

WPA Form 3 – Notice of Intent

A. General Information

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

MassDEF	File Number
Documen	t Transaction Nu

City/Town

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





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

1.	Project Location (Note: electronic filers	will click on button to locate project	oito):
	275 Morse Rd.	Sud bury	01776
	a. Street Address	b. City/Town	c. Zip Code
	Latitude and Longitude:	d. Latitude	e. <u>L</u> ongitude
		E08-0	0013
	f. Assessors Map/Plat Number	g. Parcel /Lot Number	
2.	Applicant: Vatabe	1 5 61	
	a. First Name	Haight	
	a. Flist Name	b. Last Name	
	c. Organization 275 Morse R	٤,	1610
	d. Street Address		1
	e. City/Town	f. State	g. Zip Code nofmail. com
	617.797.7235	NEH2750 L	g. Zip Code
	h. Phone Number i. Fax Number	j. Email Address	10 miles in D
3.	Property owner (required if different from	n applicant):	than one owner
1		· .	
la	a. First Name	b. Last Name	
l	c. Organization		
	d. Street Address		
	e. City/Town	f. State	g. Zip Code
	h. Phone Number i. Fax Number	j. Email address	
4.	Representative (if any):		
	a. First Name	b. Last Name	
	c. Company		
	d. Street Address	**	•
	u. Street Address		
	e. City/Town	f. State	g. Zip Code
	h. Phone Number i. Fax Number	j. Email address	
5.	Total WPA Fee Paid (from NOI Wetland	Fee Transmittal Form):	^
	\$ 110,	7-12,50 46	7,50
	a. Total Fee Paid b.		own Fee Paid



WPA Form 3 – Notice of Intent

ovided by Ma	ssDEP:			
MassDEP	File Nur	nber		
Document	Transac	ction N	umbe	r
City/Town				

IVI	assachusetts Wetlands Protection Act M.G.L	L. c. 131, §40
		City/Town
Α	. General Information (continued)	
6.	General Project Description: Bridge to cross out to cut one tr	Tow of pond
7a	. Project Type Checklist: (Limited Project Types see	
	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
7b.	10.24 and 10.53 for a comp	treated as a limited project (including Ecological 0.24 (coastal) or 310 CMR 10.53 (inland)? ed project applies to this project. (See 310 CMR plete list and description of limited project types)
8.	2. Limited Project Type If the proposed activity is eligible to be treated as an CMR10.24(8), 310 CMR 10.53(4)), complete and at Project Checklist and Signed Certification. Property recorded at the Registry of Deeds for:	ttach Appendix A: Ecological Restoration Limited
	Mrddlesex	244236
	a. County 413	b. Certificate # (if registered land)
	c. Book	d. Page Number
B.	Buffer Zone & Resource Area Impa	
1. 2.	Buffer Zone Only – Check if the project is locate Vegetated Wetland, Inland Bank, or Coastal Res Inland Resource Areas (see 310 CMR 10.54-10 Coastal Resource Areas).	ed only in the Buffer Zone of a Bordering esource Area.
	Check all that apply below. Attach narrative and any	y 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.



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

Massachusetts Department of Environmental ProtectionBureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent

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

MassE	DEP File Number
Docum	nent Transaction Numbe

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

Resour	ce Area	Size of Proposed Alteration	Proposed Replacement (if any)	
a. 🔀	Bank Bordering Vegetated	1. linear feet	2. linear feet	
∵ γ <u>∠</u>	Wetland	1. square feet	2. square feet	
с. 🗌	Land Under Waterbodies and	1. square feet	2. square feet	
	Waterways	3. cubic yards dredged		
Resour	<u>ce Area</u>	Size of Proposed Alteration	Proposed Replacement (if any)	
d. 🗌	Bordering Land Subject to Flooding	1. square feet	2. square feet	
		3. cubic feet of flood storage lost	4. cubic feet replaced	
e. 🗌	Isolated Land Subject to Flooding	1. square feet		
		2. cubic feet of flood storage lost	3. cubic feet replaced	
f. 🗌	Riverfront Area	Name of Waterway (if available) - spe	cify coastal or inland	
2.	Width of Riverfront Area (check one):		
	25 ft Designated De	nsely Developed Areas only		
	100 ft New agricultural projects only			
	200 ft All other proje	ects		
з. Т	otal area of Riverfront Area	a on the site of the proposed proje	ct: square feet	
4. F	Proposed alteration of the R	iverfront Area:	Square reet	
a. to	otal square feet	b. square feet within 100 ft.	c. square feet between 100 ft. and 200 ft.	
5. H	las an alternatives analysis	been done and is it attached to the	is NOI? Yes No	
6. V	Vas the lot where the activit	y is proposed created prior to Aug	ust 1, 1996?	
3. 🔲 Coa	stal Resource Areas: (See	310 CMR 10.25-10.35)		

Note: for coastal riverfront areas, please complete Section B.2.f. above.

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WPA Form 3 – Notice of Intent

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

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

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

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

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

Resou	rce Area	Size of Proposed	Alteration	Proposed Replacement (if any)
а. 🗌	Designated Port Areas	Indicate size und	ler Land Unde	r the Ocean, below
b. 🗌	Land Under the Ocean	1. square feet		
		2. cubic yards dredged	<u> </u>	
с. 🗌	Barrier Beach	Indicate size unde	er Coastal Bea	ches and/or Coastal Dunes below
d. 🗌	Coastal Beaches	1. square feet		2. cubic yards beach nourishment
e. 🔲	Coastal Dunes	1. square feet		2. cubic yards dune nourishment
		Size of Proposed	Alteration	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	11/20/11/20/11	
j. 🔲	Land Containing Shellfish	cubic yards dredged square feet		
k. 🗌	Fish Runs	Indicate size unde		ks, inland Bank, Land Under the er Waterbodies and Waterways,
I. []	Land Subject to Coastal Storm Flowage storation/Enhancement	cubic yards dredged square feet		
If the p	roject is for the purpose of footage that has been enter	restoring or enhanci ered in Section B.2.b	ng a wetland r o or B.3.h abov	resource area in addition to the ve, please enter the additional
a. square	e feet of BVW	t	square feet of S	alt Marsh
☐ Pro	oject Involves Stream Cross	sings		
a. numbe	er of new stream crossings	t	. number of repla	cement stream crossings

4.

5.



WPA Form 3 – Notice of Intent

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

MDE	S EU NU I
Massue	P File Number
Documer	nt Transaction Numbe

C.	Other	Applicable	Standards	and	Requirements
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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. Yes No
10/2016
b. Date of map

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

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

	C.	Subi	nit S	Supplemental Information for Endangere	d Species Review*
		1.		Percentage/acreage of property to be a	Itered:
			(a)	within wetland Resource Area	percentage/acreage
			(b)	outside Resource Area	percentage/acreage
		2.		Assessor's Map or right-of-way plan of	site
2.		tland	ds ju	plans for entire project site, including we risdiction, showing existing and propose tion clearing line, and clearly demarcate	
	-	(a)	Z(Project description (including description buffer zone)	n of impacts outside of wetland resource area &
		(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

Page 5 of 9



WPA Form 3 – Notice of Intent

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

MassDFP	File Number
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Document	Transaction Number

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 subr	nit:				
	(d) 🔲	Vegetation cover type map of site					
)	(e) 🗌	Project plans showing Priority & Estima	ted Habitat boundaries				
)	(f) OR	Check One of the Following					
,	1. 🗌	Project is exempt from MESA review. Attach applicant letter indicating which MESA exemption applies. (See 321 CMR http://www.mass.gov/dfwele/dfw/nhesp/regulatory review/mesa/mesa exemption the NOI must still be sent to NHESP if the project is within estimated habitat pursu 310 CMR 10.37 and 10.59.)					
2	2. 🗌	Separate MESA review ongoing.	a. NHESP Tracking #	b. Date submitted to NHESP			
:	3. 🗌	Separate MESA review completed. Include copy of NHESP "no Take" deter Permit with approved plan.	mination or valid Conser	vation & Management			
For d	For coastal projects only, is any portion of the proposed project located below the mean high water line or in a fish run?						
a. 🔀	Not ap	oplicable – project is in inland resource a	area only b. 🗌 Yes	☐ No			
If yes	s, includ	de proof of mailing, hand delivery, or elec	ctronic delivery of NOI to	either:			
South the C	South Shore - Cohasset to Rhode Island border, and the Cape & Islands: North Shore - Hull to New Hampshire border:						
South Attn: 836 S New	neast Ma Environi South Ro Bedford,	arine Fisheries - arine Fisheries Station mental Reviewer odney French Blvd. , MA 02744 .EnvReview-South@state.ma.us	Division of Marine Fisheries North Shore Office Attn: Environmental Reviev 30 Emerson Avenue Gloucester, MA 01930 Email: <u>DMF.EnvReview</u>	ver			

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.

3.



Massachusetts Department of Environmental ProtectionBureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent

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

rovid	ed by	Mass	DEP:				
īV	lassD	EP Fil	e Nur	nber			
D	ocum	ent Tr	ansac	tion l	Num	ber	
C	ity/To	wn					

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

	4.	Is any portion of the proposed project within an Area of Critical Environmental Concern (ACEC)?
Online Users: Include your document		a. Yes No If yes, provide name of ACEC (see instructions to WPA Form 3 or MassDEP Website for ACEC locations). Note: electronic filers click on Website.
transaction		b. ACEC
number (provided on your receipt page) with all	5.	Is any portion of the proposed project within an area designated as an Outstanding Resource Water (ORW) as designated in the Massachusetts Surface Water Quality Standards, 314 CMR 4.00?
supplementary		a. 🗌 Yes 🗽 No
information you submit to the Department.	6.	Is any portion of the site subject to a Wetlands Restriction Order under the Inland Wetlands Restriction Act (M.G.L. c. 131, § 40A) or the Coastal Wetlands Restriction Act (M.G.L. c. 130, § 105)?
		a. 🗌 Yes 📈 No
	7.	Is this project subject to provisions of the MassDEP Stormwater Management Standards?
		a. Yes. Attach a copy of the Stormwater Report as required by the Stormwater Management Standards per 310 CMR 10.05(6)(k)-(q) and check if:
		 Applying for Low Impact Development (LID) site design credits (as described in Stormwater Management Handbook Vol. 2, Chapter 3)
		2. A portion of the site constitutes redevelopment
		3. Proprietary BMPs are included in the Stormwater Management System.
		b. No. Check why the project is exempt:
		1. Single-family house
		2. Emergency road repair
		3. Small Residential Subdivision (less than or equal to 4 single-family houses or less than or equal to 4 units in multi-family housing project) with no discharge to Critical Areas.
	D.	Additional Information
		This is a proposal for an Ecological Restoration Limited Project. Skip Section D and complete Appendix A: Ecological Restoration Notice of Intent – Minimum Required Documents (310 CMR 10.12).
		Applicants must include the following with this Notice of Intent (NOI). See instructions for details.
		Online Users: Attach the document transaction number (provided on your receipt page) for any of the following information you submit to the Department.
esesses		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.



WPA Form 3 – Notice of Intent
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

MassDEF	P File Number
Documen	nt Transaction Number

_	Additional Information (11)	City/Town
ט	. Additional Information (cont'd)	
	3. Identify the method for BVW and other resour Field Data Form(s), Determination of Application and attach documentation of the methodocumentation.	rrce area boundary delineations (MassDEP BVW bility, Order of Resource Area Delineation, etc.), plogy.
	List the titles and dates for all plans and othe	f .
	a. Plan Title Sullivan Comners and b. Prepared By	Assoc. Natalie Haight c. Signed and Stamped by
	d. Final Revision Date f. Additional Plan or Document Title	e. Scale
	5. If there is more than one property owner, plealisted on this form.	ase attach a list of these property owners not
	6. Attach proof of mailing for Natural Heritage a	nd Endangered Species Program, if needed.
	7. Attach proof of mailing for Massachusetts Div	vision of Marine Fisheries, if needed.
	8. Attach NOI Wetland Fee Transmittal Form	
	9. Attach Stormwater Report, if needed.	
Ε.	Fees	
	Fee Exempt: No filing fee shall be assessed for the Commonwealth, federally recognized In authority, or the Massachusetts Bay Transport	or projects of any city, town, county, or district ndian tribe housing authority, municipal housing rtation Authority.
	Applicants must submit the following information (in a Fee Transmittal Form) to confirm fee payment:	ddition to pages 1 and 2 of the NOI Wetland
	2. Municipal Check Number	3. Check date
	4. State Check Number	5. Check date

E.

6. Payor name on check: First Name

7. Payor name on check: Last Name



WPA Form 3 - Notice of Intent

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

MassDEP	File Number
Document	Transaction Number

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.

Natele E/HA	11/5/19
1. Signature of Applicant	2. Date /5/19
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





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

A.	Applicant Information		
1.	Location of Project: 275 (Barn Side) a. Street Address	b. City/Town	
	c. Check number	d. Fee amount	
2.	Applicant Mailing Address: Matalie a. First Name	Haight b. Last Name	
ý	c. Organization 275 Morse Rd. d. Mailing Address Sudbury e. City/Town 1017.797.7235		o 1776 g. Zip Code otmail, com
3.	h. Phone Number i. Fax Number Property Owner (if different):	j. Email Address	
	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	i. 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 \$12.50.



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

B. Fees (continued)			
Step 1/Type of Activity	Step 2/Number of Activities	Step 3/Individual Activity Fee	Step 4/Subtotal Activity Fee
1A-Workon Single fa	m. 3 lot (1)	\$110,-	\$110,-
		-	
	_		
-			
	Step 5/To	tal Project Fee:	\$110
	Step 6/F	ee Payments:	\$ 110 -
	Total F	Project Fee:	a. Total Fee from Step 5
	State share	of filing Fee:	42,50 b. 1/2 Total Fee less \$12.50 67,50
	City/Town share of filling Fee:		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.)

As outlined in the ISMP dated March 2019, my goal is to rehabilitate the pond side of my property to the natural species habitat through the selective elimination of the invasive species outlined in the ISMP (buckthorn, Japanese honeysuckle, bittersweet, to name a few). In order to cut the invasives and remove the debris efficiently it would be very helpful to have the ability to drive around the pond to the brush piles that will be burned. It is our intent to construct a bridge and boardwalk which will span the pond's intermittent outflow stream as shown on the ISMP diagram which outlines the banks and locations of the wetland associated areas. The diagram was drawn by Sullivan engineering based upon the flags placed by David Burke in 2016.

We have located a section of this outflow which will be reasonably accessible by the tractor and trailer and should have little impact on the surrounding plantings. The deer have already provided a natural path around the pond which we will use as the basis of our path. In fact, the area on either side of the proposed bridge site is now covered with brush of Japanese Honeysuckle and buckthorn.

The bridge shall be constructed of wooden materials and will span the outflow approximately 15-16' and an additional 16' will be a boardwalk suspended over the wetland on sleepers. The bridge and boardwalk shall be approximately 48" wide which will accommodate the tractor and trailer at the minimum width necessary. The bridge will be supported by logs from the site or by wooden sleepers (fir, spruce, hemlock, or black locust preferred) and or stones or cement blocks imbedded just beyond the wetland bank. The bulk of the bridge construction will be done out of the wetland area as a stick built construction with no machinery necessary. Every attempt will be made to minimally impact the surrounding environment as the pre-assembled pieces of the bridge are brought by hand to the installation area.

Our work on the site has already proven successful at reestablishing the desirable species of plants. The fern, quaking aspen and silky dogwood population has increased due to the pulling of the bittersweet and the removal of tree debris which formerly had provided a natural ladder for the bittersweet to climb up the pine trees to the canopy where it spread quickly to the other trees. A small cherry grove was inaccessible due to the twisted choking of the bittersweet. I have successfully killed the well established bittersweet vines and rhizomes and created a soft pine floor where the native plants are trying to survive. I have worked hard to remove the smaller bittersweet vines that now explode adjacent to their desirable native neighbors. Jack in the pulpits are common with the flower developing in the clearer areas.

It is our hope that with we can once again make the pond a healthy place where the animals can thrive where once the cows watered themselves.

On another matter, we would like to cut down a dead tree that is shown as item "B" on the attached plan (Sullivan Connors Engineering, 2016). The town of Sudbury plans on making repairs to the stormwater removal system that is located at the corner of Morse and Marlboro Rds. They intend on cutting down two pine trees that have adversely affected the piping for their system: I would like to cut down the dead tree which is merely 10' from the site that they will be working. In fact, the tree may come into part of their work area and be cut down by them.

Proposed Bridge/
Board walk

Top level boards

If necessary

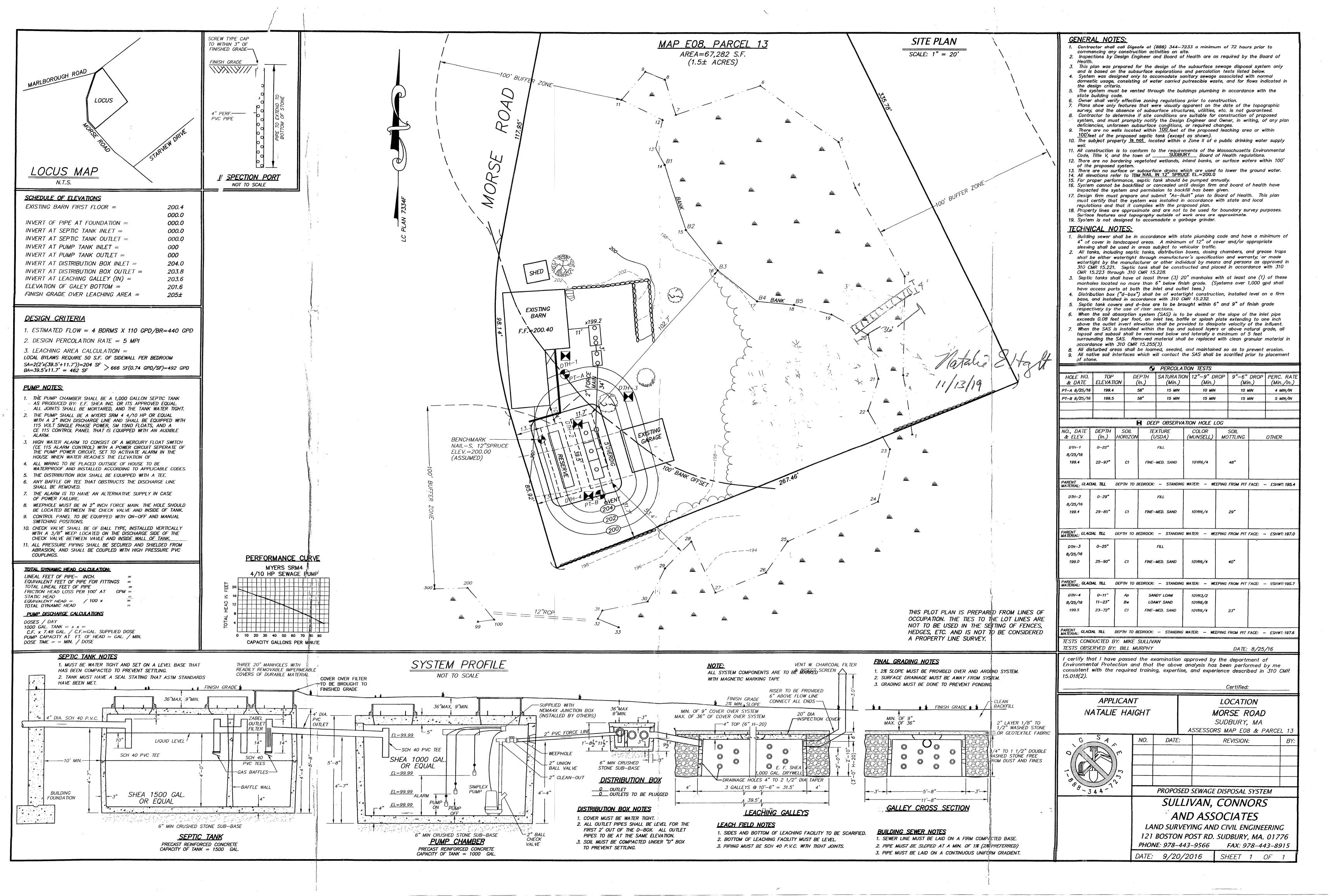
Planks length
wise cross

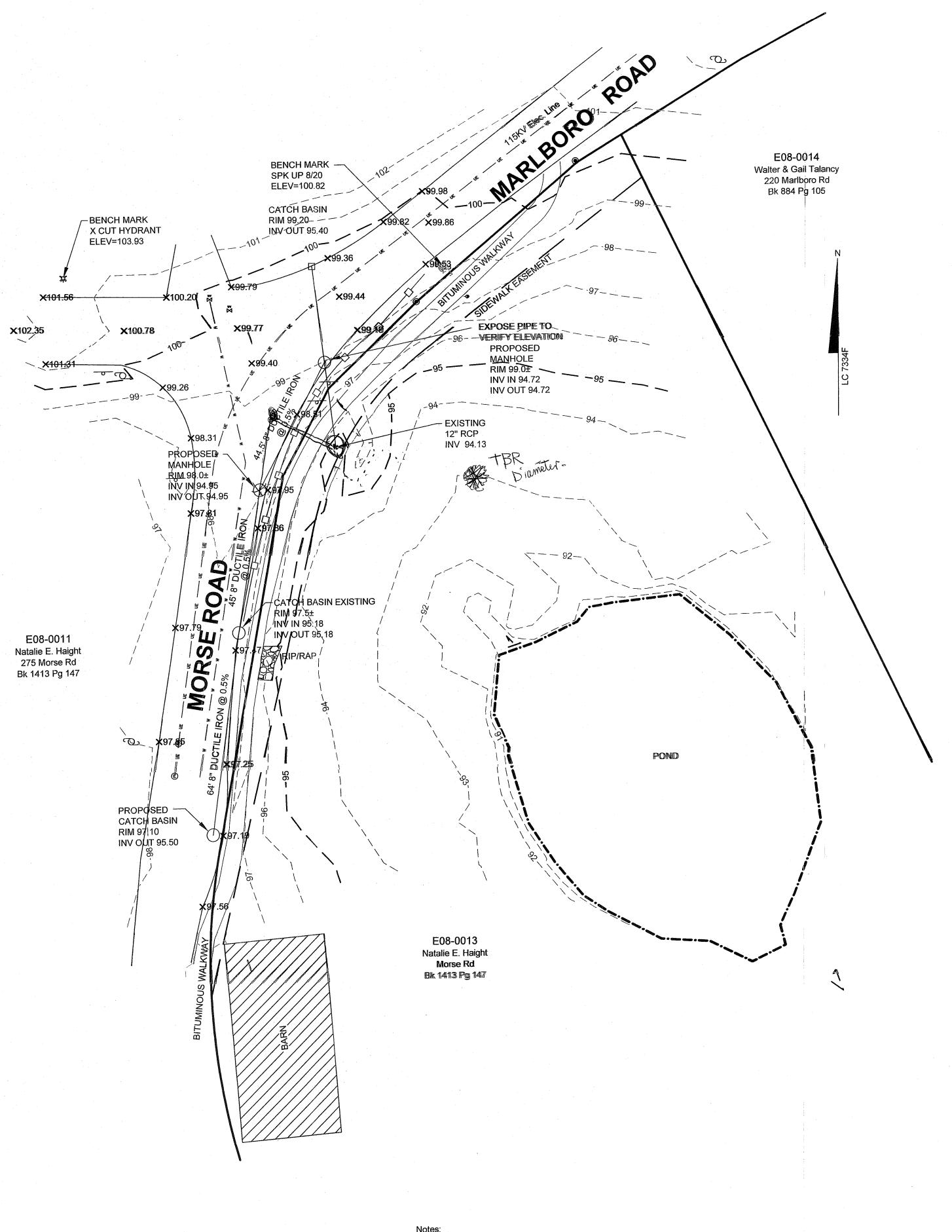
wetland

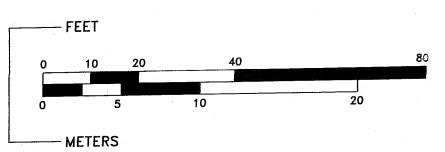
T sleeper // to

Bank ± 48"

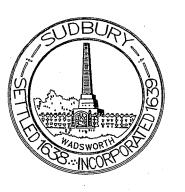
Matalie Haifit 11/16/19 Cross Section Not to Scale







Elevations are based upon and assumed datum
 Bearings based upon Land Court Plan 7334F
 The location of existing underground utilities are shown in an approximate way only and have not been independently verified by the owner or representative. The contractor shall determine the exact location of all existing utilities before commencing work, and shall be fully responsibel for and and all damages which migh be occasioned by the contractor's failure to exactly locate and preserve any and all underground utilities. The contractor shall contact DigSafe to request existing utility markout in the field.



DRAINAGE CONSTRUCTION

MORSE ROAD

TOWN OF SUDBURY, MASSACHUSETTS

TOWN OF SUDBURY ENGINEERING DEPARTMENT DATE: APRIL 20, 2016 SCALE: 1"=20'

3/19/10