



Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

# WPA Form 3 – Notice of Intent

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

Provided by MassDEP:

MassDEP File 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):

Seth Daniel Drive

a. Street Address

New Bedford

b. City/Town

02745

c. Zip Code

Latitude and Longitude:

41-43-41

d. Latitude

71-56-22

e. Longitude

136

f. Assessors Map/Plat Number

482

g. Parcel /Lot Number

2. Applicant:

a. First Name

D.P.M. Development, Inc.

b. Last Name

c. Organization

70 Lambeth Street

d. Street Address

New Bedford

MA

f. State

02745

g. Zip Code

e. City/Town

508-993-0381

h. Phone Number

508-995-4342

i. Fax Number

j. Email Address

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

☐ Check if more than one owner

a. First Name

Moniz Properties, Inc.

b. Last Name

c. Organization

70 Lambeth Street

d. Street Address

New Bedford

MA

f. State

02745

g. Zip Code

e. City/Town

508-993-0381

h. Phone Number

508-995-4342

i. Fax Number

j. Email address

4. Representative (if any):

Jeffrey

a. First Name

Tallman

b. Last Name

SITEC, Inc.

c. Company

449 Faunce Corner Road

d. Street Address

Dartmouth

MA

f. State

02747

g. Zip Code

e. City/Town

508-998-2125

h. Phone Number

508-998-7554

i. Fax Number

jtallman@sitec-engineering.com

j. Email address

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

\$500.00

a. Total Fee Paid

\$237.50

b. State Fee Paid

\$267.50

c. City/Town Fee Paid



## 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

### A. General Information (continued)

6. General Project Description:

The applicant is proposing to construct a single family dwelling, along with the associated driveway, utilities, and site grading. All of the proposed work is in the 100-ft. buffer zone of a bordering vegetated wetland. Erosion control barriers are proposed downgradient of all work.

7a. Project Type Checklist:

- |   |   |
|---|---|
| 1. <input checked="" type="checkbox"/> Single Family Home     | 2. <input type="checkbox"/> Residential Subdivision                   |
| 3. <input type="checkbox"/> Limited Project Driveway Crossing | 4. <input type="checkbox"/> Commercial/Industrial                     |
| 5. <input type="checkbox"/> Dock/Pier                         | 6. <input type="checkbox"/> Utilities                                 |
| 7. <input type="checkbox"/> Coastal Engineering Structure     | 8. <input type="checkbox"/> Agriculture (e.g., cranberries, forestry) |
| 9. <input type="checkbox"/> Transportation                    | 10. <input type="checkbox"/> Other                                    |

7b. Is any portion of the proposed activity eligible to be treated as a limited project subject to 310 CMR 10.24 (coastal) or 310 CMR 10.53 (inland)?

1. ☐ Yes ☒ No      If yes, describe which limited project applies to this project:

2. Limited Project

8. Property recorded at the Registry of Deeds for:

Bristol (South)

a. County

7766

c. Book

b. Certificate # (if registered land)

3

d. Page Number

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

1. ☒ 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.
2. ☐ 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.

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 type="checkbox"/> Bordering Vegetated Wetland	1. square feet	2. square feet
c. <input type="checkbox"/> Land Under Waterbodies and Waterways	1. square feet	2. square feet
	3. cubic yards dredged	



Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

## WPA Form 3 – Notice of Intent

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

Provided by MassDEP:

MassDEP File Number

Document Transaction Number

New Bedford

City/Town

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

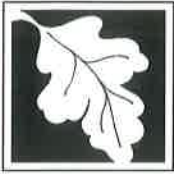
<u>Resource Area</u>	<u>Size of Proposed Alteration</u>	<u>Proposed Replacement (if any)</u>
d. <input type="checkbox"/> Bordering Land Subject to Flooding	1. square feet	2. square feet
	3. cubic feet of flood storage lost	4. cubic feet replaced
e. <input type="checkbox"/> Isolated Land Subject to Flooding	1. square feet	
	2. cubic feet of flood storage lost	3. cubic feet replaced
f. <input type="checkbox"/> Riverfront Area	1. Name of Waterway (if available)	
	2. Width of Riverfront Area (check one):	
	<input type="checkbox"/> 25 ft. - Designated Densely Developed Areas only	
	<input type="checkbox"/> 100 ft. - New agricultural projects only	
	<input type="checkbox"/> 200 ft. - All other projects	
	3. Total area of Riverfront Area on the site of the proposed project:	square feet
	4. Proposed alteration of the Riverfront Area:	
	a. total square feet	b. square feet within 100 ft. c. square feet between 100 ft. and 200 ft.
	5. Has an alternatives analysis been done and is it attached to this NOI?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
	6. Was the lot where the activity is proposed created prior to August 1, 1996?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

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

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.

<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

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

**WPA Form 3 – Notice of Intent**

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

Provided by MassDEP:

MassDEP File Number

Document Transaction Number

New Bedford

City/Town

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

	<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

**C. Other Applicable Standards and Requirements**

**Streamlined Massachusetts Endangered Species Act/Wetlands Protection Act Review**

1. Is any portion of the proposed project located in **Estimated Habitat of Rare Wildlife** as indicated on the most recent Estimated Habitat Map of State-Listed Rare Wetland Wildlife published by the Natural Heritage and Endangered Species Program (NHESP)? To view habitat maps, see the *Massachusetts Natural Heritage Atlas* or go to [http://www.mass.gov/dfwele/dfw/nhesp/regulatory\\_review/priority\\_habitat/online\\_viewer.htm](http://www.mass.gov/dfwele/dfw/nhesp/regulatory_review/priority_habitat/online_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  
Route 135, North Drive  
Westborough, MA 01581

2008

b. Date of map



## 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

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

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.1.d, 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).*

1. 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

3. ☐ 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

(c) ☐ MESA filing fee (fee information available at:

[http://www.mass.gov/dfwele/dfw/nhesp/regulatory\\_review/ mesa/ mesa\\_fee\\_schedule.htm](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

d. OR Check One of the Following

1. ☐ Project is exempt from MESA review.

Attach applicant letter indicating which MESA exemption applies. (See 321 CMR 10.14, [http://www.mass.gov/dfwele/dfw/nhesp/regulatory\\_review/ mesa/ mesa\\_exemptions.htm](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

\* Some projects **not** in Estimated Habitat may be located in Priority Habitat, and require NHESP review (see <http://www.mass.gov/dfwele/dfw/nhesp/nhesp.htm>, regulatory review tab). 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.



**Massachusetts Department of Environmental Protection**  
Bureau of Resource Protection - Wetlands

**WPA Form 3 – Notice of Intent**

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

Provided by MassDEP:

MassDEP File Number

Document Transaction Number

New Bedford

City/Town

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

3. ☐ Separate MESA review completed.  
Include copy of NHESP "no Take" determination or valid Conservation & Management Permit with approved plan.
2. 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 or hand delivery of NOI to either:

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

North Shore - Hull to New Hampshire:

Division of Marine Fisheries -  
Southeast Marine Fisheries Station  
Attn: Environmental Reviewer  
1213 Purchase Street – 3rd Floor  
New Bedford, MA 02740-6694

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

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. 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

4. Is any portion of the proposed project within an area designated as an Outstanding Resource Water (ORW) as designated in the Massachusetts Surface Water Quality Standards, 314 CMR 4.00?

a. ☐ Yes ☒ No

5. Is any portion of the site subject to a Wetlands Restriction Order under the Inland Wetlands Restriction Act (M.G.L. c. 131, § 40A) or the Coastal Wetlands Restriction Act (M.G.L. c. 130, § 105)?

a. ☐ Yes ☒ No

6. Is this project subject to provisions of the MassDEP Stormwater Management Standards?

a. ☐ Yes. Attach a copy of the Stormwater Report as required by the Stormwater Management Standards per 310 CMR 10.05(6)(k)-(q) and check if:

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

b. ☒ No. Check why the project is exempt:

1. ☒ Single-family house

**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

**WPA Form 3 – Notice of Intent**

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

Provided by MassDEP:

MassDEP File Number

Document Transaction Number

New Bedford

City/Town

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

2. ☐ Emergency road repair
3. ☐ Small Residential Subdivision (less than or equal to 4 single-family houses or less than or equal to 4 units in multi-family housing project) with no discharge to Critical Areas.

**D. Additional Information**

Applicants must include the following with this Notice of Intent (NOI). See instructions for details.

**Online Users:** Attach the document transaction number (provided on your receipt page) for any of the following information you submit to the Department.

1. ☒ USGS or other map of the area (along with a narrative description, if necessary) containing sufficient information for the Conservation Commission and the Department to locate the site. (Electronic filers may omit this item.)
2. ☒ Plans identifying the location of proposed activities (including activities proposed to serve as a Bordering Vegetated Wetland [BVW] replication area or other mitigating measure) relative to the boundaries of each affected resource area.
3. ☒ Identify the method for BVW and other resource area boundary delineations (MassDEP BVW Field Data Form(s), Determination of Applicability, Order of Resource Area Delineation, etc.), and attach documentation of the methodology.
4. ☒ List the titles and dates for all plans and other materials submitted with this NOI.

Plot Plan (Assessors Map 136 Lot 482)

a. Plan Title

SITEC, Inc.

b. Prepared By

2-21-18

d. Final Revision Date

Steven D. Gioiosa

c. Signed and Stamped by

1" = 30'

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.





**Massachusetts Department of Environmental Protection**  
Bureau of Resource Protection - Wetlands

**WPA Form 3 – Notice of Intent**

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

Provided by MassDEP:

MassDEP File Number

Document Transaction Number

New Bedford

City/Town

**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:

2. Municipal Check Number	7473	2-20-18
3. Check date		
4. State Check Number	7480	2-20-18
5. Check date		
Rosa		Moniz
6. Payor name on check: First Name		7. Payor name on check: Last Name

**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		2-20-18
2. Date		
3. Signature of Property Owner (if different)		2-20-18
4. Date		
5. Signature of Representative (if any)		2-20-18
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. Applicant:

a. First Name		b. Last Name	
D.P.M. Development, Inc.			
c. Organization			
70 Lambeth Street			
d. Mailing Address			
New Bedford		MA	02745
e. City/Town		f. State	g. Zip Code
508-993-0381	508-995-4342		
h. Phone Number	i. Fax Number	j. Email Address	

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

a. First Name		b. Last Name	
Moniz Properties, Inc.			
c. Organization			
70 Lambeth Street			
d. Mailing Address			
New Bedford		MA	02745
e. City/Town		f. State	g. Zip Code
508-993-0381	508-995-4342		
h. Phone Number	i. Fax Number	j. Email Address	

### 3. Project Location:

Seth Daniel Drive (Assessors Map 136 Lot 482)	New Bedford
a. Street Address	b. City/Town

## B. Fees

The fee should be calculated using the following six-step process and 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.

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



Step 1/Type of Activity	Step 2/Number of Activities	Step 3/Individual Activity Fee	Step 4/Subtotal Activity Fee
Single Family Dwelling	1	\$500	\$500
Step 5/Total Project Fee:			\$500

Total Project Fee:	<u>\$500.00</u>
	a. Total Fee from Step 5
State share of filing Fee:	<u>\$237.50</u>
	b. 1/2 Total Fee <b>less</b> \$12.50
City/Town share of filling Fee:	<u>\$267.50</u>
	c. 1/2 Total Fee <b>plus</b> \$12.50

**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.)

**DPM DEVELOPMENT CORP.**  
70 LAMBETH STREET  
NEW BEDFORD, MA 02745

WEBSTER BANK  
S EASTON, MA 02375

7473

53-7023/2113  
678

2/20/2018

PAY TO THE  
ORDER OF CITY OF NEW BEDFORD

\$ \*\*267.50

Two Hundred Sixty-Seven and 50/100 \*\*\*\*\* DOLLARS

CITY OF NEW BEDFORD

MEMO

Lot #12 Seth Daniel Dr.

*Rosa Mon*  
AUTHORIZED SIGNATURE

⑈007473⑈ ⑆21137023⑆ 10 0133001164⑈

**DPM DEVELOPMENT CORP.**  
70 LAMBETH STREET  
NEW BEDFORD, MA 02745

WEBSTER BANK  
S EASTON, MA 02375

7480

53-7023/2113  
678

2/20/2018

PAY TO THE  
ORDER OF COMMONWEALTH OF MASSACHUSETTS

\$ \*\*237.50

Two Hundred Thirty-Seven and 50/100 \*\*\*\*\* DOLLARS

MEMO

Seth Daniel Dr. #12

*Rosa Mon*  
AUTHORIZED SIGNATURE

⑈007480⑈ ⑆21137023⑆ 10 0133001164⑈



CITY OF NEW BEDFORD  
MASSACHUSETTS

CONSERVATION COMMISSION  
2009 FILING FEE CALCULATION WORKSHEET\*

PROJECT LOCATION:

SETH DANIEL DANE MAP 136 LOT(S) 482

APPLICANT: D.P.M. DEVELOPMENT CORP.

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

	AMOUNT DUE
• Application and Field Review Fee ( \$150.00 )	\$ <u>150.-</u>
• \$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 <u>6,562</u> SF Buffer Zone	\$ <u>656.20</u>

(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):** \$ 806.20

**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.

**DPM DEVELOPMENT CORP.**  
70 LAMBETH STREET  
NEW BEDFORD, MA 02745

WEBSTER BANK  
S EASTON, MA 02375

7464

53-70232113  
678

2/20/2018

PAY TO THE  
ORDER OF

CITY OF NEW BEDFORD

\$ \*\*806.20

Eight Hundred Six and 20/100\*\*\*\*\*

DOLLARS

CITY OF NEW BEDFORD

MEMO

Lot #12 Seth Daniel Dr.

*Rosa M...*  
AUTHORIZED SIGNATURE

⑈007464⑈ ⑆211370231⑆ 0133001164⑈

Details on Back.



Security Features Included





*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 #	136	LOT(S)#	482
ADDRESS: SETH DANIEL DRIVE			
OWNER INFORMATION			
NAME: MONIZ PROPERTIES, INC.			
MAILING ADDRESS: 70 LAMBETH STREET NEW BEDFORD, MA 02745			
APPLICANT/CONTACT PERSON INFORMATION			
NAME (IF DIFFERENT): KORY MEDEIROS, SITEC, INC			
MAILING ADDRESS (IF DIFFERENT): 449 FAUNCE CORNER ROAD DARTMOUTH, MA 02747			
TELEPHONE #	(508)998-2125		
EMAIL ADDRESS:	kmedeiros@sitec-engineering.com		
REASON FOR THIS REQUEST: <i>Check appropriate</i>			
<input type="checkbox"/>	ZONING BOARD OF APPEALS APPLICATION		
<input type="checkbox"/>	PLANNING BOARD APPLICATION		
<input checked="" type="checkbox"/>	CONSERVATION COMMISSION APPLICATION		
<input type="checkbox"/>	LICENSING BOARD APPLICATION		
<input type="checkbox"/>	OTHER (Please explain):		

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

*2/23/2018*  
Date

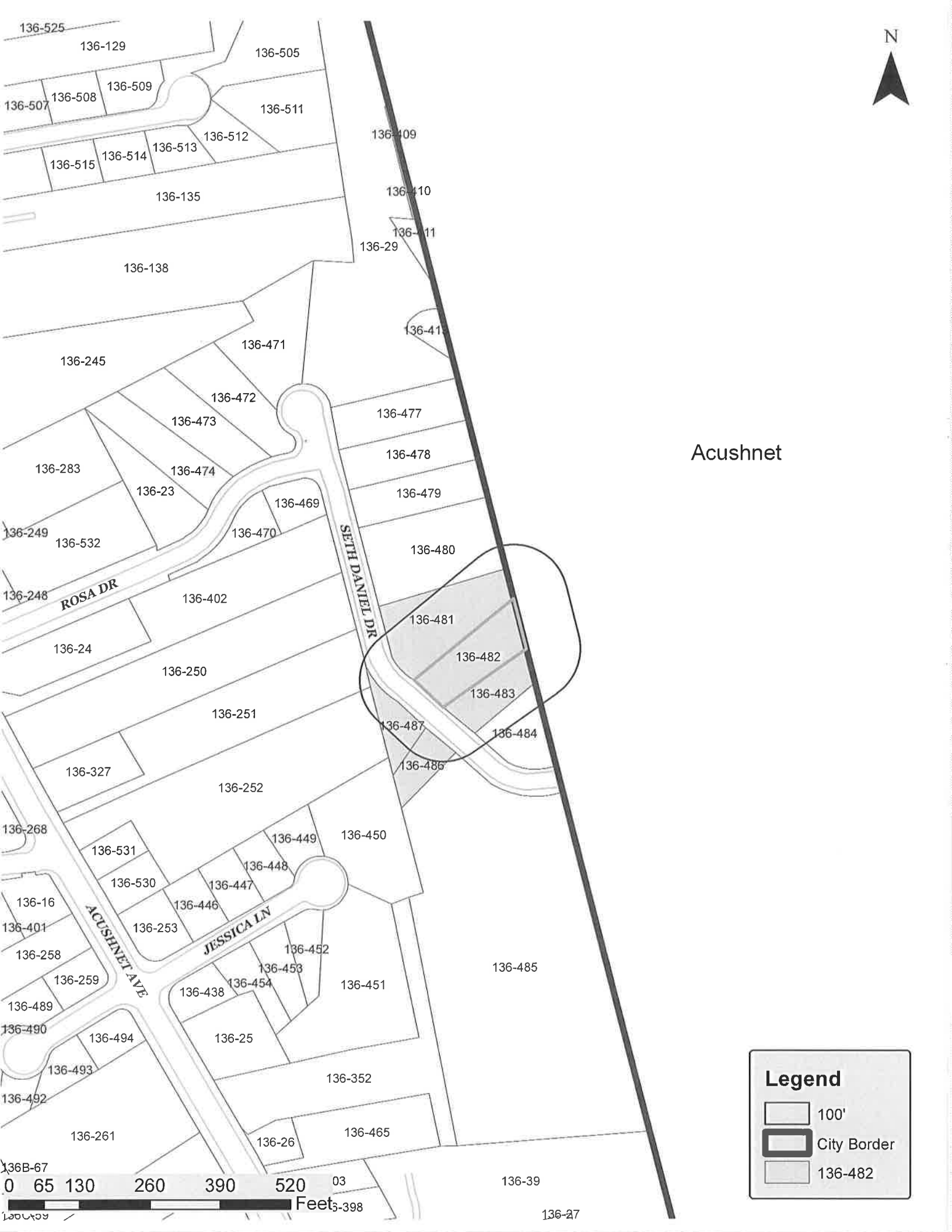
February 16, 2018

Dear Applicant,

Please find below the List of Abutters within 100 feet of the property known as Seth Daniel Drive (136-482). 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
136-486 SS	SETH DANIEL DR	MONIZ PROPERTIES INC, 70 LAMBETH STREET NEW BEDFORD, MA 02745
136-487 SS	SETH DANIEL DR	DPM DEVELOPMENT CORP, 70 LAMBETH STREET NEW BEDFORD, MA 02745
136-483 fs	SETH DANIEL DR	DPM DEVELOPMENT CORP, 70 LAMBETH STREET NEW BEDFORD, MA 02745
136-482 ES	SETH DANIEL DR	MONIZ PROPERTIES INC, 70 LAMBETH STREET NEW BEDFORD, MA 02745
136-481 ES	SETH DANIEL DR	DPM DEVELOPMENT CORP, 70 LAMBETH STREET NEW BEDFORD, MA 02745



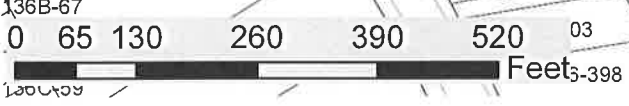
Acushnet

**Legend**

100'

City Border

136-482





Office of the  
Board of Assessors

January 22, 2018

To Whom It May Concern:

According to the records of this office, the attached is an abutters list for Map 16 with numerous lots.

The Assessors certify that the owners are all correct on the attached sheet.

If you have any questions, please contact this office at 508 998-0205.

Certified by the Board of Assessors

Sue Picard  
Senior clerk



**TOWN OF ACUSHNET  
REQUEST FOR ABUTTERS LIST**

Fee: \$15.00

DATE: 2-20-18

(Please be advised that that Assessors office has up to 10 business days to comply with this request)

Petitioner: Jeff Tallman 5082451329  
(full name) (address) (phone #)

Owner: \_\_\_\_\_  
(full name) (address) (phone #)

Location: map 16 numerous locations  
(street number) (street name) (Assessors plat & lot)

Dimensions of lot : \_\_\_\_\_  
(frontage) (depth) (areas of square feet)

A: Type of plan needed: (check one)

       1. Planning Board

a.) definitive subdivision plan:

A list of abutters to the proposed subdivision, including the owners of land separated from the subdivision by a street or by a water body not over 100 feet (300') in width, certified by the Board of Assessors.

b. definitive plan:

All owners of land abutting upon the land included in such a plan as appearing on the most recent tax list.

       2. Conservation Commission:

All abutters within 100' of the property line of the land where the activity is proposed, including, but not limited to, owner of land directly opposite said proposed activity on any public or private street or way, and in another municipality or across a body of water.

       3. Board of Appeals

All abutters and abutters to the abutters within 300' of land

B: Attach a copy of a current Assessors Map showing the lots affected by the subdivision.

ABUTTERS IN ACUSHNET, MA  
MAP #16

---

Lot #

129	Brian & Marina Rego 25 Blueberry Drive Acushnet, MA 02743
130	Kenneth J. Rebello Jennifer E. Fleming 29 Blueberry Drive Acushnet, MA 02743
131	David R. Brown Kristen L. Costa 33 Blueberry Drive Acushnet, MA 02743
132	Michael Gagne 37 Blueberry Drive Acushnet, MA 02743
133	Bruce A. & Cathy Lynn Cyr 43 Blueberry Drive Acushnet, MA 02743
134	Bruce A. & Cathy Lynn Cyr 43 Blueberry Drive Acushnet, MA 02743
135	Kevin J. McAlpine Jessica D. Cadogan 52 Blueberry Drive Acushnet, MA 02743
31	John & Tracy Thurston 3888 Acushnet Avenue New Bedford, MA 02745
136	Town of Acushnet 122 Main Street Acushnet, MA 02743
137	Town of Acushnet 122 Main Street Acushnet, MA 02743

**Notification to Abutters under the City of New Bedford**  
**Wetlands Ordinance**

In Accordance with the City of New Bedford Wetlands Ordinance (New Bedford Code of Ordinances Sections 15-101 through 15-112) you are hereby notified of the following.

The name of the applicant is: D.P.M. DEVELOPMENT CORP.

The applicant has filed a Request for Determination of Applicability for the municipality of New Bedford, Massachusetts seeking permission to remove, fill, dredge or alter an area subject to protection under the City of New Bedford Wetlands Ordinance (New Bedford Code of Ordinances Sections 15-101 through 15-112).

The address of the lot where the activity is proposed is: SETH DANIEL DRIVE  
Assessor's Map 136; Lot 482

Copies of the Request for Determination of Applicability may be examined at the New Bedford Conservation Commission, City Hall, 133 William St. Room 304 New Bedford, MA 02740 between the hours of 8:00 AM and 4:00 PM, Monday through Friday. For more information call (508) 991-6188.

Copies of the Request for Determination of Applicability may be obtained from either (check one) the applicant \_\_\_\_\_ or the applicant's representative ☒ by calling this telephone number 508-998-2125 between the hours of 8:00 AM and 4:00 PM on the following days of the week: Monday through Friday.

Information regarding the date, time and place of the public hearing may be obtained from New Bedford Conservation Commission by calling 508-991-6188 between the hours of 8:00 AM and 4:00 PM Monday through Friday.

Note: Notice of the Public hearing, including its date, time and place, will be posted in the City Hall not less than forty eight (48) hours in advance of the meeting.

Note: Notice of the Public Hearing including its date, time and place, will be published at least five (5) days in advance in the Standard Times.

Note: You may also contact the New Bedford Conservation Commission at 508-991-6188 for more information about this publication or the City of New Bedford Wetlands Ordinance



MASSACHUSETTS QUITCLAIM DEED

I, CONRAD P. RICHARD, successor Trustee of THE ISINGLASS TRUST, w/d/d dated March 15, 1996 and recorded in the Bristol County (S.D.) Registry of Deeds in Book 3627, Page 269, and CONRAD P. RICHARD, individually, of Acushnet, Bristol County, Commonwealth of Massachusetts

for consideration paid, and in full consideration of THREE HUNDRED FIFTY THOUSAND and 00/100 (\$350,000.00) DOLLARS

grant to DPM DEVELOPMENT CORP., a Massachusetts Corporation of 70 Lumbeth Street, New Bedford, Massachusetts 02745

with Quitclaim Covenants


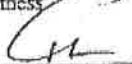
(Description and encumbrances, if any)

The vacant land, with any buildings thereon, located in New Bedford, Bristol County, Commonwealth of Massachusetts described as follows:

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

Subject to the fiscal year 2006 real estate taxes, which the grantee hereby assumes and agrees to pay.

WITNESS my hand and seal this 15<sup>th</sup> day of September 2005.

  
\_\_\_\_\_  
Witness  
  
\_\_\_\_\_  
Witness

THE ISINGLASS TRUST  
BY:   
Conrad P. Richard, Trustee  
  
Conrad P. Richard

COMMONWEALTH OF MASSACHUSETTS

Bristol ss

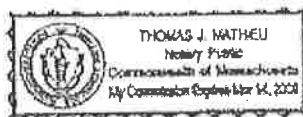
September 15, 2005

Then personally appeared the above-named Conrad P. Richard, Trustee, of Elderberry Nominee Trust and individually, proved to me through satisfactory evidence of identification, which was a Massachusetts Drivers License, to be the person whose name is signed on the within document, and acknowledged the foregoing instrument to be his free act and deed, as Trustee and individually, before me

  
\_\_\_\_\_  
Notary Public

My Commission Expires: 3/14/08

BOOK OF DEEDS  
100-407  
Bristol  
SEP 15 2005  
10 54 AM  
41586.00  
21096.00



THE ISINGLASS TRUST  
TRUSTEE CERTIFICATE

I, Conrad P. Richard, successor Trustee of The Isinglass Trust, under Declaration of Trust dated March 15, 1986 and recorded in the Bristol County (S.D.) Registry of Deeds in Book 3627, Page 269, hereby certify that:

1. I am presently the sole Trustee of said Trust;
2. Said Trust is now in full force and effect, as amended;
3. All the beneficiaries of said trust are of full age and competent;
4. All of the beneficiaries of said Trust have consented to the transfer of the property located at 4068 Acushnet Avenue, New Bedford, MA (Assessors Map 136, Lot 23) to DPM Development Corp;
5. No beneficiary is a minor, a corporation selling all or substantially all of its Massachusetts assets, or personal representative of an estate subject to estate tax liens, or is now deceased or under any legal disability.

EXECUTED under seal this 15<sup>th</sup> day of September 2005.

THE ISINGLASS TRUST

By: *Conrad P. Richard*  
Conrad P. Richard, Trustee

COMMONWEALTH OF MASSACHUSETTS

BRISTOL, SS.

September 15, 2005

Then personally appeared the above-named Conrad P. Richard, Trustee, proved to me through satisfactory evidence of identification, which was a Massachusetts Drivers License, to be the person whose name is signed on the within document, and acknowledged the foregoing Instrument to be his free act and deed, as Trustee, before me

*[Signature]*  
Notary Public

My Commission Expires:

3/14/08

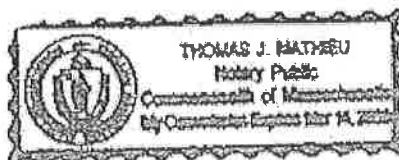


EXHIBIT "A"

The land, with any buildings thereon, in New Bedford Bristol County, Commonwealth of Massachusetts, described as follows:

PARCEL ONE:

BEING shown as Lots 5, 7, 9, 11, 13, 15, and 18 through 56, inclusive, including the fee to Elderberry Drive, Blueberry Drive and Winterberry Drive as laid out in the City of New Bedford, all as shown on a plan entitled "FORESTDALE" Definitive Subdivision of Land in Acushnet, Massachusetts prepared for R.J. Realty Trust, Scale 1" = 40', dated Aug. 17, 1977, revised 8-18-78, by G.H.R. Engineering Corporation and recorded in the Bristol County (S.D.) Registry of Deeds in Plan Book 115, Page 8. Being also shown as City of New Bedford Assessors Map 136, Lot 29.

EXCEPTING the following parcels of land previously conveyed: (i) the land conveyed by Philip Kates, Trustee R. J. Realty Trust to Catherine A. Bell by deed dated May 8, 1980 and recorded in said Registry of Deeds in Book 1806, Page 242; (ii) also those lots located in the Town of Acushnet as shown on said plan of FORSETDALE which have been previously conveyed; (iii) excepting Lots 2A, 14A, 17A and 57A as shown on Plan Book 131, Page 42 conveyed by deed dated January 14, 1994 and recorded in the Bristol County (S.D.) Registry of Deeds at Book 3224, Page 249; (iv) and excepting Lots 4A and 16A as shown on Plan Book 131, Page 42 conveyed by deed dated January 14, 1994 and recorded in the Bristol County (S.D.) Registry of Deeds at Book 3224, Page 254.

FOR TITLE see deed dated October 8, 1986 and recorded with the Bristol County (S.D.) Registry of Deeds in Book 1989, Page 588.

MEANING and intending to convey all the remaining land of the Grantor located in New Bedford, Bristol County, Massachusetts as contained in the above referenced deed recorded in the Bristol County (S.D.) Registry of Deeds in Book 1989, Page 588.

Subject to and with the benefit of reserved easements as contained in a Deed dated September 8, 1993 and recorded in the Bristol County (S.D.) Registry of Deeds at Book 3137, Page 241.

Subject to an outstanding Order of Conditions dated October 15, 2004 and recorded in the Bristol County (S.D.) Registry of Deeds at Book 7224, Page 137.

PARCEL TWO:

RE: 4068 Acushnet Avenue, New Bedford, Massachusetts 02745

BEGINNING at the southwest corner of the land herein described at a point in the easterly line of Acushnet Avenue, and at the northwest corner of land now or formerly of Franklin J. Gurney; thence

NORTHERLY in said line of Acushnet Avenue, seventy-two and 72/100 (72.72) feet to land now or formerly of one Lelievre; thence

EASTERLY in line of last-named land, three hundred eighty-seven and  $\frac{8}{10}$  (387.8) feet;  
thence

NORTHERLY still in line of last-named land, two hundred ninety and  $\frac{8}{10}$  (290.8) feet to land  
now or formerly of William Gibbs; thence

EASTERLY in line of last-named land, three hundred forty-five and  $\frac{8}{10}$  (345.8) feet to land  
now or formerly of Helena B. Robinson; thence

SOUTHERLY in line of last-named land, four hundred two and  $\frac{1}{10}$  (402.1) feet to said Gurney  
land; and thence

WESTERLY in line of last-named land, seven hundred three and  $\frac{5}{10}$  (703.5) feet to the said  
easterly line of Acushnet Avenue and the point of beginning.

Containing three (3) acres, more or less.

FOR TITLE see deed dated March 15, 1996 and recorded with the Bristol County (S.D.) Registry of  
Deeds in Book 3627, Page 275.

Subject to an outstanding Order of Conditions dated October 15, 2004 and recorded in the Bristol  
County (S.D.) Registry of Deeds at Book 7224, Page 137.



