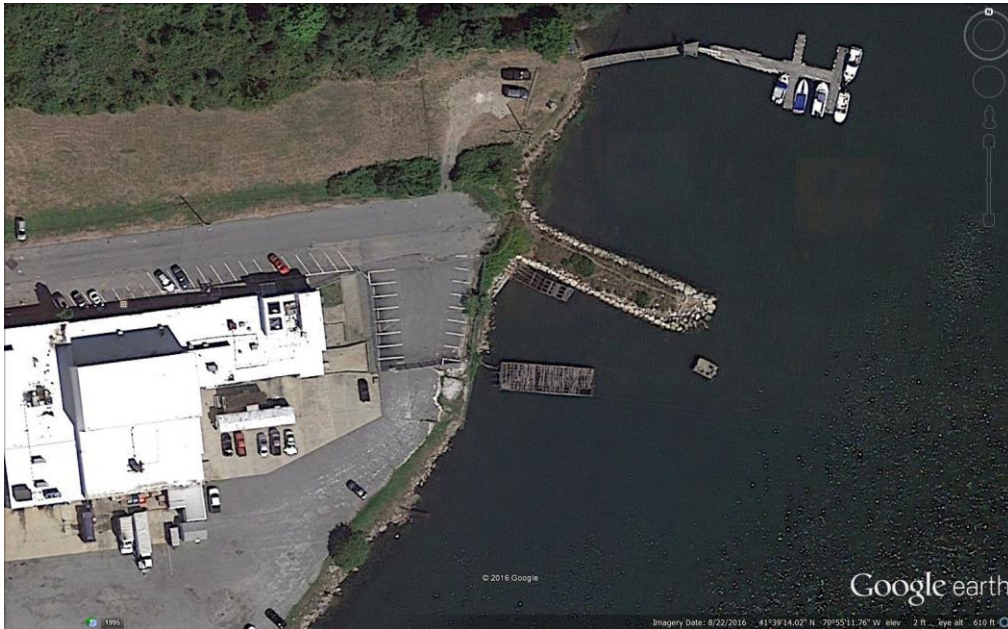


CITY OF NEW BEDFORD CONSERVATION COMMISSION

WASHBURN ST. PIER REMOVAL REQUEST FOR DETERMINATION OF APPLICABILITY



February 22, 2017

Prepared by:

cleengineering

15 Creek Road | Marion, MA 02738
t: 508.748.0937 | t: 800.668.3220 | f: 508.748.1363
www.cleengineering.com



Massachusetts Department of Environmental Protection

Bureau of Resource Protection - Wetlands

New Bedford

City/Town

WPA Form 1- Request for Determination of Applicability

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

A. General Information

Important:

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



1. Applicant:

Ralph Packer

Name

rmpacker@vineyard.net

E-Mail Address

RFD 275

Mailing Address

Vineyard Haven

City/Town

MA

State

02568

Zip Code

508 889-4949

Phone Number

Fax Number (if applicable)

2. Representative (if any):

CLE Engineering, Inc.

Firm

Susan Nilson, P.E.

Contact Name

snilson@CLEengineering.com

E-Mail Address

15 Creek Rd

Mailing Address

Marion

City/Town

MA

State

002738

Zip Code

508 748-0937

Phone Number

Fax Number (if applicable)

B. Determinations

1. I request the New Bedford make the following determination(s). Check any that apply:
Conservation Commission

- ☐ a. whether the **area** depicted on plan(s) and/or map(s) referenced below is an area subject to jurisdiction of the Wetlands Protection Act.
- ☐ b. whether the **boundaries** of resource area(s) depicted on plan(s) and/or map(s) referenced below are accurately delineated.
- ☒ c. whether the **work** depicted on plan(s) referenced below is subject to the Wetlands Protection Act.
- ☐ d. whether the area and/or work depicted on plan(s) referenced below is subject to the jurisdiction of any **municipal wetlands ordinance** or **bylaw** of:

Name of Municipality

- ☐ e. whether the following **scope of alternatives** is adequate for work in the Riverfront Area as depicted on referenced plan(s).



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C. Project Description

1. a. Project Location (use maps and plans to identify the location of the area subject to this request):

2 Washburn St.

Street Address

New Bedford

City/Town

Map 86

Assessors Map/Plat Number

Lot 3

Parcel/Lot Number

- b. Area Description (use additional paper, if necessary):

Project consists of removal of derelict timber piers adjacent to 2 Washburn St. The piers are within Land Under Ocean and connected to the shoreline/coastal bank.

- c. Plan and/or Map Reference(s):

Title

2/10/17

Date

Title

Date

Title

Date

2. a. Work Description (use additional paper and/or provide plan(s) of work, if necessary):

Work consists of removal of existing derelict timber piers. Work will be accomplished from a barge mounted crane. The crane will pull the piles where feasible and stockpile on barge. Locations where piles that can not be extracted and/or break will be identified in the field to allow for cutting at the mudline. Miscellaneous timber framing will also be pulled with the crane or an excavator and stockpiled on the work barge. A floating silt boom will be placed around the work area to contain floating debris. All demolition materials will be stored on the barge to be transported off site to be disposed of properly.



Massachusetts Department of Environmental Protection

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C. Project Description (cont.)

b. Identify provisions of the Wetlands Protection Act or regulations which may exempt the applicant from having to file a Notice of Intent for all or part of the described work (use additional paper, if necessary).

This project will remove derelict structures within the waterway.

3. a. If this application is a Request for Determination of Scope of Alternatives for work in the Riverfront Area, indicate the one classification below that best describes the project.

- ☐ Single family house on a lot recorded on or before 8/1/96
- ☐ Single family house on a lot recorded after 8/1/96
- ☐ Expansion of an existing structure on a lot recorded after 8/1/96
- ☐ Project, other than a single family house or public project, where the applicant owned the lot before 8/7/96
- ☐ New agriculture or aquaculture project
- ☐ Public project where funds were appropriated prior to 8/7/96
- ☐ Project on a lot shown on an approved, definitive subdivision plan where there is a recorded deed restriction limiting total alteration of the Riverfront Area for the entire subdivision
- ☐ Residential subdivision; institutional, industrial, or commercial project
- ☐ Municipal project
- ☐ District, county, state, or federal government project
- ☐ Project required to evaluate off-site alternatives in more than one municipality in an Environmental Impact Report under MEPA or in an alternatives analysis pursuant to an application for a 404 permit from the U.S. Army Corps of Engineers or 401 Water Quality Certification from the Department of Environmental Protection.

b. Provide evidence (e.g., record of date subdivision lot was recorded) supporting the classification above (use additional paper and/or attach appropriate documents, if necessary.)



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

New Bedford
City/Town

WPA Form 1- Request for Determination of Applicability

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

D. Signatures and Submittal Requirements

I hereby certify under the penalties of perjury that the foregoing Request for Determination of Applicability and accompanying plans, documents, and supporting data are true and complete to the best of my knowledge.

I further certify that the property owner, if different from the applicant, and the appropriate DEP Regional Office were sent a complete copy of this Request (including all appropriate documentation) simultaneously with the submittal of this Request to the Conservation Commission.

Failure by the applicant to send copies in a timely manner may result in dismissal of the Request for Determination of Applicability.

Name and address of the property owner:

Same as applicant

Name

Mailing Address

City/Town

State

Zip Code

Signatures:

I also understand that notification of this Request will be placed in a local newspaper at my expense in accordance with Section 10.05(3)(b)(1) of the Wetlands Protection Act regulations.

Signature of Applicant

2/10/17

Date

Signature of Representative (if any)

2/10/17

Date

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EXHIBIT A

PROJECT NARRATIVE

I. INTRODUCTION

CLE Engineering is proposing the removal of existing timber pier remnants, located at 2 Washburn St. New Bedford, MA. In addition to the 40'x20' pier, the remaining timber of a 42'x10' wooden pier, and a 14'x11' structure are also proposed to be removed.

II. PROJECT SITE

The project site is located along the western shoreline of the Acushnet River, North of Pope's Island Marina. The parcel is owned by Ralph Packer and identified as Map 86 – Lot 3. The project area is located within Zone AE as delineated on FIRM Community Map Number 25005C0393G, Effective Date July 16, 2014. The site also lies within the resource area Land Subject to Coastal Storm Flowage.

III. PROPOSED WORK

Work consists of removal of existing derelict timber piers. Work will be accomplished from a barge mounted crane. The crane will pull the piles where feasible and stockpile on barge. Locations where piles that can not be extracted and/or break will be identified in the field to allow for cutting at the mudline. Miscellaneous timber framing will also be pulled with the crane or an excavator and stockpiled on the work barge. A floating silt boom will be placed around the work area to contain floating debris. All demolition materials will be stored on the barge to be transported off site to be disposed of properly.

EXHIBIT B
FEMA MAP

NOTES TO USERS

This map is for use in administering the National Flood Insurance Program. It does not necessarily identify all areas subject to flooding, particularly from local drainage sources of small size. The **community map repository** should be consulted for possible updated or additional flood hazard information.

To obtain more detailed information in areas where **Base Flood Elevations (BFEs)** and/or **floodways** have been determined, users are encouraged to consult the Flood Profiles and Floodway Data and/or Summary of Stillwater Elevations tables contained within the Flood Insurance Study (FIS) Report that accompanies this FIRM. Users should be aware that BFEs shown on the FIRM represent rounded whole-foot elevations. These BFEs are intended for flood insurance rating purposes only and should not be used as the sole source of flood elevation information. Accordingly, flood elevation data presented in the FIS Report should be utilized in conjunction with the FIRM for purposes of construction and/or floodplain management.

Coastal Base Flood Elevations shown on this map apply only landward of 0' North American Vertical Datum of 1988 (NAVD 88). Users of this FIRM should be aware that coastal flood elevations are also provided in the Summary of Stillwater Elevations table in the Flood Insurance Study Report for this jurisdiction. Elevations shown in the Summary of Stillwater Elevations table should be used for construction and/or floodplain management purposes when they are higher than the elevations shown on this FIRM.

Boundaries of the **floodways** were computed at cross sections and interpolated between cross sections. The floodways were based on hydraulic considerations with regard to requirements of the National Flood Insurance Program. Floodway widths and other pertinent floodway data are provided in the Flood Insurance Study Report for this jurisdiction.

Certain areas not in Special Flood Hazard Areas may be protected by **flood control structures**. Refer to Section 2.4 "Flood Protection Measures" of the Flood Insurance Study Report for information on flood control structures for this jurisdiction.

Accredited Levee Notes to Users: Check with your local community to obtain more information, such as the estimated level of protection provided (which may exceed the 1-percent-annual-chance level) and Emergency Action Plan, on the levee system(s) shown as providing protection for areas on this panel. To mitigate flood risk in residual risk areas, property owners and residents are encouraged to consider flood insurance and floodproofing or other protective measures. For more information on flood insurance, interested parties should visit the FEMA Website at <http://www.fema.gov/business/nfip/index.shtm>.

The **projection** used in the preparation of this map was Massachusetts State Plane Mainland Zone (FIPS zone 2001). The **horizontal datum** was NAD 83, GRS 1980 spheroid. Differences in datum, spheroid, projection or UTM zones used in the production of FIRMs for adjacent jurisdictions may result in slight positional differences in map features across jurisdiction boundaries. These differences do not affect the accuracy of this FIRM.

Flood elevations on this map are referenced to the North American Vertical Datum of 1988. These flood elevations must be compared to structure and ground elevations referenced to the same **vertical datum**. For information regarding conversion between the National Geodetic Vertical Datum of 1929 and the North American Vertical Datum of 1988, visit the National Geodetic Survey website at <http://www.ngs.noaa.gov> or contact the National Geodetic Survey at the following address:

NGS Information Services
NOAA, NINGS12
National Geodetic Survey
SSMC-3, #9202
1315 East-West Highway
Silver Spring, Maryland 20910-3282
(301) 713-3242

To obtain current elevation, description, and/or location information for **bench marks** shown on this map, please contact the Information Services Branch of the National Geodetic Survey at (301) 713-3242, or visit its website at <http://www.ngs.noaa.gov>.

Base Map information shown on this FIRM was derived from digital orthophotography. Base map files were provided in digital form by Massachusetts Geographic Information System (MassGIS). Ortho imagery was produced at a scale of 1:5,000. Aerial photography is dated April 2005.

The **profile baselines** depicted on this map represent the hydraulic modeling baselines that match the flood profiles in the FIS report. As a result of improved topographic data, the **profile baseline**, in some cases, may deviate significantly from the channel centerline or appear outside the SFHA.

This map reflects more detailed and up-to-date **stream channel configurations** than those shown on the previous FIRM for this jurisdiction. The floodplains and floodways that were transferred from the previous FIRM may have been adjusted to conform to these new stream channel configurations. As a result, the Flood Profiles and Floodway Data tables for multiple streams in the Flood Insurance Study Report (which contains authoritative hydraulic data) may reflect stream channel distances that differ from what is shown on this map.

Corporate limits shown on this map are based on the best data available at the time of publication. Because changes due to annexations or de-annexations may have occurred after this map was published, map users should contact appropriate community officials to verify current corporate limit locations.

Please refer to the separately printed **Map Index** for an overview map of the county showing the layout of map panels; community map repository addresses; and a Listing of Communities table containing National Flood Insurance Program dates for each community as well as a listing of the panels on which each community is located.

For information on available products associated with this FIRM visit the **Map Service Center (MSC)** website at <http://msc.fema.gov>. Available products may include previously issued Letters of Map Change, a Flood Insurance Study Report, and/or digital versions of this map. Many of these products can be ordered or obtained directly from the MSC website.

If you have **questions about this map**, how to order products, or the National Flood Insurance Program in general, please call the **FEMA Map Information eXchange (FMIX)** at 1-877-FEMA-MAP (1-877-336-2627) or visit the FEMA website at <http://www.fema.gov/business/nfip>.

LEGEND

SPECIAL FLOOD HAZARD AREAS (SFHAs) SUBJECT TO INUNDATION BY THE 1% ANNUAL CHANCE FLOOD
The 1% annual chance flood (100-year flood), also known as the base flood, is the flood that has a 1% chance of being equaled or exceeded in any given year. The Special Flood Hazard Area is the area subject to flooding by the 1% annual chance flood. Areas of Special Flood Hazard include Zones A, AE, AH, AO, AR, A99, V, and VE. The Base Flood Elevation is the water-surface elevation of the 1% annual chance flood.

- ZONE A** No Base Flood Elevations determined.
- ZONE AE** Base Flood Elevations determined.
- ZONE AH** Flood depths of 1 to 3 feet (usually areas of ponding); Base Flood Elevations determined.
- ZONE AO** Flood depths of 1 to 3 feet (usually sheet flow on sloping terrain); average depths determined. For areas of alluvial fan flooding, velocities also determined.
- ZONE AR** Special Flood Hazard Areas formerly protected from the 1% annual chance flood by a flood control system that was subsequently destroyed. Zone AR indicates that the former flood control system is being restored to provide protection from the 1% annual chance or greater flood.
- ZONE A99** Area to be protected from 1% annual chance flood by a Federal flood protection system under construction; no Base Flood Elevations determined.
- ZONE V** Coastal flood zone with velocity hazard (wave action); no Base Flood Elevations determined.
- ZONE VE** Coastal flood zone with velocity hazard (wave action); Base Flood Elevations determined.

FLOODWAY AREAS IN ZONE AE

The floodway is the channel of a stream plus any adjacent floodplain areas that must be kept free of encroachment so that the 1% annual chance flood can be carried without substantial increases in flood heights.

OTHER FLOOD AREAS

ZONE X Areas of 0.2% annual chance flood; areas of 1% annual chance flood with average depths of less than 1 foot or with drainage areas less than 1 square mile; and areas protected by levees from 1% annual chance flood.

OTHER AREAS

ZONE X Areas determined to be outside the 0.2% annual chance floodplain.

ZONE D Areas in which flood hazards are undetermined, but possible.

COASTAL BARRIER RESOURCES SYSTEM (CBRS) AREAS

OTHERWISE PROTECTED AREAS (OPAs)

CBRS areas and OPAs are normally located within or adjacent to Special Flood Hazard Areas.

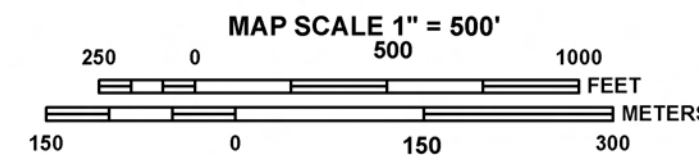
- 1% Annual Chance Floodplain Boundary
- 0.2% Annual Chance Floodplain Boundary
- Floodway boundary
- Zone D boundary
- CBRS and OPA boundary
- Boundary dividing Special Flood Hazard Area Zones and boundary dividing Special Flood Hazard Areas of different Base Flood Elevations, flood depths, or flood velocities.
- Base Flood Elevation line and value; elevation in feet*
- Base Flood Elevation value where uniform within zone; elevation in feet*

*Referenced to the North American Vertical Datum of 1988

- Cross section line
- Transect line
- 45° 02' 08", 93° 02' 12"
- Geographic coordinates referenced to the North American Datum of 1983 (NAD 83) Western Hemisphere
- 4989000 M
- 1000-meter ticks: Massachusetts State Plane Mainland Zone (FIPS Zone 2001), Transverse Mercator projection
- 1000-meter Universal Transverse Mercator grid values, zone 19
- DX5510
- Bench mark (see explanation in Notes to Users section of this FIRM panel)
- M1.5
- River Mile
- MAP REPOSITORIES
- Refer to Map Repositories list on Map Index
- EFFECTIVE DATE OF COUNTYWIDE FLOOD INSURANCE RATE MAP
- July 7, 2009
- EFFECTIVE DATE(S) OF REVISION(S) TO THIS PANEL
- July 16, 2014 - to reflect the accreditation of formerly provisionally-accredited levees.

For community map revision history prior to countywide mapping, refer to the Community Map History table located in the Flood Insurance Study report for this jurisdiction.

To determine if flood insurance is available in this community, contact your insurance agent or call the National Flood Insurance Program at 1-800-438-6620.



NATIONAL FLOOD INSURANCE PROGRAM

PANEL 0393G

FIRM

FLOOD INSURANCE RATE MAP
BRISTOL COUNTY,
MASSACHUSETTS
(ALL JURISDICTIONS)

PANEL 393 OF 550
(SEE MAP INDEX FOR FIRM PANEL LAYOUT)

CONTAINS:

COMMUNITY	NUMBER	PANEL	SUFFIX
FAIRHAVEN, TOWN OF	250054	0393	G
NEW BEDFORD, CITY OF	255216	0393	G

Notice to User: The **Map Number** shown below should be used when placing map orders; the **Community Number** shown above should be used on insurance applications for the subject community.



Federal Emergency Management Agency

MAP NUMBER

25005C0393G

MAP REVISED

JULY 16, 2014

EXHIBIT C
ABUTTERS LIST

Notification to Abutters Under the Massachusetts Wetlands Protection Act

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

- A. The name of the applicant is
North Wharf Trust
- B. The Applicant has filed a Notice of Intent with the Conservation Commission For the municipality of New Bedford, MA seeking permission to remove, fill dredge or alter an Area Subject to Protection Under the Wetlands Protection Act (General Laws Chapter 131, Section 40). The Notice of Intent may also only pertain to work within 100' of an Area Subject to Protection Under the Act. Please see D & E below to find out more about the application.
- C. The location of the lot where the activity is proposed is Assessor's Map 86
Lot(s) 3 ; street address (if applicable) 2 Washburn St.
- D. Copies of the Notice of Intent may be examined at the New Bedford Conservation Commission Office – Room 304 of City Hall, 133 William St., New Bedford between the hours of 8:30 AM and 4:00 PM Monday through Friday. For more information, call 508-991-6188.
- E. Copies of the Notice of Intent may be obtained from either (check one) the applicant _____ or the applicant's representative X by calling this number 508.748.0937 between the hours of 9 AM and 4 PM on the following days of the week Mon.-Fri..
- F. 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 shall be published at least (5) days in advance in The Standard Times.

Note: Notice of the public Hearing, including the date, time and location shall be posted in City Hall not less than forty-eight (48) hours in advance.

Note: you may also contact your local Conservation Commission or the MADEP Southeast Regional Office @ 508-946-2700 for more information about this Notice or the Wetlands Protection Act.



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 #	86
LOT(S)#	3
ADDRESS: 2 Washburn St, New Bedford, MA 02740	
OWNER INFORMATION	
NAME: Ralph Packer	
MAILING ADDRESS: RFD 275, Vineyard Haven, MA 02568	
APPLICANT/CONTACT PERSON INFORMATION	
NAME (IF DIFFERENT): Courtney Rocha	
MAILING ADDRESS (IF DIFFERENT): 15 Creek Rd. Marion, MA 02738	
TELEPHONE #	508-748-0937
EMAIL ADDRESS:	crocha@cleengineering.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):

PLANNING
FEB 10 2017
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

Signature

Date

CITY OF NEW BEDFORD
ASSESSING DEPARTMENT

2017 FEB 10 10:30

RECEIVED

February 10, 2017

Dear Applicant,

Please find below the List of Abutters within 100 feet of the property known as 2 Washburn Street (86-3). 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.

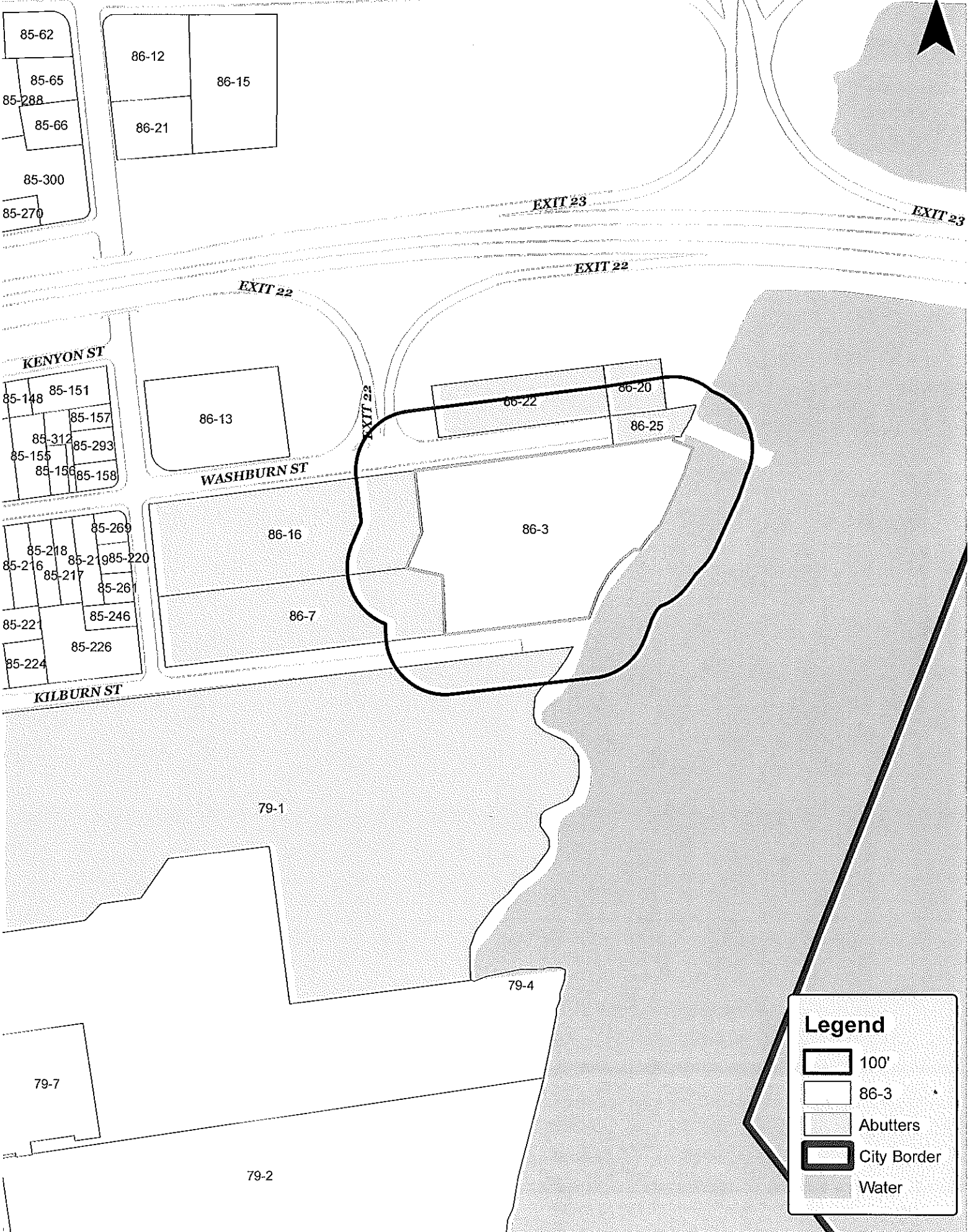
Please note that multiple listed properties with identical owner name and mailing address shall be considered duplicates, and shall require only 1 mailing. Additionally, City of New Bedford-Owned properties shall not require mailed notice.

Parcel	Location	Owner and Mailing Address
86-7	17 KILBURN ST	NORTH WHARF TRUST, C/O DOROTHY P PACKER RFD 275 223 West Spring Street VINEYARD HAVEN, MA 02568
86-22 ns	WASHBURN ST	ROBINSON RUSSELL B, 264 IRVING AVE PROVIDENCE, RI 02906
86-25 es	WASHBURN ST	CITY OF NEW BEDFORD, 133 WILLIAM STREET NEW BEDFORD, MA 02740
79-1	92 KILBURN ST	B S REALTY LIMITED PARTNERSHIP, 92 KILBURN STREET NEW BEDFORD, MA 02740
86-3	2 WASHBURN ST	NORTH WHARF TRUST, C/O DOROTHY P PACKER RFD 275 223 Spring Street VINEYARD HAVEN, MA 02568
86-16	8 WASHBURN ST	8 WASHBURN STREET LLC, 72 N WATER STREET 3RD FLOOR NEW BEDFORD, MA 02740
86-20 ns	WASHBURN ST	PACKER RALPH M JR "TRS", C/O DOROTHY P PACKER RFD 275 223 Spring Street VINEYARD HAVEN, MA 02568

93-117 93-118 93-164 93-166 93-227 93-169 93-276 93-267

COGGESHALL ST

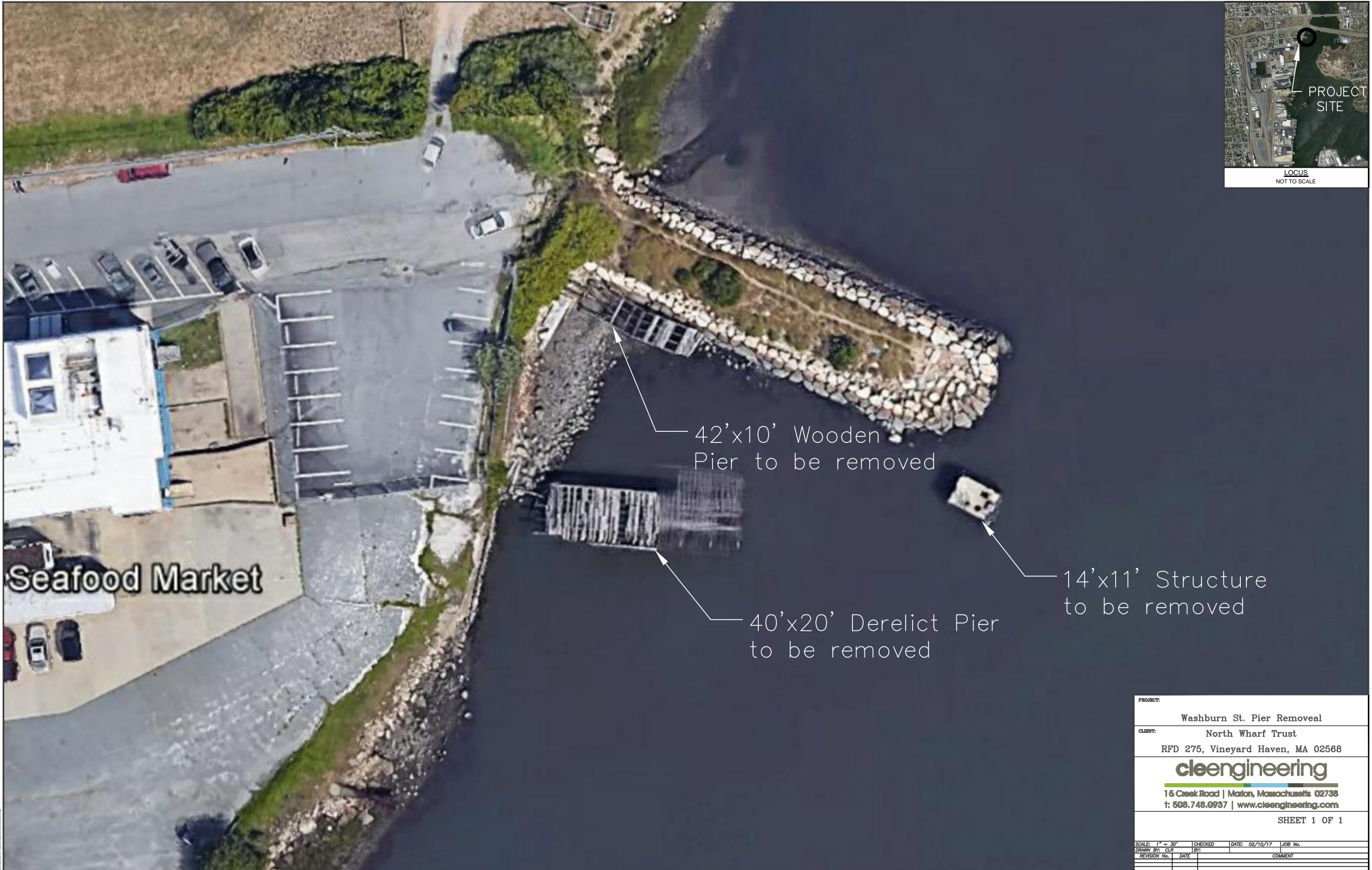
N



Legend

- 100'
- 86-3
- Abutters
- City Border
- Water

EXHIBIT D
SITE PLAN



Seafood Market

42'x10' Wooden Pier to be removed

40'x20' Derelict Pier to be removed

14'x11' Structure to be removed

PROJECT:			
Washburn St. Pier Removeal			
CLIENT:			
North Wharf Trust			
RFD 275, Vineyard Haven, MA 02568			
cleengineering			
15 Creek Road Marion, Massachusetts 02738			
t: 508.748.0937 www.cleengineering.com			
SHEET 1 OF 1			
SCALE: 1" = 30'	CHECKED	DATE: 02/10/17	JOB No.
DRAWN BY: CLR	BY:		
REVISION No.	DATE	COMMENT	

EXHIBIT E
DEED

MASSACHUSETTS
DEED

DEED

LOUIS A. JACSON, TRUSTEE OF COASTAL FISHERIES, INC., pursuant to 33 U.S.C. Section 365(b), in accordance with the Trustee's Notice of Intended Joint Public Auction Sale of Real and Personal Property dated and filed March 15, 1978 with the United States Bankruptcy Court for the District of Massachusetts in Chapter 7 Proceedings of Coastal Fisheries, Inc., Debtor, Case No. 84-1081-N, FOR CONSIDERATION PAID of Six Hundred Twenty-Five Thousand (\$625,000.00) Dollars, receipt of which consideration is hereby acknowledged, hereby grants, free and clear of any and all liens or other encumbrances, to RALPH M. PACHEL, JR. and GORDON FROST, as Trustees of NORTH BEAR TRUST under Declaration of Trust dated May 2, 1945, recorded herewith in Bristol County, South District Registry of Deeds of P. O. Box 127, North Duxbury, Duxbury County, Massachusetts, two certain contiguous parcels of land in New Bedford, Bristol County, Commonwealth of Massachusetts, together with the buildings now known as and numbered 17 Elkins Street and 2 Southern Street, respectively, more particularly bounded and described as follows:

Fish Barge (17 Elkins Street):

Beginning at the southwest corner of the property to be conveyed at the southeast corner of Belleville Avenue and Elkins Street;

thence NORTH 60° 06' 52" WEST by said Belleville Avenue, one hundred twenty-one and 86/100 (121.86) feet to land now or formerly of New Bedford Fish Products Corp.;

thence NORTH 87° 17' 48" EAST by last-named land, four hundred twenty and 85/100 (420.85) feet;

thence SOUTH 72° 04' 24" EAST by last-named land, fifty-seven and 11/100 (57.11) feet;

thence SOUTH 7° 19' 23" EAST by last-named land, ninety-seven and 48/100 (97.48) feet to the southerly line of Elkins Street;

thence SOUTH 80° 18' 38" WEST by said Elkins Street, four hundred sixty-eight and 21/100 (468.21) feet to the point of beginning.

CONTAINING 56,751 square feet, more or less.

BEING shown as Parcels 1 and 2 on Subdivision of land in New Bedford, Mass. for New Bedford Fish Products Corp. dated July 2, 1974, Tishette Engineering Corp., filed in Bristol County (S.D.) Registry of Deeds, File Book 54, Page 5.

Being the same premises conveyed to Coastal Fisheries, Inc. by deed of New Bedford Fish Products Corp. dated June 14, 1976 and recorded with said Registry at Book 1744, Page 1698.

Second Parcel (2 Washburn Street):

beginning at a point on the southerly line of Washburn Street, four hundred sixty-nine and 87/100 (469.87) feet from the easterly line of Belleville Avenue at the northwesterly corner of a 3.39 acre lot shown on a Subdivision Plan of Land for New Bedford Fish Products Corp. dated April 29, 1974, filed in Bristol County (S.C.) Registry of Deeds, Plan Book 93, Page 14;

thence easterly in the southerly line of Washburn Street to and into the Acushnet River as far as private rights extend;

thence commencing at the point of beginning SOUTH 78° 53' 35" EAST by said 1.59 acre lot, one hundred five and 38/100 (105.38) feet;

thence along 34° 46' 23" WEST by said lot, sixty-two and 85/100 (62.85) feet to the northerly line of Parcel 2 as shown on Subdivision Plan of Land for New Bedford Fish Products Corp. dated July 2, 1974, filed in said Registry, Plan Book 94, Page 5;

thence SOUTH 72° 04' 24" EAST by said Parcel 2, fifty-seven and 11/100 (57.11) feet;

thence SOUTH 03° 39' 23" EAST by said Parcel 2, ninety-seven and 48/100 (97.48) feet to a point in the northerly line of Kilbuck Street;

thence EASTWARD in the northerly line of Kilbuck Street to and into the Acushnet River as far as private rights extend.

Bounded easterly by said Acushnet River.

Being the same premises conveyed to Coastal Fisheries, Inc. by deed of New Bedford Fish Products Corp. dated September 14, 1938 and recorded with said Registry at Book 3732, Page 348.

This conveyance of Parcels One and Two is made subject to and with the benefit of the following matters:

- 10
0
1
7
7
0
0
2
2
0
- (a) Provisions of License No. 2787 by the Commonwealth of Massachusetts, Department of Public Works, dated September 28, 1945, recorded with Bristol South District Deeds, Book 937, Page 331 (see Plan Book 36, Page 23).
 - (b) Provisions of License No. 2800 by the Commonwealth of Massachusetts, Department of Public Works, dated October 28, 1945, recorded with Bristol South District Deeds, Book 937, Page 332 (see Plan Book 36, Page 34).
 - (c) Provisions of a Party Wall Agreement dated May 24, 1934, recorded with Bristol South District Deeds, Book 368, Page 874, as affected by a Party Wall Agreement dated June 7, 1952 recorded with Bristol County South District 98 Deeds, Book 1843, Page 374.
 - (d) Provisions of a Variance granted by the New Bedford Housing Board of

Appeals on May 26, 1935, as evidenced by a Notice of Hearing Variance recorded with printed South District Deeds, Book 2865, Page 435.

IN WITNESS WHEREOF, the said Lewis A. Season, Trustee of Coastal Fisheries, Inc., has hereunto set his hand and seal, this 24th day of May, 1935.

By: 
LEWIS A. SEASON, TRUSTEE OF
COASTAL FISHERIES, INC.

COMMONWEALTH OF MASSACHUSETTS

Suffolk, ss.

May 24, 1935.

Then personally appeared the above-named Lewis A. Season, Trustee of Coastal Fisheries, Inc. as aforesaid, and acknowledged the foregoing instrument to be his free act and deed, before me:


JOHN P. QUINN
My Commission Expires: 4/1/36

RECORDED
8 3 3 2 4 3



RECORDED
8 3 3 2 4 2



Received & Recorded May 28, 1935 at Boston, Mass.


Attest:  Register

EXHIBIT F
FILING FEE



**CITY OF NEW BEDFORD
MASSACHUSETTS**

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

PROJECT LOCATION:

2 Washburn St **MAP** 86 **LOT(S)** 3

APPLICANT: North Wharf Trust

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)	\$ <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 _____ 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): \$ 150

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.

CLE ENGINEERING INC
15 CREEK RD
MARION, MA 02738
PH 508-748-0937

788

Feb 23, 2017
Date

53-7023/2113
635

Pay to the order of City of New Bedford \$150.00
One hundred fifty and 00/100 — Dollars

Photo
Safe
Deposit
Details on back

 **WebsterBank**
WebsterOnline.com

FOR RDA Ralph Parker

Suzanne C Moore

⑆211370231⑆10 9320289766⑈ 0788