



**CITY OF NEW BEDFORD
MASSACHUSETTS**

**CONSERVATION COMMISSION
2009 FILING FEE CALCULATION WORKSHEET***

PROJECT LOCATION:

_____ MAP _____ LOT(S) _____

APPLICANT: _____

CONSERVATION COMMISSION FEES (check all that apply):

- ☐ REQUEST FOR DETERMINATION OF APPLICABILITY
- ☐ NOTICE OF INTENT
- ☐ INQUIRY AS TO NEED FOR AN AMENDED ORDER**
- ☐ AMENDED ORDER OF CONDITIONS
- ☐ ANRAD (Abbreviated Notice of Resource Area Delineation)
- ☐ EXTENSION PERMIT
- ☐ CERTIFICATE OF COMPLIANCE
- ☐ AFTER THE FACT FILING
- ☐ RESTORATION PLAN FEE (no NOI filing required)
- ☐ LIFTING AN ENFORCEMENT ORDER
- ☐ PENALTIES

(A.) ALTERATION FEES:

Application and field review of a project proposed in a Wetland Resource Area or its Buffer Zone is \$150.00 plus the applicable alteration fee as follows

	<u>AMOUNT DUE</u>
• Application and Field Review Fee (\$150.00)	\$ _____
• \$0.50 X _____ SF Wetland Resource Area	\$ _____
• \$0.05 X _____ SF Land Subject Coastal Flooding	\$ _____
• \$0.20 X _____ SF Developed Riverfront Area	\$ _____
• \$1.00 X _____ SF Undeveloped Riverfront Area	\$ _____
• \$5.00 X _____ LF Coastal Bank	\$ _____
• \$0.10 X _____ SF Buffer Zone	\$ _____

(B.) EXTENSION of an Order of Conditions:

- Minor Project ... \$100.00 + _____ (¼ local fee from NOI) \$ _____
- Other Projects ... \$200.00 + _____ (¼ local fee from NOI) \$ _____

(C.) AMENDING A PERMIT:

- Written inquiry or request to appear to determine the need for an Amended Order:** (\$50.00 fee) \$_____
- Amending OOC: \$150.00 + _____ (applicable alteration fee) \$_____

**(D.) RESOURCE BOUNDARY DELINEATION VERIFICATION
USING AN RDA APPLICATION:**

- \$150.00 + \$2.00 X _____ LF Wetland boundary \$_____

**(E.) ABBREVIATED RESOURCE AREA DELINEATION VERIFICATION
(ANRAD)**

- \$150.00 + \$1.00 X _____ LF Resource Area boundary \$_____

**(F.) RESOURCE BOUNDARY DELINEATION VERIFICATION CONDUCTED
DURING A NOTICE OF INTENT REVIEW**

- \$150.00 + \$3.00 X _____ LF Resource Area boundary \$_____

(G.) DOCKS:

- \$100.00 + \$4.00 X _____ LF of dock \$_____
- Add 150% to total fee if in significant shellfish habitat \$_____

(H.) AFTER THE FACT FILING:

- All Total Fees are doubled \$_____

(I.) RESTORATION PLAN FEE:

- (\$150.00 + _____ Alteration Fee) Multiplied by 2 \$_____

(J.) LIFTING ON ENFORCEMENT ORDER:

- \$150.00 fee \$_____

(K.) CERTIFICATE OF COMPLIANCE:

- refer to "K" of the Fee schedule \$_____

(L.) PENALTIES:

- refer to "L" of the Fee schedule \$_____

TOTAL AMOUNT DUE (including after-the-fact fee if applicable): \$_____

Notes:

* Please refer to the Conservation Commission Fee Schedule - Revised April 2009

** This is not required, but available for anyone who would like to appear to discuss the need to Amend.

Please make check or Money Order payable to: THE CITY OF NEW BEDFORD.
Cash is not Accepted.



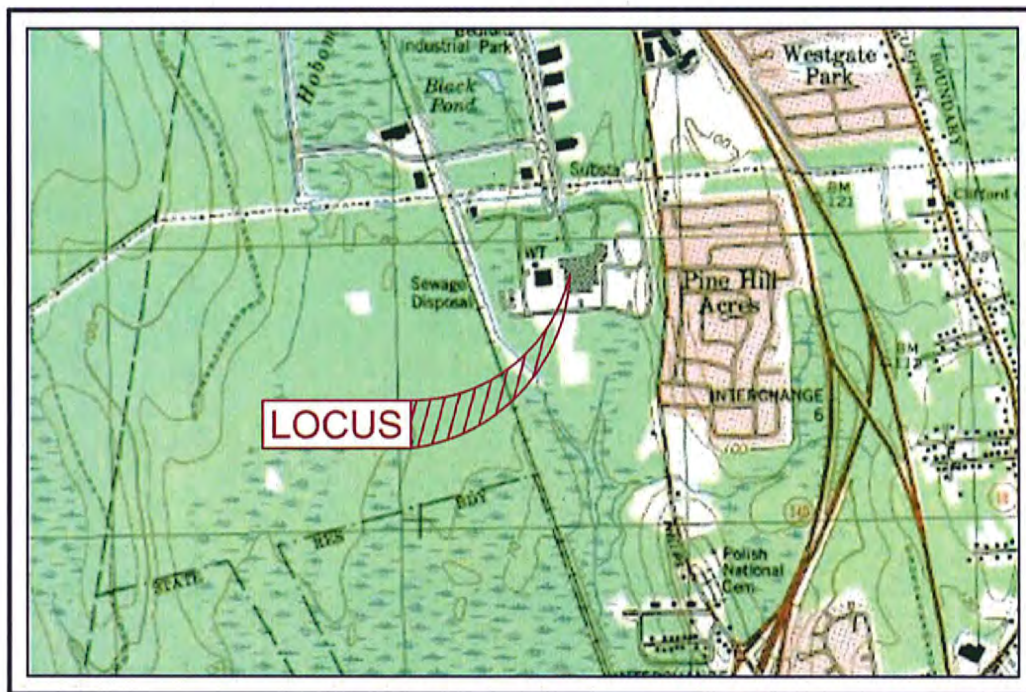
ENGINEERING A BETTER TOMORROW

ENGINEERING | SITE WORK | LAND SURVEYING

NOTICE OF INTENT

BORING LOCATION PLAN

ASSESSORS MAP 134 - LOT 5
100 DUCHAINE BOULEVARD
NEW BEDFORD, MASSACHUSETTS



PREPARED FOR:

PARALLEL PRODUCTS
OF NEW ENGLAND
401 INDUSTRY ROAD
LOUISVILLE, KY 40208

(MAIN OFFICE) 401 COUNTY STREET, NEW BEDFORD, MA 02740 P 508.717.3479 F 508.717.3481
ADDITIONAL OFFICES IN: TAUNTON • MARLBOROUGH • WARWICK, RI

WWW.FARLANDCORP.COM

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WPA Form 3 – Notice of Intent

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

MassDEP File Number

Document Transaction Number

New Bedford

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.

A. General Information

1. Project Location (**Note:** electronic filers will click on button to locate project site):

100 Duchaine Boulevard

a. Street Address

New Bedford

b. City/Town

02745

c. Zip Code

Latitude and Longitude:

41.425695

d. Latitude

-70.570619

e. Longitude

134

f. Assessors Map/Plat Number

5

g. Parcel /Lot Number

2. Applicant:

Tim

a. First Name

Cusson

b. Last Name

Parallel Products of New England

c. Organization

401 Industry Road

d. Street Address

Louisville

e. City/Town

KY

f. State

40208

g. Zip Code

(617) 908-0825

h. Phone Number

i. Fax Number

timc@parallelproducts.com

j. Email Address

3. Property owner (required if different from applicant):

☐ Check if more than one owner

a. First Name

SMRE 100, LLC

c. Organization

401 Industry Road

d. Street Address

Louisville

e. City/Town

KY

f. State

40208

g. Zip Code

h. Phone Number

i. Fax Number

j. Email address

4. Representative (if any):

Matthew

a. First Name

White

b. Last Name

Farland Corp.

c. Company

401 County Street

d. Street Address

New Bedford

e. City/Town

MA

f. State

02740

g. Zip Code

(508) 717-3479

h. Phone Number

i. Fax Number

mwhite@farlandcorp.com

j. Email address

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

\$1,050.00

a. Total Fee Paid

\$512.50

b. State Fee Paid

\$537.50

c. City/Town Fee Paid



WPA Form 3 – Notice of Intent

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

Provided by MassDEP:

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A. General Information (continued)

6. General Project Description:

Five (5) boring test holes for geotechnical investigation to a depth of 25' or refusal.

7a. Project Type Checklist: (Limited Project Types see Section A. 7b.)

- | | |
|---|---|
| 1. <input type="checkbox"/> Single Family Home | 2. <input type="checkbox"/> Residential Subdivision |
| 3. <input checked="" type="checkbox"/> Commercial/Industrial | 4. <input type="checkbox"/> Dock/Pier |
| 5. <input type="checkbox"/> Utilities | 6. <input type="checkbox"/> Coastal engineering Structure |
| 7. <input type="checkbox"/> Agriculture (e.g., cranberries, forestry) | 8. <input type="checkbox"/> Transportation |
| 9. <input type="checkbox"/> 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 an Ecological Restoration Limited Project (310 CMR 10.24(8), 310 CMR 10.53(4)), complete and attach Appendix A: Ecological Restoration Limited Project Checklist and Signed Certification.

8. Property recorded at the Registry of Deeds for:

Bristol (S.D)

a. County

24201

b. Certificate # (if registered land)

c. Book

d. Page Number

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

- ☐ Buffer Zone Only – Check if the project is located only in the Buffer Zone of a Bordering Vegetated Wetland, Inland Bank, or Coastal Resource Area.
- ☒ Inland Resource Areas (see 310 CMR 10.54-10.58; if not applicable, go to Section B.3, Coastal Resource Areas).

Check all that apply below. Attach narrative and any 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.



WPA Form 3 – Notice of Intent

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

Provided by MassDEP:

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

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

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
a. <input type="checkbox"/> Bank	1. linear feet	2. linear feet
b. <input checked="" type="checkbox"/> Bordering Vegetated Wetland	2,835+/- 1. square feet	2. square feet
c. <input type="checkbox"/> Land Under Waterbodies and Waterways	1. square feet 3. cubic yards dredged	2. square feet

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
d. <input type="checkbox"/> Bordering Land Subject to Flooding	1. square feet 3. cubic feet of flood storage lost	2. square feet 4. cubic feet replaced
e. <input type="checkbox"/> Isolated Land Subject to Flooding	1. square feet 2. cubic feet of flood storage lost	3. cubic feet replaced
f. <input type="checkbox"/> Riverfront Area	1. Name of Waterway (if available) - specify coastal or inland	

2. Width of Riverfront Area (check one):

- ☐ 25 ft. - Designated Densely Developed Areas only
☐ 100 ft. - New agricultural projects only
☐ 200 ft. - All other projects

3. Total area of Riverfront Area on the site of the proposed project:

square feet

4. Proposed alteration of the Riverfront Area:

a. total square feet	b. square feet within 100 ft.	c. square feet between 100 ft. and 200 ft.
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5. Has an alternatives analysis been done and is it attached to this NOI? ☐ Yes ☐ No

6. Was the lot where the activity is proposed created prior to August 1, 1996? ☐ Yes ☐ No

3. ☐ Coastal Resource Areas: (See 310 CMR 10.25-10.35)

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



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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.

<u>Resource Area</u>	<u>Size of Proposed Alteration</u>	<u>Proposed Replacement (if any)</u>
a. <input type="checkbox"/> Designated Port Areas	Indicate size under Land Under the Ocean, below	
b. <input type="checkbox"/> Land Under the Ocean	1. square feet _____	
	2. cubic yards dredged _____	
c. <input type="checkbox"/> Barrier Beach	Indicate size under Coastal Beaches and/or Coastal Dunes below	
d. <input type="checkbox"/> Coastal Beaches	1. square feet _____	2. cubic yards beach nourishment _____
e. <input type="checkbox"/> Coastal Dunes	1. square feet _____	2. cubic yards dune nourishment _____
	<u>Size of Proposed Alteration</u>	<u>Proposed Replacement (if any)</u>
f. <input type="checkbox"/> Coastal Banks	1. linear feet _____	
g. <input type="checkbox"/> Rocky Intertidal Shores	1. square feet _____	
h. <input type="checkbox"/> Salt Marshes	1. square feet _____	2. sq ft restoration, rehab., creation _____
i. <input type="checkbox"/> Land Under Salt Ponds	1. square feet _____	
	2. cubic yards dredged _____	
j. <input type="checkbox"/> Land Containing Shellfish	1. square feet _____	
k. <input type="checkbox"/> Fish Runs	Indicate size under Coastal Banks, inland Bank, Land Under the Ocean, and/or inland Land Under Waterbodies and Waterways, above	
	1. cubic yards dredged _____	
l. <input type="checkbox"/> Land Subject to Coastal Storm Flowage	1. square feet _____	
4. <input type="checkbox"/> Restoration/Enhancement	If the project is for the purpose of restoring or enhancing a wetland resource area in addition to the square footage that has been entered in Section B.2.b or B.3.h above, please enter the additional amount here.	
	a. square feet of BVW _____	b. square feet of Salt Marsh _____
5. <input type="checkbox"/> Project Involves Stream Crossings		
	a. number of new stream crossings _____	b. number of replacement stream crossings _____



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C. Other Applicable Standards and Requirements

- ☐ 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

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

August 2017

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).*

- c. Submit Supplemental Information for Endangered Species Review*

1. ☐ Percentage/acreage of property to be altered:

(a) within wetland Resource Area

percentage/acreage

(b) outside Resource Area

percentage/acreage

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

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.



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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 **mail to NHESP** at above address

Projects altering 10 or more acres of land, also submit:

- (d) ☐ Vegetation cover type map of site
- (e) ☐ Project plans showing Priority & Estimated Habitat boundaries
- (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 10.14, http://www.mass.gov/dfwele/dfw/nhesp/regulatory_review/ mesa/ mesa_exemptions.htm; the NOI must still be sent to NHESP if the project is within estimated habitat pursuant to 310 CMR 10.37 and 10.59.)

2. ☐ Separate MESA review ongoing.

a. NHESP Tracking #

b. Date submitted to NHESP

3. ☐ Separate MESA review completed.
Include copy of NHESP "no Take" determination or valid Conservation & Management Permit with approved plan.

3. 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 applicable – project is in inland resource area only b. ☐ Yes ☐ No

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

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

North Shore - Hull to New Hampshire border:

Division of Marine Fisheries -
Southeast Marine Fisheries Station
Attn: Environmental Reviewer
1213 Purchase Street – 3rd Floor
New Bedford, MA 02740-6694
Email: DMF.EnvReview-South@state.ma.us

Division of Marine Fisheries -
North Shore Office
Attn: Environmental Reviewer
30 Emerson Avenue
Gloucester, MA 01930
Email: DMF.EnvReview-North@state.ma.us

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.



WPA Form 3 – Notice of Intent

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

MassDEP File Number

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New Bedford

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

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

4. Is any portion of the proposed project within an Area of Critical Environmental Concern (ACEC)?

a. ☐ Yes ☒ No

If yes, provide name of ACEC (see instructions to WPA Form 3 or MassDEP Website for ACEC locations). **Note:** electronic filers click on Website.

b. ACEC

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?

a. ☐ Yes ☒ No

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:

1. ☐ Applying for Low Impact Development (LID) site design credits (as described in Stormwater Management Handbook Vol. 2, Chapter 3)
2. ☐ A portion of the site constitutes redevelopment
3. ☐ Proprietary BMPs are included in the Stormwater Management System.

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.

1. ☒ USGS or other map of the area (along with a narrative description, if necessary) containing sufficient information for the Conservation Commission and the Department to locate the site. (Electronic filers may omit this item.)
2. ☒ Plans identifying the location of proposed activities (including activities proposed to serve as a Bordering Vegetated Wetland [BVW] replication area or other mitigating measure) relative to the boundaries of each affected resource area.



WPA Form 3 – Notice of Intent

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D. Additional Information (cont'd)

3. ☒ Identify the method for BVW and other resource area boundary delineations (MassDEP BVW Field Data Form(s), Determination of Applicability, Order of Resource Area Delineation, etc.), and attach documentation of the methodology.

4. ☒ List the titles and dates for all plans and other materials submitted with this NOI.

Boring Location Plan - 100 Duchaine Boulevard (Assessors Map 134 Lot 5 - New Bedford, MA)

a. Plan Title

Green Seal Environmental, Inc.

b. Prepared By

4/23/18

d. Final Revision Date

c. Signed and Stamped by

1" = 100'

e. Scale

f. Additional Plan or Document Title

g. Date

5. ☐ If there is more than one property owner, please attach a list of these property owners not listed on this form.
6. ☐ Attach proof of mailing for Natural Heritage and Endangered Species Program, if needed.
7. ☐ Attach proof of mailing for Massachusetts Division of Marine Fisheries, if needed.
8. ☒ Attach NOI Wetland Fee Transmittal Form
9. ☐ Attach Stormwater Report, if needed.

E. Fees

1. ☐ Fee Exempt: No filing fee shall be assessed for projects of any city, town, county, or district of the Commonwealth, federally recognized Indian tribe housing authority, municipal housing authority, or the Massachusetts Bay Transportation Authority.

Applicants must submit the following information (in addition to pages 1 and 2 of the NOI Wetland Fee Transmittal Form) to confirm fee payment:

6744

2. Municipal Check Number

6745

4. State Check Number

Farland Corp.

6. Payor name on check: First Name

6/7/18

3. Check date

6/7/18

5. Check date

7. Payor name on check: Last Name



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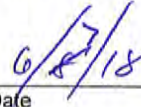
F. Signatures and Submittal Requirements

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.

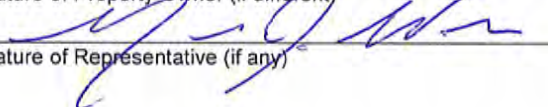


1. Signature of Applicant

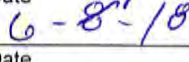


2. Date

3. Signature of Property Owner (if different)



4. Date



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.



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

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



A. Applicant Information

1. Location of Project:

100 Duchaine Boulevard

a. Street Address

6745

c. Check number

New Bedford

b. City/Town

\$512.50

d. Fee amount

2. Applicant Mailing Address:

Tim

a. First Name

Cusson

b. Last Name

Parallel Products of New England

c. Organization

401 Industry Road

d. Mailing Address

Louisville

e. City/Town

KY

f. State

40208

g. Zip Code

(617) 508-0825

h. Phone Number

i. Fax Number

timc@paralleproducts.com

j. Email Address

3. Property Owner (if different):

a. First Name

b. Last Name

SMRE 100, LLC

c. Organization

401 Industry Road

d. Mailing Address

Louisville

e. City/Town

KY

f. State

40208

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
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
Category 3a.) Site Preparation for development	1	\$1,050	\$1,050

Step 5/Total Project Fee: \$1,050

Step 6/Fee Payments:

Total Project Fee:	<u>\$1,050</u>
	a. Total Fee from Step 5
State share of filing Fee:	<u>\$512.50</u>
	b. 1/2 Total Fee less \$12.50
City/Town share of filling Fee:	<u>\$537.50</u>
	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.)

RE: 100 Duchaine Boulevard
Lot 8, Plan No. 36318-D
New Bedford, MA 02745



2017 00120924

Cert: 24201 Doc: DEED BS
Registered: 03/10/2017 03:00 PM

**MASSACHUSETTS QUITCLAIM DEED
BY LIMITED LIABILITY COMPANY
REGISTERED LAND**

LOGAL, LLC, a Massachusetts limited liability company, of New Bedford, Massachusetts,

for consideration paid, and in full consideration of SIX MILLION ONE HUNDRED FIFTY
THOUSAND and 00/100 (\$6,150,000.00) DOLLARS

grants to SMRE 100, LLC, a Massachusetts limited liability company, having a principal office
address of C/O Ruberto, Israel & Weiner, P.C., 255 State Street, 7th Floor, Boston, Massachusetts
02109,

with Quitclaim Covenants

the land with any buildings and improvements thereon located in New Bedford, Bristol County,
Massachusetts, described as follows:

**SEE EXHIBIT "A" ATTACHED HERETO
AND
INCORPORATED HEREIN BY REFERENCE**

Grantor hereby certifies that it is not classified as a corporation for federal income tax purposes
for the current taxable year.

BEING a portion of the property conveyed to the Grantor by deed dated March 20, 2014 and
filed on March 27, 2014 in the Bristol County (S.D.) Registry of Deeds, Land Court Department
as Document No. 114700 as Certificate of Title No. 23339.

SEE NEXT PAGE FOR SIGNATURES

MASSACHUSETTS EXCISE TAX
Bristol ROD South 001
Date: 03/10/2017 03:00 PM
Ctrl# 021554 13994 Doc# 00120924
Fee: \$28,044.00 Cons: \$6,150,000.00

EXHIBIT "A"

RE: 100 Duchaine Boulevard, New Bedford, MA 02745

That certain parcel of land, with the buildings and improvements thereon, situated in New Bedford, Bristol County, Massachusetts, containing 61.52 +/- acres and being shown as Lot 8 on Land Court Plan No. 36318-D (Sheet 1 of 1) entitled "Approval Not Required Plan of Land-Duchaine Boulevard and Phillips Road-Being a Division of Lot 6, L.C. Plan 36318-C, Creating 2 Lots, Owned by Logal, LLC", drawn by Farland Corp., dated January 25, 2017 and filed in the Land Registration Office at Boston, a copy of which is to be filed in the Bristol County (Southern District) Registry of District of the Land Court.

Doc 00120924

Bristol South LAND COURT
Registry District

RECEIVED FOR REGISTRATION

On: Mar 10, 2017 at 03:00P

Document Fee 125.00

Receipt Total: \$28,309.00

~~NOTED ON: CERT 24201~~ BK 00140 PG 22

ALSO NOTED ON: CERT 23339 BK 134 PG 60

N.B. - Phillips Rd. (w) Duchaine Blvd
(S.W. & N.E.) Lot 8 A. 36318.8

Added to Charter is

5



ENGINEERING A BETTER TOMORROW

ENGINEERING | SITE WORK | LAND SURVEYING

June 7, 2018

City of New Bedford
133 William Street
New Bedford, MA 02740

**RE: Letter of Authorization for Representation
100 Duchaine Boulevard – New Bedford, MA (Map 134 Lot 5)**

To whom it concerns:

This letter is to certify that I authorize Farland Corp. to serve as representative for SMRE 100, LLC for any submission of petitions and/or applications in regards to the proposed development on the property located at 100 Duchaine Boulevard (Map 134 Lot 5).

If you should have any questions, please feel free to contact me.

Very truly yours,

SMRE 100, LLC

Authorized Agent

FARLAND CORP., INC.

Christian A. Farland, P.E., LEED AP
Principal Engineer and Vice President



NOTICE OF INTENT NARRATIVE

Site Description

The project area associated with this proposed development is located at the southern terminus of Duchaine Boulevard in the New Bedford Business Park in northern New Bedford. The site itself is tax parcel Lot 5 on Assessor's Map 134, and consists of approximately 65.1+/- acres. The proposed project area is comprised of several small areas of the parcel located on various portions of the western half of the property. Much of the parcel area, including the entire proposed project area, is located in the city's Industrial C zoning district. The site currently contains a large commercial building of the warehouse style consistent with other buildings within this business park. There also exists associated parking, loading, and landscaped areas, as well as several flagged areas of bordering vegetated wetlands. Access to the site is gained from a looped road off of Duchaine Boulevard, over which access easements have been provided.

Soil Conditions

The soils underlying the site are identified in the Natural Resources Conservation Service (NRCS) Soil Survey of Bristol County (*see Exhibit D*). The site soils are classified as 39A (Scarboro mucky fine sandy loam, 0-3 percent slopes, Hydrologic Soil Group: "C") and 602 (Urban Land, HSG: "Unranked")

Site Breakdown

The breakdown of the site area to be altered is as follows:

- 1) Total Project Site Area is 7,670+/- S.F.
- 2) Site Area within the BVW is 2,835+/- S.F.
- 3) Site Area within the BVW 0 to 25-foot Buffer Zone is 1,641+/- S.F.
- 4) Site Area within the BVW 25 to 100-foot Buffer Zone is 560+/- S.F.

The remaining Project Site Area is located outside of the 100-foot Buffer Zone.

Project Description

The applicant is seeking permission to conduct investigative boring holes both within the BVW and Buffer Zone of adjacent BVW's in an attempt to discover suitable soil conditions for a future railroad spur. This investigation will be undertaken with the least amount of disturbance possible, and limited to the necessary clearing and alterations needed to perform the borings. The borings themselves will be drilled to an



approximate depth of 25 Feet or refusal, whichever is reached first. Upon completion of the boring holes, the area that is proposed to be altered for this purpose will be left alone until further proposed development comes to fruition.

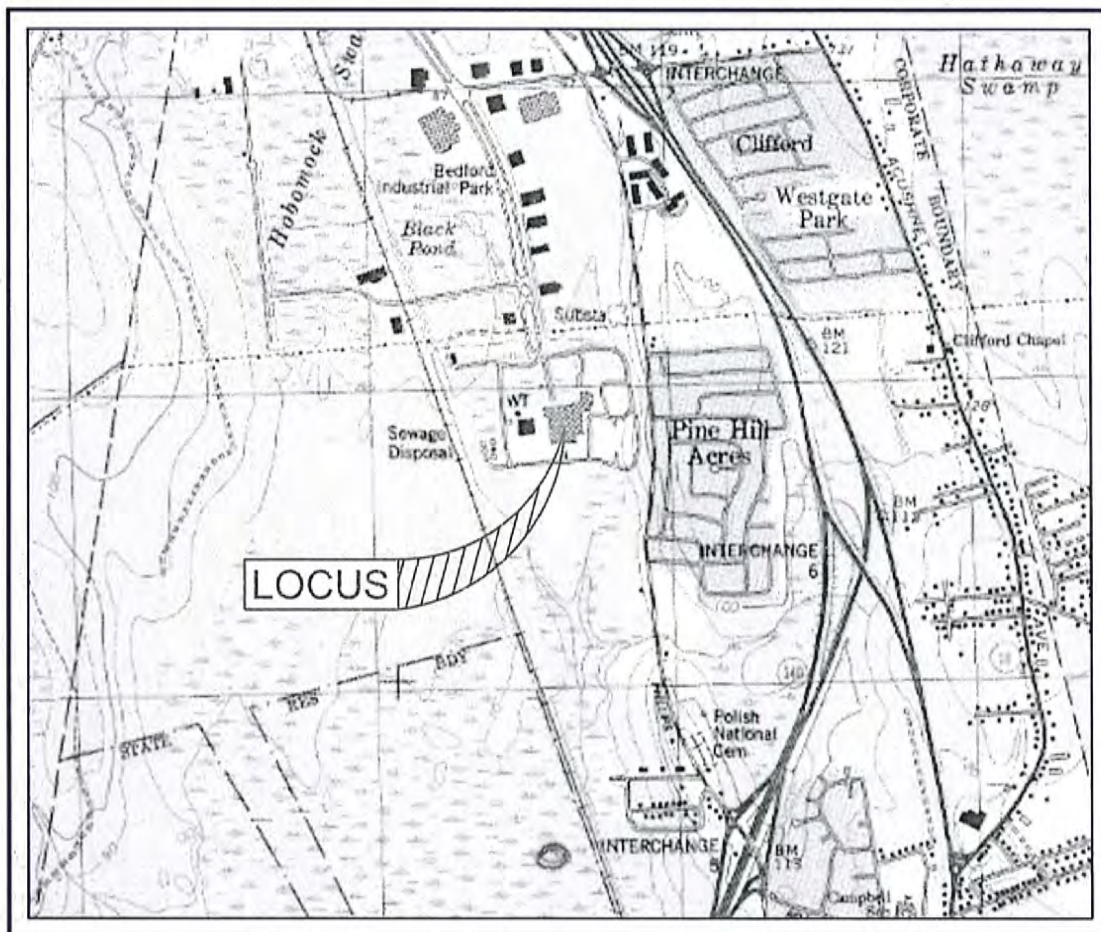
Aside from the borings and proposed clearing necessary for the equipment to navigate the terrain, there are no other features or alterations proposed for this project at this time.

Environmental Impact Assessment

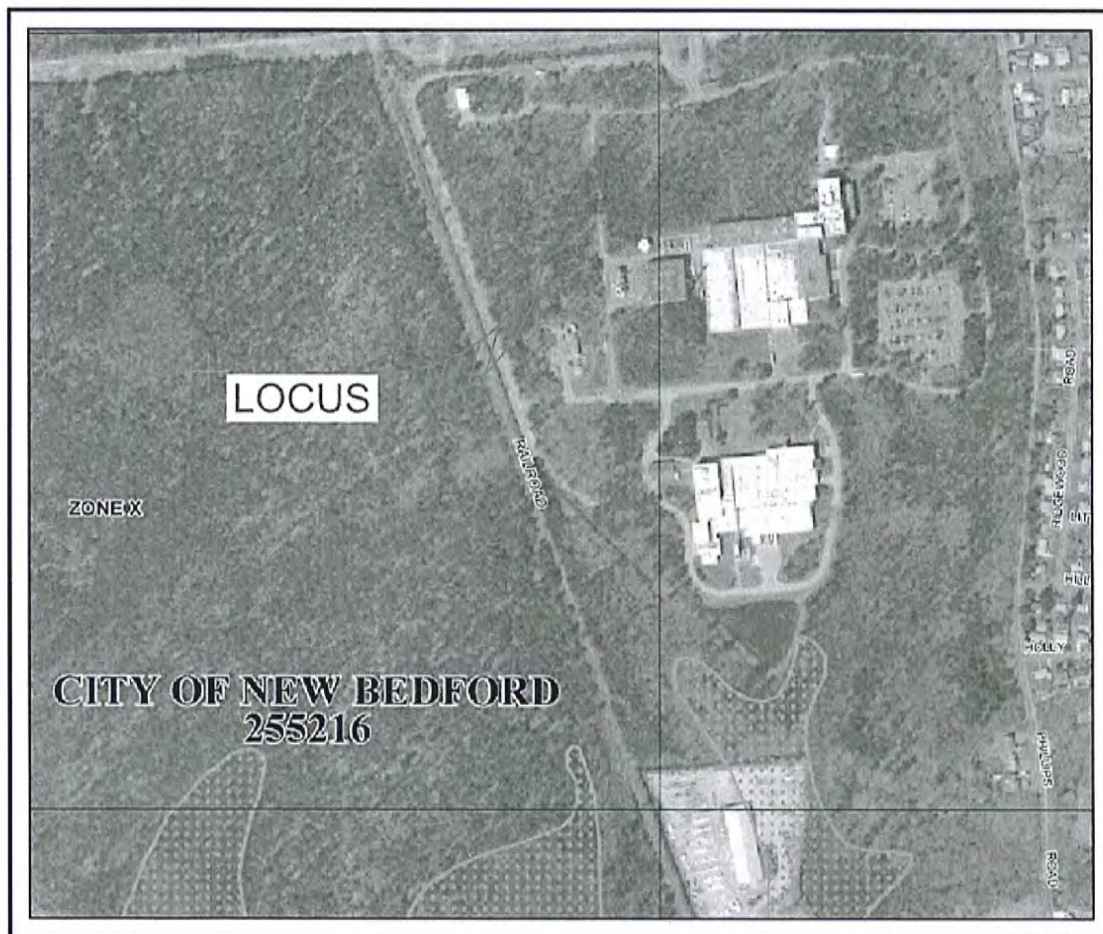
Potential Impacts

The proposed project will be limited to the path of travel of the equipment and the immediate area surrounding the proposed boring holes in an attempt to minimize the disturbance to the resource areas on site. Proposed clearings will only be carried out to allow for safe and efficient access throughout the site with the equipment, and the resulting disturbed areas will then be left alone once the project is completed. With only five (5) proposed borings, located at optimal areas on the property for their purposes, the alterations again will be limited to only the necessary procedures commonly carried out for these reasons. No grade changes are proposed, and no other site features will remain once the borings are completed, allowing for the natural occurrence of wildlife and vegetation to resume as it did previous to the investigative activities.

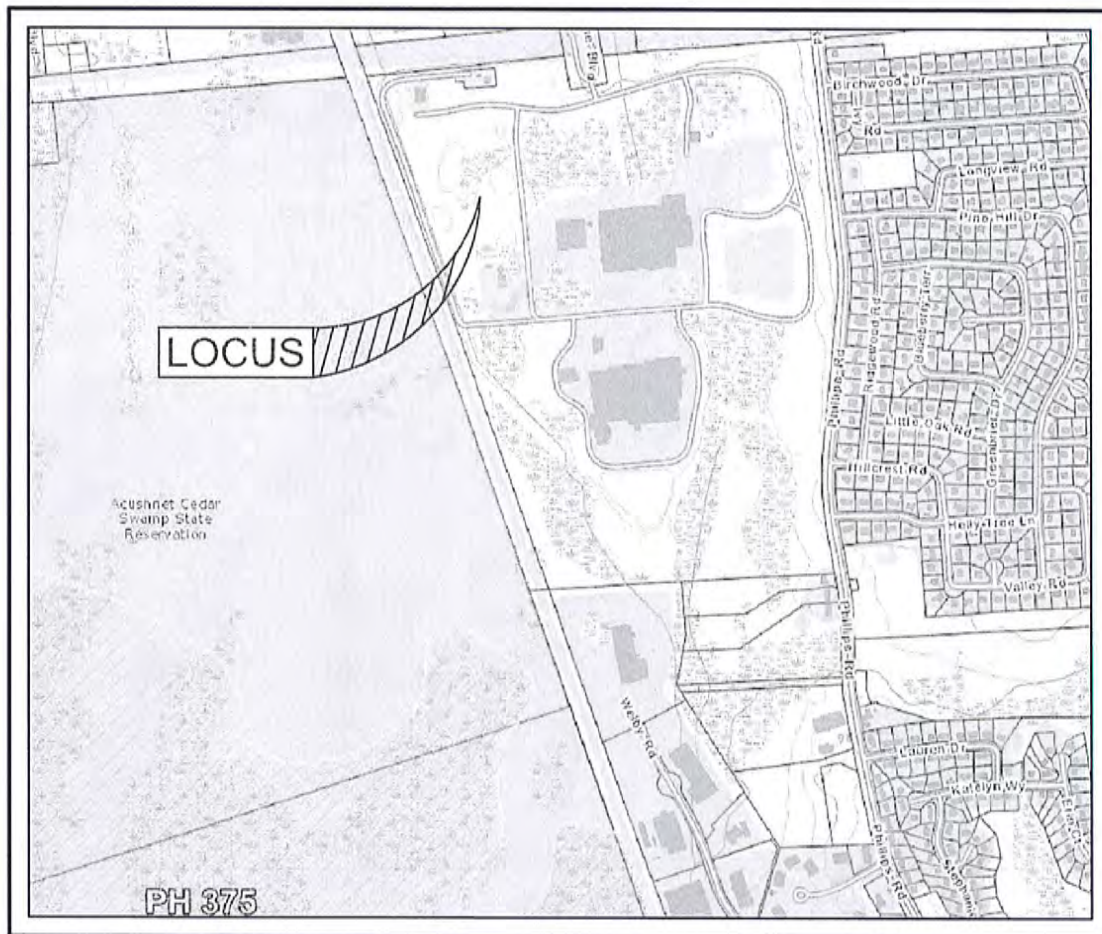
TOPO! VERSION 2.1.0



FIRM MAP
PANEL # 25005C0379F



NHESP PRIORITY & ESTIMATED HABITAT MAP 2017



NRCS SOIL MAP

Soil Map—Bristol County, Massachusetts, Southern Part













































Map Scale: 1:5,020 if printed on A landscape (11" x 8.5") sheet



Map projection: Web Mercator Corner coordinates: WGS84 Edge tics: UTM Zone 19N WGS84

MAP LEGEND

	Area of Interest (AOI)		Spoil Area
	Area of Interest (AOI)		Stony Spot
	Soils		Very Stony Spot
	Soil Map Unit Polygons		Wet Spot
	Soil Map Unit Lines		Other
	Soil Map Unit Points		Special Line Features
	Special Point Features		
	Blowout		Water Features
	Borrow Pit		Streams and Canals
	Clay Spot		Transportation
	Closed Depression		Rails
	Gravel Pit		Interstate Highways
	Gravelly Spot		US Routes
	Landfill		Major Roads
	Lava Flow		Local Roads
	Marsh or swamp		Background
	Mine or Quarry		Aerial Photography
	Miscellaneous Water		
	Perennial Water		
	Rock Outcrop		
	Saline Spot		
	Sandy Spot		
	Severely Eroded Spot		
	Sinkhole		
	Slide or Slip		
	Sodic Spot		

MAP INFORMATION

The soil surveys that comprise your AOI were mapped at 1:20,000.

Warning: Soil Map may not be valid at this scale.

Enlargement of maps beyond the scale of mapping can cause misunderstanding of the detail of mapping and accuracy of soil line placement. The maps do not show the small areas of contrasting soils that could have been shown at a more detailed scale.

Please rely on the bar scale on each map sheet for map measurements.

Source of Map: Natural Resources Conservation Service
Web Soil Survey URL:
Coordinate System: Web Mercator (EPSG:3857)

Maps from the Web Soil Survey are based on the Web Mercator projection, which preserves direction and shape but distorts distance and area. A projection that preserves area, such as the Albers equal-area conic projection, should be used if more accurate calculations of distance or area are required.

This product is generated from the USDA-NRCS certified data as of the version date(s) listed below.

Soil Survey Area: Bristol County, Massachusetts, Southern Part
Survey Area Data: Version 10, Sep 14, 2016

Soil map units are labeled (as space allows) for map scales 1:50,000 or larger.

Date(s) aerial images were photographed: Dec 31, 2009—Jun 7, 2016

The orthophoto or other base map on which the soil lines were compiled and digitized probably differs from the background imagery displayed on these maps. As a result, some minor shifting of map unit boundaries may be evident.

Map Unit Legend

Bristol County, Massachusetts, Southern Part (MA603)			
Map Unit Symbol	Map Unit Name	Acres in AOI	Percent of AOI
38A	Pipestone loamy sand, 0 to 3 percent slopes	12.5	10.4%
39A	Scarboro mucky fine sandy loam, 0 to 3 percent slopes	35.2	29.3%
51A	Swansea muck, 0 to 1 percent slopes	0.6	0.5%
73A	Whitman fine sandy loam, 0 to 3 percent slopes, extremely stony	6.9	5.7%
256B	Deerfield loamy sand, 0 to 5 percent slopes	6.0	5.0%
260A	Sudbury fine sandy loam, 0 to 3 percent slopes	14.1	11.8%
305B	Paxton fine sandy loam, 3 to 8 percent slopes	0.9	0.8%
305C	Paxton fine sandy loam, 8 to 15 percent slopes	3.0	2.5%
306C	Paxton fine sandy loam, 8 to 15 percent slopes, very stony	7.8	6.5%
312B	Woodbridge fine sandy loam, 0 to 8 percent slopes, extremely stony	3.5	2.9%
602	Urban land	27.0	22.4%
651	Udorthents, smoothed	2.8	2.3%
Totals for Area of Interest		120.3	100.0%



City of New Bedford

REQUEST for a CERTIFIED ABUTTERS LIST

This information is needed so that an official abutters list as required by MA General Law may be created and used in notifying abutters. You, as applicant, are responsible for picking up and paying for the certified abutters list from the assessor's office (city hall, room #109).

SUBJECT PROPERTY			
MAP #	134	LOT(S)#	5
ADDRESS: 100 Duchaine Blvd - New Bedford, MA 02745			
OWNER INFORMATION			
NAME: SMRE 100, LLC			
MAILING ADDRESS: 100 Duchaine Blvd - New Bedford, MA 02745			
APPLICANT/CONTACT PERSON INFORMATION			
NAME (IF DIFFERENT): Matthew White			
MAILING ADDRESS (IF DIFFERENT): 401 County Street - New Bedford, MA			
TELEPHONE #	(508) 717-3479		
EMAIL ADDRESS:	mwhite@farlandcorp.com		
REASON FOR THIS REQUEST: <i>Check appropriate</i>			
<input type="checkbox"/>	ZONING BOARD OF APPEALS APPLICATION		
<input checked="" type="checkbox"/>	PLANNING BOARD APPLICATION		
<input checked="" type="checkbox"/>	CONSERVATION COMMISSION APPLICATION		
<input type="checkbox"/>	LICENSING BOARD APPLICATION		
<input type="checkbox"/>	OTHER (Please explain):		

PLANNING
MAY 21 2018
DEPARTMENT

Once obtained, the Certified List of Abutters must be attached to this Certification Letter.

Submit this form to the Planning Division Room 303 in City Hall, 133 William Street. You, as applicant, are responsible for picking up and paying for the certified abutters list from the assessor's office (city hall, room #109).

Official Use Only:

As Administrative Assistant to the City of New Bedford's Board of Assessors, I do hereby certify that the names and addresses as identified on the attached "abutters list" are duly recorded and appear on the most recent tax.

Carlos Amado

Printed Name

Carlos Amado

Signature

5/24/2018

Date

May 23, 2018
Dear Applicant,

Please find below the List of Abutters within 100 feet of the property known as 100 Duchaine Blvd. (134-5). The current ownership listed herein must be checked and verified by the City of New Bedford Assessor's Office. Following said verification, the list shall be considered a Certified List of Abutters.

Please note that multiple listed properties with identical owner name and mailing address shall be considered duplicates, and shall require only 1 mailing. Additionally, City of New Bedford-Owned properties shall not require mailed notice.

Parcel	Location	Owner and Mailing Address
134E-6	107 RIDGEWOOD RD	DUBOIS RAYMOND, DUBOIS DIANE C 107 RIDGEWOOD ROAD NEW BEDFORD, MA 02745
134E-7	115 RIDGEWOOD RD	CATOJO LENNY, 115 RIDGEWOOD ROAD NEW BEDFORD, MA 02745
134E-8	125 RIDGEWOOD RD	DEVLIN ROBERT, 125 RIDGEWOOD RD NEW BEDFORD, MA 02745
134F-29	109 BIRCHWOOD DR	TAYLOR BRUCE M Amanda Taylor 109 BIRCHWOOD DR NEW BEDFORD, MA 02745
134F-31	97 IVY RD	BARBOSA LUISA P Manuel E. DaSilva, Laura Ann DaSilva 97 IVY RD NEW BEDFORD, MA 02745
134F-30	99 IVY RD	TAVARES JOSE, 99 IVY ROAD NEW BEDFORD, MA 02745
134E-9	993 PINE HILL DR	BATES GAIL A, 993 PINE HILL DRIVE NEW BEDFORD, MA 02745
134-455	107 DUCHAINE BLVD	CITY OF NEW BEDFORD, 133 WILLIAM STREET NEW BEDFORD, MA 02740
134E-5	99 RIDGEWOOD RD	SEIFERT JEFFREY A, SEIFERT LORIE A 99 RIDGEWOOD ROAD NEW BEDFORD, MA 02745
134-406	1844 PHILLIPS RD	CRAPO VICTORIA J, CRAPO DENNIS S 1844 PHILLIPS ROAD NEW BEDFORD, MA 02745
134F-32	95 IVY RD	BOUCHARD DENNIS P, BOUCHARD WANDA M 95 IVY ROAD NEW BEDFORD, MA 02745
134-342	1784 PHILLIPS RD	HATHAWAY ROBERT, C/O ROBERT J HATHAWAY, JESSIE O. 1784 PHILLIPS ROAD NEW BEDFORD, MA 02745 HATHAWAY
134F-68	112 BIRCHWOOD DR	LORANTOS GEORGE G JR, LORANTOS CHERYL 112 BIRCHWOOD DRIVE NEW BEDFORD, MA 02745

May 23, 2018
Dear Applicant,

Please find below the List of Abutters within 100 feet of the property known as 100 Duchaine Blvd. (134-5). The current ownership listed herein must be checked and verified by the City of New Bedford Assessor's Office. Following said verification, the list shall be considered a Certified List of Abutters.

Please note that multiple listed properties with identical owner name and mailing address shall be considered duplicates, and shall require only 1 mailing. Additionally, City of New Bedford-Owned properties shall not require mailed notice.

Parcel	Location	Owner and Mailing Address
133-12 P-ES	SAMUEL BARNETT BLVD	GREATER NEW BEDFORD, INDUSTRIAL FOUNDATION 227 UNION ST RM 607 1213 Purchase St. unit 2 NEW BEDFORD, MA 02740
134-16 ES	PHILLIPS RD	ABREU JOSEPH L, 759 BELLEVILLE AVE NEW BEDFORD, MA 02745
133-10	RIGHT OF WAY	PENN CENTRAL CO, CONSOLIDATED RAIL CORP 500 WATER STREET DEPT J910 JACKSONVILLE, FL 32202
134-5	100 DUCHAINE BLVD	LOGAL LLC, C/O ERIC DECOSTA 100 DUCHAINE BLVD NEW BEDFORD, MA 02745
134-456 2-WS	DUCHAINE BLVD	SM REAL ESTATE LLC, 401 INDUSTRY ROAD - SUITE 100 LOUISVILLE, KY 40208
134-457	50 DUCHAINE BLVD	SM REAL ESTATE LLC, NStar Electric company 401 INDUSTRY ROAD - SUITE 100 50 Duchaine Blvd. LOUISVILLE, KY 40208 NB, MA 0274
133-19	126 DUCHAINE BLVD	NE PLASTICS CORP, 310 SALEM ST WOBURN, MA 01801
134-3	1885 PHILLIPS RD	COMMONWEALTH ELECTRIC CO, C/O PROPERTY TAX DEPARTMENT P O BOX 270 HARTFORD, CT 06141
134-318 ES	PHILLIPS RD	COMMONWEALTH ELECTRIC CO, C/O PROPERTY TAX DEPARTMENT P O BOX 270 HARTFORD, CT 06141



Notification to Abutters Under the Massachusetts Wetlands Protection Act

In accordance with the second paragraph of Massachusetts General Laws Chapter 131, Section 40, you are hereby notified of the following:

- A. The name of the applicant is Tim Cusson - Parallel Products of New England.
- B. The applicant has filed a Notice of Intent with the Conservation Commission for the municipality of New Bedford seeking permission to remove, fill, dredge or alter an Area Subject to Protection Under the Wetlands Protection Act (General Laws Chapter 131, Section 40).
- C. The address of the lot where the activity is proposed is 100 Duchaine Boulevard.
- D. Copies of the Notice of Intent may be examined at the New Bedford Conservation Commission office at 133 William Street, Rm 304 between the hours of M-F 8AM-4PM.
- E. Copies of the Notice of Intent may also be obtained from the applicant's representative FOR A REASONABLE FEE by calling: Farland Corp. at (508) 717-3479 between the hours of 8:00 am and 4:00 pm on Monday – Friday.
- F. Information regarding the date, time and place of the public hearing may be obtained from the New Bedford CONSERVATION COMMISSION by calling: (508) 991-6188.

NOTE: Notice of the public hearing, including its date, time, and place, will be published at least five (5) days in advance in a publication with general circulation in the Community.

NOTE: Notice of the public hearing, including its date, time, and place, will be posted in the City or Town Hall not less than forty-eight (48) hours in advance.

NOTE: You also may contact the nearest Department of Environmental Protection Regional Office for more information about this application or the Wetlands Protection Act. To contact DEP, call: (508) 946-2700

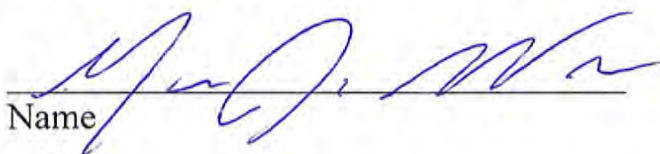
Under the Massachusetts Wetlands Protection Act

(to be submitted to the Massachusetts Department of
Environmental Protection and the Conservation Commission
when filing a Notice of Intent)

I, Matthew J. White hereby certify under the pains and penalties of perjury
that on June 7, 2018, I gave notification to abutters in compliance with the
second paragraph of Massachusetts General Laws Chapter 131, Section 40,
and the DEP Guide to Abutter Notification dated April 8, 1994, in
connection with the following matter:

A Notice of Intent filed under the Massachusetts Wetlands
Protection Act by Tim Cusson of Parallel Products of New
England with the New Bedford Conservation Commission on
June 7, 2018 for property located at 100 Duchaine Boulevard -
New Bedford, MA 02745.

The form of the notification, and a list of the abutters to whom it was given
and their addresses, are attached to this Affidavit of Service.

Name 

Date 6/7/18

SITE PLAN