

*F. W. Westgate & Associates  
Surveyors – Engineers – Land Planners  
189 R Main St. Wareham, MA 02571  
(508) 295-8200  
[fwestgate@aol.com](mailto:fwestgate@aol.com)*

*August 30, 2021*

*Fairhaven Conservation Commission  
40 Center Street  
Fairhaven, MA 02719*

**RE: 4 FOX RUN LANE – NOTICE OF INTENT**


*Attached please find a completed Notice of Intent for the construction of a proposed garage addition at 4 Fox Run Lane .... along with copies of the Site Plan and the 100 ft. abutters list. I have also included a filing fee check in the amount of \$67.50 as well as a copy of the \$47.50 check to the Commonwealth as well as mailing confirmations. A Variance Request is also included. I want to thank your Agent, Whitney McClees for walking the site with me and offering valuable suggestions on how to proceed with this environmentally sensitive project.*

*The Applicant states that she was unaware, at the time of acquiring the property, of any restrictions that would prohibit the addition of a garage. She has agreed to allow me to make any proposals that will aid in moving this project forward. The major one calls for demolishing the existing 20 ft. wide paved drive way and replacing it with 4" of crushed stone 16 feet in width in order to reduce the impervious impact. An inground roof drain is also proposed.*

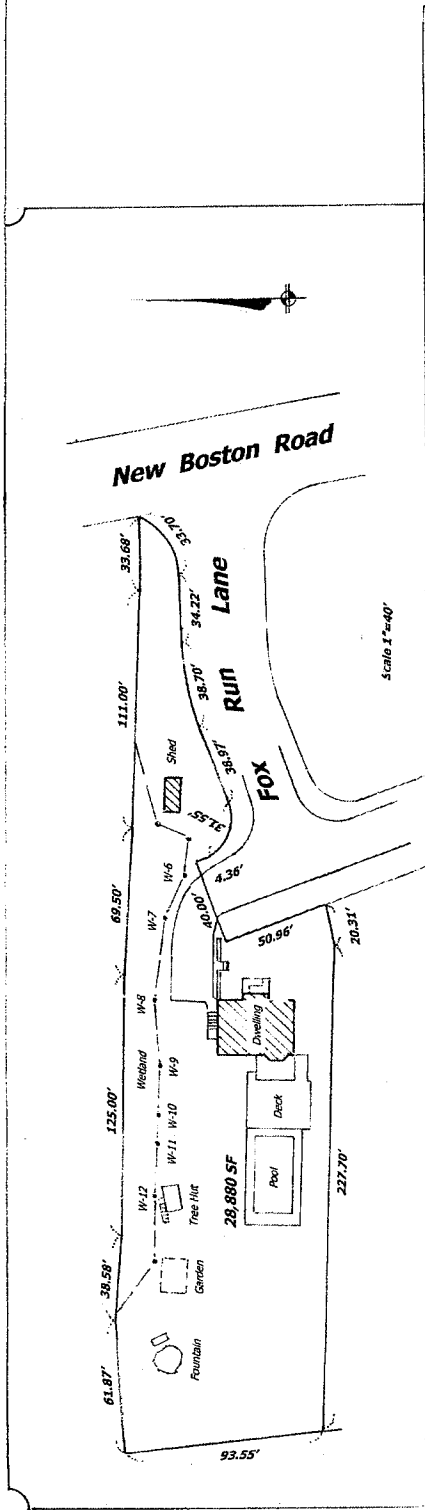
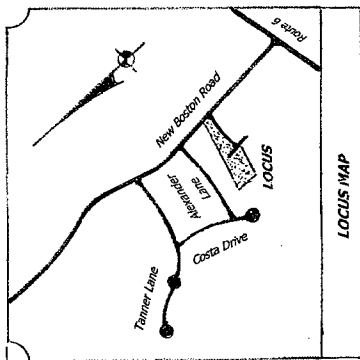
*The BVW was flagged by this office without the need of an Environmental Scientist since the vegetated boundary is self evident.*

*The name of the co-owner, not listed on the application, is Piotr Dyznski of the same address as the Applicant.*

*I am looking forward to the hearing scheduled for September 20 and will be representing the Applicant. I do not anticipate any attorneys being involved.*

*Respectfully submitted,*  
  
*Francis (Frank) Westgate, RLP*

*Copy: Justyna Kaisig*



**GENERAL NOTES**

ZONING DISTRICT IS "RESIDENCE A"

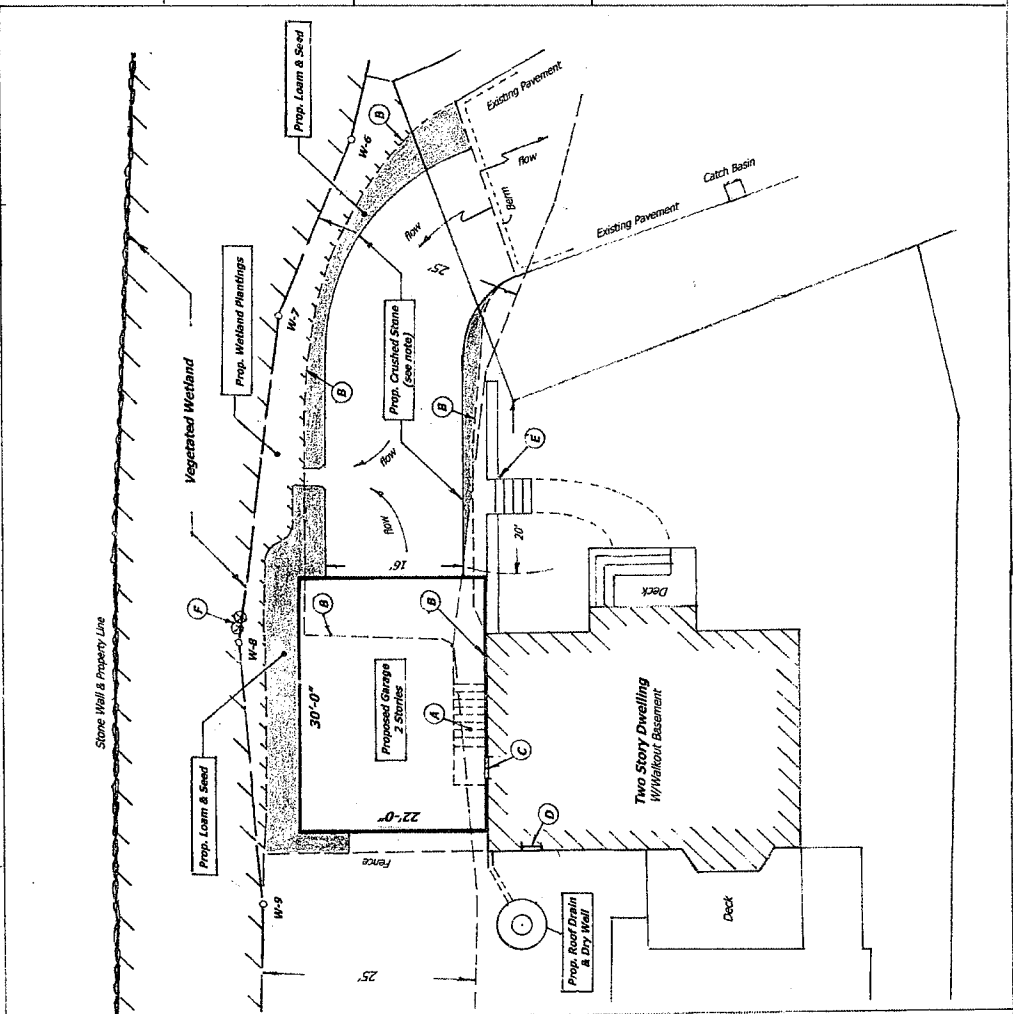
MINIMUM SETBACK REQUIREMENTS: FRONT 20' REAR 30' SIDE 10'

PROPERTY IS LOCATED IN THE MASHKETUCKET RIVER BASIN DISTRICT.

PROPERTY IS ALSO LOCATED IN ZONE C AREA OF MINIMAL FLOODING.

TOTAL LOT AREA IS 28,880 SF

TOTAL WETLAND AREA IS ABOUT 2,400 SF±



**LEGEND**

(A) Existing Stairs (to be razed)

(B) Existing Paved Drive (see note)

(C) Existing 1st Floor Door

(D) Existing Walkout Basement Door

(E) Existing Walkout Basement Door

(F) Existing 1st Floor Wall & Stairs

(G) Existing Basement Crushed Stone (to be excavated & removed from site)

**NOTES**

1. Existing paved drive to be demolished and replaced with crushed stone and sloped to grade 3" below garage floor allowing flow to wetlands.

2. Existing door on 1st floor of dwelling to open into 2nd floor of garage.

3. Existing walkout door in basement to be utilized for (optional) entrance to first floor of garage. Location to be determined by Architect.

4. All refuse and foreign objects to be removed from area within 25 ft. of wetland designated as a no-touch buffer zone.

5. Floor elevation of garage to match existing basement floor of dwelling.

6. Second floor elevation of garage to match dwelling first floor elevation.

**GRADING**

Existing storm drainage pattern shows current runoff from driveway surface, extending to the lowest point located at the northwesterly corner of the existing pavement - thence directly into the wetland. Proposed crushed stone surface provides for less contamination from grease, oil, pesticides or other foreign substances.

**EROSION CONTROL**

Type of siltation barrier to be determined by Conservation Commission and, prior to any construction, shall be placed along edge of existing wetland extending east and west to points at least 25 feet from any proposed construction or disturbance. Additional barriers may be required as the project progresses and placed along the edge of proposed wetland. Type or species (or trees) will be determined by Conservation Commission and enumerated in their Order of Conditions.

**SITE PLAN**  
to accompany  
**NOTICE OF INTENT**  
for  
**Proposed Garage Addition**  
**4 Fox Run Lane**  
**Fairhaven, Massachusetts**  
Assessor Reference: 30-0452

Owner/Applicant:  
**Justyna Kalsig Et Al**  
from the office of  
August 25, 2021  
**F. W. Westgate & Associates**  
Surveyors - Engineers - Land Planners  
189R Main Street Wareham, MA 02571  
(508) 295-8200

Scale 1" = 10'

0 5 10 20



TOWN OF FAIRHAVEN, MASSACHUSETTS

## CONSERVATION COMMISSION

Town Hall • 40 Center Street • Fairhaven, MA 02719

### Buffer Zone Regulations Variance Request

Pursuant to Section 8.0 of the Buffer Zone Regulations under the Fairhaven Wetlands Bylaw, Chapter 192, the Commission may grant a variance from the regulations upon a showing by the applicant that any proposed activity will not have any adverse effect upon any of the interests protected in Chapter 192 of the Code of the Town of Fairhaven (Wetlands).

Location of Proposed Project: 4 FOX RUN LANE Map 30 Parcel 452

Owner/Applicant Name: JUSTYNA KAISIG ET AL

Mailing Address: 4 FOX RUN LANE FAIRHAVEN MA 02719

Phone Number: (508) 717-2765 Email: kaisig@comcast.net

Contractor/Representative: FRANK WESTGATE Phone Number: (508) 295-8200

Type of Application Submitted: ☒ NOI ☐ RDA

#### Project Description:

***PROPOSED GARAGE SITUATED WITHIN 25 FT. BUFFER ZONE***

**Explanation of why variance is needed:** Please describe in detail how the project can be completed without significant adverse impacts on the functions, characteristics, and values of the resource areas. Such detail must include, but is not limited to, an alternatives analysis. Attach additional sheets as necessary.

*Original proposal called for a 26' x 30' attached garage. The current plan reduces the width to 22' which is the minimum required for a 2 car garage - resulting in 4' more of a wetland separation. The major mitigating factor is our proposal calling for elimination of the existing paved impervious driveway and replacing same with a narrower drive (16' wide) consisting of a 4" layer of crushed stone placed over the existing packed gravel base. This results in a much less impervious surface and reduces the wetland impact to a degree less than currently exists - also reducing contamination from grease, oil, pesticides or other foreign substances. This proposal also increases the size of the resource area with new wetland plantings.*

4 FOX RUN LANE  
MAP 30, LOT 45Z  
100 FT ABUTTERS

MAP/LOT	SITE ADDRESS	OWNER ON RECORD	MAILING ADDRESS		
30B-146	2 NEW BOSTON RD	TOWN OF FAIRHAVEN, TOWN POSSESSIONS	40 CENTER ST.	FAIRHAVEN	MA 02719
34A-005A	35 NEW BOSTON RD	SIWIK CHESTER J & CAROL A	35 NEW BOSTON RD	FAIRHAVEN	MA 02719
34A-005A	25 NEW BOSTON RD	PESTANA KEVIN A & SANDRA T	25 NEW BOSTON RD	FAIRHAVEN	MA 02719
30-045	28 NEW BOSTON RD	DANDENEAU JAMES J & LYNNE M	28 NEW BOSTON RD	FAIRHAVEN	MA 02719
30-045B	2 FOX RUN LANE	SANTOS PAUL H	2 FOX RUN LANE	FAIRHAVEN	MA 02719
30-045V	9 ALEXANDER LANE	CARVALHO ROBERT L & SIMONE A M	9 ALEXANDER LANE	FAIRHAVEN	MA 02719
30-045W	5 ALEXANDER LANE	MATTEOS AARON & EYDIE	5 ALEXANDER LANE	FAIRHAVEN	MA 02719
30-045X	3 ALEXANDER LANE	COUTINHO JEFFREY & CHANDA	3 ALEXANDER LANE	FAIRHAVEN	MA 02719
30-045Y	1 ALEXANDER LANE	PACHECO JOHN E & MARIA N	1 ALEXANDER LANE	FAIRHAVEN	MA 02719





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

Provided by MassDEP:

# WPA Form 3 – Notice of Intent

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

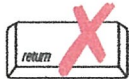
MassDEP File Number

Document Transaction Number

City/Town

**Important:**

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

**4 FOX RUN LANE**

a. Street Address

**FAIRHAVEN**

b. City/Town

**MA**

**02719**

c. Zip Code

Latitude and Longitude:

**30**

**41.650999**

d. Latitude

**-70.862347**

e. Longitude

f. Assessors Map/Plat Number

**452**

g. Parcel /Lot Number

2. Applicant:

**JUSTYNA**

a. First Name

**KAISIG**

b. Last Name

c. Organization

**4 FOX RUN LANE**

d. Street Address

**FAIRHAVEN**

**MA**

f. State

**02719**

g. Zip Code

e. City/Town

**(508) 717-2765**

h. Phone Number

i. Fax Number

j. Email Address

**kaisig@comcast.net**

3. Property owner (required if different from applicant): ☐ Check if more than one owner

**(SAME AS ABOVE)**

a. First Name

b. Last Name

c. Organization

d. Street Address

e. City/Town

f. State

g. Zip Code

h. Phone Number

i. Fax Number

j. Email address

4. Representative (if any):

**FRANK**

a. First Name

**WESTGATE**

b. Last Name

**F. W. WESTGATE & ASSOCIATES**

c. Company

**189R MAIN STREET**

d. Street Address

**WAREHAM**

**MA**

f. State

**02571**

g. Zip Code

e. City/Town

**(508) 295-8200**

h. Phone Number

i. Fax Number

j. Email address

**fwestgate@aol.com**

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

**\$110**

a. Total Fee Paid

**\$42.50**

b. State Fee Paid

**\$67.50**

c. City/Town Fee Paid



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**A. General Information (continued)**

6. General Project Description:

**PROPOSED GARAGE ADDITION WITHIN 25 FT. OF BUFFER ZONE**

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

- |   |   |
|---|---|
| 1. <input checked="" type="checkbox"/> Single Family Home             | 2. <input type="checkbox"/> Residential Subdivision       |
| 3. <input 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 CMR10.24(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**

a. County

**13490**

b. Certificate # (if registered land)

**245**

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.



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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	1. square feet _____ <b>450</b>	2. square feet _____
c. <input type="checkbox"/> Land Under Waterbodies and Waterways	1. square feet _____	2. square feet _____
	3. cubic yards dredged _____	

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
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) - 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. \_\_\_\_\_

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](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

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 <https://www.mass.gov/mas-endangered-species-act-mesa-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 <https://www.mass.gov/how-to/how-to-file-for-a-mesa-project-review>).

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, <https://www.mass.gov/service-details/exemptions-from-review-for-projectsactivities-in-priority-habitat>; 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:

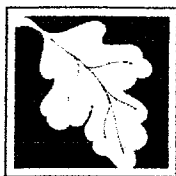
Division of Marine Fisheries -  
Southeast Marine Fisheries Station  
Attn: Environmental Reviewer  
836 South Rodney French Blvd.  
New Bedford, MA 02744  
Email: [dmf.envreview-south@mass.gov](mailto:dmf.envreview-south@mass.gov)

Division of Marine Fisheries -  
North Shore Office  
Attn: Environmental Reviewer  
30 Emerson Avenue  
Gloucester, MA 01930  
Email: [dmf.envreview-north@mass.gov](mailto:dmf.envreview-north@mass.gov)

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.

- c. ☐ Is this an aquaculture project? d. ☐ Yes ☒ No

If yes, include a copy of the Division of Marine Fisheries Certification Letter (M.G.L. c. 130, § 57).



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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.



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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.

**SITE PLAN TO ACCOMPANY NOTICE OF INTENT PROPOSED GARAGE ADDITION**

a. Plan Title

**F. W. WESTGATE & ASSOCIATES**

**FRANK J. GALLAGHER**

b. Prepared By

**8/25/2021**

c. Signed and Stamped by

**1" = 10'**

d. Final Revision Date

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.

**FOR 3 & 5 SEE COVER LETTER DATED 8/30/2021**

**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:

**1518**

**8/30/2021**

2. Municipal Check Number

**1519**

3. Check date

**8/30/2021**

4. State Check Number

**FRANCIS**

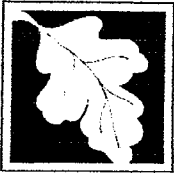
5. Check date

**WESTGATE**

6. Payor name on check: First Name

7. Payor name on check: Last Name





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

Provided by MassDEP:

**WPA Form 3 – Notice of Intent**

MassDEP File Number \_\_\_\_\_

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

Document Transaction Number \_\_\_\_\_

City/Town \_\_\_\_\_

**F. Signatures and Submittal Requirements**

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

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

*[Signature]*

1. Signature of Applicant

*2/24/21*

2. Date

3. Signature of Property Owner, (if different)

*6/30/21*

4. Date

*[Signature]*

5. Signature of Representative (if any)

*9/30/2021*

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.

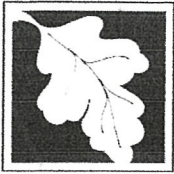
**For MassDEP:**

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:

a. Street Address 4 FOX RUN LANE b. City/Town FAIRHAVEN  
c. Check number #1518 d. Fee amount \$67.50'

### 2. Applicant Mailing Address:

a. First Name JUSTYNA b. Last Name KAISIG  
c. Organization 4 FOX RUN LANE  
d. Mailing Address FAIRHAVEN  
e. City/Town MA f. State 02719 g. Zip Code  
(508) 717-2765 h. Phone Number kaisig@comcast.net i. Fax Number j. Email Address

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

a. First Name \_\_\_\_\_ b. Last Name \_\_\_\_\_  
c. Organization \_\_\_\_\_  
d. Mailing Address \_\_\_\_\_  
e. City/Town \_\_\_\_\_ f. State \_\_\_\_\_ g. Zip Code \_\_\_\_\_  
h. Phone Number \_\_\_\_\_ i. Fax Number \_\_\_\_\_ j. Email Address \_\_\_\_\_

## 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.

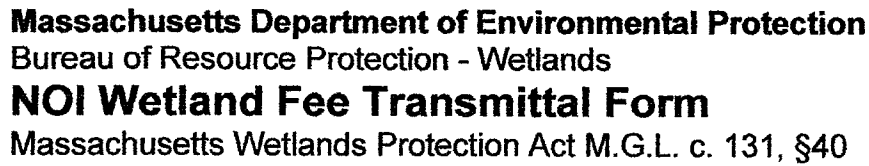
**Step 4/Subtotal Activity Fee:** Multiply the number of activities (identified in Step 2) times the fee per category (identified in Step 3) to reach a subtotal fee amount. Note: If any of these activities are in a Riverfront Area in addition to another Resource Area or the Buffer Zone, the fee per activity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

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
<b><i>SINGLE FAMILY DWELLING</i></b>			<b><i>\$110.00</i></b>
<b>Step 5/Total Project Fee:</b>			<b><i>\$110.00</i></b>

Total Project Fee:	<b><u>\$110.00</u></b>
	a. Total Fee from Step 5
My share of filing Fee:	<b><u>\$47.50</u></b>
	b. 1/2 Total Fee less \$12.50
My share of filing Fee:	<b><u>\$67.50</u></b>
	c. 1/2 Total Fee plus \$12.50

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.

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.

Page 2 of 2

Frank W. Westgate  
189R Main Street  
Wareham, MA 02571

Dept. of Environmental Protection  
Box 4062  
Boston, MA 02211



**Notification to Abutters Under the  
Massachusetts Wetlands Protection Act  
and the Fairhaven Wetlands Bylaw**

*(this form must be completed and copies sent by certified mail  
to all abutters within 100 feet of the site of the project)*

In accordance with the Massachusetts General Laws Chapter 131, Section 40 (the Wetlands Protection Act) and the Fairhaven Wetlands Bylaw (Chapter 192), you are hereby notified of the following:

1. The applicant's name is JUSTYNA KAISIG
2. The applicant has filed the following type of permit application with the Fairhaven Conservation Commission:  
☐ Request for Determination of Applicability  
☒ Notice of Intent  
☐ Request to Amend an existing Order of Conditions  
☐ Notice of Resource Area Delineation
3. The address or location of the site where the activity, project, or delineation is proposed is:  
4 FOX RUN LANE, Fairhaven, MA.
4. The proposed work includes 2 CAR GARAGE ADDITION  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
5. Copies of the above application may be examined at the Conservation Office, located in Town Hall, 40 Center Street, Fairhaven, MA 02719, between 9:00 AM and 4:00 PM, Monday through Friday. Copies may be obtained at the office if notified in advance or from the applicant.
6. Applications will also be uploaded to [www.fairhaven-ma.gov/conservation-commission/pages/current-filings](http://www.fairhaven-ma.gov/conservation-commission/pages/current-filings). If you are unable to access or view the application electronically, please contact the Conservation Office at 508-979-4023, ext. 128.
7. Notice of the public hearing including its date, time, and place will be published at least five business days in advance in the Fairhaven Neighborhood News, and will be posted on the Fairhaven Town Website and at the Fairhaven Town Hall not less than 48 hours in advance.

**PLEASE NOTE:**

Since you are receiving this notice, you may have wetland resource areas or wetland buffers on your property. Therefore, construction, cutting, clearing, or grading may require a permit. For clarification or for more information, call the Conservation Agent at 508-979-4082 or visit our website.

*Frank W. Westgate  
189R Main Street  
Wareham, MA 02571*



**MASS DEP SOUTHEAST REGIONAL OFFICE  
20 RIVERSIDE DRIVE SUITE 01  
LAKEVILLE, MA 02347**