



Massachusetts Department of Environmental Protection
 Bureau of Resource Protection - Wetlands
WPA Form 4A – Abbreviated Notice of
Resource Area Delineation
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP:

MassDEP File Number

Document Transaction Number

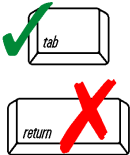
Fairhaven
 City/Town

A. General Information

1. Project Location (**Note:** electronic filers will click on button for GIS locator):

Bridge Street	Fairhaven	02719
a. Street Address	b. City/Town	c. Zip Code
Latitude and Longitude:	41°38'52.9"N	70°52'57.8"W
	d. Latitude	e. Longitude
36	15J	
f. Assessors Map/Plat Number	g. Parcel /Lot Number	

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



2. Applicant:

Paul	Downey
a. First Name	b. Last Name
Fairhaven Properties, LLC.	
c. Organization	
700 Pleasant Street	
d. Mailing Address	
New Bedford	MA
e. City/Town	f. State
508-990-3442	02740
h. Phone Number	g. Zip Code
	downeypaul@comcast.net
i. Fax Number	j. Email Address

3. Property owner (if different from applicant):

☐ Check if more than one owner (attach additional sheet with names and contact information)

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

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

4. Representative (if any):

Alison	Cesar
a. Contact Person First Name	b. Contact Person Last Name
SITEC, Inc. / Civil & Environmental Consultants, Inc.	
c. Organization	
31 Bellows Road	
d. Mailing Address	
Raynham	MA
e. City/Town	f. State
774-501-2176	02767
h. Phone Number	g. Zip Code
774-501-2669	ACesar@CECinc.com
i. Fax Number	j. Email Address

Fees will be calculated for online users.

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

\$2,000.00+\$200.00=\$2,200.00	\$975.00	\$1,025.00+\$200.00=\$1,225.00
a. Total Fee Paid	b. State Fee Paid	c. City/Town Fee Paid



Massachusetts Department of Environmental Protection
 Bureau of Resource Protection - Wetlands
WPA Form 4A – Abbreviated Notice of
Resource Area Delineation
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP:

MassDEP File Number

Document Transaction Number

Fairhaven
 City/Town

B. Area(s) Delineated

1. Bordering Vegetated Wetland (BVW) 2,205
 Linear Feet of Boundary Delineated
2. Check all methods used to delineate the Bordering Vegetated Wetland (BVW) boundary:
 - a. ☒ MassDEP BVW Field Data Form (attached)
 - b. ☐ Other Methods for Determining the BVW boundary (attach documentation):
 1. ☐ 50% or more wetland indicator plants
 2. ☐ Saturated/inundated conditions exist
 3. ☐ Groundwater indicators
 4. ☐ Direct observation
 5. ☐ Hydric soil indicators
 6. ☐ Credible evidence of conditions prior to disturbance
3. Indicate any other resource area boundaries that are delineated:

<u>Top of Bank: Intermittent Stream</u>	<u>913</u>
a. Resource Area	b. Linear Feet Delineated
<u> </u>	<u> </u>
c. Resource Area	d. Linear Feet Delineated

C. Additional Information

Applicants must include the following plans with this Abbreviated Notice of Resource Area Delineation. 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. ☒ ANRAD (Delineation Plans only)
2. ☒ 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.)
3. ☒ Plans identifying the boundaries of the Bordering Vegetated Wetlands (BVW) (and/or other resource areas, if applicable).
4. ☒ List the titles and final revision dates for all plans and other materials submitted with this Abbreviated Notice of Resource Area Delineation.

D. Fees



Massachusetts Department of Environmental Protection
 Bureau of Resource Protection - Wetlands
**WPA Form 4A – Abbreviated Notice of
 Resource Area Delineation**
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP:

 MassDEP File Number

 Document Transaction Number

 Fairhaven
 City/Town

The fees for work proposed under each Abbreviated Notice of Resource Area Delineation must be calculated and submitted to the Conservation Commission and the Department (see Instructions and Wetland Fee Transmittal Form).

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 the attached Wetland Fee Transmittal Form) to confirm fee payment:

1868

2. Municipal Check Number

1869

4. State Check Number

Steven

6. Payor name on check: First Name

October 12, 2021

3. Check date

October 12, 2021

5. Check date

Gioiosa

7. Payor name on check: Last Name

E. Signatures

I certify under the penalties of perjury that the foregoing Abbreviated Notice of Resource Area Delineation and accompanying plans, documents, and supporting data are true and complete to the best of my knowledge. I



Massachusetts Department of Environmental Protection
 Bureau of Resource Protection - Wetlands
**WPA Form 4A – Abbreviated Notice of
 Resource Area Delineation**
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP:

MassDEP File Number

Document Transaction Number

Fairhaven
 City/Town

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 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.

I hereby grant permission, to the Agent or member of the Conservation Commission and the Department of Environmental Protection, to enter and inspect the area subject to this Notice at reasonable hours to evaluate the wetland resource boundaries subject to this Notice, and to require the submittal of any data deemed necessary by the Conservation Commission or Department for that evaluation.

I acknowledge that failure to comply with these certification requirements is grounds for the Conservation Commission or the Department to take enforcement action.

1. Signature of Applicant

Paul Downing

2. Date

10-12-21

3. Signature of Property Owner (if different)

William Cesar

4. Date

10/12/2021

5. Signature of Representative (if any)

6. Date

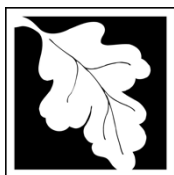
For Conservation Commission:

Two copies of the completed Abbreviated Notice of Resource Area Delineation (Form 4A), including supporting plans and documents; two copies of the ANRAD Wetland Fee Transmittal Form; and the city/town fee payment must be sent to the Conservation Commission by certified mail or hand delivery.

For MassDEP:

One copy of the completed Abbreviated Notice of Resource Area Delineation (Form 4A), including supporting plans and documents; one copy of the ANRAD Wetland Fee Transmittal Form; and a copy of the state fee payment must be sent to the MassDEP Regional Office (see Instructions) by certified mail or hand delivery. (E-filers may submit these electronically.)

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
ANRAD 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:

Bridge Street

a. Street Address

Fairhaven

b. City/Town

\$975.00

c. Fee amount

1869

d. Check number

2. Applicant:

Paul

a. First Name

Downey

b. Last Name

Fairhaven Properties, LLC.

c. Company

700 Pleasant Street

d. Mailing Address

New Bedford

e. City/Town

MA

f. State

02740

g. Zip Code

508-990-3442

h. Phone Number

3. Property Owner (if different):

a. First Name

b. Last Name

c. Company

d. Mailing Address

e. City/Town

f. State

g. Zip Code

h. Phone Number

B. Fees

The fee is calculated as follows for each Resource Area Delineation included in the ANRAD (check applicable project type). The maximum fee for each ANRAD, regardless of the number of Resource Area Delineations, is \$200 activities associated with a single-family house and \$2,000 for any other activity.

Bordering Vegetated Wetland Delineation Fee:

1. ☐ single family house project

a. feet of BVW

x \$2.00 =

b. Fee for BVW

2. ☒ all other projects

2,205

\$4,410.00

\$2,000.00 (maximum fee)

a. feet of BVW

x \$2.00 =

b. Fee for BVW

Other Resource Area (e.g., bank, riverfront area, etc.):

3. ☐ single family house project

a. linear feet

x \$2.00 =

b. Fee

4. ☒ all other projects

913

\$1,826.00

\$0.00 (maximum fee met)

a. linear feet

x \$2.00 =

b. Fee

Total Fee for all Resource Areas:

\$2,000.00

Fee

State share of filing fee:

\$975.00

5. 1/2 of total fee less \$12.50

City/Town share of filing fee:

\$1,025.00+\$200.00

= \$1,225.00

☐ **Online users:** check box if fee exempt.



Massachusetts Department of Environmental Protection

Bureau of Resource Protection - Wetlands

ANRAD Wetland Fee Transmittal Form

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

C. Submittal Requirements

- a.) Send a copy of this form, with a check or money order for the state share of the fee, payable to the Commonwealth of Massachusetts, to:

Department of Environmental Protection
Box 4062
Boston, MA 02211

- b.) **To the Conservation Commission:** Send the Abbreviated Notice of Resource Area Delineation; a **copy** of this form; and the city/town fee payment.
- c.) **To DEP Regional Office:** Send one copy of the Abbreviated Notice of Resource Area Delineation (and any additional documentation required as part of a Simplified Review Buffer Zone Project); a **copy** of this form; and a **copy** of the state fee payment. (E-filers of Notices of Intent may submit these electronically.)

Z:\Fairhaven\20-7565 SAKONNET PROPERTIES\USGS Map.dwg{FIGURE NO.1} LS:(10/11/2021 - acesor) - LP: 10/12/2021 3:18 PM



REFERENCE

1. USGS MAPS ARE BASED ON GIS DATA PROVIDED BY THE BUREAU OF GEOGRAPHIC INFORMATION (MASS GIS), COMMONWEALTH OF MASSACHUSETTS EXECUTIVE OFFICE OF TECHNOLOGY AND SECURITY SERVICES.

SCALE IN FEET



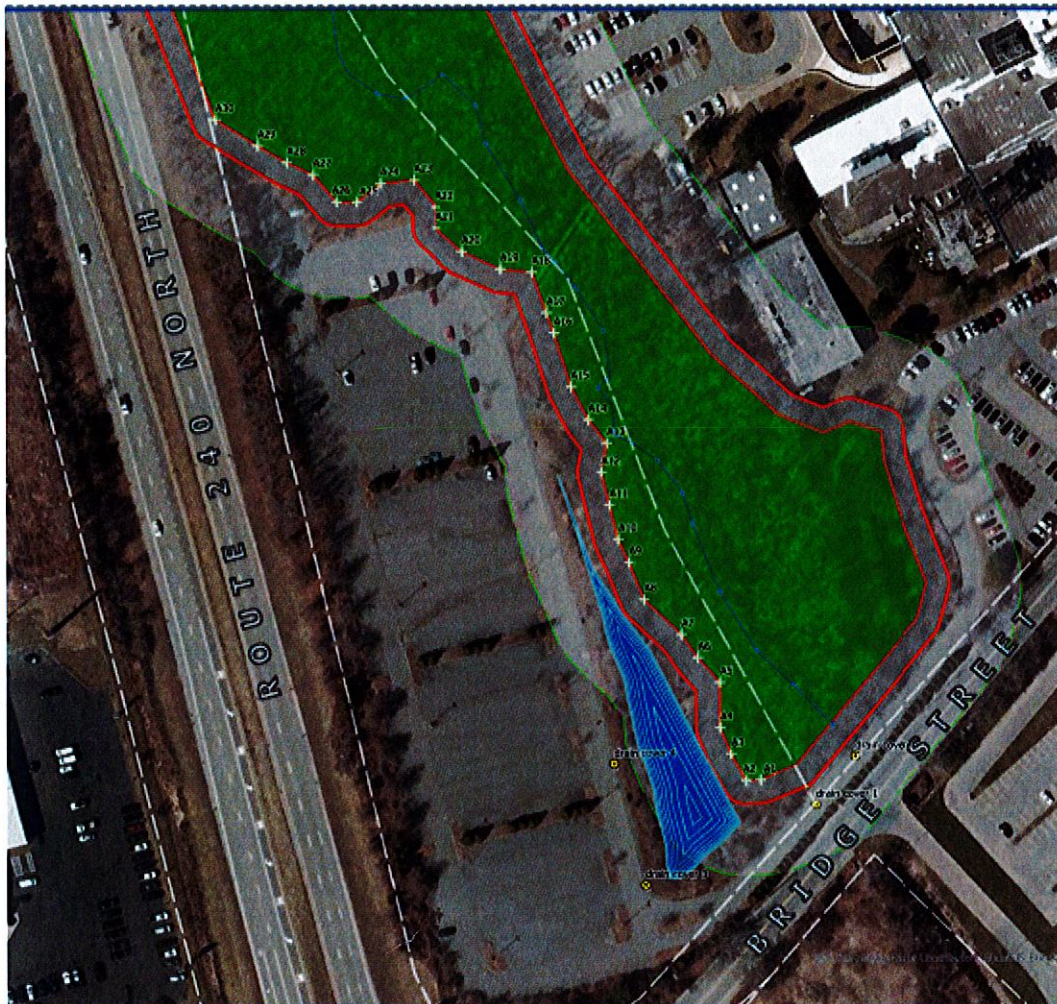
Civil & Environmental Consultants, Inc.

31 Bellows Road · Raynham, MA 02767
Ph: 774.501.2176 · 866.312.2024 · Fax: 774.501.2669
www.cecinc.com

FAIRHAVEN PROPERTIES, LLC.
BRIDGE STREET
MAP 36 - LOT 15J
FAIRHAVEN, MASSACHUSETTS

SITE LOCUS

DRAWN BY:	AJC	CHECKED BY:	APPROVED BY:	FIGURE NO.:
DATE:	OCTOBER, 2021	DWG SCALE:	1"=2000'	PROJECT NO:
			304-338	1



WETLAND DELINEATION MAP **Map 36, Lot 14J | Bridge Street** **Fairhaven, Massachusetts**

LEGEND

	BENCHMARK GPS LOCATION
	INT. STREAM GPS LOCATION
	BVW FLAGGING
	BORDERING VEGETATED WETLAND (BVW)
	25 FT NO DISTURB ZONE
	100 FT BUFFER ZONE
	INTERMITTENT STREAM
	PROPERTY LINES
	DETENTION BASIN

General Notes

1. This map should not be interpreted as a survey quality graphic. It is designed for preliminary planning purposes only. AFS recommends consultation with a Professional Land Surveyor for accurate site feature locations.
2. Property lines as depicted on this map have been approximated from plat maps available from the town assessor's online database.
3. 2019 Aerial photograph base map acquired from the Massachusetts OLIVER database.
4. Delineation performed by Edward J. Avizinis, CPSS, PWS on June 21, 2021. Wetland flagging and vertical site features located with a Spectra SP10 submetric GPS/GNSS.



MassDEP Bordering Vegetated Wetland (310 CMR 10.55) Delineation Field Data Form

AVIZINIS

ENVIRONMENTAL

SERVICES INC.

Applicant: _____ Prepared by Edward J. Avizinis, CPSS, PWS Project location: Bridge Street, Fairhaven DEP File #: _____

Check all that apply:

- ☐ Vegetation alone presumed adequate to delineate BVW boundary: fill out Section I only
☒ Vegetation and other indicators of hydrology used to delineate BVW boundary: fill out Sections I and II
☐ Method other than dominance test used (attach additional information)

Section I. Vegetation

Observation Plot: @A20 wet

Transect Number: A1 - A30

Date: June 21, 2021

	COMMON NAME	SCIENTIFIC NAME	PERCENT COVER	PERCENT DOMINANCE	DOMINANT PLANT (Y or N)	WETLAND INDICATOR STATUS
TREE	red maple	<i>Acer rubrum</i>	60%	75%	Y	FACW*
	red oak	<i>Quercus rubrum</i>	20%	25%	Y	FACU
SHRUB	European grey willow	<i>Salix cinerea</i>	5%	5%	N	FACW*
	Morrow's honeysuckle	<i>Lonicera morrowii</i>	10%	5%	N	FACU
	multiflora rose	<i>Rosa multiflora</i>	10%	22%	Y	FACU
	sweet pepper bush	<i>Clethra alnifolia</i>	50%	67%	Y	FACW*
HERBS	sensitive fern	<i>Onoclea sensibilis</i>	20%	67%	Y	FACW*
	cinnamon fern	<i>Osmunda cinnamomea</i>	50%	33%	Y	FACW*
VINES	fox grape	<i>Vitis labrusca</i>	10%	100%	Y	FAC*

* Use an asterisk to mark wetland indicator plants: plant species listed in the Wetlands Protection Act (MGL c.131, s.40); plants in the genus *Sphagnum*; plants listed as FAC, FAC+, FACW-, FACW, FACW+, or OBL; or plants with physiological or morphological adaptations. If any plants are identified as wetland indicator plants due to physiological or morphological adaptations, describe the adaptation next to the asterisk.

Vegetation conclusion:

Number of dominant wetland indicator plants: 5

Number of dominant non-wetland indicator plants: 2

Is the number of dominant wetland plants equal to or greater than the number of dominant non-wetland plants? ☒ yes ☐ no

If vegetation alone is presumed adequate to delineate the BVW boundary, submit this form with the Request for Determination of Applicability or Notice of Intent

Section II. Indicators of Hydrology

Hydric Soil Interpretation

1. Soil Survey

Is there a published soil survey for this site? yes no
 title/date: Online Websoil Survey Used (USDA-NRCS)
 map number: <https://websoilsurvey.sc.egov.usda.gov/>
 soil type mapped: Whitman
 hydric soil inclusions: Yes

Are field observations consistent with soil survey? yes no
 Remarks:

2. Soil Description

HORIZON	DEPTH	MATRIX COLOR	REDOX COLOR
A	0 - 5	10YR 3/1	-
Bg	5 - 20	10YR 5/2	10YR 5/6, 10YR 6/1
Cg	20 - 24	2.5Y 6/1	

Remarks:

3. Other:

Conclusion: Is soil hydric? yes no

Other Indicators of Hydrology: (check all that apply & describe)

- ☐ Site Inundated: _____
- ☐ Depth to free water in observation hole: _____
- ☒ Depth to soil saturation in observation hole: _____
- ☐ Water marks: _____
- ☐ Drift lines: _____
- ☐ Sediment Deposits: _____
- ☐ Drainage patterns in BVW: _____
- ☐ Oxidized rhizospheres: _____
- ☒ Water-stained leaves: _____
- ☐ Recorded Data (streams, lake, or tidal gauge; aerial photo; other):

- ☐ Other: _____

Vegetation and Hydrology Conclusion

	Yes	No
Number of wetland indicator plants ≥ # of non-wetland indicator plants	✓ _____	_____
Wetland hydrology present:		
Hydric soil present	✓ _____	_____
Other indicators of hydrology present	✓ _____	_____
Sample location is in a BVW	✓ _____	_____

Submit this form with the Request for Determination of Applicability or Notice of Intent.


 Edward J. Avizinis, CPSS, PWS | President



MassDEP Bordering Vegetated Wetland (310 CMR 10.55) Delineation Field Data Form



Applicant: _____ Prepared by Edward J. Avizinis, CPSS, PWS Project location: Bridge Street, Fairhaven DEP File #: _____

Check all that apply:

- ☐ Vegetation alone presumed adequate to delineate BVW boundary: fill out Section I only
- ☒ Vegetation and other indicators of hydrology used to delineate BVW boundary: fill out Sections I and II
- ☐ Method other than dominance test used (attach additional information)

Section I. Vegetation

Observation Plot: @A20 up

Transect Number: A1 - A30

Date: June 21, 2021

	COMMON NAME	SCIENTIFIC NAME	PERCENT COVER	PERCENT DOMINANCE	DOMINANT PLANT (Y or N)	WETLAND INDICATOR STATUS
TREE	red maple	<i>Acer rubrum</i>	10%	20%	Y	FACW*
	red oak	<i>Quercus rubrum</i>	40%	80%	Y	FACU
SHRUB	European grey willow	<i>Salix cinerea</i>	5%	5%	N	FACW*
	Morrow's honeysuckle	<i>Lonicera morrowii</i>	10%	11%	N	FACU
	multiflora rose	<i>Rosa multiflora</i>	60%	63%	Y	FACU
	Russian olive	<i>Eleagnus umbellata</i>	20%	21%	Y	FACU
HERBS	mugwort	<i>Artemisia spp</i>	75%	75%	Y	FACU
	sensitive fern	<i>Onoclea sensibilis</i>	5%	5%	N	FACW*
	Canadian goldenrod	<i>Salidago canadensis</i>	20%	20%	Y	FAC*
VINES	Asiatic bittersweet	<i>Celastrus orbiculatus</i>	20%	100%	Y	FACU

* Use an asterisk to mark wetland indicator plants: plant species listed in the Wetlands Protection Act (MGL c.131, s.40); plants in the genus *Sphagnum*; plants listed as FAC, FAC+, FACW-, FACW, FACW+, or OBL; or plants with physiological or morphological adaptations. If any plants are identified as wetland indicator plants due to physiological or morphological adaptations, describe the adaptation next to the asterisk.

Vegetation conclusion:

Number of dominant wetland indicator plants: 2

Number of dominant non-wetland indicator plants: 5

Is the number of dominant wetland plants equal to or greater than the number of dominant non-wetland plants? yes ☒

If vegetation alone is presumed adequate to delineate the BVW boundary, submit this form with the Request for Determination of Applicability or Notice of Intent

Section II. Indicators of Hydrology

Hydric Soil Interpretation

1. Soil Survey

Is there a published soil survey for this site? yes no
 title/date: Online Websoil Survey Used (USDA-NRCS)
 map number: <https://websoilsurvey.sc.egov.usda.gov/>
 soil type mapped: Woodbridge
 hydric soil inclusions: Yes

Are field observations consistent with soil survey? ☒ yes no
 Remarks:

2. Soil Description

HORIZON	DEPTH	MATRIX COLOR	REDOX COLOR
Ap	0 – 2	10YR 3/1	-
Bw1	2 – 15	10YR 4/4	-
Bw2	15 – 20	10YR 5/3	-

Remarks:

3. Other:

Conclusion: Is soil hydric? yes ☒

Other Indicators of Hydrology: (check all that apply & describe)

- ☐ Site Inundated: _____
- ☐ Depth to free water in observation hole: _____
- ☐ Depth to soil saturation in observation hole: _____
- ☐ Water marks: _____
- ☐ Drift lines: _____
- ☐ Sediment Deposits: _____
- ☐ Drainage patterns in BVW: _____
- ☐ Oxidized rhizospheres: _____
- ☐ Water-stained leaves: _____
- ☐ Recorded Data (streams, lake, or tidal gauge; aerial photo; other):

- ☐ Other: _____

Vegetation and Hydrology Conclusion

	Yes	No
Number of wetland indicator plants ≥ # of non-wetland indicator plants	_____	<input checked="" type="checkbox"/>
Wetland hydrology present:		
Hydric soil present	_____	<input checked="" type="checkbox"/>
Other indicators of hydrology present	_____	<input checked="" type="checkbox"/>
Sample location is in a BVW	_____	<input checked="" type="checkbox"/>

Submit this form with the Request for Determination of Applicability or Notice of Intent.


 Edward J. Avizinis, CPSS, PWS | President



MAP/LOT	SITE ADDRESS	OWNER	OWNER'S ADDRESS	CITY	STATE	ZIP
36-011	206-208 MILL ROAD	SOUTHCOAST HOSPITAL GROUP, INC.	101 PAGE STREET	NEW BEDFORD	MA	02740
30A-087A	277 BRIDGE STREET	BRIDGE STREET HOLDINGS, LLC.	275 MARTINE STREET	FALL RIVER	MA	02723
36-011A	200 MILL ROAD	SIMRAH GARDENS, LLC.	200 MILL ROAD	FAIRHAVEN	MA	02719
30A-087	BRIDGE STREET	240B, LLC.	275 MARTINE STREET	FALL RIVER	MA	02723
30C-060	333 BRIDGE STREET	ACUSHNET COMPANY	333 BRIDGE STREET	FAIRHAVEN	MA	02719-0965
30A-086B	NARRAGANSETT BOULEVARD	BRIDGE STREET HOLDINGS, LLC.	275 MARTINE STREET	FALL RIVER	MA	02723

**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 Fairhaven Properties, LLC.
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:
Bridge Street, Map 36 - Lot 15J, Fairhaven, MA.
4. The proposed work includes delineation of an existing wetlands line and the top of bank for an intermittent stream.

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. 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.