

170

Victor Nascimento 328 Hudson Rd Sudbury, MA 01776

July 23, 2019

Notice of Intent

Through this document I am describing the occurrences and future intents with all actions in my back yard.

When Myself and my wife moved from Boston to Sudbury, though the house was in great disrepair and of abandoned landscape, we found great potential. One of our first actions was to improve on the overall appearance of the house, I noticed a rotten tree that noticeably had fallen for quite some time and well as a lot of fallen tree branches on the yard, so I decided to collect it and pile it near the far corner of the yard.

After speaking with Mrs. Capone at conservation, I was informed some of my actions may have been prevented due to the fact my property sits on conservation land. I am working closely with her to educate me and assist me in keeping the protected area.

Sincerely

Victor Nascimento



WPA Form 3 – Notice of Intent

A. General Information

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

Provided by MassDEP:

MassDEP File Number

Document Transaction Number

City/Town

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





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

8 Hurlson	Rel	Surlbury	01716
a. Street Address		b. City/Town	c. Zip Code
Latitude and Longi	tude:	d. Latitude	e. Longitude
f. Assessors Map/Plat N	Number	g. Parcel /Lot Number	
Applicant:			
a. First Name	NASCIMENA	b. Last Name	1 mento
c. Organization	hudson i	zil	
d. Street Address			
e. City/Town	9	f. State	g. Zip Code
857991 2947		MictorSAthle	V Domail con
h. Phone Number	i. Fax Number	j. Email Address	1
Property owner (re	equired if different from a	pplicant):	re than one owner
a. First Name		b. Last Name	
c. Organization			
d. Street Address	1		
e. City/Town		f. State	g. Zip Code
	i. Fax Number	j. Email address	
h. Phone Number		ji ziridii dadi ooo	
	any):	,	
	any):	b. Last Name	
Representative (if	any):		
Representative (if	any):		
Representative (if a. First Name c. Company	any):		g. Zip Code
Representative (if a. First Name c. Company d. Street Address	i. Fax Number	b. Last Name	g. Zip Code
Representative (if a. First Name c. Company d. Street Address e. City/Town h. Phone Number		b. Last Name f. State j. Email address	g. Zip Code



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N	lassDEP File Number
C	Ocument Transaction Number

A.	General Information (continued)						
6.	General Project Description:						
	See Attached						
7a.	Project Type Checklist: (Limited Project Types see	Section A. 7b.)					
	1. Single Family Home	2. Residential Subdivision					
	3. Commercial/Industrial	4. Dock/Pier					
	5. Utilities	6. Coastal engineering Structure					
	7. Agriculture (e.g., cranberries, forestry)	8. Transportation					
	9. Other						
7b.	Is any portion of the proposed activity eligible to be treated as a limited project (including Ecological Restoration Limited Project) subject to 310 CMR 10.24 (coastal) or 310 CMR 10.53 (inland)?						
	1. Yes No If yes, describe which limited project applies to this project. (See 310 CMR 10.24 and 10.53 for a complete list and description of limited project types)						
	2. Limited Project Type						
	If the proposed activity is eligible to be treated as a CMR10.24(8), 310 CMR 10.53(4)), complete and a Project Checklist and Signed Certification.						
8.	Property recorded at the Registry of Deeds for:						
	Middlesex South	h Contiferate # (if a riste and love)					
	a. County 71432	b. Certificate # (if registered land)					
	c. Book	d. Page Number					
B	. Buffer Zone & Resource Area Imp	acts (temporary & permanent)					
1.	Buffer Zone Only – Check if the project is locat						
2.	Vegetated Wetland, Inland Bank, or Coastal Re Inland Resource Areas (see 310 CMR 10.54-1 Coastal Resource Areas).						
	Check all that apply below. Attach narrative and an project will meet all performance standards for each standards requiring consideration of alternative pro-	h of the resource areas altered, including					



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

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

	Resourc	e Area	Size of Proposed Alteration	Proposed Replacement (if any)
	a. 🗌	Bank	1. linear feet	2. linear feet
	b.	Bordering Vegetated Wetland	1. square feet	2. square feet
	с. 🗌	Land Under Waterbodies and	1. square feet	2. square feet
		Waterways	3. cubic yards dredged	
	Resource	ce Area	Size of Proposed Alteration	Proposed Replacement (if any)
	d. 🔀	Bordering Land	1018	8101
	Subject to Flooding		1. square feet	2. square feet
			3. cubic feet of flood storage lost	4. cubic feet replaced
	е. 🗌	Isolated Land Subject to Flooding	1. square feet	
			2. cubic feet of flood storage lost	3. cubic feet replaced
	f. 🔲	Riverfront Area	1. Name of Waterway (if available) - spec	cify coastal or inland
2. Width of Riverfront Area (check one):				
		25 ft Designated De	ensely Developed Areas only	
		☐ 100 ft New agricultu	ural projects only	
		200 ft All other proje	ects	
	3.	Total area of Riverfront Are	a on the site of the proposed projec	ct: 22199.92 square feet
	4.	Proposed alteration of the F	Riverfront Area:	
		IDIE	8101	CX
	a. t	otal square feet	b. square feet within 100 ft.	c. square feet between 100 ft. and 200 ft.
	5.	Has an alternatives analysi	s been done and is it attached to th	nis NOI? Yes No
	6. '	Was the lot where the activ	ity is proposed created prior to Aug	gust 1, 1996?
3.	☐ Coa	astal Resource Areas: (See	e 310 CMR 10.25-10.35)	
	Note:	for coastal riverfront areas	please complete Section B.2.f . at	nove
			piccio con picco e e e e e e e e e e e e e e e e e e	

Do Not Fill



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MassDEP File Number
Document Transaction Number

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

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

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

Resour	ce Area	Size of Proposed Altera	ation Proposed Replacement (if any)
а. 🗌	Designated Port Areas	Indicate size under La	and Under the Ocean, below
b. 🗌	Land Under the Ocean	square feet cubic yards dredged	Granden Carrier St. St. St. St.
с. П	Barrier Beach		astal Beaches and/or Coastal Dunes below
d. 🗌	Coastal Beaches	1. square feet	cubic yards beach nourishment
е. 🗌	Coastal Dunes	1. square feet	2. cubic yards dune nourishment
		Size of Proposed Alter	ation Proposed Replacement (if any)
f. 🗌	Coastal Banks	1. linear feet	
g	Rocky Intertidal Shores	1. square feet	
h. 🔲	Salt Marshes	1. square feet	2. sq ft restoration, rehab., creation
i. 🔲	Land Under Salt Ponds	1. square feet	
		2. cubic yards dredged	
j. 📙	Land Containing Shellfish	1. square feet	
k. 🔲	Fish Runs		astal Banks, inland Bank, Land Under the
		above	Land Under Waterbodies and Waterways,
		1. cubic yards dredged	
I. 🔲	Land Subject to		
If the p			a wetland resource area in addition to the B.3.h above, please enter the additional
a. squar	e feet of BVW	b. squ	uare feet of Salt Marsh
☐ Pr	oject Involves Stream Cros	sings	
0 numb	or of now atroom areasings	h	mbor of rankacamant atracaman-
a. Humb	er of new stream crossings	D. nu	mber of replacement stream crossings

4.

5.



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MassDE	EP File Number
	ent Transaction Numbe

C.	Other	Applicable	Standards an	d Rec	uirements
400 E			e control of on		

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

Streamlined Massachusetts Endangered Species Act/Wetlands Protection Act Review

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

a	П	Yes	X	No	
a.		103	. 1	140	

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

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

2019 Oliver b. Date of map

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

up to 90 days to review (unless noted exceptions in Section 2 apply, see below).
c. Submit Supplemental Information for Endangered Species Review*
1. ☐ Percentage/acreage of property to be altered:

(a) within wetland Resource Area

(b) outside Resource Area

percentage/acreage

percentage/acreage

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

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

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

(b) Photographs representative of the site

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

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

wpaform3.doc • rev. 2/8/2018

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

	(c) MESA filing fee (fee information available at http://www.mass.gov/dfwele/dfw/nhesp/regulatory_review/mesa/mesa_fee_schedule.htm). Make check payable to "Commonwealth of Massachusetts - NHESP" and <i>mail to NHESP</i> at above address					
	Projects altering 10 or more acres of land, also submit:					
	(d) Vegetation cover type map of site					
	(e) Project plans showing Priority & Estimated Habitat boundaries					
	(f) OR Check One of the Following					
	1.	Project is exempt from MESA review. Attach applicant letter indicating which I http://www.mass.gov/dfwele/dfw/nhesp/ the NOI must still be sent to NHESP if the Same still and the Same still be sent to NHESP if	regulatory review/mesa/	mesa exemptions.htm;		
	2. 🗌	Separate MESA review ongoing.	a. NHESP Tracking #	b. Date submitted to NHESP		
	3.	Separate MESA review completed. Include copy of NHESP "no Take" determit with approved plan.	mination or valid Conser	vation & Management		
3.	3. For coastal projects only, is any portion of the proposed project located below the mean high wa line or in a fish run?			w the mean high water		
	a. Not applicable – project is in inland resource area only b. Yes No					
	If yes, inclu	ude proof of mailing, hand delivery, or ele	ctronic delivery of NOI to	either:		
	South Short the Cape &	e - Cohasset to Rhode Island border, and Islands:	North Shore - Hull to New	Hampshire border:		
	Southeast M Attn: Enviro 836 South I New Bedfor	Marine Fisheries - Marine Fisheries Station Inmental Reviewer Rodney French Blvd. rd, MA 02744 F.EnvReview-South@state.ma.us	Division of Marine Fisheri North Shore Office Attn: Environmental Revie 30 Emerson Avenue Gloucester, MA 01930 Email: <u>DMF.EnvRevie</u>	ewer		

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

Bring Plot Plan



Online Users: Include your document transaction number

(provided on your receipt page) with all supplementary information you submit to the Department.

Massachusetts Department of Environmental Protection Bureau of Resource Protection - Wetlands

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MassDEP File Number
Document Transaction Number

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

4. Is any portion of the proposed project within an Area of Critical Environmental Concern (ACEC					
	a. Ye	If yes, provide name of ACEC (see instructions to WPA Form 3 or MassDEP Website for ACEC locations). Note: electronic filers click on Website.			
	b. ACEC				
5.		rtion of the proposed project within an area designated as an Outstanding Resource Water s designated in the Massachusetts Surface Water Quality Standards, 314 CMR 4.00?			
	a. 🗌 Ye	s 🗵 No			
6.		ortion of the site subject to a Wetlands Restriction Order under the Inland Wetlands on Act (M.G.L. c. 131, § 40A) or the Coastal Wetlands Restriction Act (M.G.L. c. 130, § 105)?			
	a. 🗌 Ye	s 🛛 No			
7.	Is this pr	oject subject to provisions of the MassDEP Stormwater Management Standards?			
	a. 🗌 💙	Yes. Attach a copy of the Stormwater Report as required by the Stormwater Management			
	1.	Standards per 310 CMR 10.05(6)(k)-(q) and check if: Applying for Low Impact Development (LID) site design credits (as described in Stormwater Management Handbook Vol. 2, Chapter 3)			
	2.	A portion of the site constitutes redevelopment			
	3.	Proprietary BMPs are included in the Stormwater Management System.			
	b. 🔼	No. Check why the project is exempt:			
	1. 🔀	Single-family house			
	2.	Emergency road repair			
	3 or	Small Residential Subdivision (less than or equal to 4 single-family houses or less than equal to 4 units in multi-family housing project) with no discharge to Critical Areas.			
D	. Addi	tional Information			
		proposal for an Ecological Restoration Limited Project. Skip Section D and complete x A: Ecological Restoration Notice of Intent – Minimum Required Documents (310 CMR			
	Applicar	nts must include the following with this Notice of Intent (NOI). See instructions for details.			
		Users: Attach the document transaction number (provided on your receipt page) for any of wing information you submit to the Department.			
		USGS or other map of the area (along with a narrative description, if necessary) containing sufficient information for the Conservation Commission and the Department to locate the site (Electronic filers may omit this item.)			
		Plans identifying the location of proposed activities (including activities proposed to serve as a Bordering Vegetated Wetland [BVW] replication area or other mitigating measure) relative to the boundaries of each affected resource area.			



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MassDEP	File Number
Document	Transaction Number

D.	Additional	Information	(cont'd)
District In	n non oun on o n n orn		

Name II	7 10101	icional illicinication (conta)		y .	
	3.	Identify the method for BVW and other re Field Data Form(s), Determination of App and attach documentation of the met	olicability, Order of Resource	ations (MassDEP BVW Area Delineation, etc.),	
	4.	List the titles and dates for all plans and	other materials submitted with	this NOI.	
	a. P	rlan Title			
	b. F	Prepared By	c. Signed and Stamped by		
	d. F	inal Revision Date	e. Scale		
	f. A	dditional Plan or Document Title		g. Date	
	5. 🗌	If there is more than one property owner listed on this form.	, please attach a list of these	property owners not	
	6. Attach proof of mailing for Natural Heritage and Endangered Species Program, if needed.				
	7. Attach proof of mailing for Massachusetts Division of Marine Fisheries, if needed.				
	8. 🖾 Attach NOI Wetland Fee Transmittal Form				
	9. Attach Stormwater Report, if needed.				
		*			
				*	
E.	Fees				
	1.	Fee Exempt: No filing fee shall be assest of the Commonwealth, federally recogni authority, or the Massachusetts Bay Tra	zed Indian tribe housing auth		
		ants must submit the following information ransmittal Form) to confirm fee payment:	ı (in addition to pages 1 and 2	of the NOI Wetland	
	2. Muni	cipal Check Number	3. Check date		
	4. State	Check Number	5. Check date		
	6. Payo	r name on check: First Name	7. Payor name on check:	Last Name	



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

vided by MassDEP:
MassDEP File Number
Document Transaction Number
City/Town

F. Signatures and Submittal Requirements

I hereby certify under the penalties of perjury that the foregoing Notice of Intent and accompanying plans, documents, and supporting data are true and complete to the best of my knowledge. I understand that the Conservation Commission will place notification of this Notice in a local newspaper at the expense of the applicant in accordance with the wetlands regulations, 310 CMR 10.05(5)(a).

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

1. Signature of Applicant	·7/16/19
3. Signature of Property Owner (if different)	4. Date
5. Signature of Representative (if any)	6. Date

For Conservation Commission:

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

For MassDEP:

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

Other:

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

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



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





Massachusetts Department of Environmental Protection

Bureau of Resource Protection - Wetlands

NOI Wetland Fee Transmittal Form

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

4.	Applicant information		
1.	Location of Project: 318 Nudson 7d a. Street Address VV046 c. Check number	b. City/Town Togo d. Fee amount	
2.	Applicant Mailing Address:	WASCIMEN &	
	a. First Name	b. Last Name	and of managers
	c. Organization 388 hudson jid		
	d. Mailing Address Gulbury e. City/Town	f. State q.	01776
	857 99(3947) h. Phone Number i. Fax Number	Ulctor SAthler & g.	Zip Code
3.	Property Owner (if different):		
	a. First Name	b. Last Name	
	c. Organization		
	d. Mailing Address		
	e. City/Town	f. State g	. Zip Code
	h. Phone Number i. Fax Number	j. Email Address	

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

B. Fees

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

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

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

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

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

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

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



Massachusetts Department of Environmental Protection

Bureau of Resource Protection - Wetlands

NOI Wetland Fee Transmittal Form

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B. Fees (continued)			
Step 1/Type of Activity	Step 2/Number of Activities	Step 3/Individual Activity Fee	Step 4/Subtotal Activity Fee
1 A- Single Fam LOT RIVEY FRONT		\$110	5110
RIVEY FronT	<u> </u>	\$ 55	<u>\$55</u>
	Step 5/T	otal Project Fee:	\$ 165
	Step 6	/Fee Payments:	<i>J</i>
	Tota	l Project Fee:	a. Total Fee from Step 5
	State share	e of filing Fee:	b. 1/2 Total Fee less \$12.50
	City/Town sha	re of filling Fee:	\$ 95 c. 1/2 Total Fee plus \$12.50

C. Submittal Requirements

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

Department of Environmental Protection Box 4062 Boston, MA 02211

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

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

51Ale- 1AST 2 PAGES + CheCL \$7000 Comm.

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Victor Nascimento 328 Hudson Rd Sudbury, MA 01776

August 1, 2019

Notice of Intent

Through this document I am describing the occurrences and future intents with all actions in my back yard.

When Myself and my wife moved from Boston to Sudbury, though the house was in great disrepair and of abandoned landscape, we found great potential. One of our first actions was to improve on the overall appearance of the house, I noticed a rotten tree that noticeably had fallen for quite some time as well as a lot of fallen tree branches on the yard, so I decided to collect it and pile it near the far corner of the yard.

After speaking with Mrs. Capone at conservation, I was informed some of my actions may have been prevented due to the fact my property sits on conservation land. I am working closely with her to educate me and assist me in keeping the protected area.

To restore the roughly 1,400 square foot area of understory that was altered I will allow the area to naturally revegetate. I will hand remove invasive species that reestablished, including buckthorn, multiflora rose, honeysuckle and bittersweet through the summer of 2019. In the fall of 2019, any areas that have not revegetated with non-invasive plants will be planted with native shrubs from the Commission's native plant list. This area will be monitored over the next three years and any invasive plants will be removed. Successful restoration will be achieved when area is revegetated with no less than 90% native species.

Sincerely

Victor Nascimento

