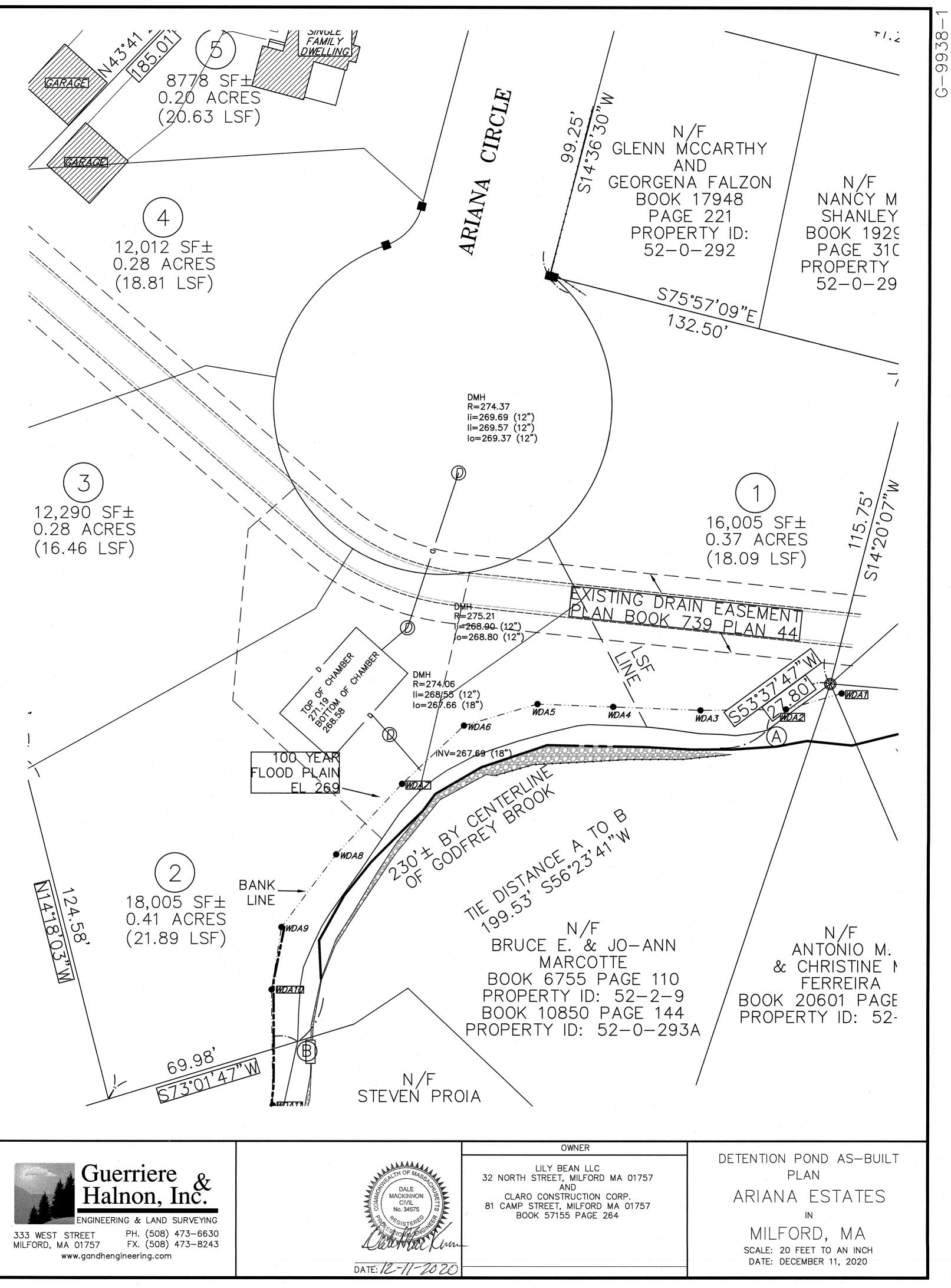
Sincerely. Michael Dean, P.E. Town Engineer



LEGEND			GENERAL NOTES: 1. LOCATION OF EXISTING UNDERGROUND UTILITIES/OBSTRUCT
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G-9938-1

Agenda Item # 2



TOWN OF MILFORD 52 MAIN STREET, MILFORD, MASSACHUSETTS 01757 508-634-2317 Fax 508-473-2394 mdean@townofmilford.com

OFFICE OF PLANNING AND ENGINEERING

Michael Dean, P.E. Town Engineer

MEMORANDUM

TO:	Mr. Michael Giampietro, Chairman - Conservation Commission
FROM:	Michael Dean, P.E. MD
DATE:	January 12, 2021
SUBJECT:	23 Simon Drive – Determination of Applicability – Tree Removal

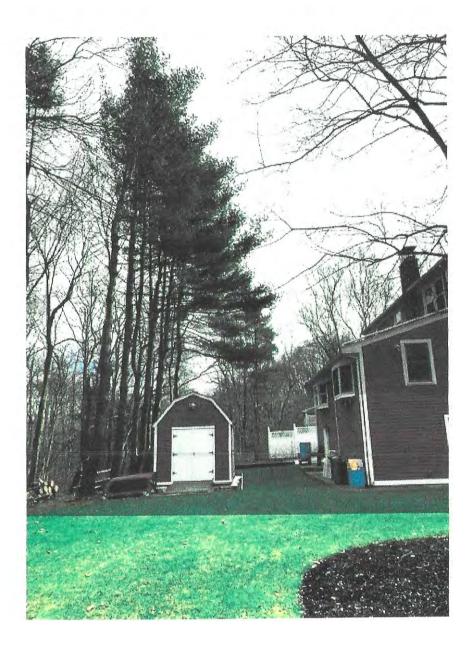
The Owners / Applicant, Lloyd & Ann Currie, of 23 Simon Drive, Milford Ma, 01757 have filed a Determination of Applicability to remove 5 Pine trees located at their residence.

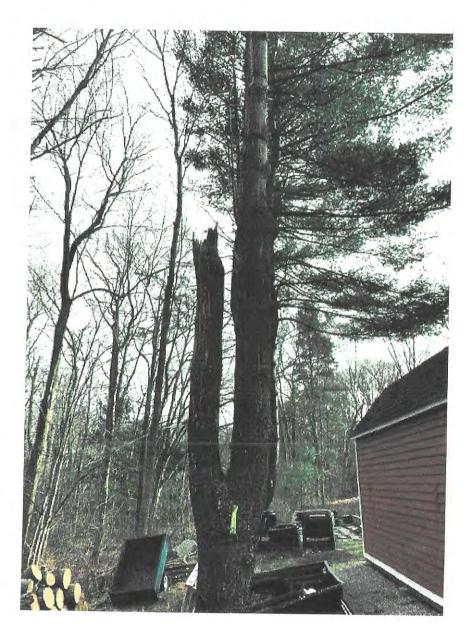
Following a review of the submitted documents and a site inspection, it is found that the five (5) trees are located in the rear yard and are in close proximity to the house. One of the 5 trees has sustained damage already. The canopy of the trees is essentially "one sided", which is the side towards the house, posing more of a risk to the structure.

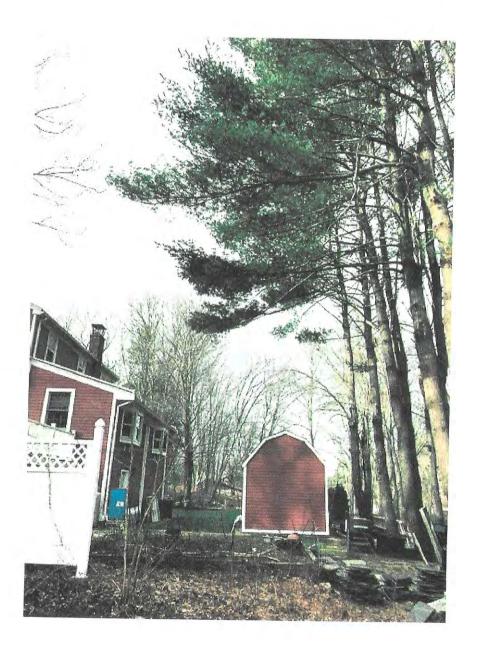
The pine trees were planted, they are not naturally occurring, as seen in the photos, they are all in a straight line. The closest distance to the wetlands is approximately 15-feet.

Erosion control should be installed if stump grinding activity is going to take place.

I recommend a negative determination of applicability.







Agenda Item # 3



OFFICE OF PLANNING AND ENGINEERING TOWN OF MILFORD

52 MAIN STREET, MILFORD, MASSACHUSETTS 01757 508-634-2317 Fax 508-473-2394 mdean@townofmilford.com

> Michael Dean, P.E. Town Engineer

January 13, 2021

Mr. Michael Giampietro, Chairman Conservation Commission 52 Main Street Milford, MA, 01757

Re: New England Power Company – C129/D130 Sky Wrap Fiber Installation Notice of Intent - Installation of 2 Wooden Poles D.E.P. File # 223-1188

Dear Mr. Giampietro:

The submittal is for a Notice of Intent (NOI) associated with the C129/D130 Sky Wrap Fiber Project for the installation of 2 Wooden Poles. The location of the proposed activity (pole installation) is 0 South Union Street (parcel 1) and 14 South Cedar Street (parcel 2). The Applicant is the New England Power Company, 40 Sylvan Road, Waltham, MA 02451.

The C129/D130 Sky Wrap Fiber Project, as a whole, consists of the installation of 2 sky wrap fiber optic cables along 17 miles of existing Power Lines (Right of Ways), spanning between Milford and Millbury. Almost all the work (associated with this project) is exempt under the Utility Maintenance Exemption in the Wetlands Protection Act (WPA) (310 CMR 10.02(2)(a)(2)). The installation of the 2 wooden poles is not exempt, but in this case, this activity qualifies as a Limited Project.

The area of the installation of the 2 wooden poles is behind (east) what used to be referred to as "Pheasant Run" apartments (off of Depot Street), north east of the Vernon Grove Cemetery, east of the railroad and approximately 500+ feet west of the Charles River. Following a review of the documents I offer the following comments:

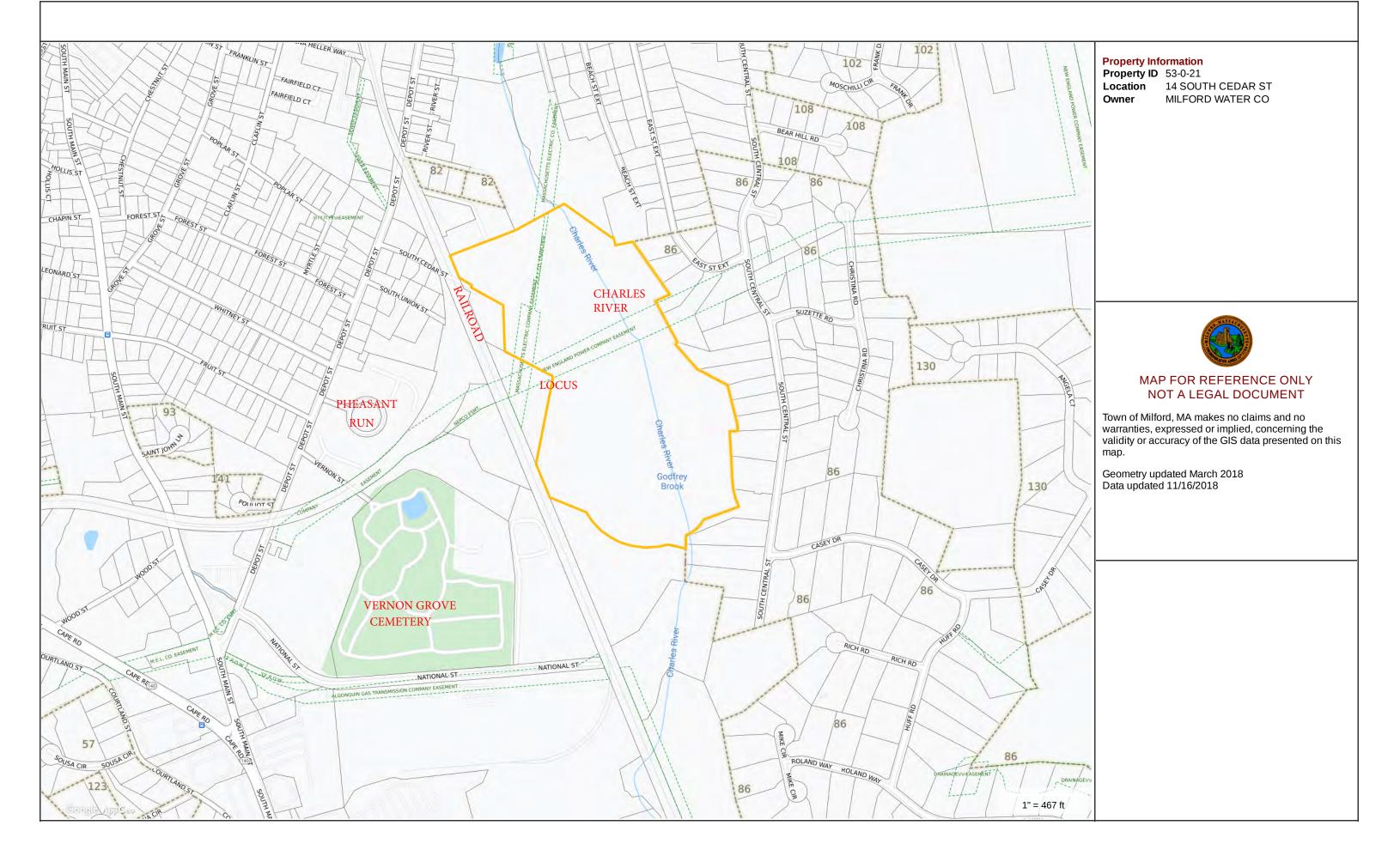
1. The area is comprised of several different resource areas, wetlands, small intermittent streams, land subject to flooding, etc., it is suggested that the activity proposed in this area be performed during the dry months of the year to minimize the impacts to the resource areas. This is also suggested by DEP.

- 2. The applicant / contractors should use the existing trails / cart paths to the maximum extent possible to minimize disturbance to the resource areas.
- 3. The applicant's representative should submit some type of monitoring program to demonstrate the successful revegetation of all disturbed areas. This is also suggested by the DEP.

The above items should be discussed prior to the issuance of an Order of Conditions.

Sincerely Michael Dean, P.E.

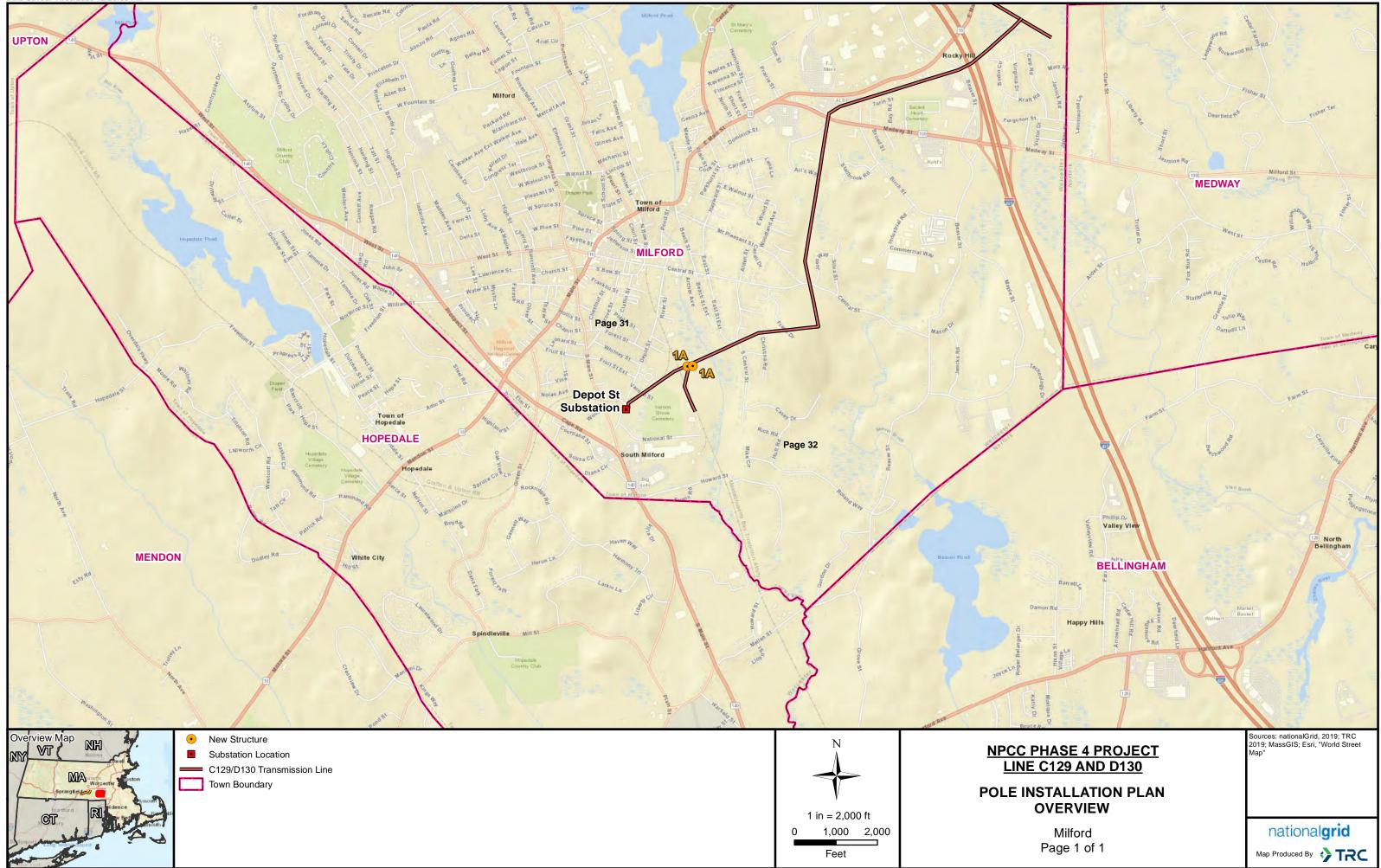
Town Engineer





ATTACHMENT B – Figures

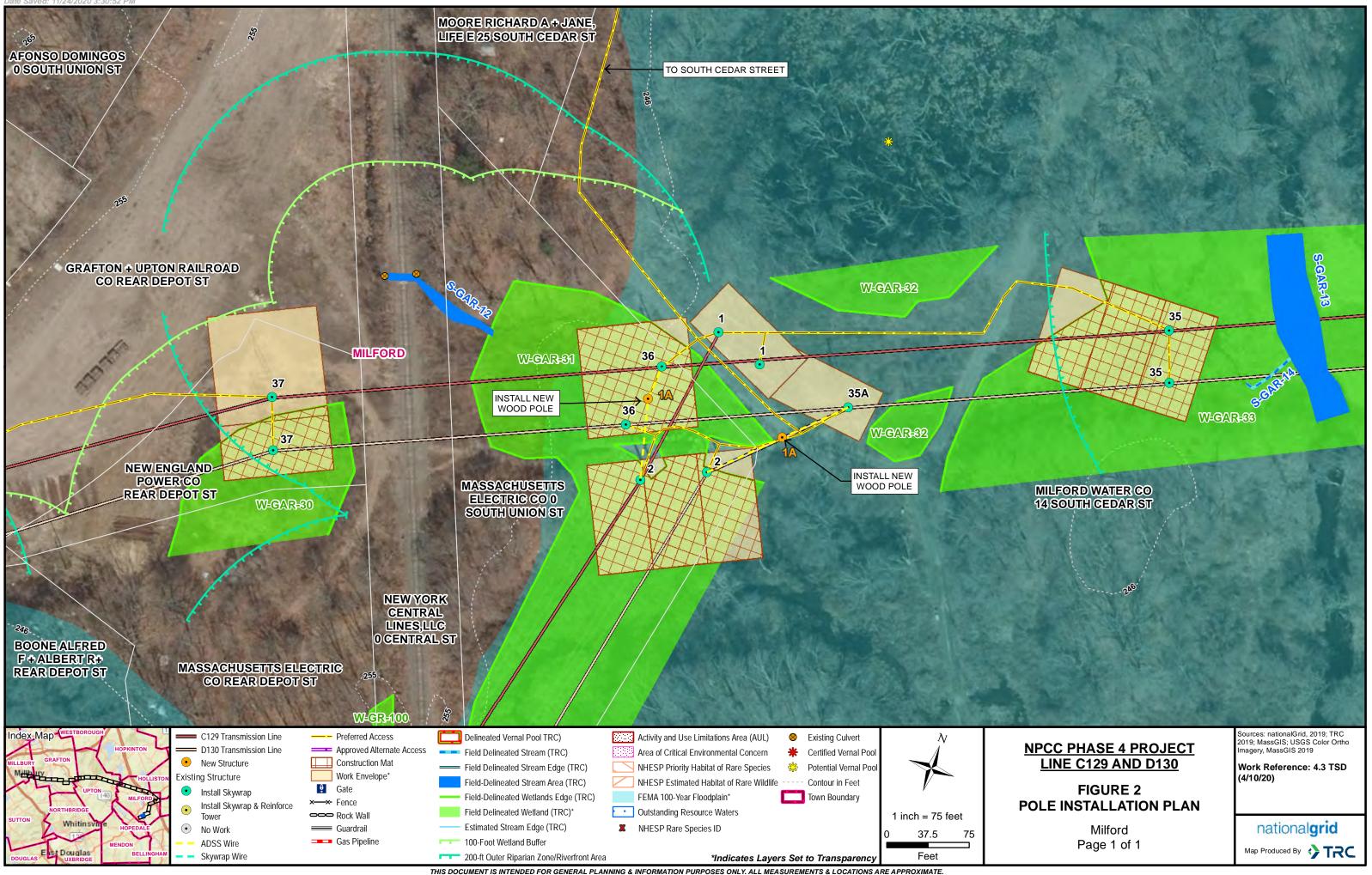
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THIS DOCUMENT IS INTENDED FOR GENERAL PLANNING & INFORMATION PURPOSES ONLY. ALL MEASUREMENTS & LOCATIONS ARE APPROXIMATE.

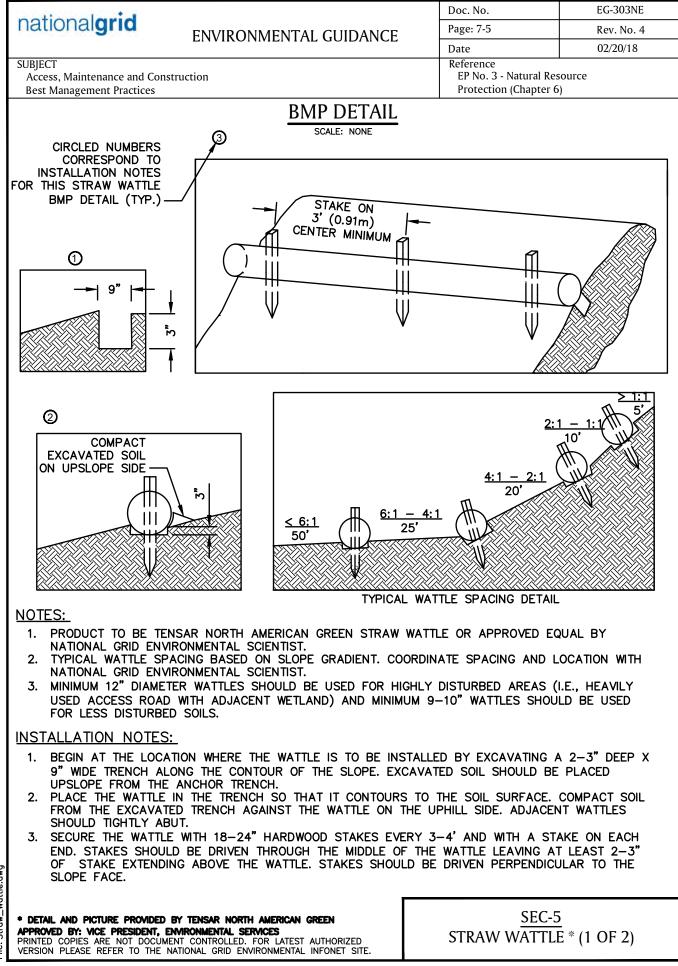
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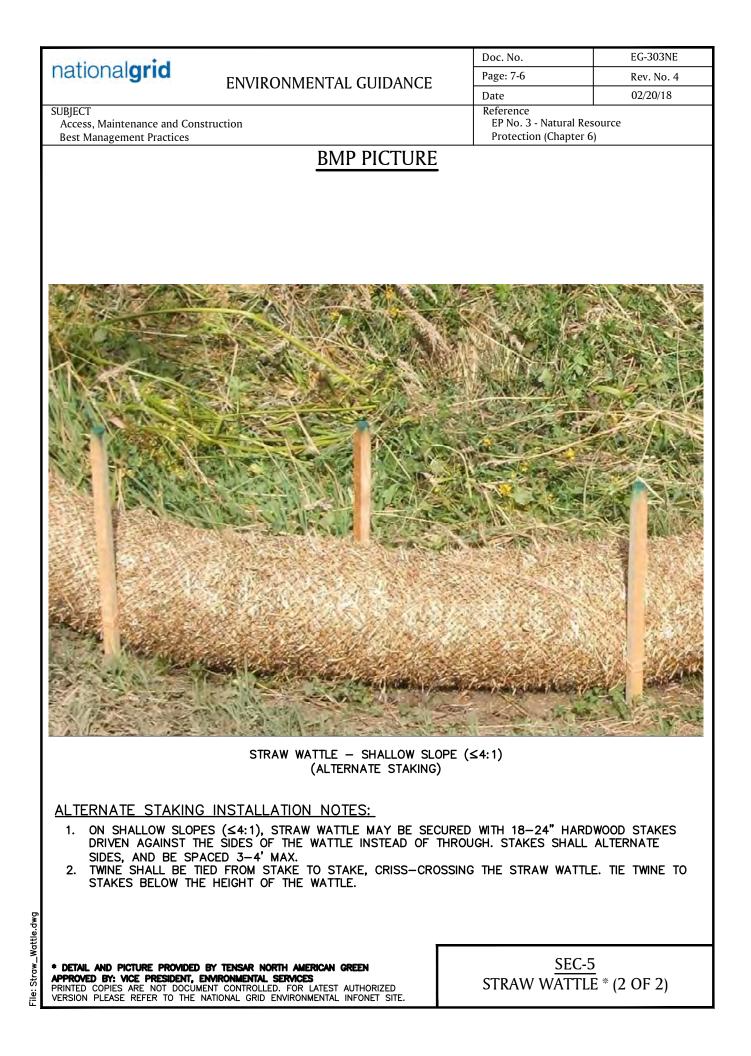


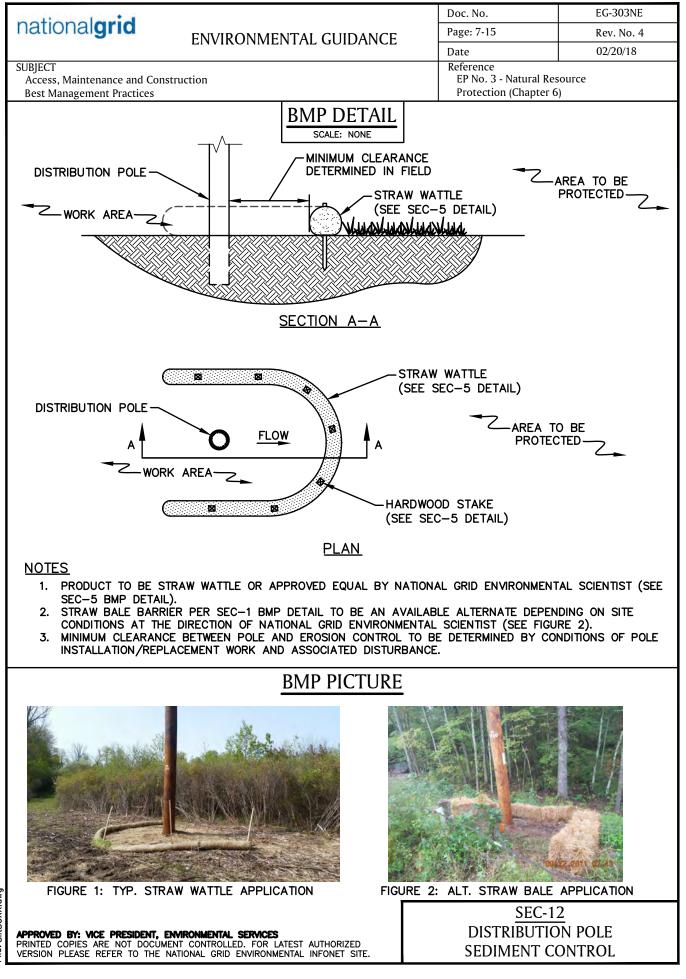


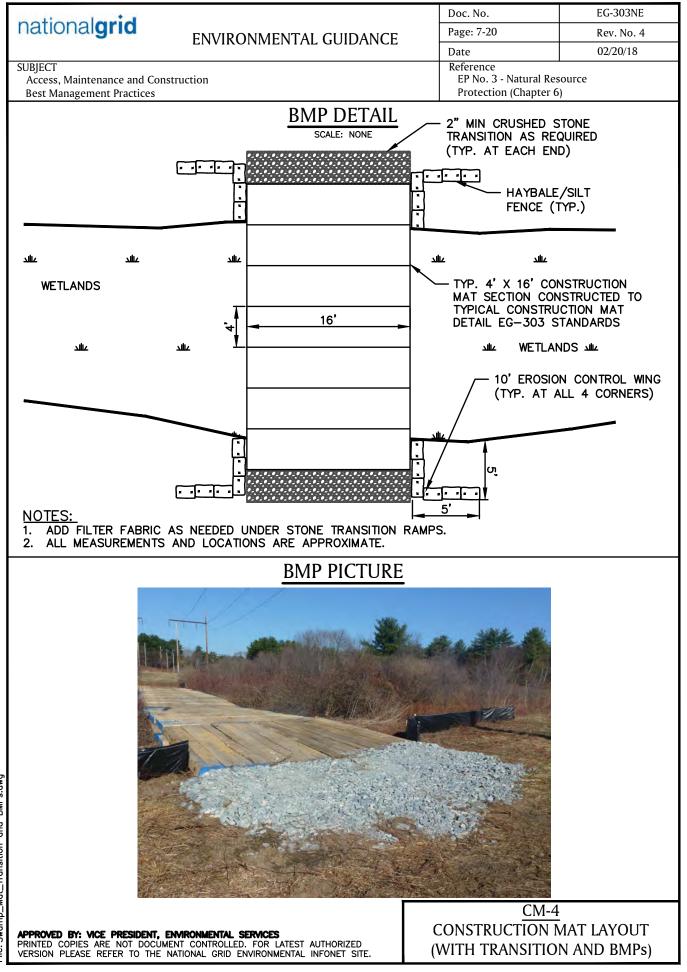
ATTACHMENT E – Applicable Best Management Practices (BMPs) from National Grid Environmental Guidance Document (EG-303NE)



ile: Straw_Wattle.dwg







Swamp_Mat_Transition and BMPs.dwg

:ile:

Agenda Item # 4



OFFICE OF PLANNING AND ENGINEERING

Michael Dean, P.E. Town Engineer

January 12, 2021

Mr. Michael Giampietro, Chairman Conservation Commission 52 Main Street Milford, MA, 01757

Re: "Depot Street Estates" – Definitive Residential Subdivision 4 – Lots off of Depot Street (109 Depot Street) D.E.P. File # 223-1186

Dear Mr. Giampietro:

The submittal is for a Residential Definitive Subdivision Plan – referred to as "Depot Street Estates". The proposal consists of four (4) Lots with a proposed 348-foot long Road, utilities and associated grading. The parcels are associated with the existing houses located at 109 Depot Street and 75 Fruit Street. The Applicant is Lisa M. & Frederico Carneiro, 189 Highland Street, Milford, MA 01757.

TOWN OF MILFORD 52 MAIN STREET, MILFORD, MASSACHUSETTS 01757 508-634-2317 Fax 508-473-2394 mdean@townofmilford.com

The project consists of 3 parcels totaling approximately 3.43 Acres of land, Zoned as General Residential (RA). The parcels refer to the Town Assessors Map 52, Block 0, Lots 43, 164 & 164C.

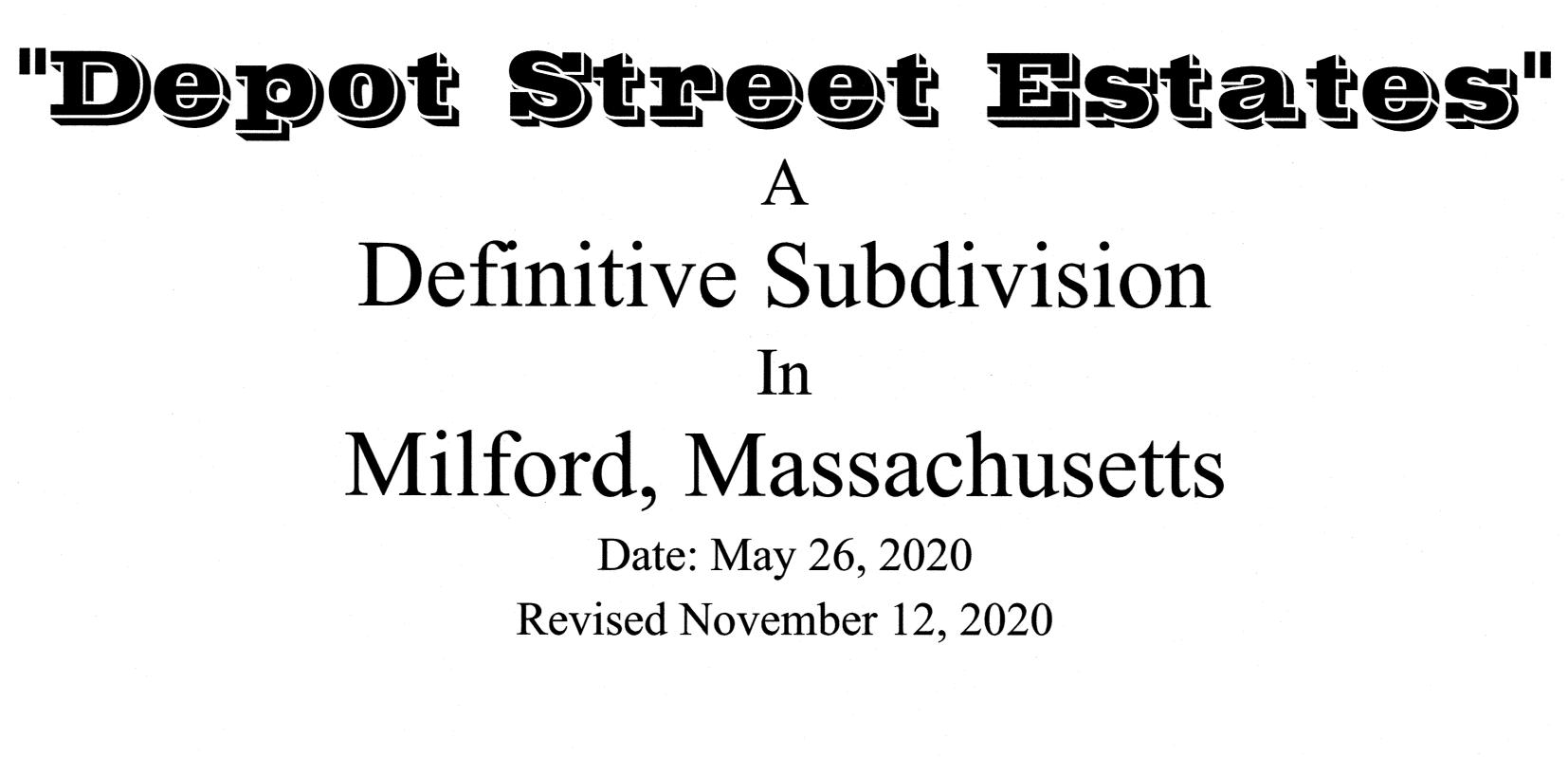
The project has gone through a lengthy process during the Planning Board approval process, in which my comments and concerns where addressed.

Following an additional review, I recommend that more detail be shown pertaining to the grading associated with the proposed driveway and swale, to ensure the drainage enters the swale and Detention Basin #2 as intended in the drainage design / analysis.

The above item should be addressed, I recommend the issuance of an Order of Conditions.

Sincerely, Michael Dean, P.E.

Town Engineer



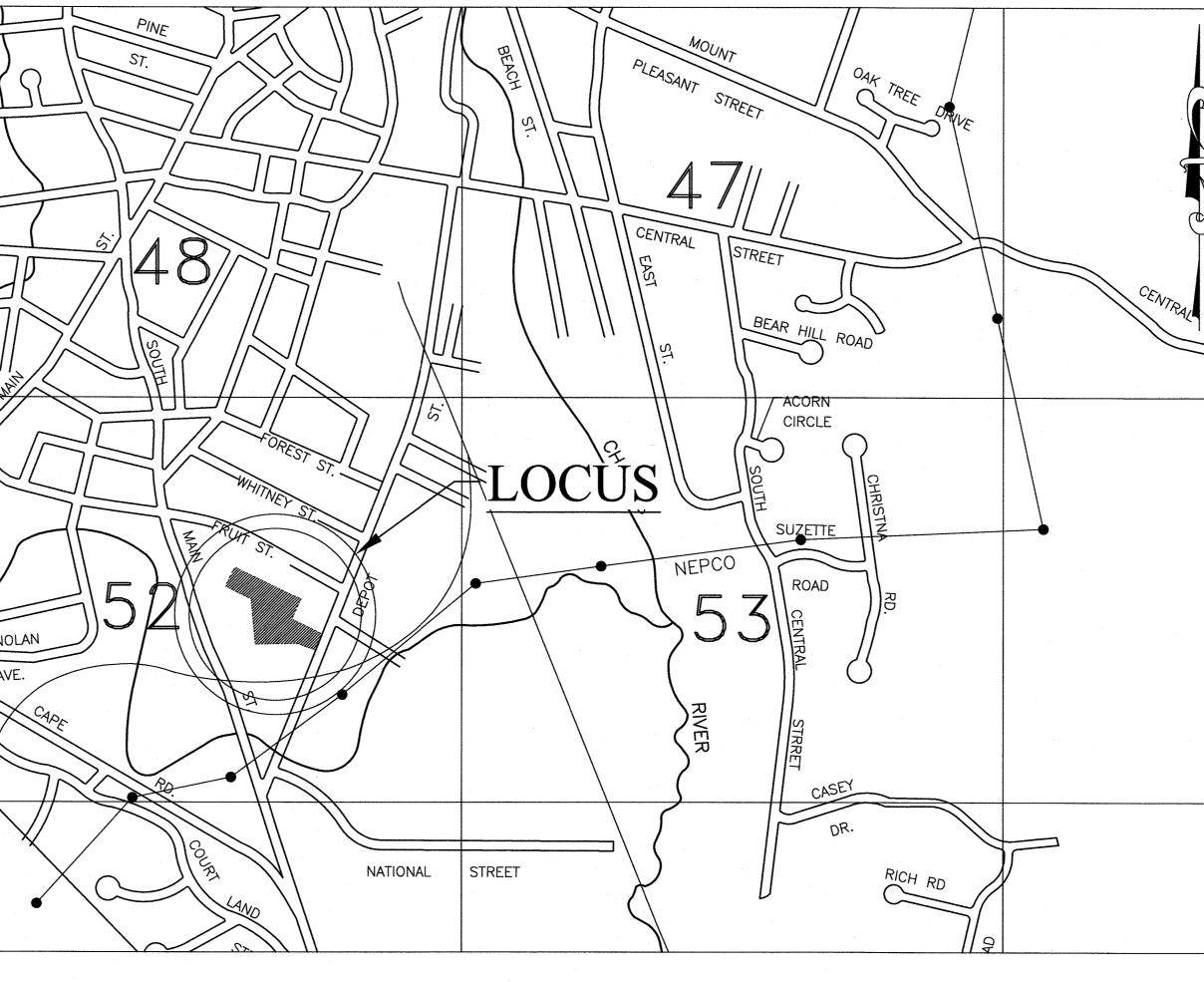
PLAN INDEX

TITLE

SHEET

A

Cover
Registry Plan
Existing Conditions Plan
Site Development Plan
Plan and Profile
Erosion Control Plan
Details



VICINITY MAP 1" = 600'



APPROVAL BY THE PLANNING BOARD IS REQUIRED UNDER THE SUBDIVISION CONTROL LAW

1011

()

SIGNATURE DATE:

THIS PLAN IS APPROVED SUBJECT TO AGREEMENTS AND COVENANTS AS INCLUDED IN THE CONDITIONAL CONTRACT DATED CONTRACT WILL BE RECORDED. PLANS WILL BE FILED IN THE WORCESTER REGISTRY OF DEEDS

OWNER/APPLICANT

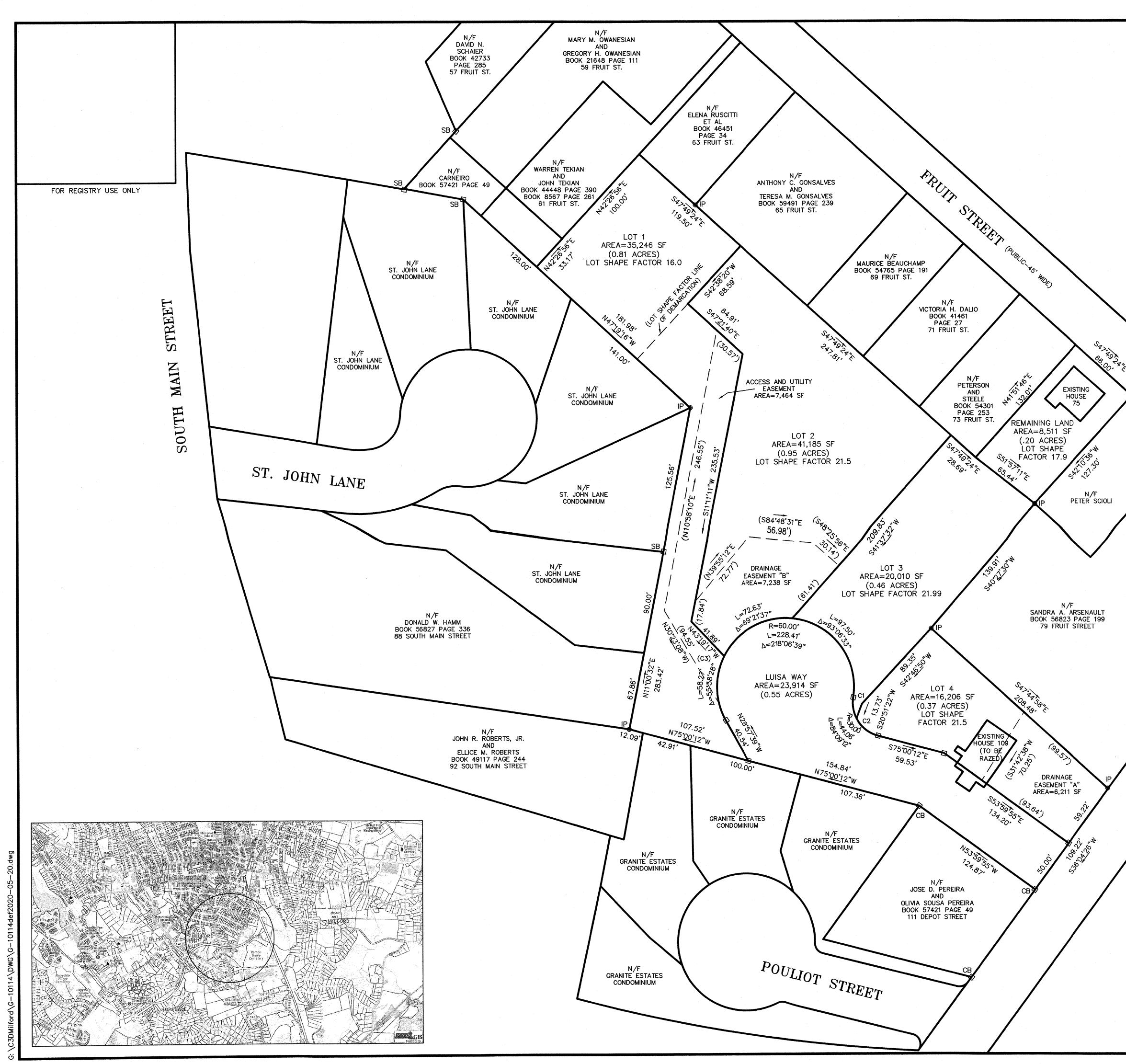
FREDERICO AND LISA CARNEIRO 4 BEN'S WAY HOPEDALE, MA 01747



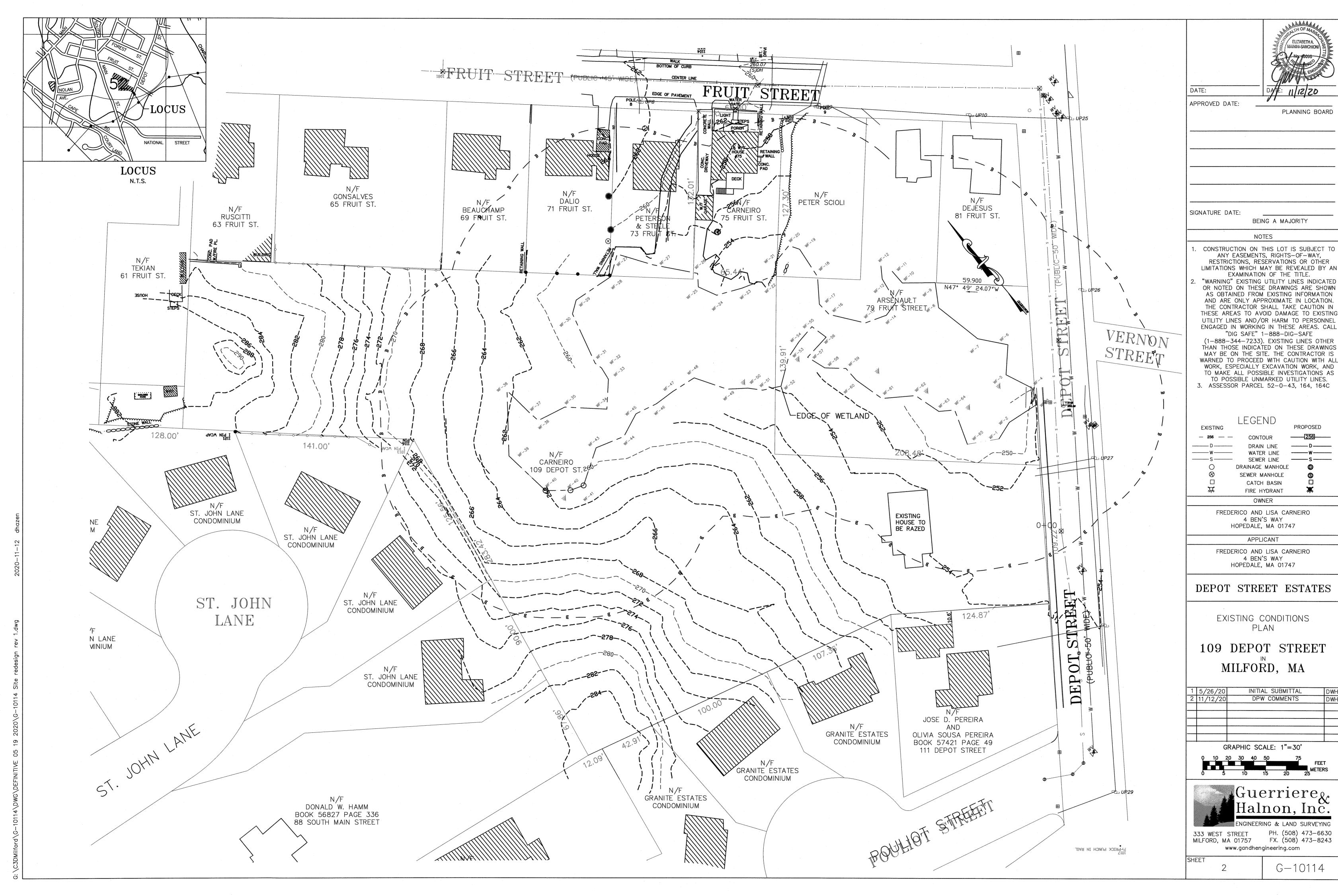


333 WEST STREET, MILFORD, MASS. 01757 PHONE: (508) 473-6630 FAX: (508) 473-8243

www.gandhengineering.com



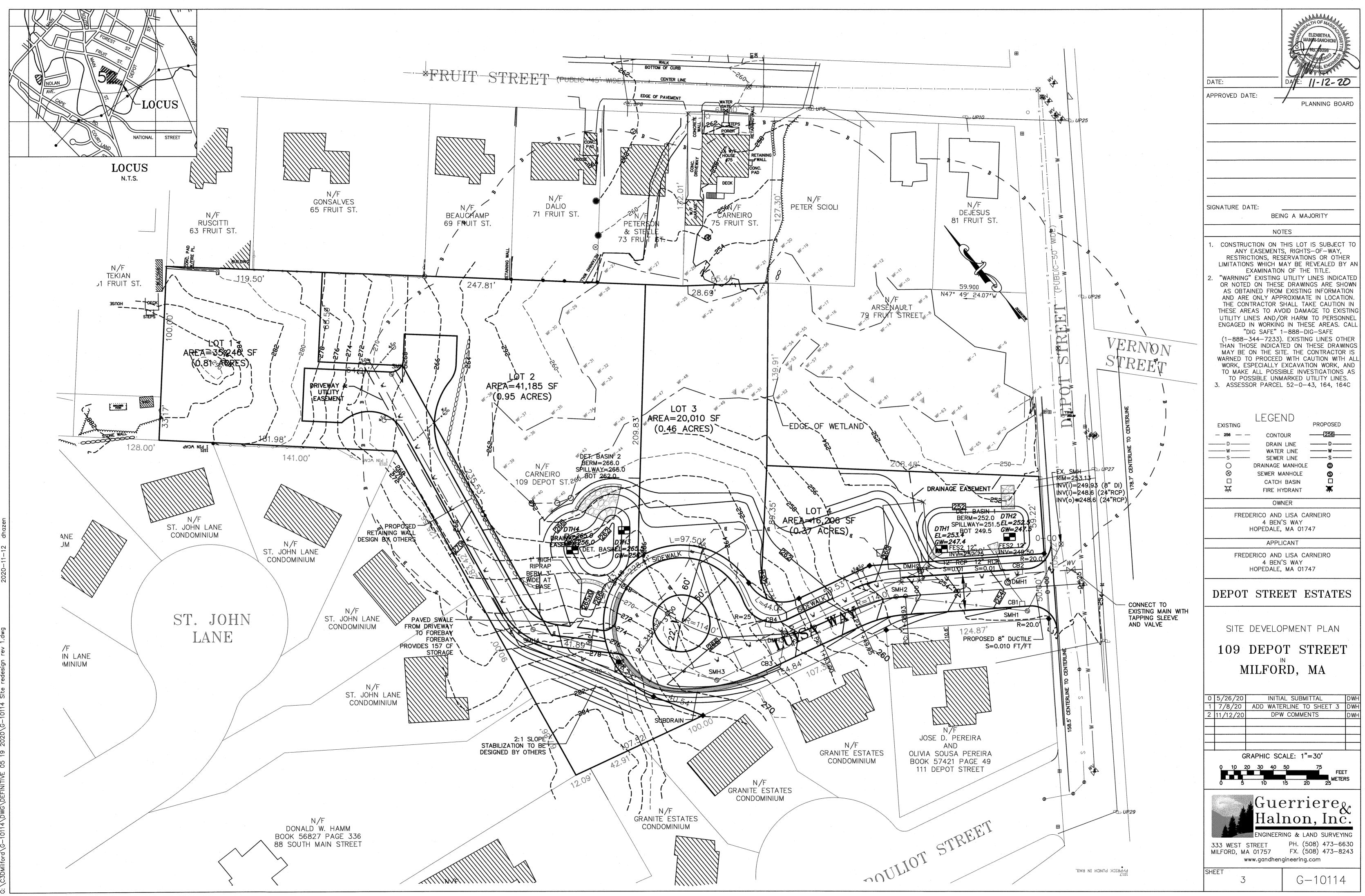
	I CERTIFY THAT THIS PLAN HAS BEEN PREPARED IN ACCORDANCE WITH THE RULES AND REGULATIONS OF THE REGISTERS OF DEEDS.
605 PLAN 51	THIS CERTIFICATION IS INTENDED TO MEET THE REQUIREMENTS OF THE REGISTRY OF DEEDS AND IS NOT A CERTIFICATION TO THE TITLE OR OWNERSHIP OF THE LAND DEPICTED HEREON.
PLAN BOOK 6	JEFFREY J. STEFANIK PLS DATE
SEE	JEFFREY J. STEFANIK No. 53070 SOUNALLAND SITE
	NOTES 1) SEE THE FOLLOWING PLANS RECORDED AT THE WORCESTER DISTRICT REGISTRY OF DEEDS-
	PLAN BOOK 875 PLAN 76 JUNE 2009 PLAN BOOK 726 PLAN 111 APRIL 1998 PLAN BOOK 691 PLAN 123 APRIL 1995 PLAN BOOK 627 PLAN 47 OCTOBER 1989 PLAN BOOK 605 PLAN 51 AUGUST 1988 PLAN BOOK 184 PLAN 35 SEPTEMBER 1952 PLAN BOOK 170 PLAN 41 OCTOBER 1950
	2) ZONING DISTRICT- RA
	MINIMUM AREA- ONE FAMILY 8,000 SF TWO FAMILY 12,000 SF MINIMUM WIDTH- ONE FAMILY 80' TWO FAMILY 100' MINIMUM FRONTAGE- ONE FAMILY 80' TWO FAMILY 100' SETBACKS- FRONT 25' SIDE 10' REAR 15' MAXIMUM BUILDING COVERAGE- 25% MINIMUM OPEN SPACE PER DWELLING UNIT- 2000 SF MAXIMUM BUILDING HEIGHT- 35' OR 2 STORIES
	APPROVAL UNDER THE SUBDIVISION CONTROL LAW IS REQUIRED. MILFORD PLANNING BOARD
N/F RONALDO A. DEJESUS BOOK 58491	SIGNATURE DATE:
PAGE 296 81 FRUIT ST.	TOWN CLERK CERTIFICATION
Robert Solution	"THIS IS TO CERTIFY THAT NOTICE FROM THE PLANNING BOARD OF APPROVAL OF THIS PLAN WAS RECEIVED BY ME ON AT AND NO NOTICE OF APPEAL FROM SUCH APPROVAL WAS RECEIVED BY ME DURING THE TWENTY DAYS NEXT AFTER RECEIPT AND RECORDING OF SUCH NOTICE OF APPROVAL."
	TOWN CLERK DATE
DEPOT CHINE PORCES	OWNER: LISA M. CANEIRO AND FREDERICO CARNEIRO LOT 43 1.70 ACRES DEED BOOK 58817 PAGE 279 LOT 164 1.63 ACRES DEED BOOK 57421 PAGE 49 LOT 164C 1.22 ACRES DEED BOOK 57421 PAGE 49
	DEFINITIVE PLAN OF LAND "DEPOT STREET ESTATES" 109 DEPOT STREET AND 75 FRUIT STREET MILFORD, MASS. SCALE: 1"=40' DATE: MAY 26, 2020
CURVE TABLE	REVISED: NOVEMBER 12, 2020 GRAPHIC SCALE: 1"=40'
C1 R=30.00' L=18.95' D=36'11'01" C2 R=30.00' L=25.11' D=47'58'10" C3 R=60.00' L=42.51' D=40'35'33"	0 10 20 30 40 50 75 100 FEET METERS 0 5 10 15 20 30
LEGEND IP © IRON PIN CB CONCRETE BOUND	Guerriere Halnon, Inc. ENGINEERING & LAND SURVEYING 333 WEST STREET PH. (508) 473-6630
SB STONE BOUND	MILFORD, MA 01757 FX. (508) 473-8243 www.gandhengineering.com
	SHEET 1 OF 1 G-10114



G:\C3DMilford\G-10114\DWG\DEFINITIVE 05 19 2020\G-10114 Site redesign rev 1.dwg, existing conditions, 11/12/2020 2:23:14 PM

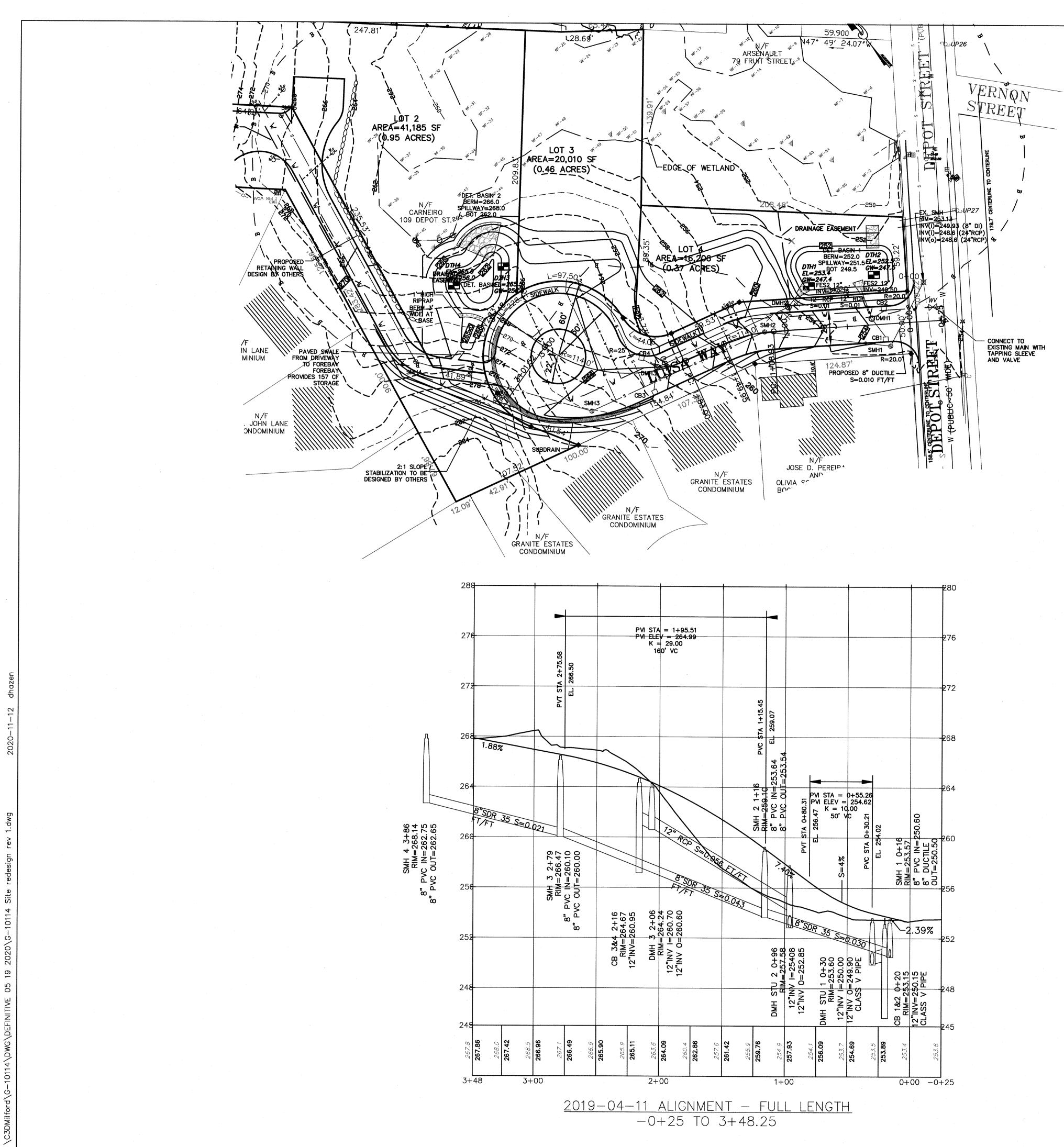
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G-10114

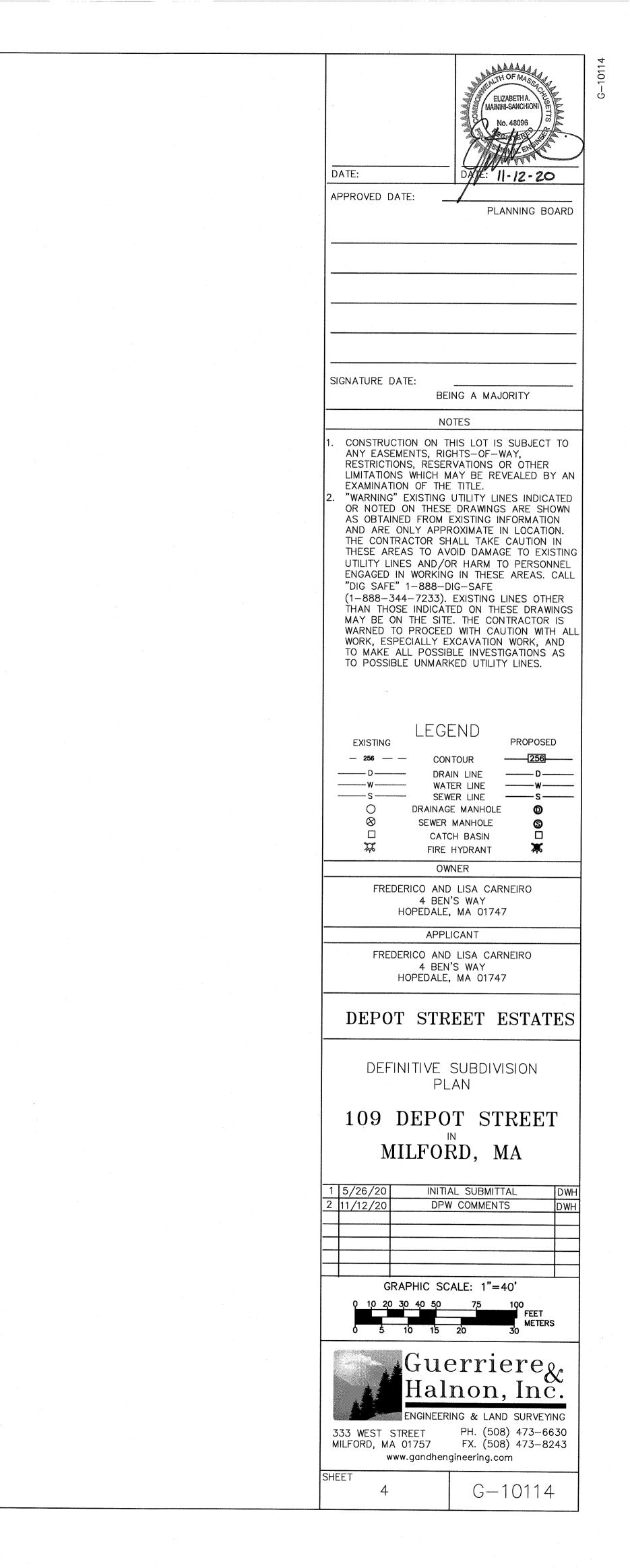


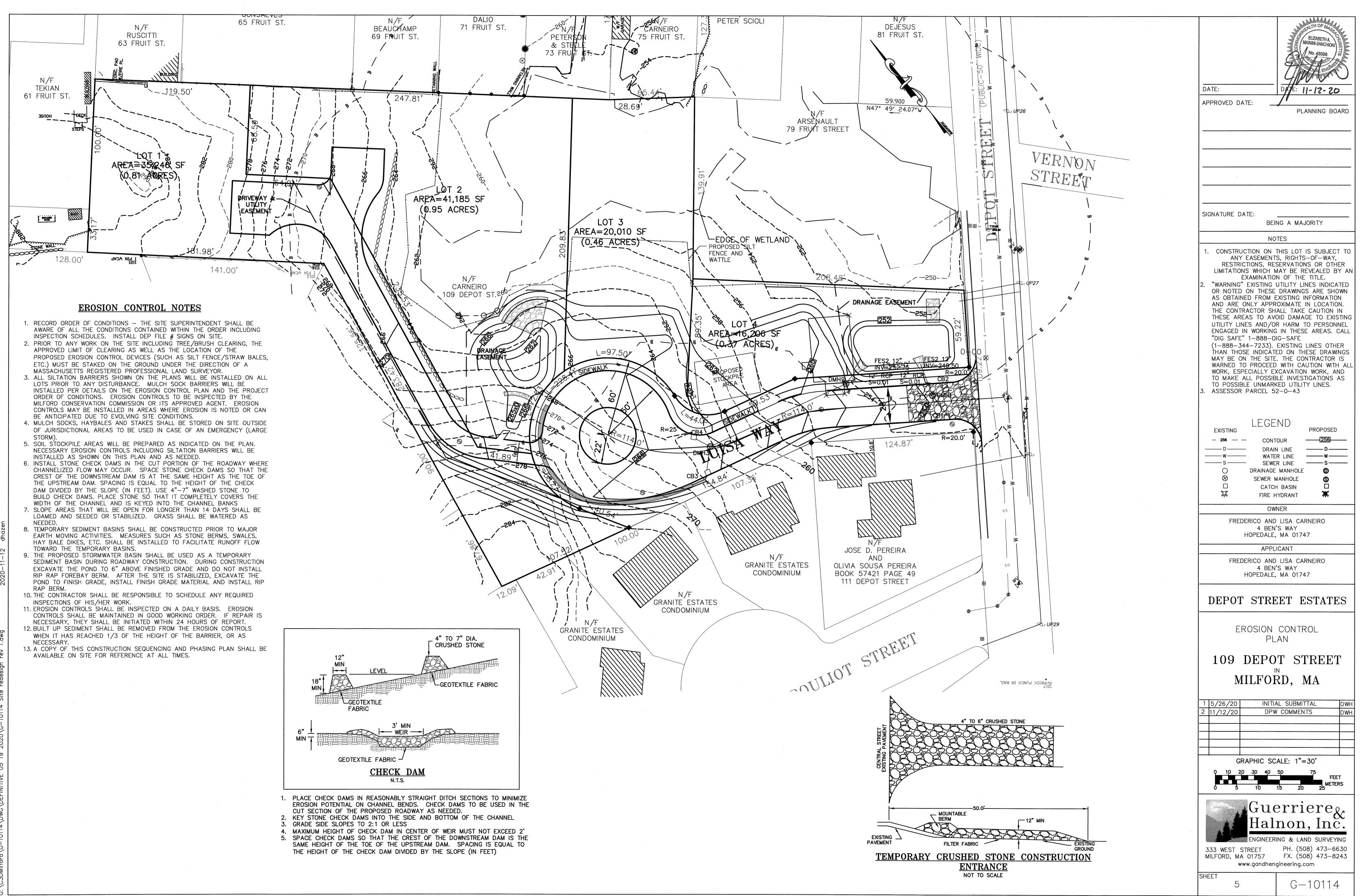
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G-1011

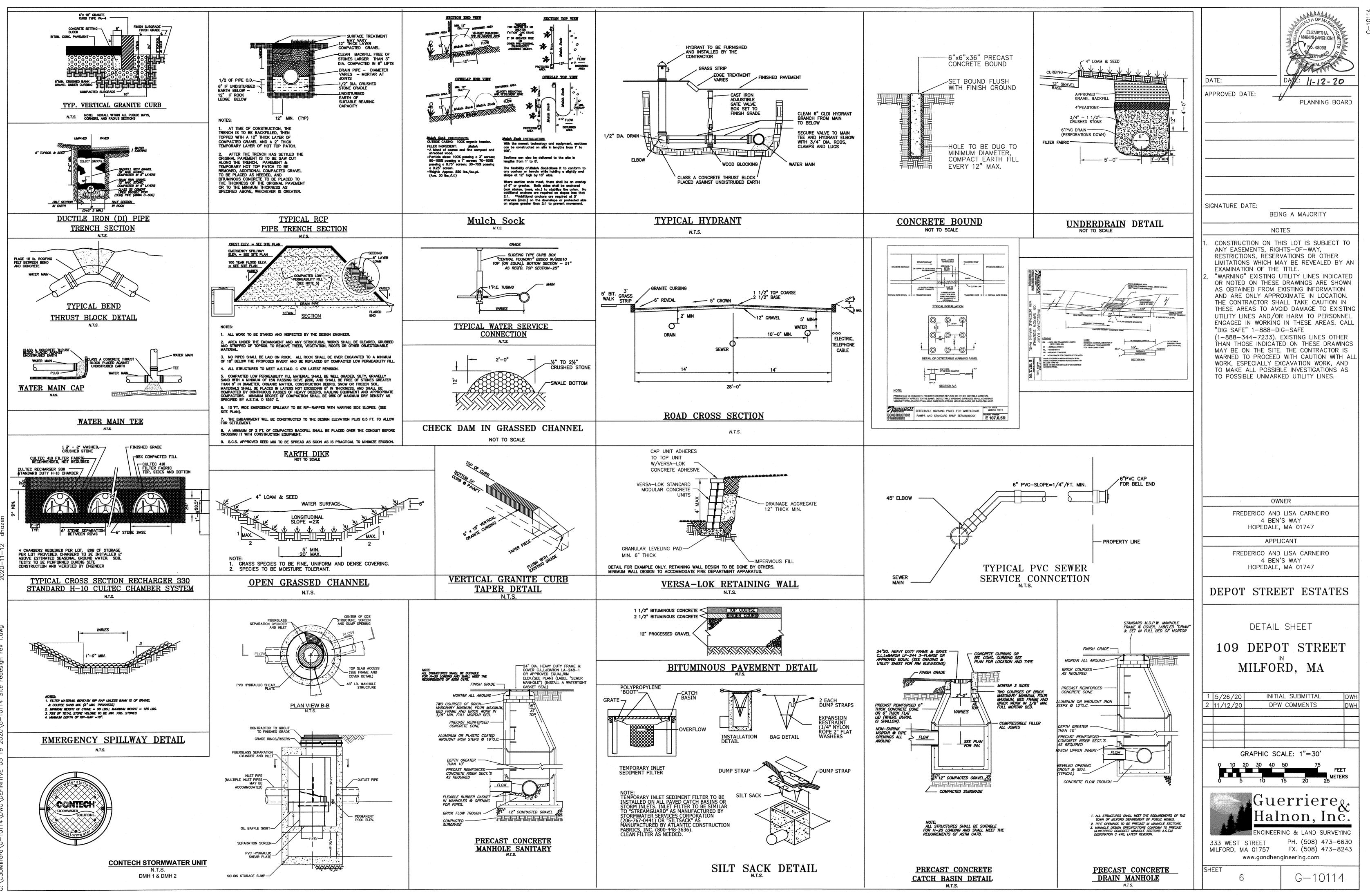


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Agenda Item # 5



TOWN OF MILFORD

52 MAIN STREET, MILFORD, MASSACHUSETTS 01757 508-634-2317 Fax 508-473-2394 mdean@townofmilford.com

OFFICE OF PLANNING AND ENGINEERING Michael Dean, P.E. Town Engineer

January 13, 2021

Mr. Michael Giampietro, Chairman Conservation Commission 52 Main Street Milford, MA, 01757

Re: Notice of Intent for 21 Beaver Street - Proposed Transportation Terminal DEP File # 223- 1185

Dear Mr. Giampietro:

I have reviewed the current (3rd) Notice of Intent filing for 21 Beaver Street (lot 25A), see my letter dated November 13, 2020. The submittal is for a Proposed Transportation Terminal. The applicant is Route 85 Realty Corp., P.O. Box 444, Mendon, MA 01756.

The site consists of 14.58 Acres, Zoned Highway Industrial B (IB) and is located on the west side of Beaver Street (behind McDonald's Restaurant).

2nd Update:

• Following the last meeting in December 2020, I have **not** received a completed submittal of the supplemental information needed to addresses the comments by D.E.P.

Sincerely,

Michael Dean, P.E. Town Engineer



OFFICE OF PLANNING AND ENGINEERING **TOWN OF MILFORD**

52 MAIN STREET, MILFORD, MASSACHUSETTS 01757 508-634-2317 Fax 508-473-2394 mdean@townofmilford.com

> Michael Dean, P.E. Town Engineer

December 15, 2020

Mr. Michael Giampietro, Chairman Conservation Commission 52 Main Street Milford, MA, 01757

Re: Notice of Intent for 21 Beaver Street - Proposed Transportation Terminal DEP File # 223- 1185

Dear Mr. Giampietro:

I have reviewed the current (3rd) Notice of Intent filing for 21 Beaver Street (lot 25A), see my letter dated November 13, 2020. The submittal is for a Proposed Transportation Terminal. The applicant is Route 85 Realty Corp., P.O. Box 444, Mendon, MA 01756.

The site consists of 14.58 Acres, Zoned Highway Industrial B (IB) and is located on the west side of Beaver Street (behind McDonald's Restaurant).

Update:

• Following the last meeting in November 2020, I have **not** received any additional information from the applicant, which addresses the comments by D.E.P.

Sincerely,

Michael Dean, P.E. Town Engineer



TOWN OF MILFORD

52 MAIN STREET, MILFORD, MASSACHUSETTS 01757 508-634-2317 Fax 508-473-2394 mdean@townofmilford.com

OFFICE OF PLANNING AND ENGINEERING Michael Dean, P.E. Town Engineer

November 13, 2020

Mr. Michael Giampietro, Chairman Conservation Commission 52 Main Street Milford, MA, 01757

Re: Notice of Intent for 21 Beaver Street - Proposed Transportation Terminal DEP File # 223-

Dear Mr. Giampietro:

I have reviewed the current (3rd) Notice of Intent filing for 21 Beaver Street (lot 25A). The submittal is for a Proposed Transportation Terminal. The applicant is Route 85 Realty Corp., P.O. Box 444, Mendon, MA 01756.

The site consists of 14.58 Acres, Zoned Highway Industrial B (IB) and is located on the west side of Beaver Street (behind McDonald's Restaurant).

The 1st NOI was for Site Preparation (for a future commercial site). The 1st filing has an Order of Conditions, DEP File number 223-1103. The 2nd NOI was for the filling of a small portion of Bordering Vegetated Wetlands (BVW) and a Drainage Ditch / Bank associated with the aforementioned small portion of BVW. The 2nd NOI has an Order of Conditions, DEP File # 223-1132.

The resource areas associated with the parcel are: Bordering Vegetated Wetlands, Bank and 100Year Flood Plain. The resource areas where delineated and re-evaluated by Goddard Consulting, LLC.

Following a review of the above referenced documents I offer the following comments:

- 1. There is 3,545 SF of Bordering Vegetated Wetland proposed to be filled under this NOI, plus 860 SF previously approved, with a total of 6,489 SF of Wetland Replication, a 1.5:1 Ratio. 40 Lineal feet (LF) of bank is to be filled also. The resource area bank, that is associated with the site is essentially a drainage ditch that carried drainage from the McDonald's site to the main wetlands.
- 2. Erosion control measures **are** shown on the plan and the detail **does** include Silt Fence with Mulch Sock.
- 3. The larger full-scale Resource Area Plan **does** include the Replication Procedure / information that is included in the Report by Goddard Consulting.
- 4. Since the original submittal, the drainage analysis / design has been revised along with a final set of design plans.

I recommend the issuance of an Order of Conditions for the project.

Sincerely

Michael Dean, P.E. Town Engineer

October 7, 2020

Milford Conservation Commission 52 Main Street Milford, MA 01757

RE: Notice of Intent 21 Beaver Street (Map 44, Lot 25A), Milford, MA (DEP File #233-1132)

Dear Milford Conservation Commission:

Goddard Consulting, LLC is pleased to submit this Notice of Intent (NOI) on behalf of the applicant, Rte. 85 Realty Corporation, for the construction of a parking lot with associated grading and infiltration system. Work includes impacts to Bordering Vegetated Wetlands (BVW), Bank, and Land Under Water Bodies and Waterways (LUW) with wetland replication. This new NOI is being filed as the work proposed is beyond the original extent of the Order of Conditions (DEP File #233-1132) issued in 2017.

Seven hard copies and a digital copy of the NOI application have been submitted for your review. A list of enclosed documents are as follows:

- NOI (WPA Form 3) Application Form
- NOI Wetland Fee Transmittal Form
- Copy of Fee Checks
- Affidavit of Service, Notification to Abutters, Certified Abutters List and Map
- Order of Conditions (WPA Form 5), DEP File #223-1103, 11/17/2017
- USGS Site Locus, Goddard Consulting, LLC. 3/4/2020
- Orthoview of Site, Goddard Consulting, LLC. 10/7/2020
- Wetland Replication Area Planting Plan, Goddard Consulting, LLC. 10/7/2020
- Stormwater Report for "495 Transportation Terminal", Milford, MA, Guerriere & Halnon, Inc. Revised: 2/19/2020
- Site Plan: "495 Transportation Depot I" Transportation Terminal Site Plan 21 Beaver Street, Milford MA, 10 Sheets, Guerriere & Halnon, Inc., 9/8/2020

1.0 Site Permitting History

An Order of Conditions (DEP File #233-1132) was issued for this site in 2017 for clearing, grading and the construction of a temporary stormwater basin. This work included the filling of a non-jurisdictional wetland ditch (480 linear feet) and 860 square feet (SF) of BVW. The Construction of a 4,477 SF wetland replication area with interior Bank restoration was approved to replicate the resource areas impacted. This replication area is yet to be constructed.

2.0 Existing Conditions

The site of the proposed project consists of one parcel totaling approximately 14.58 acres. The northern portion of the site is an open gravel area, created under the OOC for DEP file #223-1132. The ditch (480 linear feet of Bank) and BVW (860 SF) have been filled under the OOC (DEP #223-1132). The temporary stormwater basin is in place and the wetland replication area has been cleared for construction. Erosion controls are in place at the limit of work, preventing sedimentation into BVW, which resides just south of the gravel area. In general, the site is dominated with native species of vegetation (red maple, white pine, red oak, witch hazel, highbush blueberry, sweet pepperbush, ferns, raspberry, greenbrier, and grape) with small pockets disturbed by invasive species (glossy buckthorn and oriental bittersweet).

There is a flagged intermittent stream, near wetland flag WF-GC73, which includes two resource areas: Bank (40 linear feet) and Land Under Water (LUW; 267 SF).

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 potential or certified vernal pools. The site is not located in an ACEC. There are Zone AE and X FEMA Flood Zones located both within and outside of the delineated BVW boundary. The resource area, Bordering Land Subject to Flooding (BLSF), extends from the delineated wetland line up to the 100-year FEMA flood elevation (249.40) at the southeastern portion of the lot.

3.0 Project Summary

The proposed project has complied with the work approved under the OOC for DEP file # 233-1132 and shows cumulative impacts to all of the on-site resource areas. The project involves the construction of a parking lot (264 parking spaces) with associated grading and an underground stormwater infiltration system that will overflow its discharge into the Buffer Zone around wetland flag WF-GC27. Rip-rap is proposed to be installed along the western and southern edges of the parking lot.

To allow for fluid parking areas, the project proposes impacting an additional 3,545 SF of BVW. Total wetland fill (including the 860 SF of fill from DEP #233-1132) equals 4,405 SF. Filling of wetlands is proposed between wetland flags WF-GC17 through WF-GC27, WF-GC37 through WF-GC76, WF-GC98 through WF- GC101, and WF-GC101 through WF-GC105 and will be referred to as BVW fill areas 1, 2, 3, and 4 respectively. BVW fill area 1 hosts two species of invasive vegetation including a dominant shrub (20% cover) and ground cover (20% cover) of glossy buckthorn and abundant oriental bittersweet vines (25% cover) which have weighed down saplings and shrubs within the BVW. BVW fill areas 2, 3 and 4 are noticeably void of any invasive species. The BVW will be replicated by combining the original wetland replication area (4,477 SF) to create 6,489 SF of BVW adjacent to the existing BVW. This results in a 1.45 replication ratio.

BVW fill area 2 encompasses two additional resource areas, Bank (40 linear feet) and Land Under Water (LUW; 267 SF), that are proposed to be impacted by the construction the parking lot.

4.0 Regulatory Compliance

This project will comply with the regulations set forth in the WPA. The following Inland Resource Areas are jurisdictional under the WPA and are proposed to be altered in some form: BVW, Bank, LUW & the 100-foot Buffer Zone to BVW (the Buffer Zone).

4.1 BVW General Performance Standards

General Performance Standards associated with filling BVW must be followed for the project to be permittable. Per the WPA 310 CMR 10.55(4)(b, d, & e), the following performance standards must be met:

(b) Notwithstanding the provisions of 310 CMR 10.55(4)(a), the issuing authority may issue an Order of Conditions permitting work which results in the loss of up to 5000 square feet of Bordering Vegetated Wetland when said area is replaced in accordance with the following general conditions and any additional, specific conditions the issuing authority deems necessary to ensure that the replacement area will function in a manner similar to the area that will be lost:

1. the surface of the replacement area to be created ("the replacement area") shall be equal to that of the area that will be lost ("the lost area");

2. the ground water and surface elevation of the replacement area shall be approximately equal to that of the lost area;

3. The overall horizontal configuration and location of the replacement area with respect to the bank shall be similar to that of the lost area;

4. the replacement area shall have an unrestricted hydraulic connection to the same water body or waterway associated with the lost area;

5. the replacement area shall be located within the same general area of the water body or reach of the waterway as the lost area;

6. at least 75% of the surface of the replacement area shall be reestablished with indigenous wetland plant species within two growing seasons, and prior to said vegetative reestablishment any exposed soil in the replacement area shall be temporarily stabilized to prevent erosion in accordance with standard U.S. Soil Conservation Service methods; and

7. the replacement area shall be provided in a manner which is consistent with all other General Performance Standards for each resource area in Part III of 310 CMR 10.00. In the exercise of this discretion, the issuing authority shall consider the magnitude of the

alteration and the significance of the project site to the interests identified in M.G.L. c. 131, § 40, the extent to which adverse impacts can be avoided, the extent to which adverse impacts are minimized, and the extent to which mitigation measures, including replication or restoration, are provided to contribute to the protection of the interests identified in M.G.L. c. 131, § 40.

The proposed project will result in the cumulative loss of less than 5,000 SF (4,405 SF) of BVW and will be replaced in the following way:

1. The surface of the replacement area to be created, "the Wetland Replication Area" (6,489 SF), will be greater than that of the area that will be lost "the wetland fill area" (4,405 SF), exceeding the required 1:1 ratio set forth in 310 CMR 10.55(4)(b)(1).

2. The ground water and surface elevation of the Wetland Replication Area (249, 251) will be approximately equal to that of the wetland fill area (249, 251).

3. The overall horizontal configuration and location of the Wetland Replication Area with respect to the Bank will be similar to that of the wetland fill area.

4. The replacement area will have an unrestricted hydraulic connection to the same water body or waterway associated with the wetland fill area.

5. The replacement area will be located within the same general area of the waterbody or reach of the waterway as the wetland fill area.

6. At least 75% of the surface of the Wetland Replication Area will be reestablished with indigenous wetland plant species within two growing seasons, and prior to said vegetative reestablishment, any exposed soil in the Wetland Replication Area shall be temporarily stabilized to prevent erosion in accordance with standard U.S. Soil Conservation Service methods; and
7. The Wetland Replication Area will be provided in a manner which is consistent with all other General Performance Standards for each resource area in Part III of 310 CMR 10.00.

(d) Notwithstanding the provisions of 310 CMR 10.55(4)(a),(b) and (c), no project may be permitted which will have any adverse effect on specified habitat sites of rare vertebrate or invertebrate species, as identified by procedures established under 310 CMR 10.59.

The proposed project will not have any adverse effects on specified habitat sites of rare vertebrate or invertebrate species according to the MassGIS data layers for the Natural Heritage and Endangered Species Program (NHESP).

(e) Any proposed work shall not destroy or otherwise impair any portion of a Bordering Vegetated Wetland that is within an Area of Critical Environmental Concern designated by the Secretary of Energy and Environmental Affairs under M.G.L. c. 21A, § 2(7) and 301 CMR 12.00: Areas of Critical Environmental Concern. 310 CMR 10.55(4)(e):

- 1. supersedes the provisions of 310 CMR 10.55(4)(b) and (c);
- 2. shall not apply if the presumption set forth at 310 CMR 10.55(3) is overcome;
- 3. shall not apply to work proposed under 310 CMR 10.53(3)(l); and

4. shall not apply to maintenance of stormwater detention, retention, or sedimentation ponds, or to maintenance of stormwater energy dissipating structures, that have been constructed in accordance with a valid order of conditions.

The proposed project site is not located within an ACEC and therefore will not destroy or otherwise impair any portion of a BVW that is within an ACEC. The BVW fill impacts will require a Wildlife Habitat Evaluation to comply with the *Massachusetts Wildlife Habitat Protection Guidance for Inland Wetlands* manual. This evaluation will be submitted to the Commission as supplemental information.

4.2 Wetland Replication Plan

The existing wetland fill areas are located along the exiting tree line. The BVW impact areas (4,405 SF) dips in elevation behind the existing gravel lot and is largely connected to BVW from the south. The key features distinguishing this BVW are the soils and vegetation present. Existing soils within the BVW fill areas are generally muck as far down as 8", with gleyed soils (7.5YR 4/1) further beneath. Ground water was located between 2" and 15" below surface elevation 251 and redoximorphic soil features were found at 6" in wetland fill area 3 and deeper

in other areas. The dominant wetland vegetation consists of red maple, yellow birch, winterberry, sweet pepperbush, witch hazel, highbush blueberry, invasive glossy buckthorn, raspberry, blackberry, and cinnamon fern. The wetland fill area currently provides protection of the following interests in relation to the WPA: ground water supply, flood control, erosion control and sedimentation control, stormwater damage prevention, other water damage prevention, wildlife protection, plant or wildlife habitat, and natural character of wetland values. The wetland replication area is located in an upland feature that is surrounded by BVW on three of its edges. The size of the replicated area will be about 6,487 SF, which far larger than the existing wetland fill area (4,405 SF to be lost). The location of the replication area was selected for the following reasons:

- The area can easily be accessed from the gravel area.
- Ground water was located 12 inches below ground level in the proposed wetland replication area. Only a 2-foot cut in grading will need to occur throughout the area to reach desirable depths for necessary hydric soil conditions.
- Hydric soils were found as low as 12 inches below the surface which hints that the soils will be suitable for wetland indicator species to thrive.
- The connection to BVW will allow the replication area to blend into a similar landscape provided nearby.
- This location allows the replicated wetland to fulfill the same functions and values as the existing BVW. The wetland replication area will provide protection of the following benefits: ground water supply, flood control, erosion control and sedimentation control, storm damage prevention, other water damage prevention, prevention of pollution, wildlife protection, and plant or wildlife habitat.

The following steps may be completed congruently to ensure transplanted vegetation is immediately planted.

Supervision: All work within the replication area shall be supervised by a qualified wetland scientist with a minimum of five years' experience. Wetland scientist shall submit qualification for approval by the Conservation Commission prior to the commencement of work that requires supervision. The supervisor shall submit monitoring reports to the Conservation Commission as described below. Reports shall contain details of all work performed and photographs of completed conditions.

Timing: Work shall take place ideally when the wetland impact area is not saturated. If necessary, a dewatering plan shall be approved by the Conservation Commission. The construction and installation of the replication area should be accomplished during the spring or fall growing seasons (between April 16 and May 31 or between September 16 and October 30). Planting during these periods is highly recommended. The replication area grading is advised not to commence unless the contractor can guarantee completion of the work within the replication area within the same season.

Step 1: Stake Limits of Work, Confirm Wetland Flags in Place & Install ECB – At Replication Area

Stake out limits of work and confirm wetland flags are in place for the replication area. Erosion control barriers shall then be installed in the form of staked siltation fence and mulch sock (or similar invasive-free barrier) placed at the limit of work for the replication area. These will remain in place and be maintained until the areas are completely stabilized and then may be removed after approval of the Conservation Commission. Wetland scientist shall have authority to require additional erosion control measures if deemed necessary.

Step 2a: Identify Shrubs, Woody Debris, and Boulders to be re-used in Replication Area

The wetland scientist shall identify and flag any native wetland shrubs within the replication area and the wetland fill areas that may be dug up and stockpiled for use as additional plantings in the replication area. A few plant species that will likely be flagged include, but are not limited to: red maple, highbush blueberry, winterberry, sweet pepperbush & cinnamon fern. Any flagged specimens shall be removed and carefully stockpiled in a designated area outside the replication area. Any large woody debris (rotting logs and tree stumps), moss covered boulders/rocks, ferns, and other ground cover shall also be identified and flagged for stockpiling and subsequent addition to the replication area. Wetland trees that lie or stand along the edge of the replication area may be preserved at the discretion of the wetland scientist.

Step 2b: Remove Trees and Vegetation

Once flagged trees, shrubs and woody debris specimens have all been removed and stockpiled, clear and remove all remaining vegetation within the replication area and the wetland fill areas in preparation for excavation and grading.

Step 3: Excavation of Wetland Soils at the wetland fill areas

Prior to any soil excavation, a storage area for soil and leaf litter shall be prepared; soil shall not be stored in buffer zone. Topsoil, leaf litter, and subsoil shall be stockpiled separately. Wetland soils from the wetland fill areas will be excavated and transported to the replication area. The soils immediately surrounding the wetland fill area will also be transplanted to the replication area and will be placed along the inner border of the replication area to create a natural transition from wetland to upland soils.

Step 4: Excavation of Replication Area

An excavator or backhoe shall remove existing soils up to the edge of the proposed replication area boundary, to a depth at which redoximorphic features become visible in the C-horizon at the soil surface and at least one foot below proposed final grade, all of which shall be supervised and directed by the wetland scientist. Final grading will range from 249 feet at the deepest desired depth and will elevate to 251 feet further upgradient. Ground water was discovered 12 inches below elevation 251 so it expected that ground water will be revealed as elevations are graded down to 250. Topsoil and subsoil shall be removed from the area for re-use elsewhere in the project site or removed from the site. Subsoil of the C-horizon shall be loosened prior to Step 5 to ensure soils aren't compacted prior to topsoil placement.

Step 5: Final Grading of Replication Area

Upon removal of existing soils down to the proper depth (as determined by the wetland scientist), the organic soil from the wetland fill areas will be placed within the replication area. If soils from the impact area are not sufficient, supplemental soils shall be imported sourced from composted organic materials and shall consist of a 50:50 mix of loam and organic material with an organic content between 12 and 20%. Topsoil shall be placed within the replication area to a depth 6-12" and even with the surrounding proposed elevation on design plan, to be determined by the supervising wetland scientist. Final grade shall be confirmed to be proper by the wetland scientist prior to plantings. Placement of soil shall be such that no equipment drives over or compacts placed soils. Final grading will result in micro relief of pits and mounds. Topography will create areas that pool and flood during heavy rain events and also see water near the surface during the wet season.

Step 6: Place Woody Debris and Boulders

Woody debris and moss-covered boulders shall be randomly placed throughout the replication area to provide cover for wildlife.

Step 7: Planting

Selected species, especially grasses and sedges, may be transplanted from the wetland fill areas into the replication area provided that the time of year and duration of plants' time out of soil is appropriate for survival of transplants. Precise citing of plants may be determined by the wetland scientist in the field prior to installation. All plantings (referenced in the planting list later in the report) shall be distributed randomly throughout the area; trees spaced at 10-15' on center; shrubs spaced at 6-12' on center and herbaceous species 3' or less on center. Shrubs shall be planted in clumps of 3-4 of same species. As a rule, plants of the same species will be placed in groupings that more closely mimic natural conditions. Trees planted on mounds and shrubs and herbaceous cover in depressions. Stockpiled shrubs will be placed first. All other plantings will be removed from burlap sacks, wire cages and plastic containers prior to planting. Each plant will have it roots loosened prior to planting to encourage root growth away from the planting bulb. Leaf litter shall be spread throughout area if available. Wetland seed mix shall be scattered evenly by hand throughout the replication area. Once all work is complete an erosion control barrier will be installed to enclose the replication area on the access side of the replication area.

Step 8: As-built

Interim as-built plans, complete with one-foot contours, spot elevations, surface area, and cross sections of the replication area shall be prepared by a Registered Professional Land Surveyor of the Commonwealth and submitted to the Commission within 30 days of completion of final grading.

Step 9: Erosion Controls Removal

Once replication area is stable a request shall be submitted to the Conservation Commission to remove the erosion controls around wetland replication area. Upon approval of stabilization, erosion controls shall be removed promptly, and any significant disturbance shall be seeded with a wetland seed mix as specified in the planting list.

Step 10: Replication Monitoring

a. **Seasonal monitoring reports** shall be prepared for the replication area by a qualified wetland scientist for a period of 3 additional years after installation or every year until a COC is issued by the Charlton Conservation Commission. This monitoring program will consist of early summer and early fall inspections and will include photographs and details about the vitality of the replication area. Monitoring reports shall be submitted to the Commission by November 15th of each year. Monitoring reports shall describe, using narratives, plans, and color photographs, the physical characteristics of the replication area with respect to stability, soil characteristics (i.e. horizons, depths, texture, percent gravel and rock, organic matter, Munsell hue, value and chroma, consistence and evidence of hydrologic influence), survival of vegetation and plant mortality, aerial extent and distribution, species diversity and vertical stratification (i.e. herb, shrub and tree layers). Invasive species will be documented if present, monitored and removed.

b. At least 75% of the surface area of the replication area shall be re-established with indigenous plant species within three growing seasons. If the replication area does not meet the 75% re-vegetation requirement by the end of the second growing season after installation, the Applicant shall submit a remediation plan to the Commission for approval that will achieve, under the supervision of a Wetland Specialist, replication goals. This plan must include an analysis of why the areas have not successfully re-vegetated and how the Applicant intends to resolve the problem.

Common Name	Scientific Name	Number	Size	
Trees (n = 39)				
Red Maple (FAC)	Acer rubrum	13	4-5'	
Yellow Birch (FAC)	Betula alleghaniensis	13	4-5'	
Swamp White Oak (FACW)	Quercus bicolor	13	4-5'	
Shrubs (n = 84)				
Sweet Pepperbush (FAC)	Clethera alnifolia	21	3 gal. pot	
Highbush Blueberry (FACW)	Vaccinium corymbosum	21	3 gal. pot	
Winterberry (FACW)	Ilex verticillata	21	3 gal. pot	
Spicebush (FACW)	Lindera benzoin	21	3 gal. pot	
Ground Cover (n = 50)				
Cinnamon Fern (FACW)	Osmundastrum cinnamomea	50	1 gal. pot	
Seed Mix				
New England Wetland Plants		1	3 lbs	
WETMIX or equivalent				

Proposed Plantings for Wetland Replication Area (6,489 SF)

In the exercise of its discretion, the Commission should consider that the project has been designed to minimize impacts to BVW to the greatest extent practicable. The BVW replication area has been expanded from its original scope and will be replicated at a ratio greater than 1:1.

4.3 Bank and LUW Impacts

The project plans for the originally approved project (DEP File #233-1132) show the originally proposed Bank and LUW replication area within a wetland replication area. With the newly proposed design, this Bank and LUW restoration will be removed as the stormwater source for the stream is being shifted to the east to allow the stormwater to discharge into the undisturbed Buffer Zone. To justify this, the wetland replication area has been expanded well above a 1:1 ratio of BVW replication to make up for the loss of Bank and LUW.

Bank

General Performance Standards associated with filling Bank must be followed for the project to be permittable. Per the WPA 310 CMR 10.54(4), the following performance standards must be met:

(a) Where the presumption set forth in 310 CMR 10.54(3) is not overcome, any proposed work on a Bank shall not impair the following:

- 1. The physical stability of the Bank;
- 2. The water carrying capacity of the existing channel within the Bank;
- 3. Ground water and surface water quality;
- 4. The capacity of the Bank to provide breeding habitat, escape cover and food for *fisheries;*
- 5. The capacity of the Bank to provide important wildlife habitat functions. A project or projects on a single lot, for which Notice(s) of Intent is filed on or after November 1, 1987, that (cumulatively) alter(s) up to 10% or 50 feet (whichever is less) of the length of the bank found to be significant to the protection of wildlife habitat, shall not be deemed to impair its capacity to provide important wildlife habitat functions. In the case of a bank of a river or an intermittent stream, the impact shall be measured on each side of the stream or river. Additional alterations beyond the above threshold may be permitted if they will have no adverse effects on wildlife habitat, as determined by procedures contained in 310 CMR 10.60.
- 6. Work on a stream crossing shall be presumed to meet the performance standard set forth in 310 CMR 10.54(4)(a) provided the work is performed in compliance with the Massachusetts Stream Crossing Standards by consisting of a span or embedded culvert in which, at a minimum, the bottom of a span structure or the upper surface of an embedded culvert is above the elevation of the top of the bank, and the structure spans the channel width by a minimum of 1.2 times the bankfull width. This presumption is rebuttable and may be overcome by the submittal of credible evidence from a competent source. Notwithstanding the requirement of 310 CMR 10.54(4)(a)5., the impact on bank caused by the installation of a stream crossing is exempt from the requirement to perform a habitat evaluation in accordance with the procedures contained in 310 CMR 10.60.

The proposed project will result in the loss of 40 linear feet of Bank and will address the aforementioned regulations in the following way:

- 1. The physical stability of the filled Bank will be impacted since it will no longer be recreated within the replication area. To justify this, the replication area has been expanded well above a 1:1 ratio of BVW replication to make up for the loss of Bank.
- 2. The carrying capacity of the channel will be lost because Bank will no longer be replicated. To justify this, the wetland replication has been expanded to compensate for the loss of water carrying capacity that the Bank once provided.
- 3. Ground water and surface water quality will not be impacted.
- 4. The capacity to provide breeding habitat, escape cover and food for fisheries will not be impacted as there is no fisheries present within the existing Bank resource area.
- 5. A wildlife habitat analysis is yet to be performed and will be submitted to the Commission as supplemental information to address this regulation.
- 6. A stream crossing is not proposed as part of this project.

(b) Notwithstanding the provisions of 310 CMR 10.54(4)(a), structures may be permitted in or on a Bank when required to prevent flood damage to facilities, buildings and roads constructed prior to the effective date of 310 CMR 10.51 through 10.60 or constructed pursuant to a Notice of Intent filed prior to the effective date of 310 CMR 10.51 through 10.60 (April 1, 1983), including the renovation or reconstruction (but not substantial enlargement) of such facilities, buildings and roads, provided that the following requirements are met:

- 1. The proposed protective structure, renovation or reconstruction is designed and constructed using best practical measures so as to minimize adverse effects on the characteristics and functions of the resource area;
- 2. The applicant demonstrates that there is no reasonable method of protecting, renovating or rebuilding the facility in question other than the one proposed.

The proposed project does is not proposing impacts to prevent flood damage.

(c) Notwithstanding the provisions of 310 CMR 10.54(4)(a) or (b), no project may be permitted which will have any adverse effect on specified habitat sites of Rare Species, as identified by procedures established under 310 CMR 10.59.

The proposed project site is not located within an ACEC and therefore will not destroy or otherwise impair any portion of a BVW that is within an ACEC.

LUW

General Performance Standards associated with filling LUW must be followed for the project to be permittable. Per the WPA 310 CMR 10.56(4), the following performance standards must be met:

(a) Where the presumption set forth in 310 CMR 10.56(3) is not overcome, any proposed work within Land under Water Bodies and Waterways shall not impair the following:

1. The water carrying capacity within the defined channel, which is provided by said land in conjunction with the banks;

- 2. Ground and surface water quality;
- 3. The capacity of said land to provide breeding habitat, escape cover and food for *fisheries; and*
- 4. The capacity of said land to provide important wildlife habitat functions. A project or projects on a single lot, for which Notice(s) of intent is filed on or after November 1, 1987, that (cumulatively) alter(s) up to 10% or 5,000 square feet (whichever is less) of land in this resource area found to be significant to the protection of wildlife habitat, shall not be deemed to impair its capacity to provide important wildlife habitat functions. Additional alterations beyond the above threshold may be permitted if they will have no adverse effects on wildlife habitat, as determined by procedures established under 310 CMR 10.60.
- 5. Work on a stream crossing shall be presumed to meet the performance standard set forth in 310 CMR 10.56(4)(a) provided the work is performed in compliance with the Massachusetts Stream Crossing Standards by consisting of a span or embedded culvert in which, at a minimum, the bottom of a span structure or the upper surface of an embedded culvert is above the elevation of the top of the bank, and the structure spans the channel width by a minimum of 1.2 times the bankfull width. This presumption is rebuttable and may be overcome by the submittal of credible evidence from a competent source. Notwithstanding the requirements of 310 CMR 10.56(4)(a)4., the impact on Land under Water Bodies and Waterways caused by the installation of a stream crossing is exempt from the requirement to perform a habitat evaluation in accordance with the procedures established under 310 CMR 10.60.

The proposed project will result in the loss of 267 SF of LUW and will address the aforementioned regulations in the following way:

- 1. The carrying capacity of the channel will be lost because LUW will no longer be replicated. To justify this, the wetland replication has been expanded to compensate for the loss of water carrying capacity that the LUW once provided.
- 2. Ground water and surface water quality will not be impacted.
- 3. The capacity to provide breeding habitat, escape cover and food for fisheries will not be impacted as there is no fisheries present within the existing LUW resource area.
- 4. A wildlife habitat analysis is yet to be performed and will be submitted to the Commission as supplemental information to address this regulation.
- 5. A stream crossing is not proposed as part of this project.

(b) Notwithstanding the provisions of 310 CMR 10.56(4)(a), the issuing authority may issue an Order in accordance with M.G.L. c. 131, § 40 to maintain or improve boat channels within Land under Water Bodies and Waterways when said work is designed and carried out using the best practical measures so as to minimize adverse effects such as the suspension or transport of pollutants, increases in turbidity, the smothering of bottom organisms, the accumulation of pollutants by organisms or the destruction of fisheries habitat or nutrient source areas.

The proposed project does not involve work related to this regulation.

(c) Notwithstanding the provisions of 310 CMR 10.56(4)(a) or (b), no project may be permitted which will have any adverse effect on specified habitat sites of rare vertebrate or invertebrate species, as identified by procedures established under 310 CMR 10.59.

The proposed project site is not located within an ACEC and therefore will not destroy or otherwise impair any portion of a BVW that is within an ACEC.

5.0 Conclusion

The project has been designed to comply with the regulations of 310 CMR 10.00 et al and has provided a larger replication area than required to justify the loss of Bank and LUW resource areas. The applicant requests that the Commission permit the proposed work with an Order of Conditions.

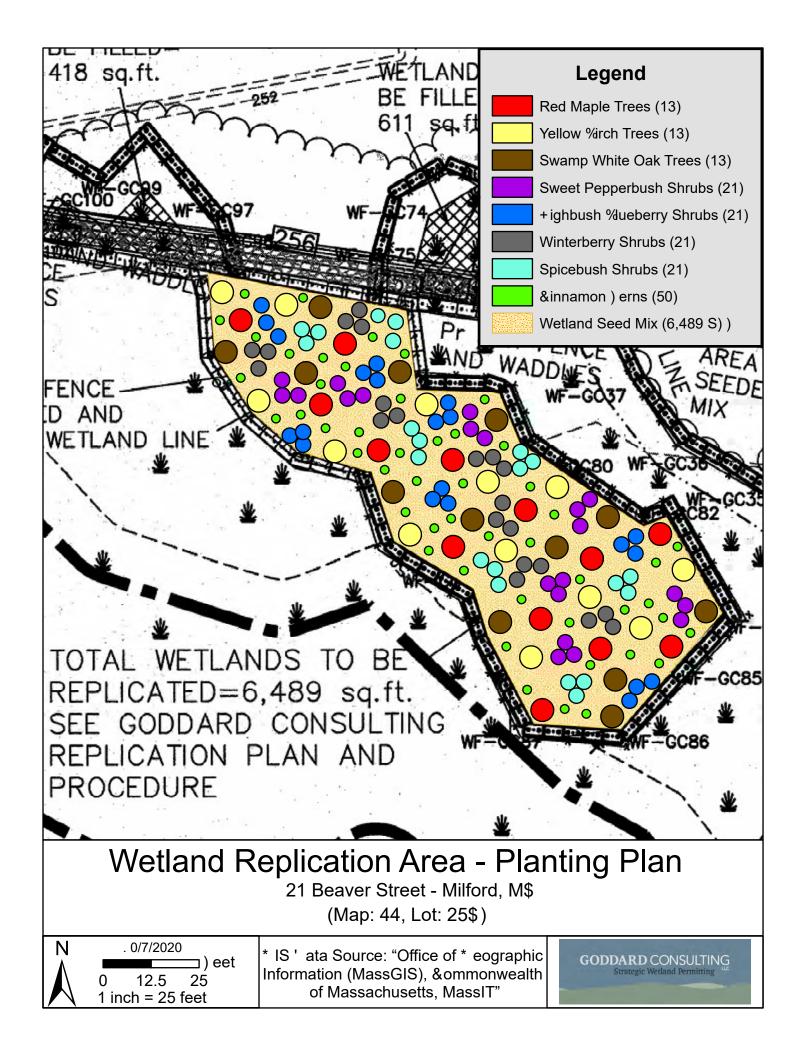
If there are any questions concerning this submission, please do not hesitate to contact us.

Very truly yours, GODDARD CONSULTING, LLC

ll for A

Scott Goddard, Principal & PWS

Cc: MassDEP-CERO Office, Wetland Division, 8 New Bond Street, Worcester, MA 01606 John Nenart, RTE 85 Realty Corp, P.O. Box, Mendon, MA 01756

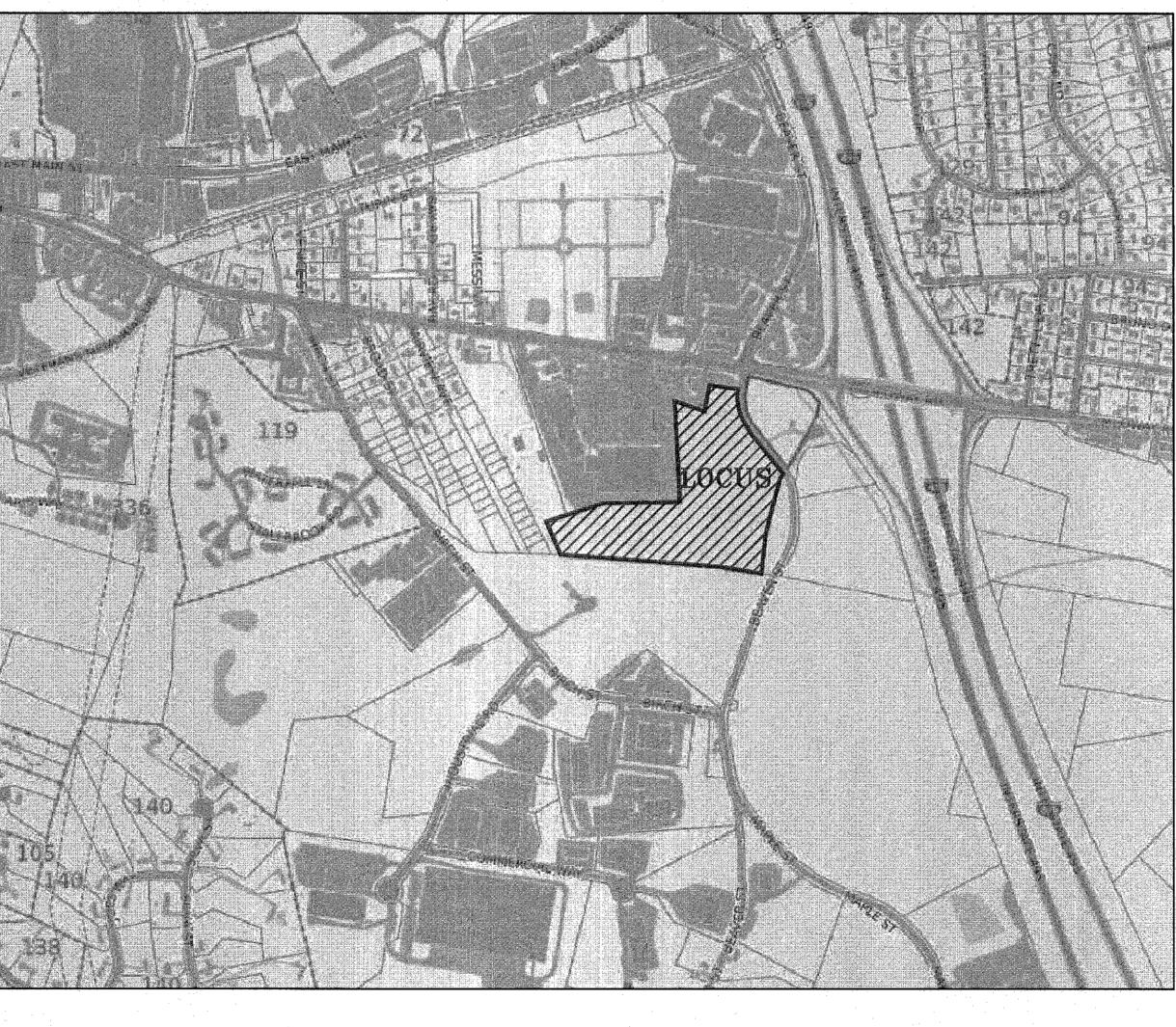


"495 TRANSPORTATION DEPOT I" TRANSPORTATION TERMINAL SITE PLAN 21 BEAVER STREET, MILFORD, MASSACHUSETTS

INDEX

1.	COVER	
2.	EXISTING CONDITIONS	
3.	SITE LAYOUT	
4.	GRADING & DRAINAGE	PLAN
5.	RESOURCE AREA PLAN	
6.	LANDSCAPING PLAN	
7.	DETAIL 1 SHEET	
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9.	PHOTOMETRIC PLAN	

DATE: JANUARY 2, 2020 REV: FEBRUARY 25, 2020 JUNE 29, 2020 SEPTEMBER 8, 2020



LOCUS MAP 500 FEET TO AN INCH

NOTE. STRIPING AND PARKING CONFIGURATION MAY BE ALTERED TO ACCOMMODATE LESSEE'S NEEDS TO ALLOW PARKING OF CARS, VANS, TUCKS TRAILERS AND TRACTOR TRAILERS.

APPROVED DATE:	
	PLANNING BOARD
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SIGNATURE DATE:	

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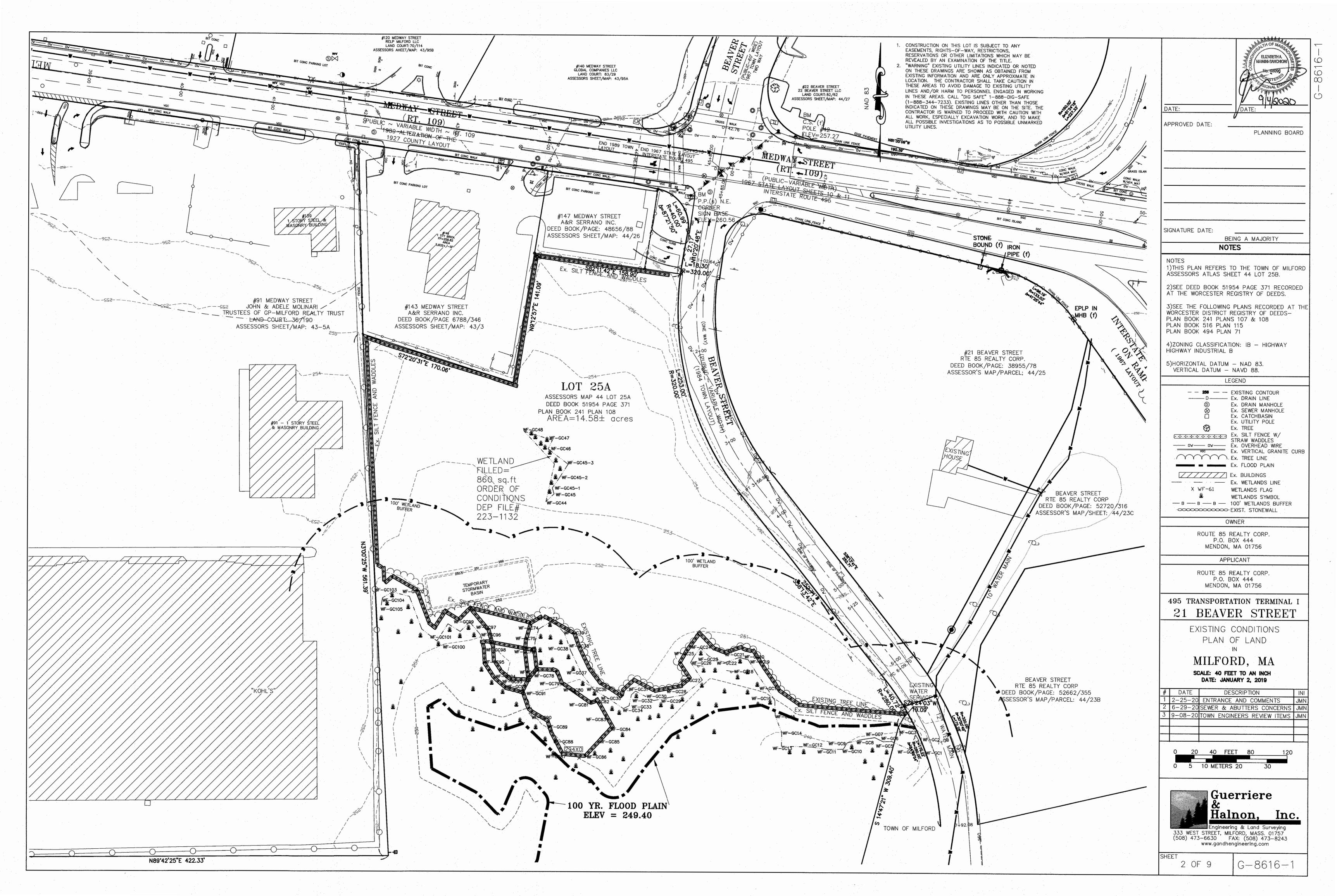
ZONING TABLE

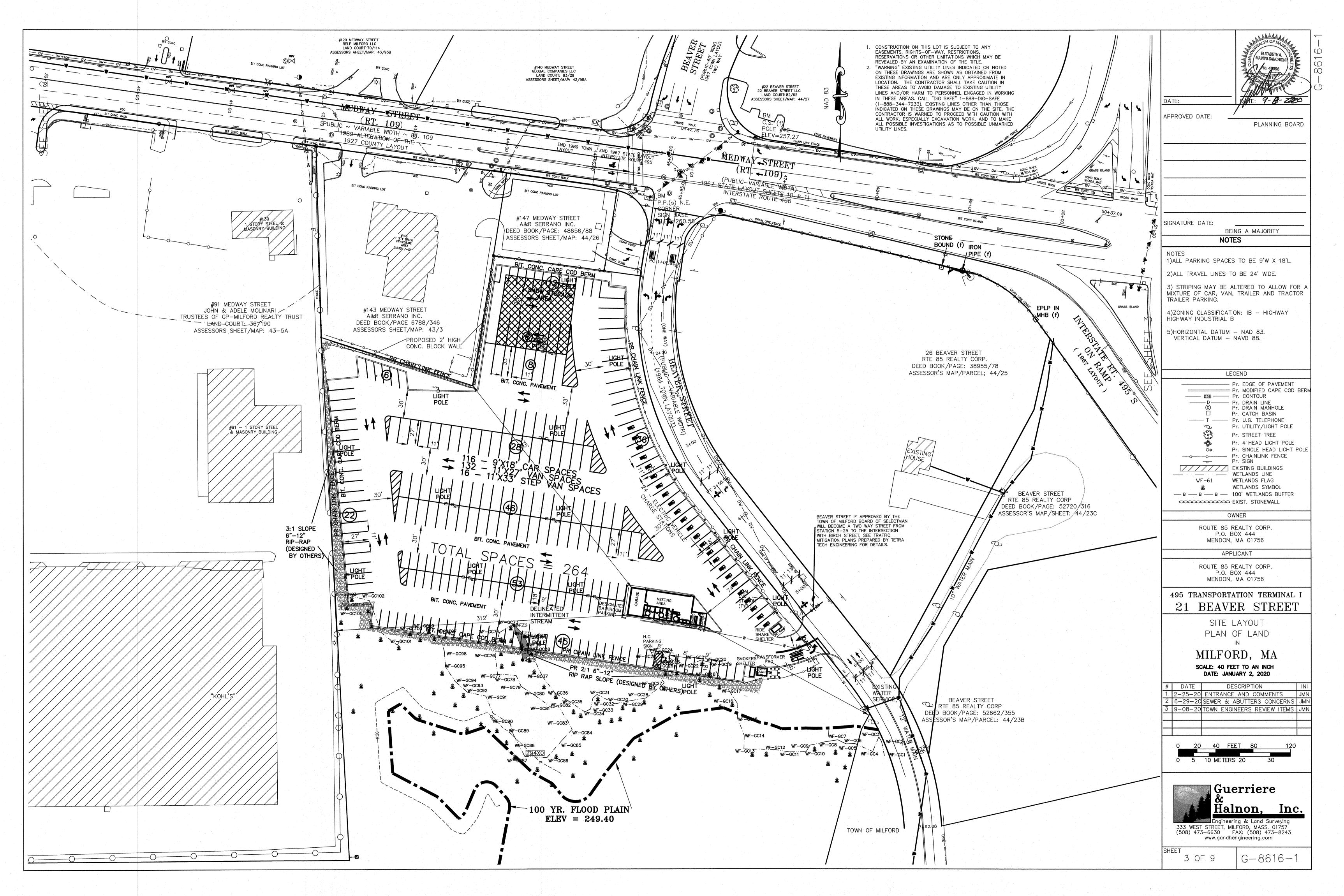
INTENSITY OF USE ZONE IB		EXISTING	PROPOSED
MIN. LOT REQUIREMENTS			
LOT AREA (S.F.)	80,000 S.F.	635,104± S.F.	635,104± S.F.
LOT WDTH (FT)	250 FT.	629.38 FT.	629.38 FT.
FRONTAGE (FT)	0 FT.	546.43 FT.	546.43 FT.
MIN. YARD REQUIREMENTS			
FRONT YARD SETBACK (FT)	50 FT.	0 FT.	74'± FT.
SIDE YARD SETBACK (FT)	25 FT.	O FT.	200'±FT
REAR YARD SETBACK (FT)	30 FT	0 FT.	312'± FT.
MAXIMUM BUILDING SIZE			
BUILDING COVERAGE (% OF LOT)	35%	0%	.35%
RATIO (FLOOR/LOT AREA)	.5	0	.035
MINIMUM OPEN SPACE			
% OF LOT AREA	20%	100%	98%
HEIGHT REQUIREMENTS			
MAX. HEIGHT (FT)	60 FT.	O FT.	21.12 FT.
MAX. NO. OF STORIES	5	0	1
PARKING REQUIREMENTS	· · ·		
TOTAL PARKING SPACES 9'X18'	9	0	400
HANDICAPPED PARKING 8'X18'	1	0	1
INTERIOR LANDSCAPING ISLANDS			
TOTAL NO. ISLANDS REQUIRED	24	0	0
150 S.F. PER ISLAND	3,600 S.F.	0	4921 S.F.**

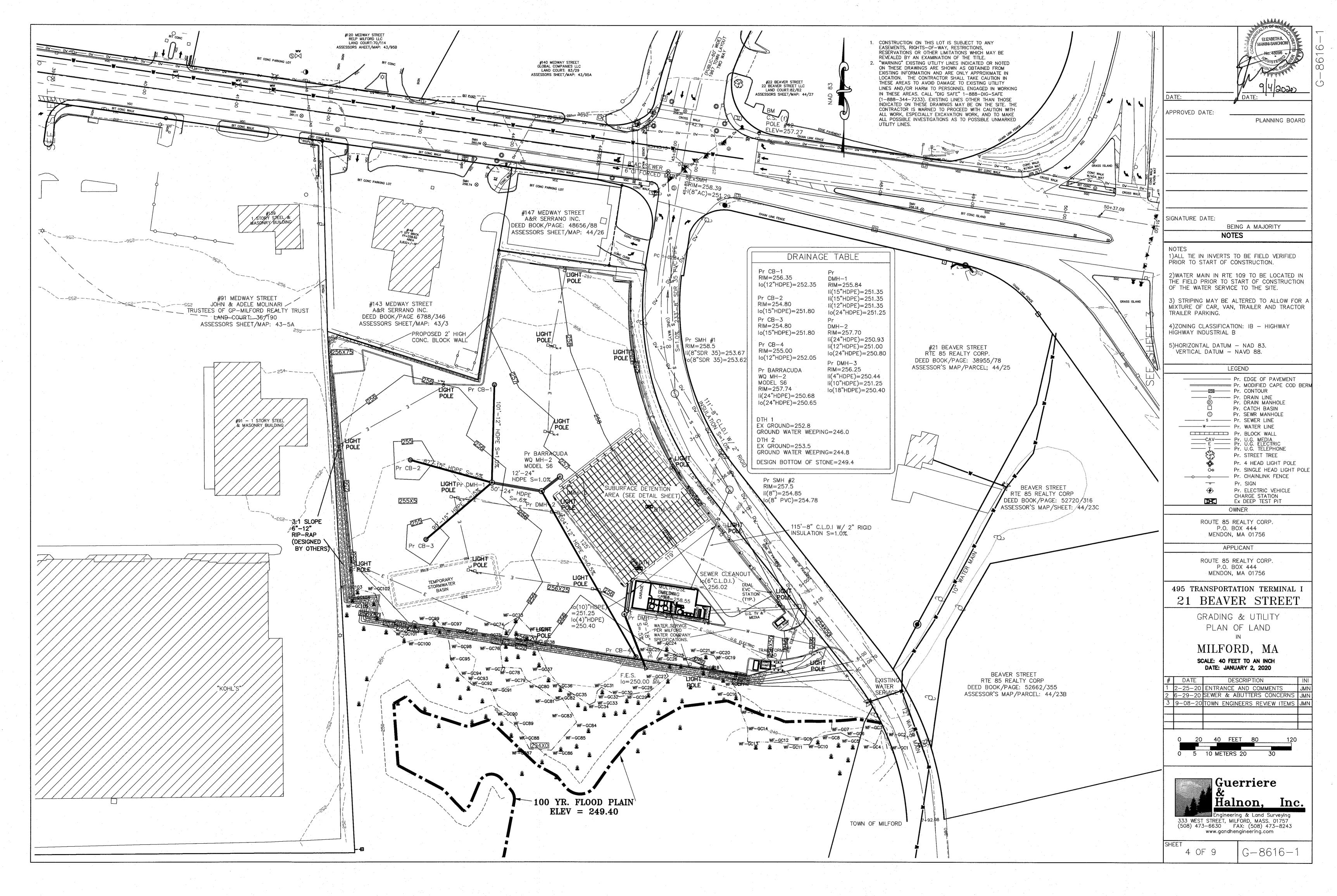
REQUIRED PARKING - OFFICE 4 SP/1000 = 2200/1000 X 4 =9 SPACES TOTAL SPACES REQUIRED = 9 SPACES PROVIDED ALONG THE EXTERIOR OF THE PAVING, EXCLUDING THE 15' BUFFER

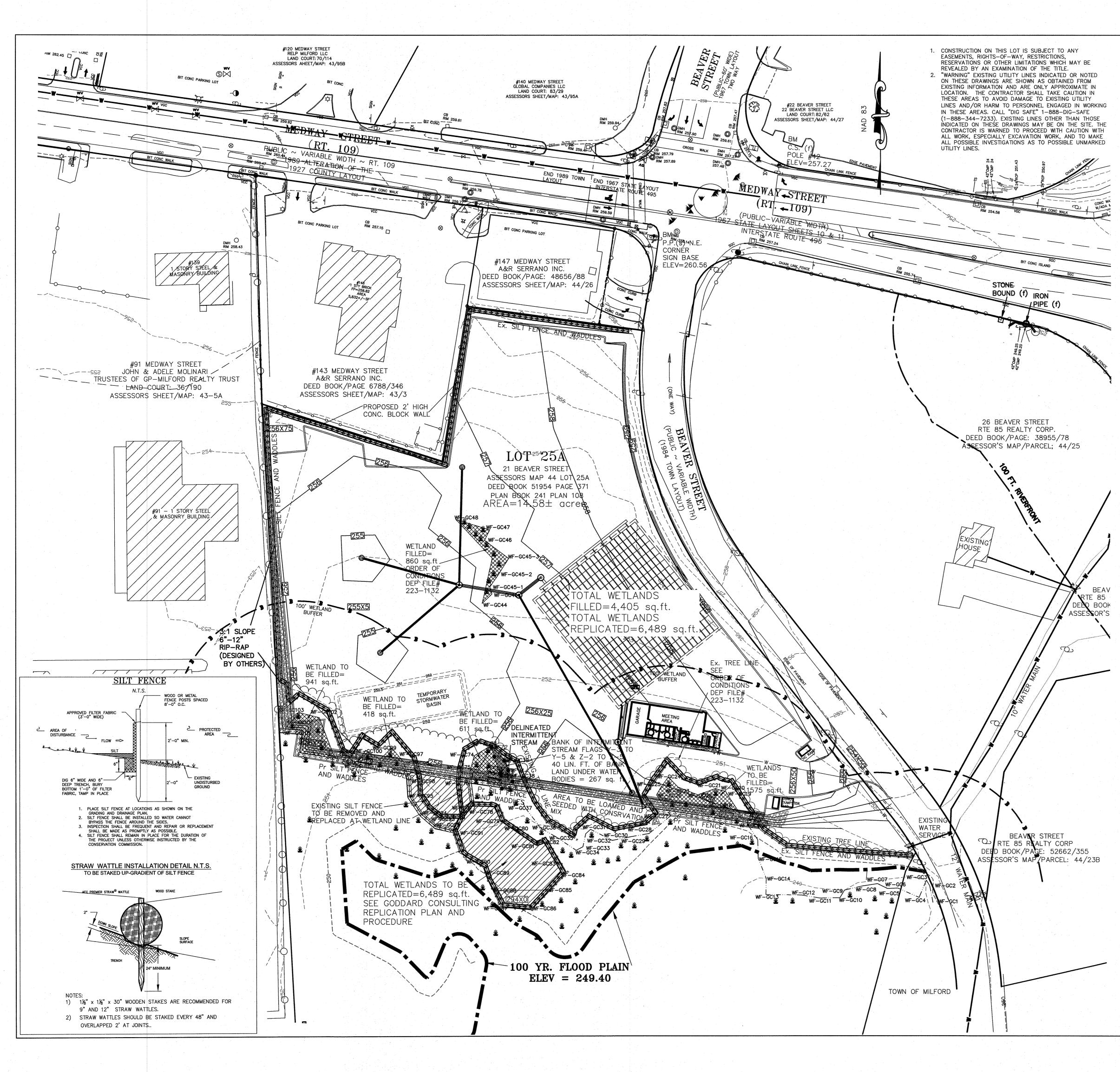












SUPERVISION: ALL WORK WITHIN THE REPLICATION AREA SHALL BE SUPERVISED BY A QUALIFIED WETLAND SCIENTIST. THE SUPERVISOR SHALL SUBMIT MONITORING REPORTS TO THE CONSERVATION COMMISSION AS DESCRIBED BELOW. REPORTS SHALL CONTAIN DETAILS OF ALL WORK PERFORMED AND PHOTOGRAPHS OF COMPLETED CONDITIONS.

TIMING: THE PREPARATION/EXCAVATION OF THE REPLICATION AREA AND IMPACT AREA WILL START AFTER THE APPEAL PERIOD FOR THE ORDER OF CONDITIONS HAS LAPSED. THE PLANTING OF THE REPLICATION AREA SHALL BE ACCOMPLISHED DURING THE GROWING SEASON IN THE FALL OF 2017 (IF POSSIBLE) OR SPRING OF 2018.

STEP 1: EXCAVATION OF IMPACT AREA. AN EXCAVATOR SHALL REMOVE THE EXISTING SOILS WITHIN THE BVW IMPACT AREA. EXCAVATED SOILS WILL BE STORED OUTSIDE ALL JURISDICTIONAL AREAS AND UTILIZED IF NECESSARY WITHIN THE REPLICATION AREA (IF ADEQUATE HYDRIC AND ORGANIC SOILS ARE NOT EXPOSED WITHIN THE REPLICATION AREA DURING THE EXCAVATION PROCESS, THESE STORED SOILS WILL BE UTILIZED).

STEP 2: EROSION CONTROL BARRIERS. EROSION CONTROL BARRIERS IN THE FORM OF STAKED SILTATION FENCE AND MULCH SOCK (OR SIMILAR INVASIVE-FREE BARRIER) SHALL BE PLACED WITHIN THE REPLICATION AREA WITHIN FLAGS 78-91 TO PREVENT IMPACT TO THE ADJACENT WETLAND AREA. THESE ECB'S WILL REMAIN IN PLACE AND BE MAINTAINED UNTIL THE AREA IS COMPLETELY STABILIZED.

STEP 3: PLANT REMOVAL. VEGETATION WITHIN THE REPLICATION AREA SHALL BE CLEARED AND REMOVED OUT OF JURISDICTIONAL AREAS.

STEP 4: EXCAVATION OF REPLICATION AREA. PRIOR TO ANY SOIL EXCAVATION, A STORAGE AREA FOR THE SOIL SHALL BE PREPARED; SOIL WILL NOT BE STORED IN BUFFER ZONE. AN EXCAVATOR SHALL REMOVE EXISTING SOILS TO THE ELEVATION OF THAT OF THE ADJACENT NON-IMPACETED WETLAND AREA ALONG FLAGS 78-91 AND TO A DEPTH AT WHICH REDOXIMORPHIC FEATURES BECOME VISIBLE AT THE SOIL SURFACE. A WETLAND SCIENTIST WILL BE ON SITE DURING THE EXCAVATION PROCESS.

STEP 5: BANK CREATION. A CHANNEL FROM ONE END OF THE REPLICATION AREA TO THE OTHER SHALL BE CREATED AT A SIMILAR BANK SIZE AND WIDTH OF THE AREA WHICH WILL BE IMPACTED.

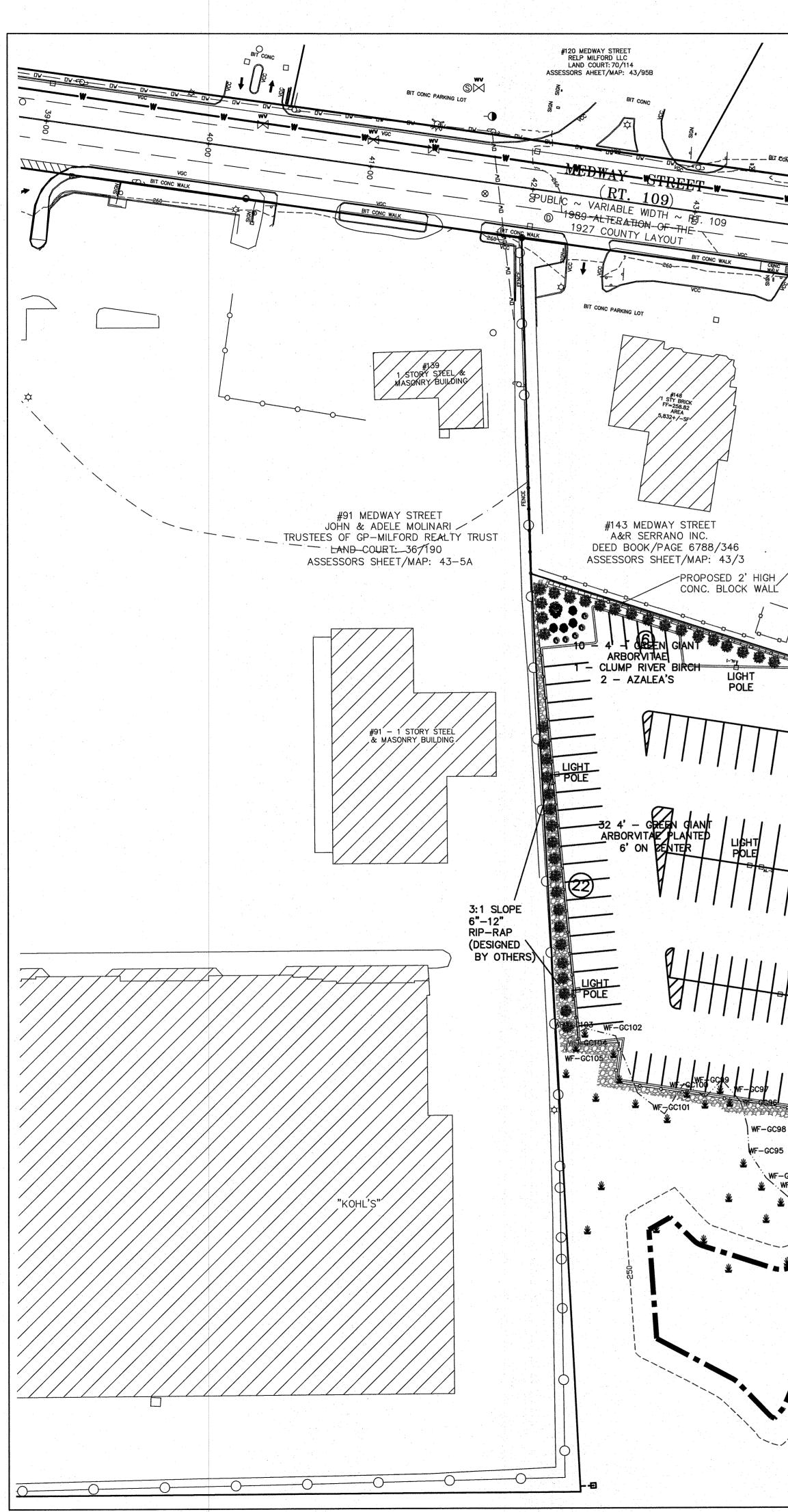
STEP 6: PLANTING. THE VEGETATION SELECTED FOR THE REPLICATION AREA INCLUDES SPECIES THAT ARE NATIVE TO THE SITE AND AREA ALSO LOCATED WITHIN THE ADJACENT BVW. PRECISE CITING OF PLANTS MAY BE DETERMINED BY THE WETLAND SCIENTIST IN THE FIELD PRIOR TO INSTALLATION. SHRUBS SHALL BE SPACED 8' ON CENTER AND TREES 15' ON CENTER. A WETLAND SEED MIX WILL BE SPREAD THROUGHOUT THE AREA.

A. SEASONAL MONITORING REPORTS SHALL BE PREPARED FOR THE REPLICATION AREA BY A QUALIFIED WETLAND SCIENTIST FOR A PERIOD OF 2 ADDITIONAL YEARS AFTER INSTALLATION. THIS MONITORING PROGRAM WILL CONSIST OF EARLY SUMMER AND EARLY FALL INSPECTIONS, AND WILL INCLUDE PHOTOGRAPHS AND DETAILS ABOUT THE VITALITY OF THE REPLICATION AREA. MONITORING REPORTS SHALL BE SUBMITTED TO THE COMMISSION BY DECEMBER 30TH OF EACH YEAR. MONITORING REPORTS SHALL DESCRIBE, USING NARRATIVE, PLANS AND COLOR PHOTOGRAPHS, THE PHYSICAL CHARACTERISTICS OF THE REPLICATION AREA WITH RESPECT TO STABILITY, SOIL CHARACTERISTICS, SURVIVAL OF VEGETATION AND PLAN MORTALITY, AERIAL EXTENT AND DISTRIBUTION, SPECIES DIVERSITY AND VERTICAL STRATIFICATION (I.E. HERB, SHRUB AND TREE LAYERS).

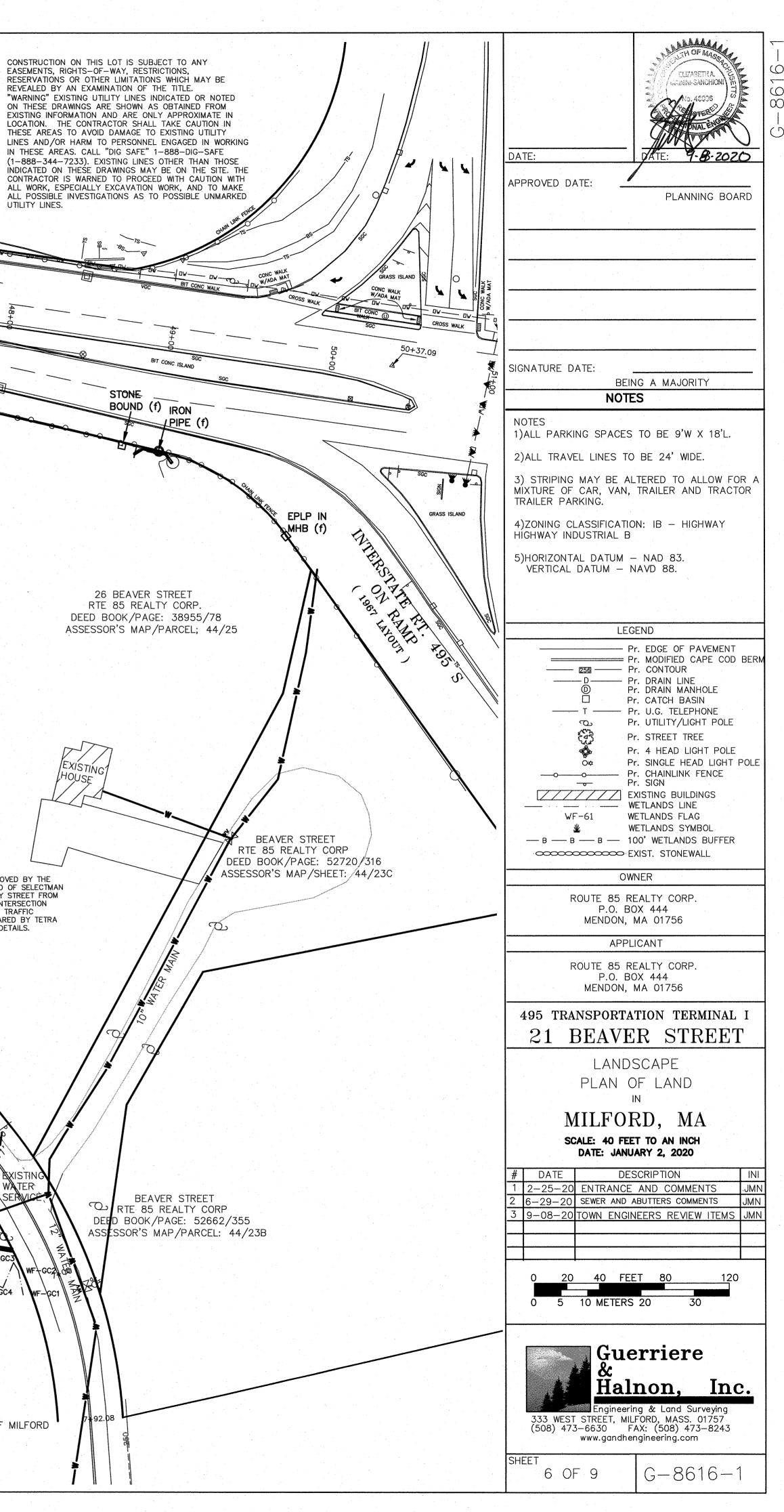
B. AT LEAST 75% OF THE SURFACE AREA OF THE REPLICATION AREA SHALL BE RE-ESTABLISHED WITH INDIGENOUS PLANT SPECIES WITHIN TWO GROWING SEASONS. IF THE REPLICATION AREA DOES NOT MEET THE 75% RE-VEGEATION REQUIREMENT BY THE END OF THE SECOND GROWING SEASON AFTER INSTALLATION, THE APPLICANT SHALL SUBMIT A REMEDIATION PLAN TO THE COMMISSION FOR APPROVAL THAT WILL ACHIEVE, UNDER THE SUPERVISION OF A WETLAND SPECIALIST, REPLICATION GOALS. THIS PLAN MUST INCLUDE AN ANALYSIS OF WHY THE AREAS HAVE NOT SUCCESSFULLY RE-VEGETATED AND HOW THE APPLICANT INTENDS TO RESOLVE THE PROBLEM.

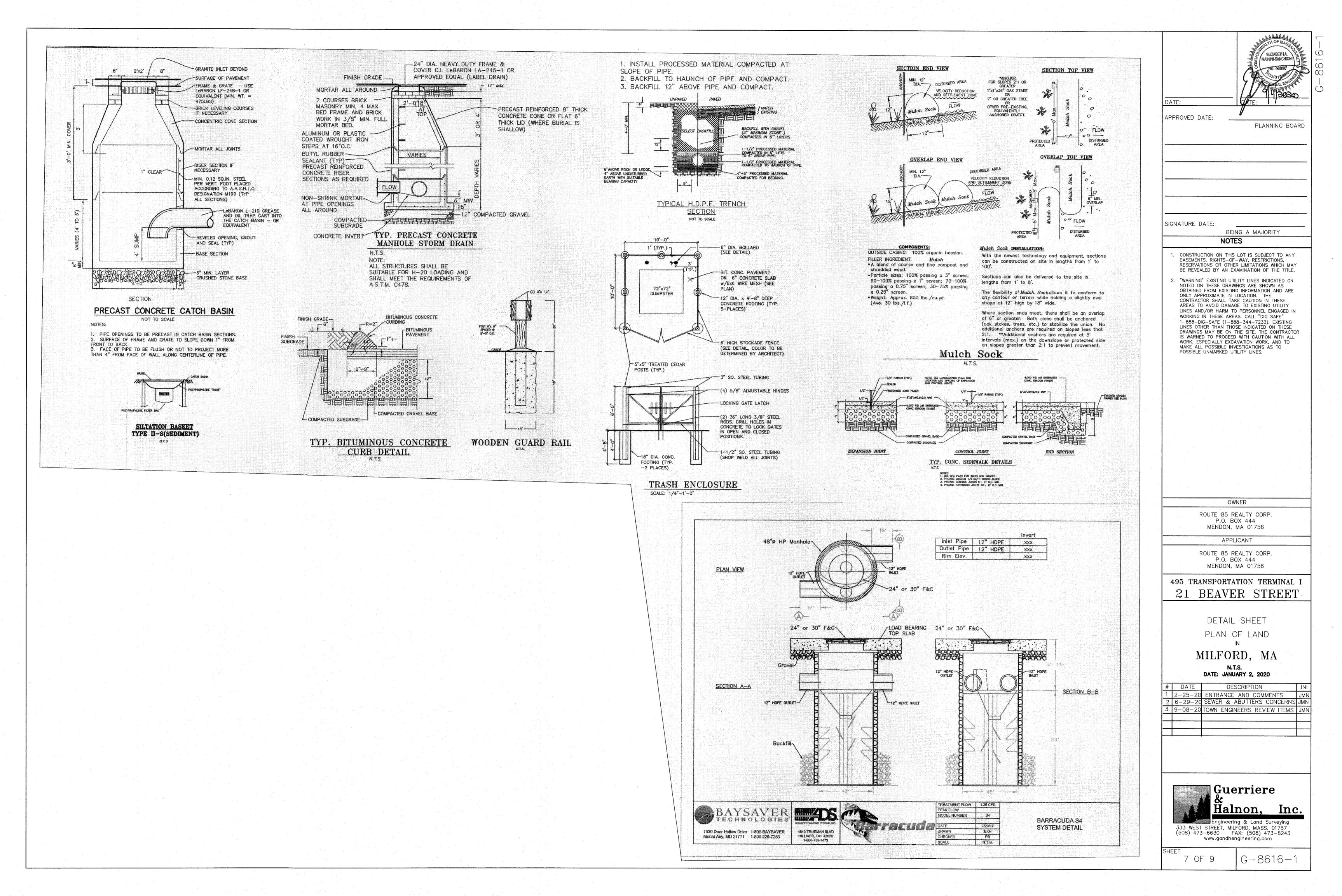
STEP 7: AS-BUILT SURVEY. UPON MEETING THE CRITERIA FOR 75% COVER OF INDIGENOUS SPECIES AFTER TWO GROWING SEASONS, THE REPLICATION AREAS WILL BE SURVEYED FOR AS-BUILT CONDITIONS. THE AS-BUILT PLAN WILL BE SUBMITTED TO THE CONSERVATION COMMISSION ALONG WITH A REQUEST FOR A CERTIFICATE OF COMPLIANCE.

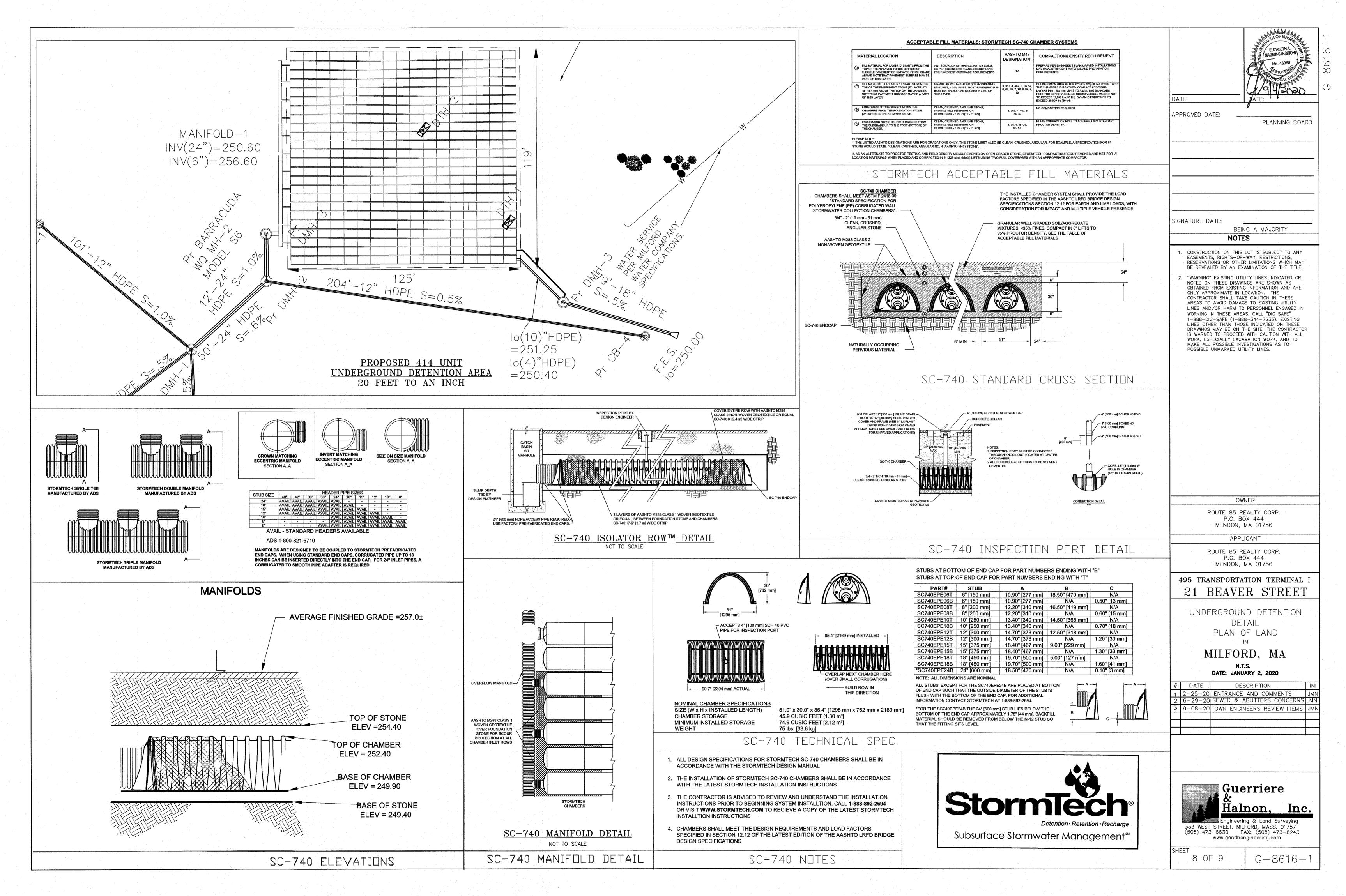
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CONSTRUCTION ON THIS LOT IS SUBJECT TO ANY EASEMENTS, RIGHTS-OF-WAY, RESTRICTIONS, BEAV STREI REVEALED BY AN EXAMINATION OF THE TITLE. #140 MEDWAY STREET GLOBAL COMPANIES LLC LAND COURT: 83/29 ASSESSORS SHEET/MAP: 43/95A #22 BEAVER STREET 22 BEAVER STREET LLC LAND COURT: 82/62 ASSESSORS SHEET/MAP: 44/27 83 POLE UTILITY LINES. LEV=257.27 O 1989 TOWN TEND 1967 STATE 2 AYOUT MEDWAY STREET O 2 (RT. **↓**109) (PUBLIC-VARIABLE WOTA) (PUBLIC-VARIADLE WINDTHY) -1967 STATE LAYOUT SHEETS 10 & 11 INTERSTATE ROUTE 495 BIT CONC PARKING LOT P(s)SIGN BASE #147 MEDWAY STREET "A&R SERRANO INC. DEED BOOK/PAGE: 48656/88 ASSESSORS SHEET/MAP: 44/26 Les to i to the other 4' - CRED LIGHT ARBORVITAE REAL 20 - 5 GAL ORNAMENTAL GRASS F A LIGHT POLE 15' LANDSCAPE BUFFER TO BE LOAMED AND SEEDED. LANDSCAPED ISLANDS WITH STREET TREE AND SHRUBS PROVIDED AT 50' INTERVALS AS SHOWN EXISTING HOUSF BEAVER STREET IF APPROVED BY THE TOWN OF MILFORD BOARD OF SELECTMAN WILL BECOME A TWO WAY STREET FROM STATION 5+25 TO THE INTERSECTION WITH BIRCH STREET, SEE TRAFFIC MITIGATION PLANS PREPARED BY TETRA TECH ENGINEERING FOR DETAILS. WF-GC92 -GC85 ____WF__GC12 WF_GC9 ₩F-GC8 WF-GC5 ₩ WF-GC11 WF-GC10 ₩ ₩ WF-GC13 WF-GC4 100 YR. FLOOD PLAIN ELEV = 249.40TOWN OF MILFORD



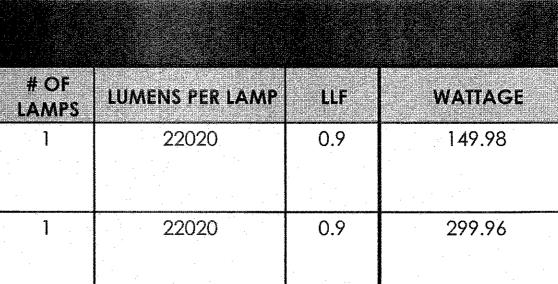




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SCHEDULE				
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	AL-1	11	Lithonia Lighting	RSX2 LED HEAD @ AFG**
	AL-2	5	Lithonia Lighting	RSX2 LED HEAD @ AFG**

OG NUMBER LAMP DESCRIPTION RSX Area Fixture Size 2 P3 Lumen Package 4000K CCT Type R4 Distribution ED P3 40K R4 **SINGLE LED 1 90° MOUNTED @ 20'-0" LED P3 40K R4 **DOUBLE RSX Area Fixture Size 2 P3 Lumen Package 4000K CCT Type R4 Distribution @ 180° MOUNTED @ 30'-0" LED 1



Beaver St Site 05-06-2020

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TRANSPORTATION TERMIAL I 21 BEAVER STREET SHEET 9 OF 9

Designer Robert J. Lindstrom Date 1/6/2020 Scale Not to Scale Drawing No.

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Summary

Agenda Item # 6



OFFICE OF PLANNING AND ENGINEERING 508-634-2317 Fax 508-473-2394 mdean@townofmilford.com

TOWN OF MILFORD 52 MAIN STREET, MILFORD, MASSACHUSETTS 01757

> Michael Dean, P.E. Town Engineer

January 13, 2021

Mr. Michael Giampietro, Chairman Conservation Commission 52 Main Street Milford, MA, 01757

Re: Notice of Intent for 26 Beaver Street - Proposed Transportation Terminal DEP File # 223- 1187

Dear Mr. Giampietro:

I have reviewed the Notice of Intent filing for 26 Beaver Street (lots 23B, 23C & 25), See my previous letter dated November 13, 2020. The submittal is for a Proposed Transportation Terminal. The applicant is Route 85 Realty Corp., P.O. Box 444, Mendon, MA 01756.

The Parcels consists of 5.86 Acres, Zoned as Highway Industrial B (IB), located on the eastern side of Beaver Street adjacent to Route 495. The parcels refer to the Town Assessors Map 44, Block 0, Lots 23B, 23C & 25.

2nd Update:

- This project was recently in front of the Commission regarding the determination of the presence of a River / Riverfront. The determination was made, that there is no riverfront.
- As some of you may be aware, the D.E.P. has Intervened in this determination (of no riverfront). So, the Determination is being challenged by the State to further evaluate if there is or is not riverfront on the parcel.

Sincerely,

Michael Dean, P.E. Town Engineer



OFFICE OF PLANNING AND ENGINEERING **TOWN OF MILFORD**

52 MAIN STREET, MILFORD, MASSACHUSETTS 01757 508-634-2317 Fax 508-473-2394 mdean@townofmilford.com

> Michael Dean, P.E. Town Engineer

December 15, 2020

Mr. Michael Giampietro, Chairman Conservation Commission 52 Main Street Milford, MA, 01757

Re: Notice of Intent for 26 Beaver Street - Proposed Transportation Terminal DEP File # 223-

Dear Mr. Giampietro:

I have reviewed the Notice of Intent filing for 26 Beaver Street (lots 23B, 23C & 25), See my previous letter dated November 13, 2020. The submittal is for a Proposed Transportation Terminal. The applicant is Route 85 Realty Corp., P.O. Box 444, Mendon, MA 01756.

The Parcels consists of 5.86 Acres, Zoned as Highway Industrial B (IB), located on the eastern side of Beaver Street adjacent to Route 495. The parcels refer to the Town Assessors Map 44, Block 0, Lots 23B, 23C & 25.

Update:

- This project was recently in front of the Commission regarding the determination of the presence of a River / Riverfront. The determination was made, that there is no riverfront.
- As some of you may be aware, the D.E.P. has Intervened in this determination (of no riverfront). So, the Determination is being challenged by the State to further evaluate if there is or is not riverfront on the parcel.
- There is no DEP File # issued as of 12-15-2020.

Sincerely.

Michael Dean, P.E. Town Engineer



TOWN OF MILFORD

52 MAIN STREET, MILFORD, MASSACHUSETTS 01757 508-634-2317 Fax 508-473-2394 mdean@townofmilford.com

OFFICE OF PLANNING AND ENGINEERING Michael Dean, P.E. Town Engineer

November 13, 2020

Mr. Michael Giampietro, Chairman Conservation Commission 52 Main Street Milford, MA, 01757

Re: Notice of Intent for 26 Beaver Street - Proposed Transportation Terminal DEP File # 223-

Dear Mr. Giampietro:

I have reviewed the Notice of Intent filing for 26 Beaver Street (lots 23B, 23C & 25). The submittal is for a Proposed Transportation Terminal. The applicant is Route 85 Realty Corp., P.O. Box 444, Mendon, MA 01756.

The Parcels consists of 5.86 Acres, Zoned as Highway Industrial B (IB), located on the eastern side of Beaver Street adjacent to Route 495. The parcels refer to the Town Assessors Map 44, Block 0, Lots 23B, 23C & 25.

This project was recently in front of the Commission regarding the determination of the presence of a River / Riverfront. The project was issued a negative determination, therefore there is no presence of a River and in turn there is no Riverfront associated with the project.

The resource areas associated with the parcel are: Bordering Vegetated Wetlands, Bank and 100Year Flood Plain. The resource areas where delineated and re-evaluated by Goddard Consulting, LLC.

Following a review of the above referenced documents I offer the following comments:

- 1. Erosion control measures are shown on the plan; however, the detail **does not** include **Silt Fence** with Mulch Sock. Silt Fence should be added to the details.
- 2. Since the original submittal, the drainage analysis / design has been revised along with a final set of design plans.

I recommend the issuance of an Order of Conditions for the project.

Sincerely.

Michael Dean, P.E. Town Engineer

October 7, 2020

Milford Conservation Commission 52 Main Street Milford, MA 01757

Re: Notice of Intent 26 Beaver Street, MA 01757 Map 44, Parcels 25, 23C, 23B

Dear Milford Conservation Commission:

Goddard Consulting, LLC is pleased to submit this Notice of Intent (NOI) on behalf of Rte 85 Realty Corporation, for the property known as 26 Beaver Street in Milford, MA. The applicant proposes the construction of a parking lot and drainage within the 100-foot Buffer Zone to Bordering Vegetated Wetlands (BVW). This application is being filed under the Massachusetts Wetlands Protection Act (the WPA), Regulations 310 CMR 10.00 et. al.

Seven hard copies and a digital version of this application have been submitted for your review. A list of enclosed documents is as follows:

- NOI Application (WPA Form 3)
- Wetlands Fee Transmittal Form
- Copy of Checks
- Affidavit of Service, Notification to Abutters, Certified Abutters List
- Wetland Border Report, Goddard Consulting, LLC. 4/24/2020
- USGS of Site, Goddard Consulting, LLC. 3/4/2020
- Orthoview of Site, Goddard Consulting, LLC. 3/4/2020
- Stormwater Report for "495 Transportation Terminal II", Milford, MA, Guerriere & Halnon, Inc., 3/2/2020
- Site Plans: "495 Transportation Depot II" Transportation Terminal Site Plan, 26 Beaver Street, Milford, Massachusetts, Guerriere & Halnon, Inc., Revised 9/8/2020

Existing Conditions

The site of the proposed project consists of three parcels: Map: 44 Lot: 25 (2.74 acres), Lot: 23C (0.83 acres), and Lot: 23B (2.00 acres), totaling approximately 5.57 acres. Lot 25 has a vast lawn area with a vacant single-family home (see **Photo 1**). A non-jurisdictional isolated wetland was flagged within the maintained grass area near Medway Street with series A1-18 and is vegetated with sedges, rushes and steeplebush (all wetland species). During the site inspection, this wetland had indicators of hydrology such as standing water (1-inch of water), stained leaves and hydric soils. No physical connection (via land, water or culvert) to the adjacent Bordering Vegetated Wetland (BVW) was observed and therefore is considered isolated.



Photo 1: The existing single-family home on Lot 25 stands in the middle of a vast lawn.

According to the current USGS map, a presumptive perennial stream originates from a culvert at the northeastern corner of the parcel by Medway Street (see **Photo 2**). A narrow strip of BVW was delineated on each side of the stream. The stream flows through the lawn and continues into the adjacent parcel of land, Lot 23C, into a narrow grove of woody vegetation (partially BVW) along the northeastern edge of the parcel boundary. Lot 23C is narrow in shape and consists of the stream, BVW, and a driveway that connects to Beaver Street. The stream flows between the end of the driveway and a chain link fence (which marks the edge of the property). Beyond the fence is highway verge (lawn) and the on-ramp to Route 495. The stream and thin strip of surrounding BVW continues parallel to Route 495 until it spills into a large flooded swamp that encompasses the eastern and southern portions of Lot 23B. The northwestern portion of Lot 23B is an upland forest, littered with garbage, and dominant in oak, white pine, rose, honeysuckle, black birch, witch hazel, Canada mayflower, and princess pine.

The USGS mapped perennial stream has been a topic of discussion with the Milford Conservation Commission (the Commission) as part of an RDA submittal from June 16, 2020. Since the canal was human-made and built as a result of Route 495 and nearby development, the stream should not be considered natural. According to 310 CMR 10.58(2)(g):

Human-made canals (e.g., the Cape Cod Canal and canals diverted from rivers in Lowell and Holyoke) and mosquito ditches associated with coastal rivers do not have riverfront areas.

Due to the regulation stated above and the evidence presented as part of the RDA application, it is presumed that there is no Riverfront Area (RA) on Lot 25, 23C, and 23B. Although the Commission has not made a formal determination on whether the stream has RA, the Milford

Town Council has provided a report that agrees with the findings in the RDA and the applicant anticipated this issue will be resolved at the next public meeting, with a finding of a no RA status.

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 potential or certified vernal pools. The site is not located in an ACEC. There is a Zone AE FEMA Flood Zone located along the BVW boundary on Lot 23C and on portions of upland on Lot 23B. The resource area, Bordering Land Subject to Flooding (BLSF), extends from the delineated wetland line up to the 100-year FEMA flood elevation (249.40).



Photo 2: The stream discharges from the double piped culvert below Medway Street. The stream flows through the lawn and eventually enters a narrow grove of woody vegetation on Lot 23C.

Project Summary and Regulatory Compliance

The proposed project will construct a parking lot (283 spaces) and two stormwater discharges within the WPA's 100-foot Buffer Zone to BVW and will comply with the regulations set forth in the WPA. The existing house will be razed, and mature trees will be cleared on the upland portions of Lot 23C and 23B, creating open space for the construction of the parking lot. The upland will be graded to the desired elevations for the construction of the parking lot, which is designed to direct stormwater into underground infiltration systems. During large rainstorms, excess stormwater from the underground infiltration systems will discharge out of two pipes, onto rip rap, towards the southern and southeastern edge of the upland on Lot 23B. Rip rap is proposed along the all edges of parking lot that are immediately adjacent to resource areas.

No work in the wetland resource areas (BVW & BLSF) are proposed. Construction will not adversely impact the resource areas considering there will be appropriate erosion control barriers (silt fence and mulch sock) placed at the limit of work.

Conclusion

Goddard Consulting believes that the proposed project will not have any adverse impacts on the interests identified in M.G.L c. 131 section 40. The project meets all regulatory compliance standards under the WPA, therefore Goddard Consulting respectfully requests that the Commission issues an Order of Conditions approving the proposed project. Please feel free to contact us if you have any questions.

Very truly yours, Goddard Consulting, LLC

Scott Goddard, Principal & PWS

CC: Mass DEP – CERO, 8 New Bond Street, Worcester, MA 01606 John Nenart, RTE 85 Realty Corporation, P.O. Box 444, Mendon, MA 01756 April 24, 2020

85 Realty Corp P.O.Box 444 Mendon, MA 01756

Re: Wetland Border Report and Riverfront Analysis Beaver St. Milford

Dear 85 Realty Corp:

On April 7, 2020 during no snow and un-frozen ground conditions the wetland resources were delineated on land located at the above referenced site (refer to enclosed locus maps). 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. Hydric soil indicators, vegetation changes, hydrological indicators, and topography were all considered for delineation purposes.

One Bordering Vegetated Wetland and one potentially isolated wetland were delineated in the field. The potentially isolated wetland was flagged with series A1-18. This area is located within a maintained grass area near Medway Street and is vegetated with sedges, rushes and steeplebush (all wetland species). During the site inspection this wetland had indicators of hydrology such as standing water (1-inch of water), stained leaves and hydric soils. No physical connection (via land, water or culvert) to the adjacent Bordering Vegetated Wetland (BVW) was observed and therefore is considered isolated.

The BVW located on site was flagged with series GC1-128. This wetland is dominant in red maple, buckthorn, winterberry, arrow-wood, spicebush, sweet pepperbush, high bush blueberry, poison ivy and wetland ferns. The adjacent forested upland is dominant in oak, white pine, rose, honeysuckle, black birch, witch hazel, Canada Mayflower and princess pine. Department of Environmental Protection BVW field data forms were documented at wetland flag # GC-58 and B6 (see attached forms). An upland island was delineated out of the "GC" wetland with series B1-35. This upland area is dominant in white pine, oak, birch and witch hazel.

According to the current USGS map (see Figure 1 and 2) a mapped perennial stream is located in the northern and eastern sections of the site. The most northern section of this stream channel, near Medway Street within a maintained lawn area, appears to be man-made and hand dug due to its linear orientation and consistency in channel depth, height and elevation. Today this dug channel connects to a flooded swamp in the eastern section of the site, west of Route 495.

The attached historic USGS Maps and Aerial Photographs enclosed in this report indicate that the on-site river shown on the most recent USGS map was manipulated during and after the construction of Route 495. As shown in the attached figures, no river was present in the eastern portion of the site in 1942 and/or 1953. It was not until after the construction of Route 495 in the

late 60's that the water associated with this historical river was re-directed onto the site under Route 495. It is after the construction of Route 495 that a perennial river is mapped on the USGS maps (see figures 3-7).

Furthermore, according to 310CMR10.58(2)(g) "Human-made canals and mosquito ditches associated with coastal rivers do not have riverfront areas." As stated earlier in this report the northern channel on site appears to be man-made. Since this northern portion of the channel is human-made and the eastern channel is a direct, man-made result of the construction of Route 495 (as proven above with historic USGS maps) the streams on site should not be considered natural and/or perennial and would not have a 200-ft Riverfront Area associated with them. To further support this, a stream stats analysis was performed for the northern section of the stream and the eastern section of the stream (see attached). The results calculated show that the northern section of the stream has a watershed of 0.38 acers with a 0.007 cubic feet predicted flow rate at the 99% flow duration. The eastern section of the stream has a 0.40 acer watershed with a 0.008 cubic feet predicted flow rate at the 99% flow duration. These measurements are below the required .50 acer watershed and 0.01 cubic flow rate identified in the regulations for perennial streams in section 310CMR10.58(2)1(C).

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 potential or certified vernal pools. The site is not located in an ACEC; however, is located in a Zone II area and a jurisdictional FEMA Flood Zone; so that the resource area Bordering Land Subject to Flooding (BLSF) is located from the delineated wetland line up to the 100-year FEMA flood elevation.

The Wetlands Protection Act takes jurisdiction over BVW and BLSF resources; but does not take jurisdiction over isolated wetlands unless they qualify as the resource area Isolated Land Subject to Flooding (which is an area able to hold ¼ acer foot of water with a minimum depth of 6-inches). The isolated wetland on site is small and shallow and cannot hold ¼ acre foot of water and therefore; is not jurisdictional. In addition, the BVW resource area has a jurisdictional 100-foot Buffer Zone. In comparison, the BLSF resource area does not have a buffer zone. Any work within any resource area and/or the 100-foot BVW 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

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Scott Goddard, Principal & PWS

Figure 1 Latest USGS MAP Rivers shown in blue

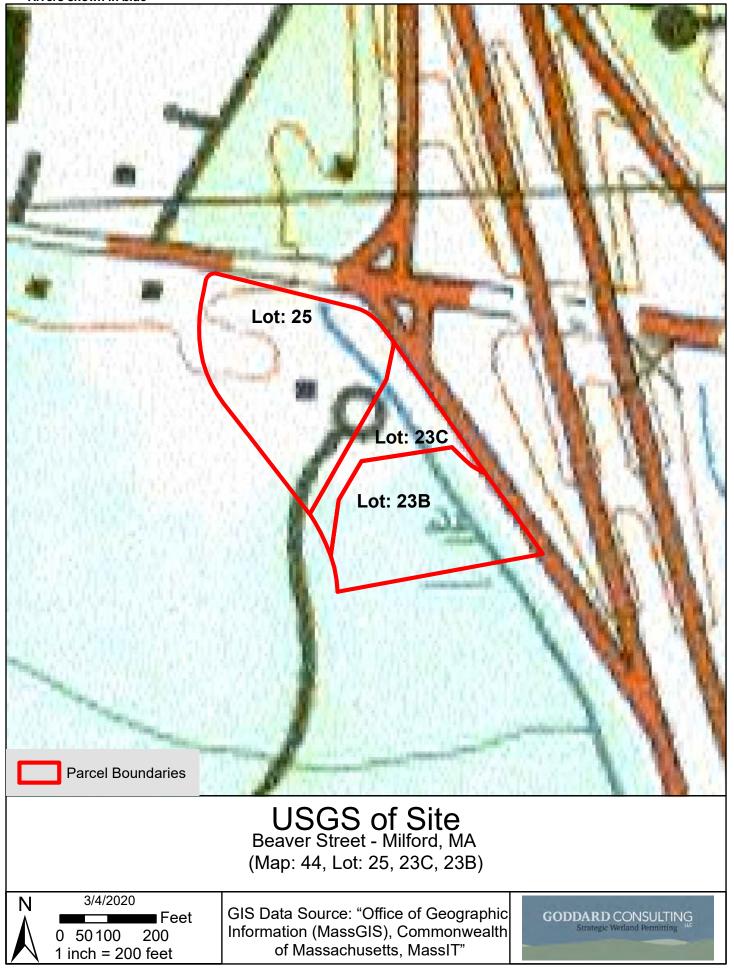


Figure 2. Orthophoto showing the River on site (in orange) according to the latest USGS MAP



Figure 3 1942 USGS MAP

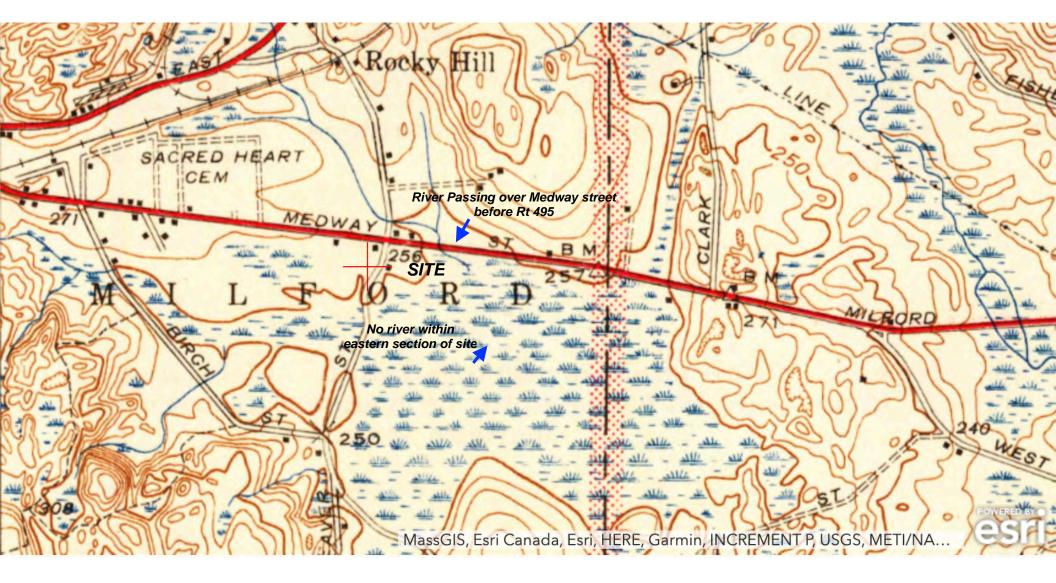
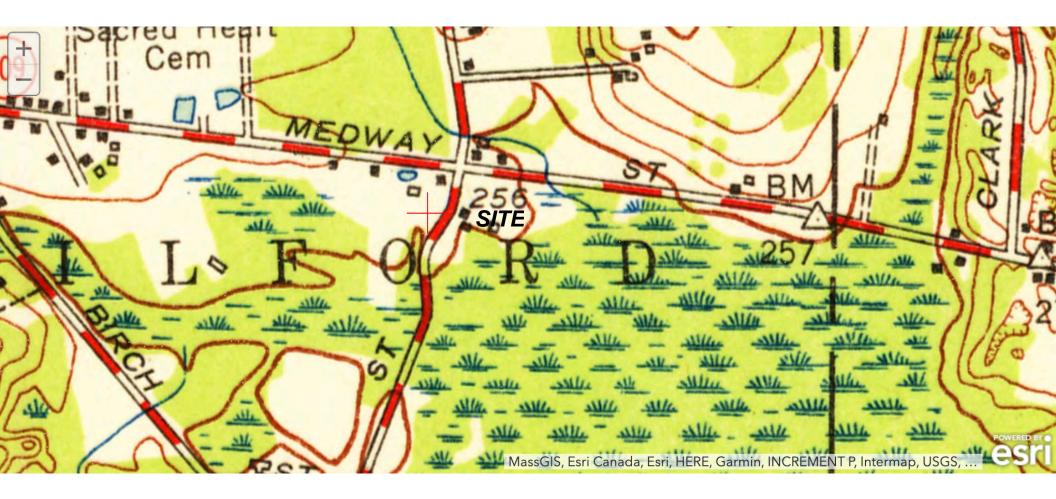


Figure 4. 1953 USGS Map Same as 1942 USGS Map



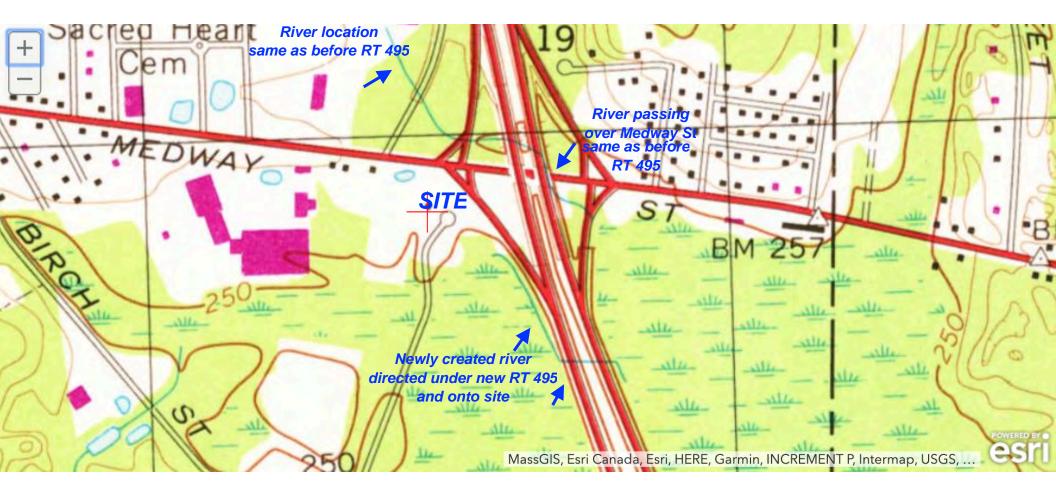
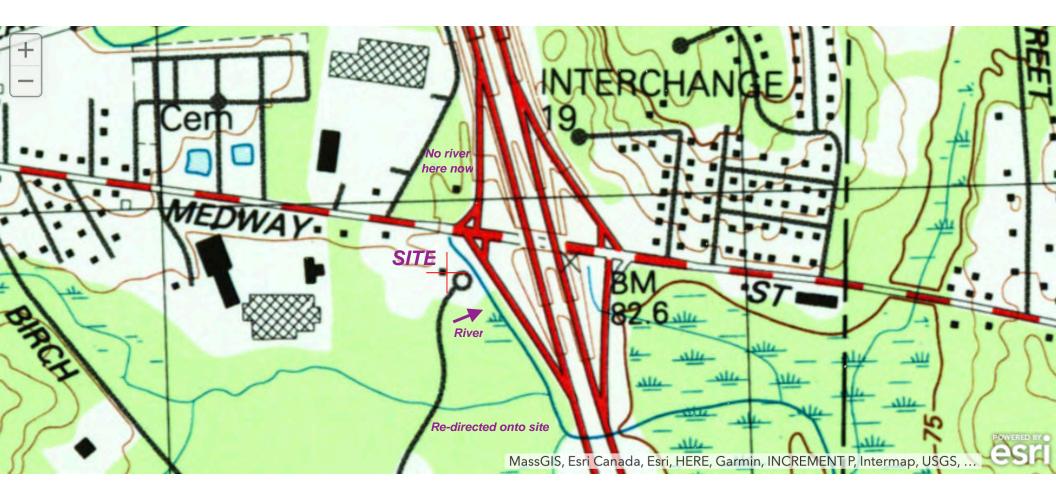


Figure 6. 1977 Orthophoto Showing River re-directed onto site by construction of RT 495



Figure 7. 1987 USGS MAP Showing River Re-directed onto site

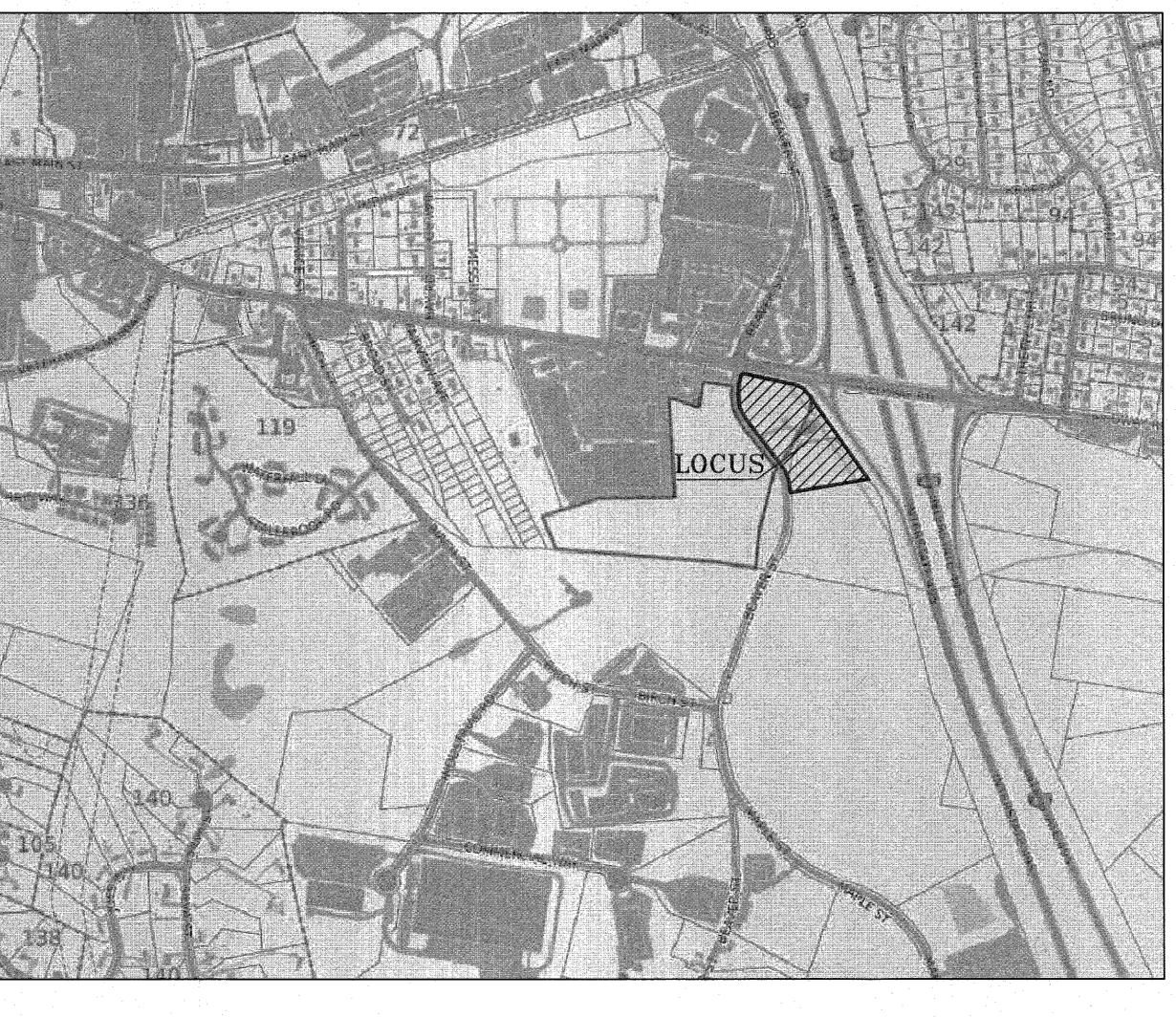


"495 TRANSPORTATION DEPOT II" TRANSPORTATION TERMINAL SITE PLAN 26 BEAVER STREET, MILFORD, MASSACHUSETTS

INDEX

1.	COVER	
2.	EXISTING CONDITIONS	
3.	SITE LAYOUT	
4.	GRADING & DRAINAGE F	PLAN
5.	RESOURCE AREA PLAN	
6.	LANDSCAPING PLAN	
7.	DETAIL 1 SHEET	
8.	DETAIL 2 SHEET	
9.	PHOTOMETRIC PLAN	

DATE: MARCH 2, 2020 REV: APRIL 1, 2020 REV: JUNE 29, 2020 REV: SEPTEMBER 8, 2020



LOCUS MAP 500 FEET TO AN INCH

NOTE. STRIPING AND PARKING CONFIGURATION MAY BE ALTERED TO ACCOMMODATE LESSEE'S NEEDS TO ALLOW PARKING OF CARS, VANS, TUCKS TRAILERS AND TRACTOR TRAILERS.

APPROVED DATE:

293

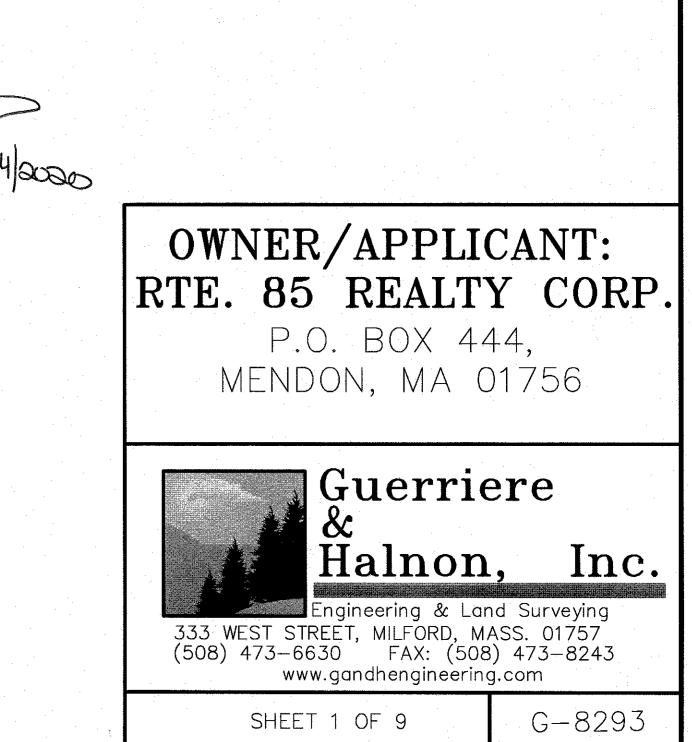
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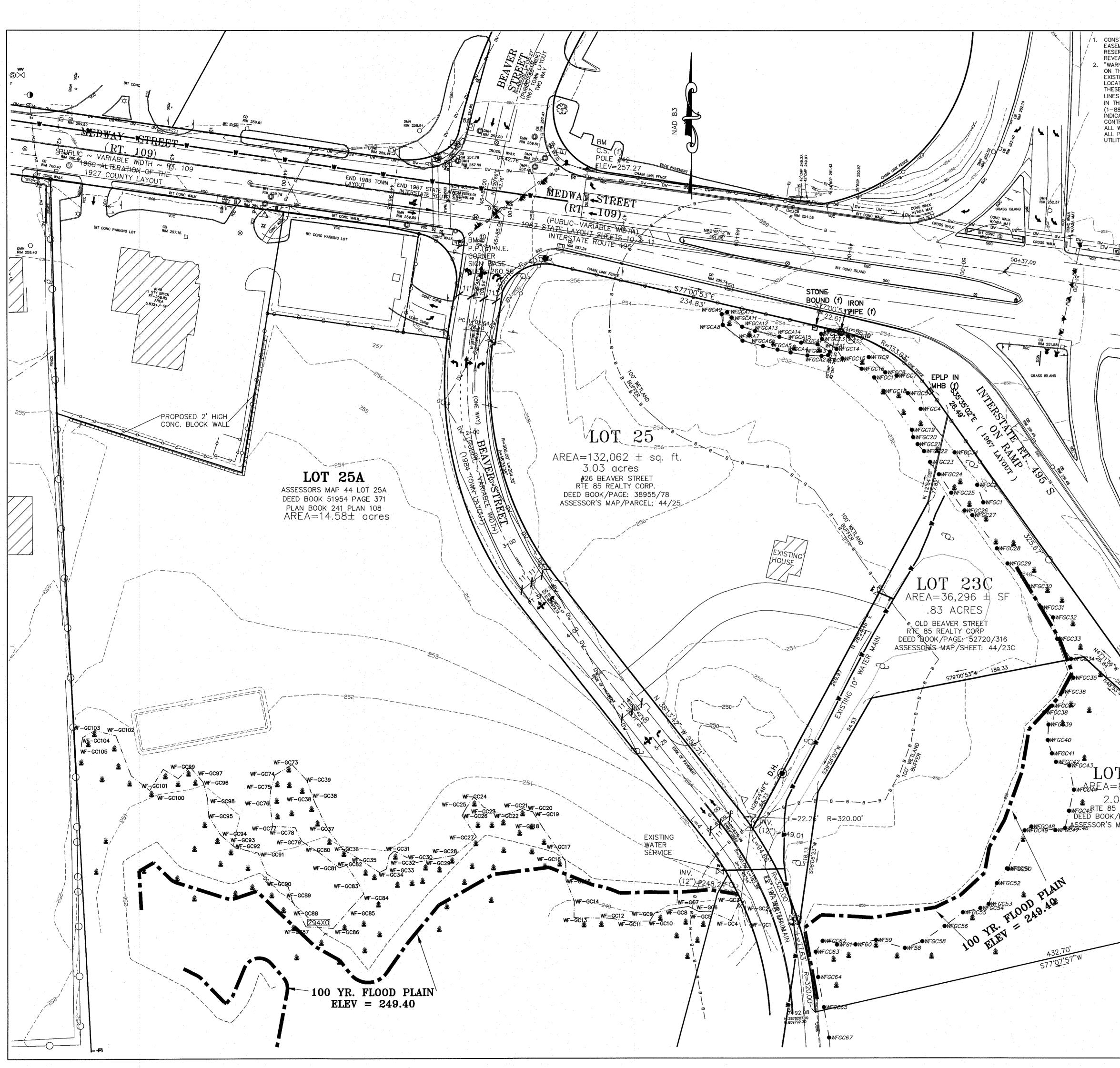
ZONING TABLE

INTENSITY OF USE ZONE IB		EXISTING	PROPOSED
MIN. LOT REQUIREMENTS			
LOT AREA (S.F.)	80,000 S.F.	255,478± S.F.	255,478± S.F.
LOT WDTH (FT)	250 FT.	725.46 FT.	725.46 FT.
FRONTAGE (FT)	0 FT.	737.90 FT.	737.90 FT.
MIN. YARD REQUIREMENTS			
FRONT YARD SETBACK (FT)	50 FT.	0 FT.	0 FT.
SIDE YARD SETBACK (FT)	25 FT.	0 FT,	0 FT.
REAR YARD SETBACK (FT)	30 FT	0 FT.	0 FT.
MAXIMUM BUILDING SIZE		·	
BUILDING COVERAGE (% OF LOT)	35%	0%	0%
RATIO (FLOOR/LOT AREA)	.5	0	0
MINIMUM OPEN SPACE			
% OF LOT AREA	20%	99%	45%
HEIGHT REQUIREMENTS			
MAX. HEIGHT (FT)	60 FT.	0 FT.	0 FT.
MAX. NO. OF STORIES	5	0	0
PARKING REQUIREMENTS			
TOTAL PARKING SPACES 9'X18'	9	0	423
HANDICAPPED PARKING 8'X18'	1	0	0
INTERIOR LANDSCAPING ISLAND	S		
TOTAL NO. ISLANDS REQUIRED	16	0	0
150 S.F. PER ISLAND	2,400 S.F.	0	4,883 S.F.**

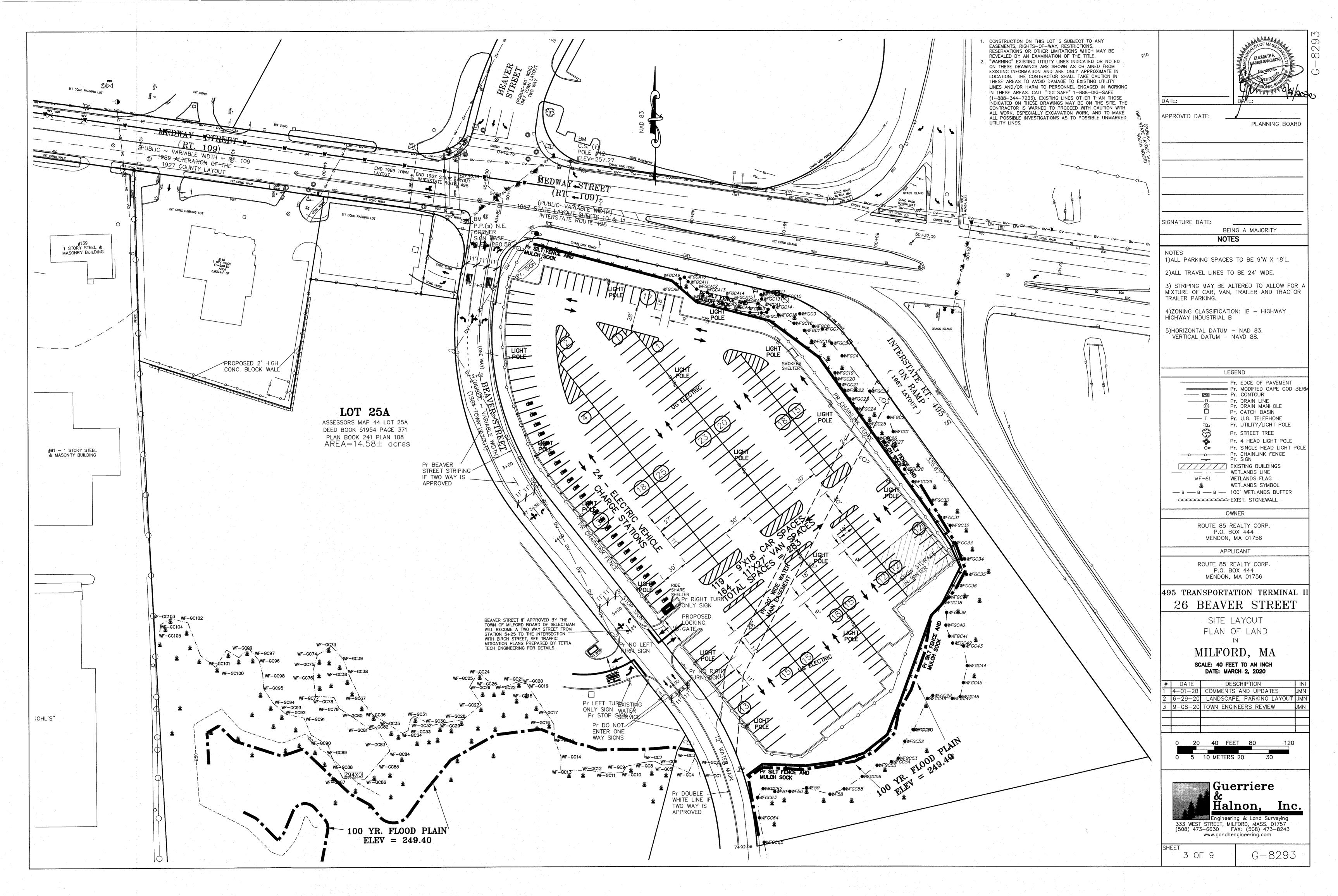
PROVIDED ALONG THE EXTERIOR OF THE PAVING, EXCLUDING THE 15' BUFFER

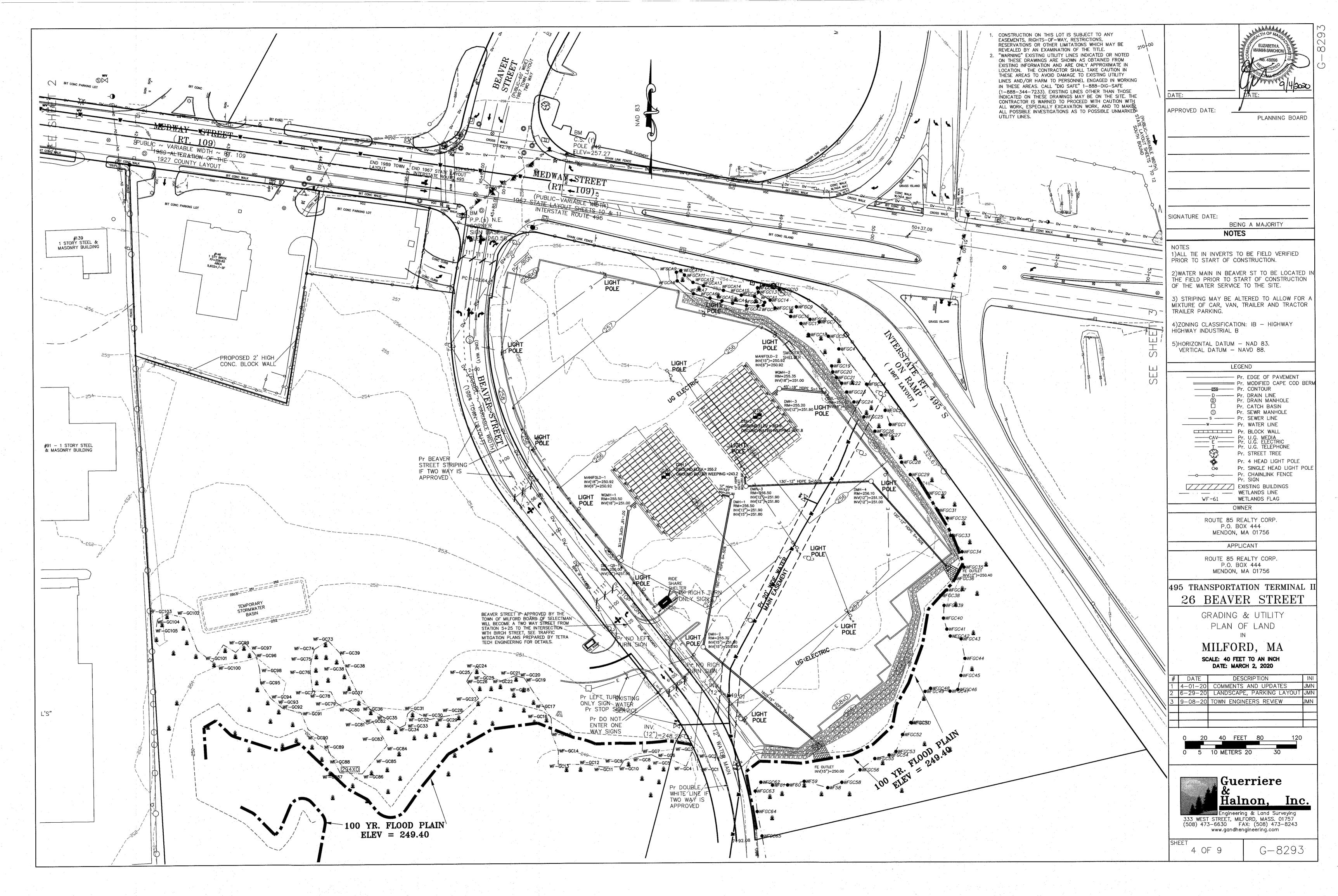


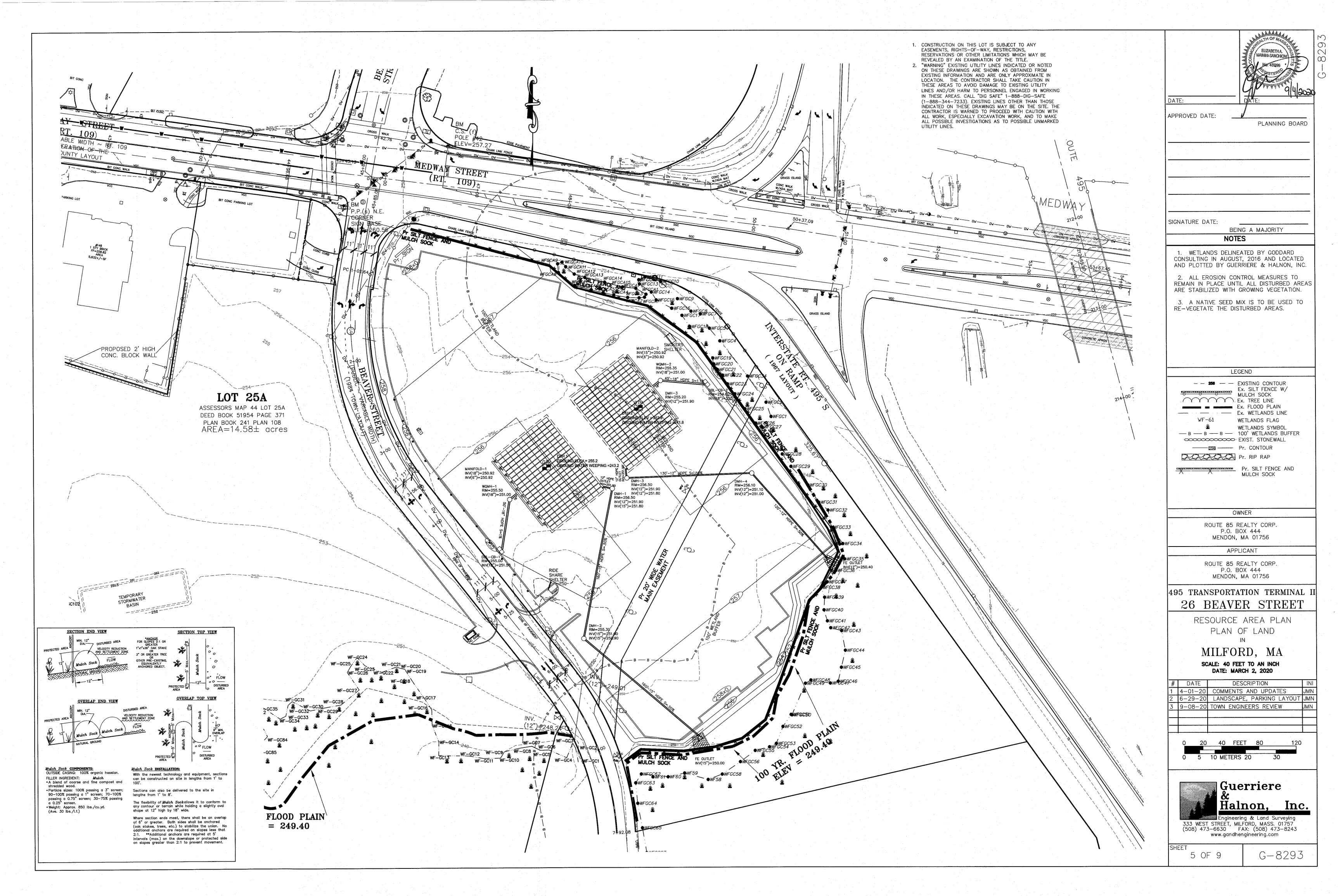


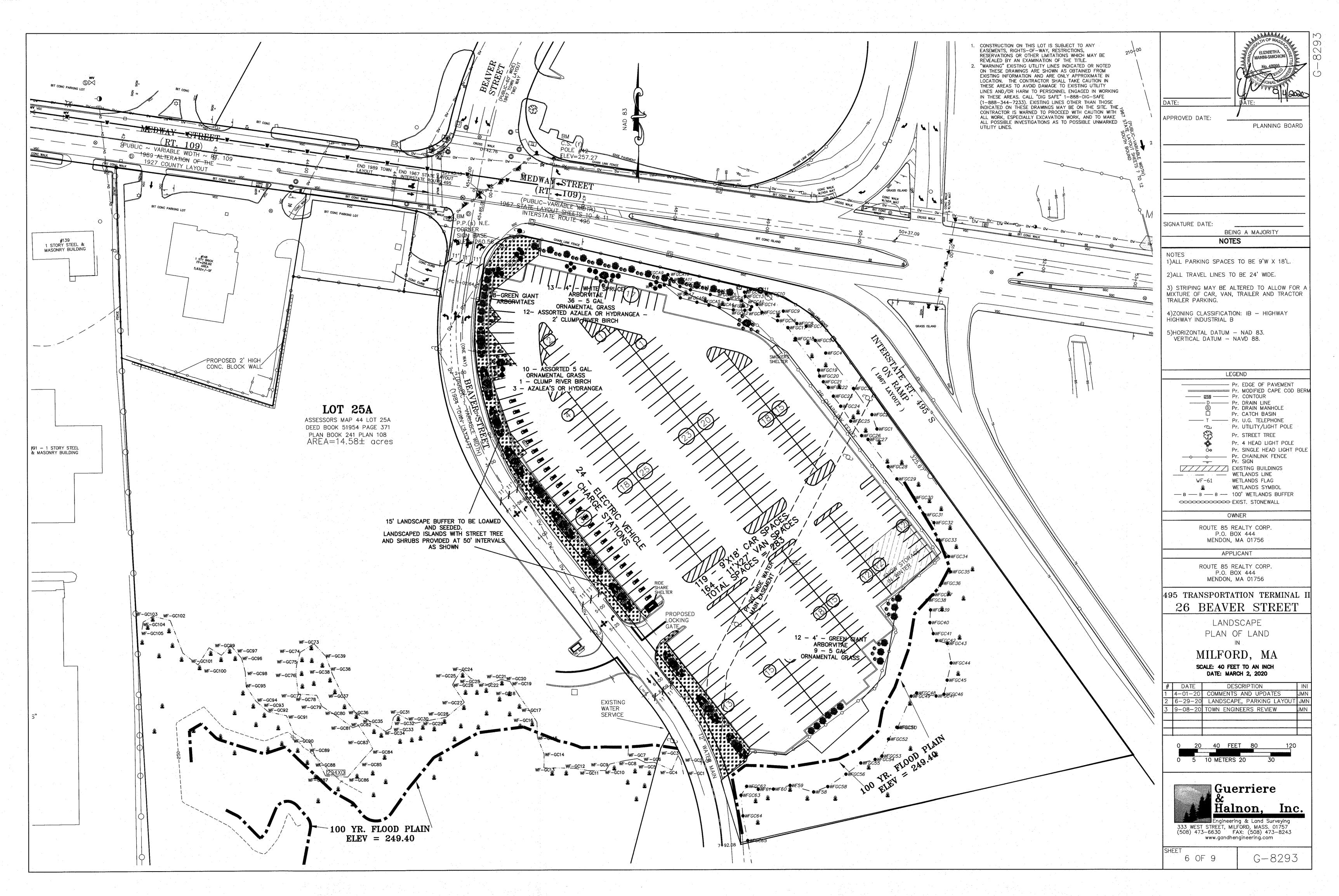


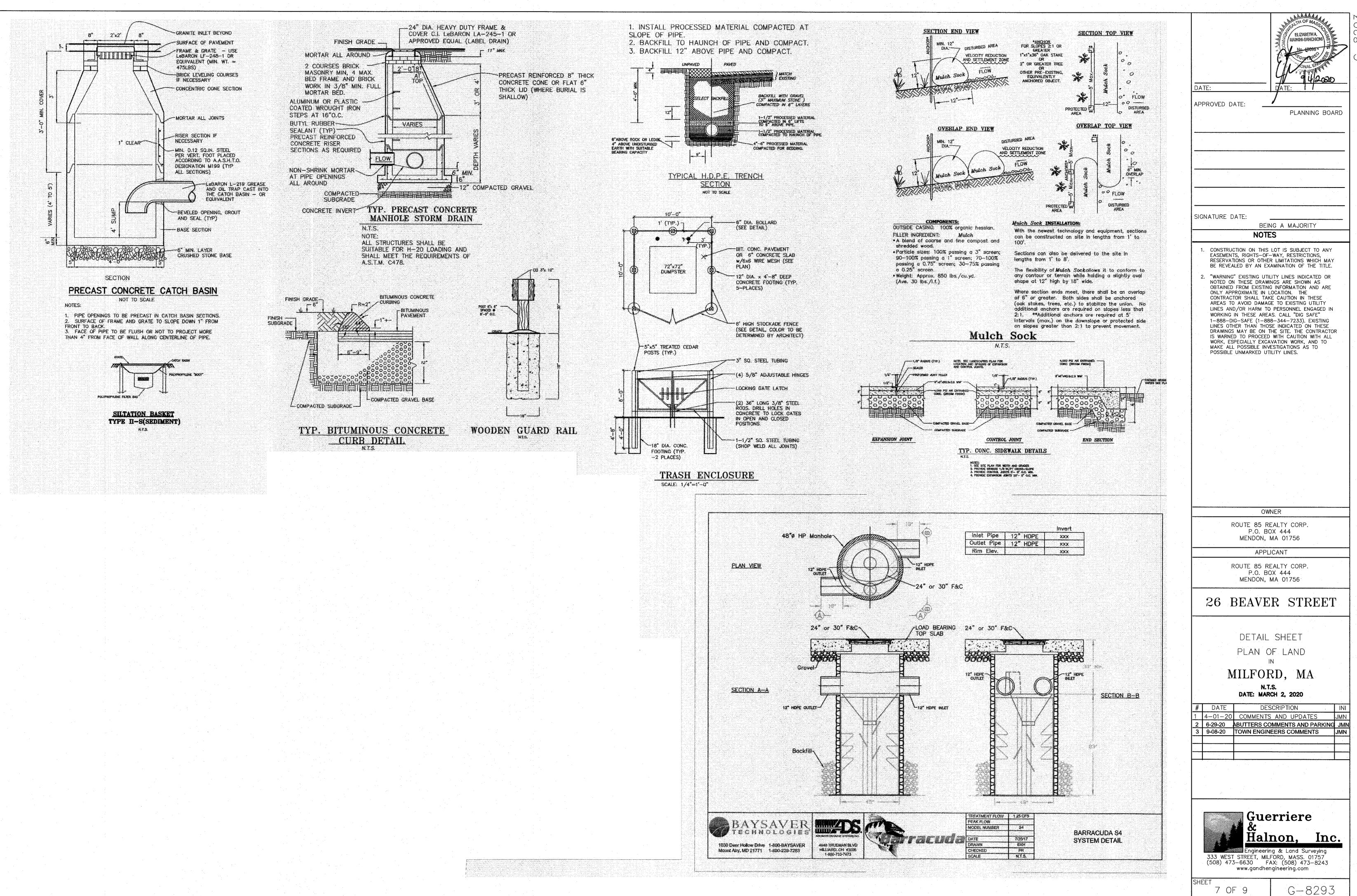
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SGC & b	52720 PAGE 316, BOOK 52662 PAGE 355,
Voc	RECORDED AT THE WORCESTER REGISTRY OF DEEDS.
	3)SEE THE FOLLOWING PLANS RECORDED AT THE
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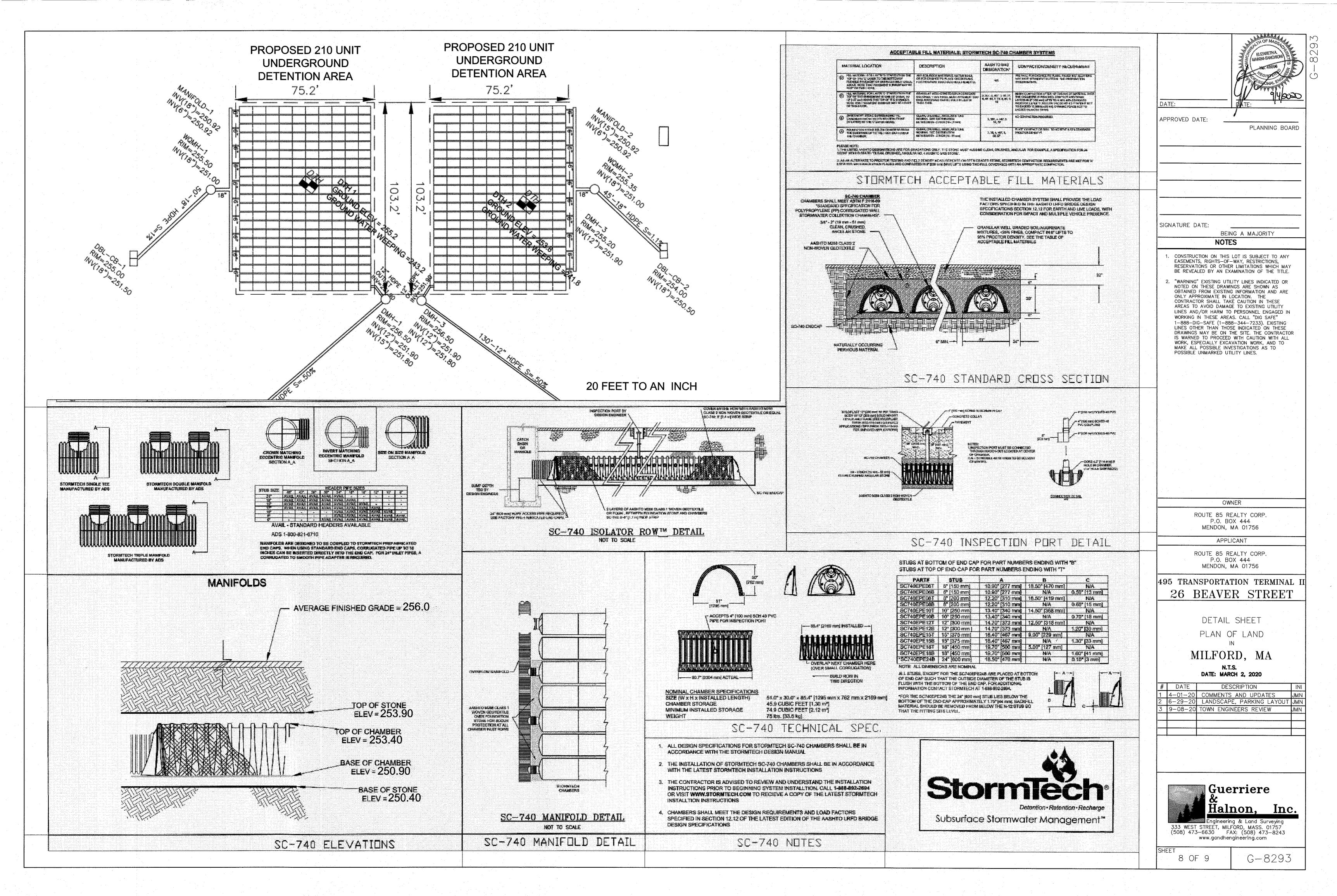












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	10.0 10.0 10.0 10.0 10.0 10.0 10.0 10.0
	¹ 0.0 ¹ 0.1 ¹ 0.1 ¹ 0.1 ¹ 0.1 ¹ 0.2 ¹ 0.2 ¹ 0.3 ¹ 0.4 ¹ 2.7 ¹ 4.5 ¹ 6.4 ¹ 6.5 ¹ 5.4 ¹ 4.6 ¹ 4.3 ¹ 4.3 ¹ 4.8 ¹ 3.4 ¹
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	⁺ 0.0 ⁺ 0.0 ⁺ 0.0 ⁺ 0.0 ⁺ 0.0 ⁺ 0.0 ⁺ 0.1 ⁺ 0.1 ⁺ 0.2 ⁺ 0.3 ⁺ 0.7 ⁺ 1.4 ⁺ 2.1 * 45 155 83 ⁺ 2.7 ⁺ 27 ⁺ 3.0 ⁺ 4.4 ⁺ 7.8 ⁺ 90 ⁺ 97 ⁺ 92 ⁺ 5.3 ⁺ 3.1 ⁺ 2.5 ⁺ 2.3 ⁺ 2.1 ⁺ 2.4 ⁺ 2.6 ⁺ 2.3 ⁺ 2.4 ⁺ 2.6 ⁺ 2.3 ⁺ 2.4 ⁺ 1.9 ⁺ 1.2 ⁺ 0.9 ^{0.6} ⁺ 0.0
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	⁺ 0.0 ⁺ 0.1 ⁺ 0.1 ⁺ 0.1 ⁺ 0.2 ⁺ 0.3 ⁺ 0.5 ⁺ 3.0 ⁺ 40 ⁺ 77 ⁺ 4.7 ⁺ 31 ⁺ 2.3 ⁺ 1.7 ⁺ 1.2 ⁺ 0.9 ⁺ 0.5 ⁺ 0.3 ⁺ 0.4 ⁺ 07 ⁺ 1.2 ⁺ 1.7 ⁺ 2.2 ⁺ 3.0 ⁺ 3.2 ⁺ 3.9 ⁺ 3.9 ⁺ 3.9 ⁺ 3.9 ⁺ 4.6 ⁺ 5.1 ⁺ 4.9 ⁺ 5.8 ⁺ 0.3 ⁺ 4.5 ⁺ 7.3 ⁺ 3.3 ⁺ 2.2 ⁺ 7.4 ⁺ 1.0 ⁺ 0.7 ⁺ 0.4 ⁺ 0.2 ⁺ 0.1 ⁺ 0.1 ⁺ 0.0
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	⁺ 0.0 ⁺ 0.1 0.1 0.2 ⁺ 0.3 ⁺ 0.4 0.4 0.5 ⁺ 1.3 ⁺ 30 ⁺ 30 ⁺ 30 ⁺ 2.8 ⁺ 2.0 ⁺ 1.4 ⁺ 0.9 ⁺ 0.3 ⁺ 0.2 ⁺ 0.1 ⁺ 0.2 ⁺ 0.3 ⁺ 0.2 ⁺ 0.1 ⁺ 0.0 ⁺
·	¹ 0.0 ¹ 0.0 ¹ 0.0 ¹ 0.0 ¹ 0.0 ¹ 0.0 ¹ 0.1 ¹ 0.1 ¹ 0.1 ¹ 0.1 ¹ 0.2 ¹ 0.2 ¹ 0.2 ¹ 0.2 ¹ 0.2 ¹ 0.4 ¹ 3.6 ³ 3.5 ¹ 2.8 ¹ 2.6 ¹ 2.1 ¹ 1.3 ¹ 0.8 ¹ 0.5 ¹ 0.2 ¹ 0.2 ¹ 0.2 ¹ 0.2 ¹ 0.4 ¹ 0.8 ¹ 1.4 ¹ 2.4 ¹
	0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0
	¹ 0.0 ¹ 0.1 ¹ 0.1 ¹ 0.1 ¹ 0.1 ¹ 0.2 ¹ 0.2 ¹ 0.2 ¹ 0.2 ¹ 0.2 ¹ 0.2 ¹ 0.3 ¹ 0.9 ¹ 0.5 ¹ 0.3 ¹ 0.9 ¹ 0.5 ¹ 0.3 ¹ 0.4 ¹ 0.8 ¹ 1.1 ¹ 1.6 ¹ 1.8 ¹ 1.3 ¹ 0.9 ⁰ 0.6 ¹ 0.4 ¹ 0.2 ¹ 0.1 ¹ 0.0 ¹
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SCHEDULE										
SYMBOL	LABEL	QUANTITY	MANUFACTURER	CATALOG NUMBER	DESCRIPTION	LAMP	# OF LAMPS	LUMENS PER LAMP	LLF	WATTAGE
	AL-1	8	Lithonia Lighting	RSX2 LED P3 40K R4 **SINGLE HEAD @ 90° MOUNTED @ 20'-0'' AFG**	RSX Area Fixture Size 2 P3 Lumen Package 4000K CCT Type R4 Distribution	LED	1	22020	0.9	149.98
	AL-2	9	Lithonia Lighting	RSX2 LED P3 40K R4 **DOUBLE HEAD @ 180° MOUNTED @ 30'-0'' AFG**	RSX Area Fixture Size 2 P3 Lumen Package 4000K CCT Type R4 Distribution	LED	1	22020	0.9	299.96

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Plan View cale .- 1" = 30ft 0.0⁺ 0.0⁺ 0.0⁺ 0.0⁺ 0.0⁺ 0.0⁺ \$[±]0.0⁺0.0⁺0.0⁺0.0⁺0.0⁺0.0⁺0.0⁺0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.5 0.4 0.2 0.4 ™_0.0 °0.0 °0.0 °0.0 °0.0 0.0 0.0 0.0 6 <u>*</u> to.7 0.4 to.2 to.h to.1 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 THE REAL PROPERTY OF 1.8 14 0.8 0.4 0.2 0.1 0.1 0.4 0.0 0.0 0.0 0.0 0.0 irasi irland 6 38 3.5 3.1 3.0 2.9 2.4 2 1.6 10.7 0.4 0.3 0.2 0.1 00 0.0 0.0 0.0 0.0 0.0 ⁺0.0 3.9 3.4 3.5 3.5 35 37 3.9 3.4 92 31 25 21 11. 6.4 ⁺4.3 ⁺3.6 ⁺3.5 ⁺3.9 ⁺5.2 ⁺8.7 ⁺14.8 ⁺13.3 ⁺7.6 ⁺4.3 ⁺2.9 ⁺1.8 ⁺1.3 ⁺0.8 ⁺0.1 ⁺0.1 ⁺0.1 ⁺0.1 0.0 0.0 0.0 0.0 1 28 125 27 134 48 143 140 188 135 27 19 15 14 14 8 0.4 0.2 0.1 0.1 19 18 22 25 32 3.6 3.3 31 25 16 15 16 OLE 1.6 18 18 24 *32 *33 *37 *38 *32 *28 23 *24 24 31 *30 *29 *30 2220 (15 0.9 +5 *02 *0. 25 54 +4.3 4.9 +4.9 +4.8 +4.4 +3.5 +2.8 +2.7 +3.3 +2 +5.8 +5.0 +4.3 +4.0 +2.1 1.0 0.5 0.2 0.1 0.0 0.0 2.3 +2.3 2.8 +4.2 +7.2 +2.2 +7.9 +7.8 +5.5 +3.6 +3.0 +2.9 +3.7 +8.3 +9.5 +9.2 +8.6 +5.8 +3.1 6.02.01 01 0.0° 0.0° 0.0° 0.0° 0.0 7 +3.0 +3.5 +5.1 +5.2 +3.9 +12.8 +7.9 +4.7 +3.7 +3.4 +3.7 +4.5 +7.8 +12.5 +13.8 +9.4 +4.9 +3.2 +2.1 3.2 *3.4 *4.2 5.8 *19.5 *13.3 *15. 7.0 *4.1 *3.4 *3.4 *3.9 *5.1 *8.8 *11.8 11.5 50 *4.5 *2.7 *2.1 *1.4 1 * 0.8 0.3 *0.2 *0. 1 +4.1 +4.9 +0.6 +7.4 +7.8 +8.4 5.5 +3.8 +3.0 +3.2 +4.0 +5.5 +6.3 6.4 +7.4 +6.9 +3.7 +2.6 +2.0 +4.6 +4.0 +0.8 01 0.2 0.1 5 8.5 ⁺5.4 ⁺4.6 ⁺4.3 ⁺4.3 ⁺4.3 ⁺3.8 ⁺3.2 ⁺3.0 ⁺3.2 ⁺3.7 ⁺3.9 ⁺4.1 ⁺4.0 ⁺3.9 ⁺3.8 ⁺3.1 ⁺2.5 ⁺2.0 ⁺1.6 ⁺2.2 1 01 01 00 00 00 00 00 7.5 4.8 +3.7 +3.4 +3.3 +2.8 2.9 +2.8 2.4 +2.6 +2.8 +3.0 +3.1 +3.4 +3.0 +2.9 +2.3 +2.1 +1.9 +1.7 +3.3 +0.9 6.3 ⁺/.0 ⁺3.2 ⁺2.8 ⁺2.6 ⁺2.3 ⁺2.9 ⁺2.0 ⁺2.1 ⁺2.3 ²/₂7 ⁺2.9 ⁺3.1 ⁺3.1 ⁺2.8 ⁺2.8 ⁺2.4 ⁺2.2 ⁺2.0 ⁺2.0 ⁺1.8 ⁺1.6 ⁺1.2 ⁻0.7 ⁺0.5 5.3 *3.1 2.5 *2.3 *2.2 *2.1 *2.1 *2.1 *2.1 *2.1 2.6 30 *3.0 *3.6 *3.7 *3.5 *3.3 2.8 *24 *2.4 *2.6 *2.3 *2.4 *1.9 *1.2 *0.9.0.8 ⁺12⁺0.9 ⁺0.5 ⁺0.3 ⁺0.4 ⁺0.7 ⁺1.2 ⁺1.7 ⁺2.2 ⁺3.0 ⁺3.2 ⁺3.4 ⁺3.9 ⁺3.9 ⁺4.6 ⁺5.1 ⁺4.9 ⁺5.6 ⁺5.3 ⁺4.5 ⁺4.3 ⁺3.3 ⁺2.2 ⁺7.4 ⁺1.0 ⁺0.7 ⁺0.4 ⁺9.2 ⁺0.1 ⁺0.1 ⁺0.0 ⁺0 28 22 ¹20 ¹14 ¹09 ¹03 ¹02 ¹01 ¹02 ⁰03 ¹06 ¹11 ¹19 ¹28 ¹41 ⁷73 ¹22 ¹14 ⁵88 ⁵6 ¹36 ¹26 ¹15 ¹0 ¹05 ¹05 ¹01 ¹00 ¹

NOTES:

-REFLECTANCES ASSUMED: SURFACE: 50

AL-1 @ 20'-0" AFG AL-2 @ 30'-0" AFG

- MOUNTING HEIGHTS: - TASK HEIGHT: AT GRADE - CALCULATION POINT SPACING: 15'X15' OC

- EXTERIOR CALCULATION

DISCLAIMER:

MANUFACTURERS.

STATISTIC DESCRIPTION Outer Perimeter Parking Lot



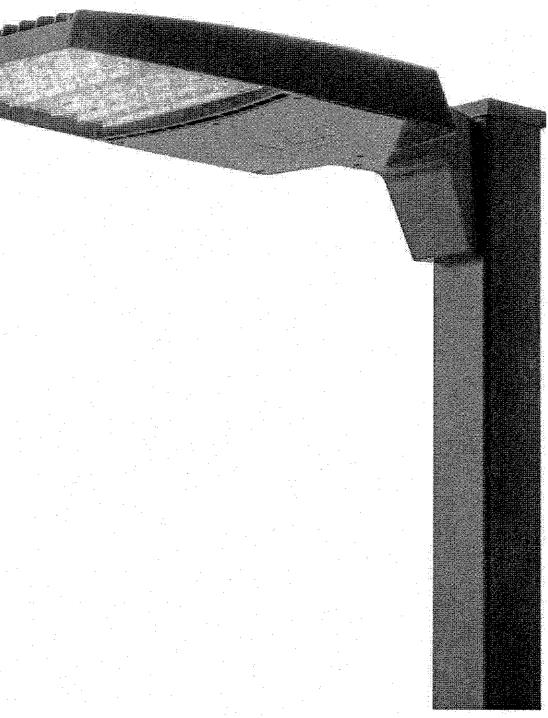
-THESE DRAWINGS ARE FOR CONCEPTUAL PURPOSES ONLY AND ARE NOT INTENDED FOR CONSTRUCTION. VALUES **REPRESENTED ARE AN APPROXIMATION GENERATED** FROM MANUFACTURERS PHOTOMETRIC IN-HOUSE OR INDEPENDANT LAB TEST WITH DATA SUPPLIED BY LAMP

<u>CS</u>						
	SYMBOL	AVG.	MAX	MIN.	MAX/MIN	AVG/MIN
	and the second sec	0.2 fc	8.8 fc	0.0 fc	N/A	N/A
	+	3.5 fc	14.4 fc	0.1 fc	144.0:1	35.0:1

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- St Site -2020

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SHEET 9 OF 9

Designer Robert J. Lindstrom

Date 1/6/2020 Scale Not to Scale

Drawing No.