

# Notice of Intent

Under

Massachusetts Wetlands Protection Act 310 CMR 10.00 & Town of Shutesbury General Wetlands Protection Bylaw

## Proposed Garage & Associated Site Improvements

### Project Location:

74 Lake Drive  
Shutesbury, Massachusetts 01072  
(Assessor's Map B Parcels 53, 54 & 55)

### Submitted To:

Town of Shutesbury Conservation Commission  
1 Cooleyville Road  
Shutesbury, Massachusetts 01072

### Applicant:

Jeff Pickering  
820 Main Street  
Amherst, MA 01003

RLA Project File No. 231208

**February 14, 2024**

**R LEVESQUE ASSOCIATES, INC.**

**A LAND PLANNING SERVICES COMPANY**

40 School Street, Westfield, MA 01085

p 413.568.0985 · f 413.568.0986 · [www.rlaland.com](http://www.rlaland.com)



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APPENDIX A: SITE PLAN

## **I. COVER LETTER**

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# R LEVESQUE ASSOCIATES, INC.

40 School Street, P.O. BOX 640, Westfield, MA 01085

p 413.568.0985 · f 413.568.0986 · www.rlaland.com



February 14, 2024

Town of Shutesbury Conservation Commission  
1 Cooleyville Road  
Shutesbury, Massachusetts 01072

**RE: Notice of Intent – Proposed Garage & Associated Site Improvements  
74 Lake Drive  
Shutesbury, Massachusetts 01072  
(Assessor's Map B Parcels 53, 54, & 55)  
RLA Project File No. 231208**

Dear Commissioners:

On behalf of the applicant, Jeff Pickering, please find an original and the requisite number of copies of a Notice of Intent (WPA Form 3) application, supporting documentation, and associated site plan. The applicant proposes to construct a garage building, a new septic system, renovate the existing home, and associated site improvements at the above-referenced site. Proposed work is located within the Buffer Zone. The applicant also proposes a seasonal aluminum dock on Lake Wyola. Please refer to the attached project narrative and associated site plan for greater detail.

Included herewith, please find the requisite filing fees. As required, a copy of this Notice of Intent (WPA Form 3), supporting documentation, and associated site plan has been submitted electronically via email to the Town of Shutesbury Conservation Commission and through eDEP to the Massachusetts Department of Environmental Protection.

We are herein requesting to be placed on the Conservation Commission's next available agenda. Should you have any questions or comments regarding this filing, please do not hesitate to contact our office at your earliest convenience.

Sincerely,  
R LEVESQUE ASSOCIATES, INC.

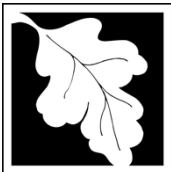


Ryan Nelson  
Wetland/Soil Scientist & Project Manager

cc: Jeff Pickering

## **2. WPA FORM 3 – NOTICE OF INTENT**

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**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

Shutesbury

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):

<u>74 Lake Drive</u>	<u>Shutesbury</u>	<u>01072</u>
a. Street Address	b. City/Town	c. Zip Code
Latitude and Longitude:		
<u>42.49809 N</u>	<u>72.43101 W</u>	
d. Latitude	e. Longitude	
<u>Map B</u>	<u>Lots 53, 54, &amp; 55</u>	
f. Assessors Map/Plat Number	g. Parcel /Lot Number	

2. Applicant:

<u>Jeff</u>	<u>Pickering</u>	
a. First Name	b. Last Name	
c. Organization		
<u>820 Main Street</u>		
d. Street Address		
<u>Amherst</u>	<u>MA</u>	<u>01003</u>
e. City/Town	f. State	g. Zip Code
<u>413-695-7907</u>	<u>jeff@wspickering.com</u>	
h. Phone Number	i. Fax Number	j. Email Address

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

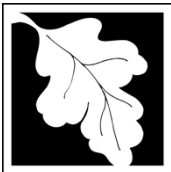
<u>Walter &amp; Maryjane</u>	<u>Trybulski</u>	
a. First Name	b. Last Name	
c. Organization		
<u>14 Carlton Ave</u>		
d. Street Address		
<u>Chicopee</u>	<u>MA</u>	<u>01020</u>
e. City/Town	f. State	g. Zip Code
<u></u>	<u></u>	<u></u>
h. Phone Number	i. Fax Number	j. Email address

4. Representative (if any):

<u>Robert</u>	<u>Levesque</u>	
a. First Name	b. Last Name	
<u>R Levesque Associates, Inc.</u>		
c. Company		
<u>40 School Street</u>		
d. Street Address		
<u>Westfield</u>	<u>MA</u>	<u>01085</u>
e. City/Town	f. State	g. Zip Code
<u>413-568-0985 ext 108</u>	<u>ryann@rlalnd.com</u>	
i. Fax Number	j. Email address	

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

<u>\$110</u>	<u>\$42.50</u>	<u>\$67.50</u>
a. Total Fee Paid	b. State Fee Paid	c. City/Town Fee Paid



Massachusetts Department of Environmental Protection  
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## A. General Information (continued)

6. General Project Description:

Construction of a garage, new septic system, renovate existing house & boat house along with associated site improvements within the buffer zone to Lake Wyola. Also proposed is a seasonal metal dock on Lake Wyola. Please refer to the accompanying site plan and narrative for greater information.

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

- 1.  Single Family Home
- 2.  Residential Subdivision
- 3.  Commercial/Industrial
- 4.  Dock/Pier
- 5.  Utilities
- 6.  Coastal engineering Structure
- 7.  Agriculture (e.g., cranberries, forestry)
- 8.  Transportation
- 9.  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:

Franklin

a. County

6379

c. Book

b. Certificate # (if registered land)

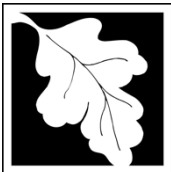
189

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.



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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 type="checkbox"/> Bordering Vegetated Wetland	1. square feet	2. square feet
c. <input checked="" type="checkbox"/> Land Under Waterbodies and Waterways	0 (seasonal dock only) 1. square feet 0 (seasonal dock only) 3. cubic yards dredged	0 (seasonal dock only) 2. square feet

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
d. <input type="checkbox"/> Bordering Land Subject to Flooding	1. square feet	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) - <b>specify coastal or inland</b>	

2. Width of Riverfront Area (check one):

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

3. Total area of Riverfront Area on the site of the proposed project: \_\_\_\_\_ square feet

4. Proposed alteration of the Riverfront Area:

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

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

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

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





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

Check all that apply below. Attach narrative and supporting documentation describing how the project will meet all performance standards for each of the resource areas altered, including standards requiring consideration of alternative project design or location.

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

<u>Resource Area</u>	<u>Size of Proposed Alteration</u>	<u>Proposed Replacement (if any)</u>
a. <input type="checkbox"/> Designated Port Areas	Indicate size under Land Under the Ocean, below	
b. <input type="checkbox"/> Land Under the Ocean	_____	
	1. square feet	
	_____	
	2. cubic yards dredged	
c. <input type="checkbox"/> Barrier Beach	Indicate size under Coastal Beaches and/or Coastal Dunes below	
d. <input type="checkbox"/> Coastal Beaches	_____	_____
	1. square feet	2. cubic yards beach nourishment
e. <input type="checkbox"/> Coastal Dunes	_____	_____
	1. square feet	2. cubic yards dune nourishment

	<u>Size of Proposed Alteration</u>	<u>Proposed Replacement (if any)</u>
f. <input type="checkbox"/> Coastal Banks	_____	
	1. linear feet	
g. <input type="checkbox"/> Rocky Intertidal Shores	_____	
	1. square feet	
h. <input type="checkbox"/> Salt Marshes	_____	_____
	1. square feet	2. sq ft restoration, rehab., creation
i. <input type="checkbox"/> Land Under Salt Ponds	_____	
	1. square feet	
	_____	
	2. cubic yards dredged	
j. <input type="checkbox"/> Land Containing Shellfish	_____	
	1. square feet	
k. <input type="checkbox"/> Fish Runs	Indicate size under Coastal Banks, inland Bank, Land Under the Ocean, and/or inland Land Under Waterbodies and Waterways, above	
	_____	
	1. cubic yards dredged	
l. <input type="checkbox"/> Land Subject to Coastal Storm Flowage	_____	
	1. square feet	

4.  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.  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

- 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**

2-13-2024  
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\*

- Percentage/acreage of property to be altered:
 

(a) within wetland Resource Area	60+/- s.f.
	percentage/acreage
(b) outside Resource Area	0
	percentage/acreage

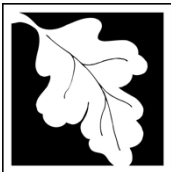
- Assessor's Map or right-of-way plan of site

- 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 \*\*
  - Project description (including description of impacts outside of wetland resource area & buffer zone)
  - 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/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.



Massachusetts Department of Environmental Protection  
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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 - Bourne to Rhode Island border, and the Cape & Islands:

North Shore - Plymouth to New Hampshire border:

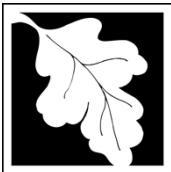
Division of Marine Fisheries -  
Southeast Marine Fisheries Station  
Attn: Environmental Reviewer  
836 South Rodney French Blvd.  
New Bedford, MA 02744  
Email: [dmf.envreview-south@mass.gov](mailto:dmf.envreview-south@mass.gov)

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)**

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**

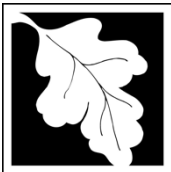
- This is a proposal for an Ecological Restoration Limited Project. Skip Section D and complete Appendix A: Ecological Restoration Notice of Intent – Minimum Required Documents (310 CMR 10.12).

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.

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



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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.

NOI Filing Plan

a. Plan Title

R Levesque Associates, Inc.

Robert M. Levesque, RLA, ASLA

b. Prepared By

c. Signed and Stamped by

2-13-2024

As Shown

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.

## 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:

2130

2/1/2024

2. Municipal Check Number

3. Check date

2129

2/1/2024

4. State Check Number

5. Check date

Timothy

Pickering

6. Payor name on check: First Name

7. Payor name on check: Last Name





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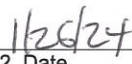
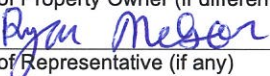
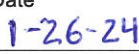
Document Transaction Number

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.

 _____ 1. Signature of Applicant	 _____ 2. Date
_____ 3. Signature of Property Owner (if different)	_____ 4. Date
 _____ 5. Signature of Representative (if any)	 _____ 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.

### **3. PROJECT NARRATIVE**

---

# PROJECT NARRATIVE TO NOTICE OF INTENT

For

PROPOSED GARAGE & ASSOCIATED SITE IMPROVEMENTS  
74 LAKE DRIVE  
SHUTESBURY, MASSACHUSETTS 01072  
(ASSESSOR'S MAP B PARCELS 53, 54, & 55)

## INTRODUCTION & PROPERTY DESCRIPTION

On behalf of the applicant, Jeff Pickering, R Levesque Associates, Inc. is herein providing this project narrative as a supplement to the Notice of Intent application. The applicant proposes to construct a garage, renovate an existing home, install a new septic system, and other typical site improvements. Portions of proposed work are located within the Buffer Zone to Lake Wyola. The applicant also proposes to maintain an existing seasonal aluminum dock on Lake Wyola.

The subject parcels are located northerly of Lake Drive in Shutesbury, Massachusetts (hereinafter referred to as the "project site"). Said parcels are shown on the associated site plan entitled "NOI Filing Plan" dated, February 13, 2024, as prepared by R Levesque Associates, Inc. The property is currently owned by Walter & Maryjane Trybulski and is recorded in the Franklin County Registry of Deeds under Book 6379, Page 189.

Examination of GIS information from the Massachusetts Natural Heritage Atlas revealed that a portion of the project site, lakeward of the bank is located within Natural Heritage and Endangered Species Program (NHESP) jurisdiction. Only a portion of the seasonal dock will be located within NHESP mapped habitat. A portion of the property is located within the 100-year flood zone, however all work will take place upgradient of the flood zone. Please see below for the further information on wetlands resource areas related to this project site.

## TOPOGRAPHY

The site currently consists of an existing single-family home with various site improvements. Topography can be described as moderately sloped from Lake Drive to Lake Wyola. A USGS Topographic Map of the site is included herein this application packet under Section 4, as Figure 1. Please refer to the associated site plan for greater detail with regard to existing and proposed contours at the site.



## SOILS

According to the Web Soil Survey Map, the soil types mapped on the project site consist of; Water, (1); Hinckley loamy sand, 3 to 8 percent slopes, (245B); and Hinckley loamy sand, 8 to 15 percent slopes. Please refer to the attached NRCS Soil Map, which is included herein this application packet under Section 4, as Figure 3, for the exact locations of the below-defined soils.

The Hinckley series consists of very deep, excessively drained soils formed in glaciofluvial materials. They are nearly level through very steep soils on outwash terraces, outwash plains, outwash deltas, kames, kame terraces, and eskers. Saturated hydraulic conductivity is high or very high. Slope ranges from 0 to 60 percent. The taxonomic class is sandy-skeletal, mixed, mesic Typic Udorthents.

## PROJECT DESCRIPTION

Portions of proposed work is located within the Buffer Zone to Lake Wyola. The applicant also proposes to maintain an existing seasonal aluminum dock on Lake Wyola. The proposed project work will occur in the following general sequence:

1. Installation of erosion and sedimentation controls along the downgradient limit of work as shown on the associated site plan;
2. Cutting of trees and removal of stumps within the permitted limit of work;
3. Excavation for detached garage foundation and construction of garage;
4. Raise existing house and repair foundation in place;
5. Repair existing decks associated with house;
6. Repair existing wooden boathouse in place, no expansion is proposed;
7. Installation of utilities, new septic system, subsurface propane tank, and new well;
8. Rough site grading;
9. Construction of retaining walls;
10. Construction of a short driveway from Lake Drive to the new garage;
11. Installation of hardscape walkways, final grading, seeding, and landscaping;
12. Continued use of a 40-foot long aluminum seasonal dock. The dock is 4' wide, constructed of aluminum, is pole supported with adjustable legs that rest on the bottom of the lake. The dock is removed at the end of each summer season and stored in an upland location off-site.
13. Erosion controls shall remain in place until the site is fully stabilized, vegetated, and a Certificate of Compliance is issued by the Town of Shutesbury Conservation Commission.

Please refer to the associated site plan for greater detail and the exact locations of proposed work at the site. Please see below for information on what aspects of the project are located within a jurisdictional vicinity to wetland resource areas.

## WETLAND RESOURCE AREAS

Wetland resource areas were delineated by R Levesque Associates, Inc. in August 2023. The definition of each applicable resource area is presented below in italics; followed by regular bold text with a description of the subject property and how the proposed project meets the performance standards.

### Bank

*In 310 CMR 10.54(2), "A Bank is the portion of the land surface which normally abuts and confines a water body. It occurs between a water body and a vegetated bordering wetland and adjacent flood plain, or, in the absence of these, it occurs between a water body and an upland." .*

**Bank is associated with Lake Wyola. Top of Bank coincides with Mean Annual High Water (MAHW) of Lake Wyola and has been delineated in the field with sequentially numbered blue flagging, as shown on the associated site plan. Bank will not be disturbed as part of this project. The proposed seasonal dock will sit above grade and span the Bank.**

### Bordering Vegetated Wetland (BVW)

*As stated in 310 CMR 10.55 (2) (a), "Bordering Vegetated Wetlands are freshwater wetlands which border on creeks, rivers, streams, ponds, and lakes. The types of freshwater wetlands are wet meadows, marshes, swamps, and bogs. Bordering Vegetated Wetlands are areas where the soils are saturated and/or inundated such that they support a predominance of wetland indicator plants..." .*

**Bordering Vegetated Wetlands are not located within a jurisdictional vicinity to the project site.**

### Buffer Zone

Buffer Zone as defined in 310 CMR 10.04 is *"the area of land extending 100 feet horizontally outward from the boundary of any areas specified in 310 CMR 10.02(1)(a)".*

Buffer Zone is associated with Bank of Lake Wyola and has been shown on the associated site plan to extend 50- and 100-feet from the delineated boundary of Bank. Only a portion of the proposed project is located within the buffer zone which includes the renovations to the existing house, installation of new septic system components, installation of a new well, renovation of the existing boathouse, removal of trees along the property boundary, and hardscape walkways and landscaping. This work will take place within existing yard area. Erosion controls will be installed prior to construction at the downgradient limit of work.

#### Bordering Land Subject to Flooding (BLSF)

As stated in 310 CMR 10.57(2)(a), *“Bordering Land Subject to Flooding is an area with low, flat topography adjacent to and inundated by flood waters rising from creeks, rivers, streams, ponds, or lakes. It extends from the banks of these waterways and water bodies; where a bordering vegetated wetland occurs, it extends from said wetland.”*

The FEMA Flood Insurance Rate Map No. 2501280005A, effective date June 18, 1980, illustrates that a portion of the property is located within the 100-year flood zone, with an elevation of 836 feet. All proposed work will take place above elevation 836. A portion of the existing boathouse, which was in existence prior to the flood study, is located within the flood zone however the boathouse will be repaired in place with no expansion or displacement of flood zone volume. Please refer to the said FEMA mapping of the site, which is included herein this application packet under Section 4, as Figure 2. BLSF will not be disturbed as part of this project.

#### Land Under Water Bodies and Waterways (LUWW)

As stated in 310 CMR 10.56 (2) *“(a) Land under Water Bodies and Waterways is the land beneath any creek, river, stream, pond or lake. Said land may be composed of organic muck or peat, fine sediments, rocks or bedrock. (b) The physical characteristics and location of Land under Water Bodies and Waterways specified in 310 CMR 10.56(2)(a) are critical to the protection of the interests specified in 310 CMR 10.56(1). (c) The boundary of Land under Water Bodies and Waterways is the mean annual low water level.”*

LUWW is associated with Lake Wyola. Under this project, a seasonal dock is proposed which will have aluminum support legs that rest on the lake bottom. The dock will be seasonal with negligible impact and no adverse alteration to LUWW is expected.

## Erosion Controls

Erosion controls are proposed as required to protect the construction site against soil migration and to protect the Resource Area from siltation. All exposed soils on the site will be stabilized as soon as possible. Barrier controls will not be removed until stabilization has been achieved over the area and a Certificate of Compliance issued by the Conservation Commission. The Shutesbury Conservation Commission will be notified prior to the controls being removed. Please see the accompanying project plans which depict the location of barrier controls in greater detail.

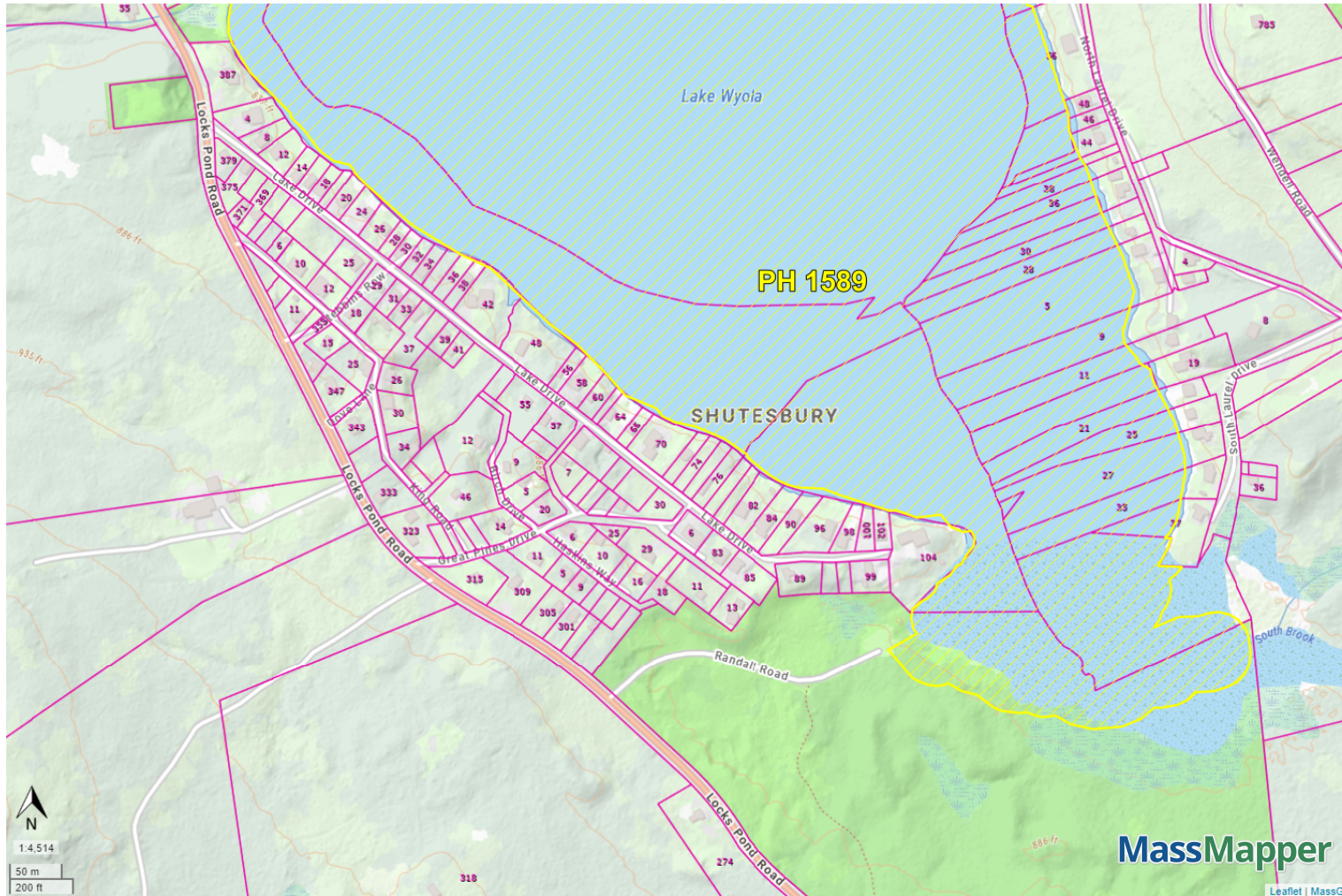
[ END OF PROJECT NARRATIVE ]

## **4. FIGURES**

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- 4.1 FIGURE 1 – USGS TOPOGRAPHIC MAP
- 4.2 FIGURE 2 – FEMA FLOODPLAIN MAP
- 4.3 FIGURE 3 – NRCS SOILS MAP
- 4.4 FIGURE 4 – NHESP SITE PHOTOS

# 74 Lake Dr - Shutesbury



NHESP Priority Habitats of Rare Species



NHESP Estimated Habitats of Rare Wildlife



Property Tax Parcels

ogram, at (800) 638-6620, or (800) 424-8872.

PRIVATE ROADS

N LEVERETT ROAD

PRIVATE ROADS

ZONE B

ZONE C

ZONE A1  
(EL 836)

LAKE  
WYOLA

SHORE DRIVE

PRIVATE ROADS

ZONE B

Ames  
Pond

ZONE A

LOCKS

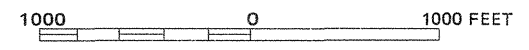
South

ZONE C

UNNAMED ROAD



APPROXIMATE SCALE



NATIONAL FLOOD INSURANCE PROGRAM

**FIRM**  
FLOOD INSURANCE RATE MAP

TOWN OF  
SHUTESBURY,  
MASSACHUSETTS  
FRANKLIN COUNTY

PANEL 10 OF 20  
(SEE MAP INDEX FOR PANELS NOT PRINTED)

COMMUNITY-PANEL NUMBER  
250128 0010 A

EFFECTIVE DATE:  
JUNE 18, 1980



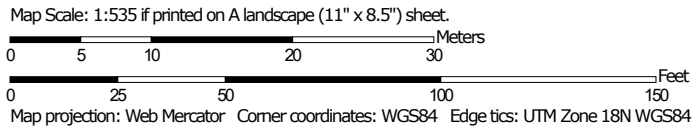
U.S. DEPARTMENT OF HOUSING  
AND URBAN DEVELOPMENT  
FEDERAL INSURANCE ADMINISTRATION

This is an official FIRMette showing a portion of the above-referenced flood map created from the MSC FIRMette Web tool. This map does not reflect changes or amendments which may have been made subsequent to the date on the title block. For additional information about how to make sure the map is current, please see the Flood Hazard Mapping Updates Overview Fact Sheet available on the FEMA Flood Map Service Center home page at <https://msc.fema.gov>.

Soil Map—Franklin County, Massachusetts  
(74 Lake Dr, Shutesbury MA)



Soil Map may not be valid at this scale.





## MAP LEGEND

### Area of Interest (AOI)

 Area of Interest (AOI)

### Soils

 Soil Map Unit Polygons

 Soil Map Unit Lines

 Soil Map Unit Points

### Special Point Features



Blowout



Borrow Pit



Clay Spot



Closed Depression



Gravel Pit



Gravelly Spot



Landfill



Lava Flow



Marsh or swamp



Mine or Quarry



Miscellaneous Water



Perennial Water



Rock Outcrop



Saline Spot



Sandy Spot



Severely Eroded Spot



Sinkhole



Slide or Slip



Sodic Spot



Spoil Area



Stony Spot



Very Stony Spot



Wet Spot



Other



Special Line Features

### Water Features



Streams and Canals

### Transportation



Rails



Interstate Highways



US Routes



Major Roads



Local Roads

### Background



Aerial Photography

## MAP INFORMATION

The soil surveys that comprise your AOI were mapped at 1:12,000.

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

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

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

Source of Map: Natural Resources Conservation Service

Web Soil Survey URL:

Coordinate System: Web Mercator (EPSG:3857)

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

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

Soil Survey Area: Franklin County, Massachusetts

Survey Area Data: Version 18, Sep 12, 2023

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

Date(s) aerial images were photographed: Oct 15, 2020—Oct 31, 2020

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

## Map Unit Legend

Map Unit Symbol	Map Unit Name	Acres in AOI	Percent of AOI
1	Water	0.0	2.0%
245B	Hinckley loamy sand, 3 to 8 percent slopes	0.5	98.0%
245C	Hinckley loamy sand, 8 to 15 percent slopes	0.0	0.1%
<b>Totals for Area of Interest</b>		<b>0.5</b>	<b>100.0%</b>



Photo 1 - Looking northwest along shoreline near boat house



Photo 2 - Existing seasonal aluminum docks to be used





Photo 3 - backyard in area of proposed dock extending from shore



Photo 4 - existing boathouse to be renovated. Dock will be placed to the left of trees in picture.

## **5. ADMINISTRATIVE FORMS**

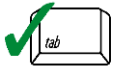
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- 5.1 WETLAND TRANSMITTAL FEE FORM
- 5.2 COPY OF FILING FEE CHECKS
- 5.3 AFFIDAVIT OF SERVICE
- 5.4 ABUTTER'S NOTIFICATION LIST
- 5.5 NOTIFICATION TO ABUTTER'S
- 5.6 SITE ACCESS AUTHORIZATION



**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:

74 Lake Drive  
 a. Street Address  
 2129  
 c. Check number  
 Shutesbury  
 b. City/Town  
 \$42.50  
 d. Fee amount

2. Applicant Mailing Address:

Jeff  
 a. First Name  
 Pickering  
 b. Last Name  
 c. Organization  
 820 Main Street  
 d. Mailing Address  
 Amherst  
 e. City/Town  
 MA  
 f. State  
 01003  
 g. Zip Code  
 413-695-7907  
 h. Phone Number  
 jeff@wspickering.com  
 j. Email Address  
 i. Fax Number

3. Property Owner (if different):

Walter & Maryjane  
 a. First Name  
 b. Last Name  
 c. Organization  
 14 Carlton Ave  
 d. Mailing Address  
 Chicopee  
 e. City/Town  
 MA  
 f. State  
 01020  
 g. Zip Code  
 h. Phone Number  
 i. Fax Number  
 j. Email Address

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

**B. Fees**

Fee should be calculated using the following process & worksheet. **Please see Instructions before filling out worksheet.**

**Step 1/Type of Activity:** Describe each type of activity that will occur in wetland resource area and buffer zone.

**Step 2/Number of Activities:** Identify the number of each type of activity.

**Step 3/Individual Activity Fee:** Identify each activity fee from the six project categories listed in the instructions.

**Step 4/Subtotal Activity Fee:** Multiply the number of activities (identified in Step 2) times the fee per category (identified in Step 3) to reach a subtotal fee amount. Note: If any of these activities are in a Riverfront Area in addition to another Resource Area or the Buffer Zone, the fee per activity should be multiplied by 1.5 and then added to the subtotal amount.

**Step 5/Total Project Fee:** Determine the total project fee by adding the subtotal amounts from Step 4.

**Step 6/Fee Payments:** To calculate the state share of the fee, divide the total fee in half and subtract \$12.50. To calculate the city/town share of the fee, divide the total fee in half and add \$12.50.





**Massachusetts Department of Environmental Protection**  
 Bureau of Resource Protection - Wetlands  
**NOI Wetland Fee Transmittal Form**  
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

**B. Fees** (continued)

Step 1/Type of Activity	Step 2/Number of Activities	Step 3/Individual Activity Fee	Step 4/Subtotal Activity Fee
Category 1a	1	\$110	\$110
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
<b>Step 5/Total Project Fee:</b>			\$110
<b>Step 6/Fee Payments:</b>			
Total Project Fee:			\$110
State share of filing Fee:			\$42.50
City/Town share of filing Fee:			\$67.50
			a. Total Fee from Step 5
			b. 1/2 Total Fee <b>less</b> \$12.50
			c. 1/2 Total Fee <b>plus</b> \$12.50

**C. Submittal Requirements**

- a.) Complete pages 1 and 2 and send with a check or money order for the state share of the fee, payable to the Commonwealth of Massachusetts.

Department of Environmental Protection  
 Box 4062  
 Boston, MA 02211

- b.) **To the Conservation Commission:** Send the Notice of Intent or Abbreviated Notice of Intent; a **copy** of this form; and the city/town fee payment.

**To MassDEP Regional Office** (see Instructions): Send a copy of the Notice of Intent or Abbreviated Notice of Intent; a **copy** of this form; and a **copy** of the state fee payment. (E-filers of Notices of Intent may submit these electronically.)

**TIMOTHY PICKERING**  
829 MAIN ST. APT 1  
AMHERST MA 01002

2129  
51-7218/2211  
468

DATE

2/11/2024

CHECK AMOUNT  
ALSO FOR DEPOSIT

PAY TO THE  
ORDER OF

Commonwealth of MA \$ 42.50

fourth two and 50/100

DOLLARS

Photo  
Deposit  
Details on back

**Peoples United  
Bank**

peoples.com

FOR 74 WARE DR

*[Signature]*

MP

⑆ 222172186⑆ 08002139521⑆ 2129

Holland Clarke

**TIMOTHY PICKERING**  
829 MAIN ST. APT 1  
AMHERST MA 01002

2130  
51-7218/2211  
468

DATE

2/11/2024

CHECK AMOUNT  
ALSO FOR DEPOSIT

PAY TO THE  
ORDER OF

Town of Shutesbury \$ 67.50

Sixty seven and 50/100

DOLLARS

Photo  
Deposit  
Details on back

**Peoples United  
Bank**

peoples.com

FOR 74 WARE DR

*[Signature]*

MP

⑆ 222172186⑆ 08002139521⑆ 2130



# AFFIDAVIT OF SERVICE

## Under the Massachusetts Wetlands Protection Act

I, Ryan Nelson of R Levesque Associates, Inc., hereby certify under the pains and penalties of perjury that on or about February 14, 2024 I gave notification to abutters in compliance with the second paragraph of Mass General Law Chapter 131, Section 40, and the *DEP Guide to Abutter Notification* dated April 8, 1994, in accordance with the following matter:

A Notice of Intent filed under the Massachusetts Wetlands Protection Act by Jeff Pickering with the Town of Shutesbury Conservation Commission on or about February 14, 2024, for the property located at 74 Lake Drive (Assessor's Map B Parcels 53, 54, & 55) in Shutesbury, Massachusetts 01072.

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



2-14-2024

---

Ryan Nelson

---

Date



# 100 foot Abutters List Report

Shutesbury, MA  
January 19, 2024

## Subject Properties:

Parcel Number: B-53  
CAMA Number: B-53  
Property Address: LAKE DR

Mailing Address: TRYBULSKI, WALTER J. JR  
14 CARLTON AVE  
CHICOPEE, MA 01020

Parcel Number: B-54  
CAMA Number: B-54  
Property Address: 74 LAKE DR

Mailing Address: TRYBULSKI, WALTER J. JR  
14 CARLTON AVE  
CHICOPEE, MA 01020

Parcel Number: B-55  
CAMA Number: B-55  
Property Address: LAKE DR

Mailing Address: TRYBULSKI, WALTER J. JR  
14 CARLTON AVE  
CHICOPEE FALLS, MA 01020

---

## Abutters:

Parcel Number: B-10  
CAMA Number: B-10  
Property Address: LAKE DR

Mailing Address: JONES EVAN  
PO BOX 9311  
N. AMHERST, MA 01059

Parcel Number: B-56  
CAMA Number: B-56  
Property Address: 76 LAKE DR

Mailing Address: SMITH, TERRANCE W.  
78 OLD POOR FARM RD  
WARE, MA 01082

Parcel Number: B-57  
CAMA Number: B-57  
Property Address: LAKE DR (WEST BEACH)

Mailing Address: LAKE WYOLA ASSOCIATION  
13 EAST ST  
SOUTHAMPTON, MA 01073

Parcel Number: B-58  
CAMA Number: B-58  
Property Address: LAKE DR (WEST BEACH)

Mailing Address: LAKE WYOLA ASSOCIATION  
13 EAST ST  
SOUTHAMPTON, MA 01073

Parcel Number: B-801  
CAMA Number: B-801  
Property Address: RANDALL RD

Mailing Address: TOWN OF SHUTESBURY  
1 COOLEYVILLE ROAD P O BOX 276  
SHUTESBURY, MA 01072

Parcel Number: B-805  
CAMA Number: B-805  
Property Address: LOCKS POND RD

Mailing Address: TOWN OF SHUTESBURY  
1 COOLEYVILLE ROAD  
SHUTESBURY, MA 01072

Parcel Number: B-818  
CAMA Number: B-818  
Property Address: LAKE WYOLA ROADS

Mailing Address: LAKE WYOLA ASSOCIATION  
13 EAST ST  
SOUTHAMPTON, MA 01073



www.cai-tech.com

Data shown on this report is provided for planning and informational purposes only. The municipality and CAI Technologies are not responsible for any use for other purposes or misuse or misrepresentation of this report.



# 100 foot Abutters List Report

Shutesbury, MA  
January 19, 2024

Parcel Number: ZB-11  
CAMA Number: ZB-11  
Property Address: LAKE DR

Mailing Address: RIVERS MARK  
P.O. BOX 521  
SHUTESBURY, MA 01072

Parcel Number: ZB-13  
CAMA Number: ZB-13  
Property Address: 30 GREAT PINES DR

Mailing Address: RIVERS MARK & RIVERS THERESA  
NOLIN  
P O BOX 521  
SHUTESBURY, MA 01072

Parcel Number: ZB-14  
CAMA Number: ZB-14  
Property Address: 30 GREAT PINES DR

Mailing Address: RIVERS MARK & RIVERS THERESA  
NOLIN  
P O BOX 521  
SHUTESBURY, MA 01072

Parcel Number: ZB-15  
CAMA Number: ZB-15  
Property Address: 6 GREAT PINES DRIVE EX

Mailing Address: MOORE JAMES A  
400 THIRD ST APT #3R  
BROOKLYN, NY 11215

Parcel Number: ZB-16  
CAMA Number: ZB-16  
Property Address: 6 GREAT PINES DRIVE EX

Mailing Address: MOORE JAMES A  
400 THIRD ST APT #3R  
BROOKLYN, NY 11215

Parcel Number: ZB-50  
CAMA Number: ZB-50  
Property Address: 70 LAKE DR

Mailing Address: RIVERS MARK  
P.O. BOX 521  
SHUTESBURY, MA 01072

Parcel Number: ZB-51  
CAMA Number: ZB-51  
Property Address: 70 LAKE DR

Mailing Address: RIVERS MARK  
P.O. BOX 521  
SHUTESBURY, MA 01072

Parcel Number: ZB-52  
CAMA Number: ZB-52  
Property Address: 70 LAKE DR

Mailing Address: RIVERS MARK  
P.O. BOX 521  
SHUTESBURY, MA 01072



[www.cai-tech.com](http://www.cai-tech.com)

Data shown on this report is provided for planning and informational purposes only. The municipality and CAI Technologies are not responsible for any use for other purposes or misuse or misrepresentation of this report.

## SHUTESBURY CONSERVATION COMMISSION NOTIFICATION TO ABUTTERS

In accordance with the second paragraph of the Massachusetts Wetlands Protection Act (G.L. Ch. 131 §40), §10.05(4)(a) of 310 CMR 10.00 of the Wetlands Regulations, and the Shutesbury General Wetlands Protection Bylaw and Regulations, you are hereby notified as the owner of land abutting another parcel for which certain activities are proposed. A Public Hearing on the matter is described below.

- A. A Notice of Intent was filed with the Shutesbury Conservation Commission on February 14, 2024 seeking permission to remove, fill, dredge or alter an area subject to protection (Wetland Resource Area and/or Protected Buffer Zone) under the Massachusetts Wetlands Protection Act (General Laws Ch. 131 §40) and the Shutesbury General Wetlands Protection Bylaw.
- B. Name of the applicant: **Jeff Pickering**
- C. Address/Parcel Number of the project site: **74 Lake Drive, Shutesbury, MA 01072 – (Assessor’s Map B Parcels 53, 54, & 55)**
- D. The proposed activity is: **The applicant proposes to construct a garage, install a new septic system, renovate the existing house, and additional site improvements including a seasonal metal dock on Lake Wyola. Proposed work is located within the Buffer Zone to Lake Wyola.**
- E. **The date and time of the public hearing regarding this Notice of Intent may be obtained by contacting the Shutesbury Conservation Commission by email at [concom@shutesbury.org](mailto:concom@shutesbury.org) or by phone at 413-259-3792.**
- F. **Public Participation will be via Virtual Means Only:** This meeting of the Shutesbury Conservation Commission will be conducted via remote participation on Zoom. Instructions for participating in the virtual Public Hearing will be listed on the meeting agenda posted on the Town calendar at least 48 hours in advance of the meeting. The Public Hearing may be rescheduled due to unforeseen circumstances. Remote access information will be published on the Shutesbury meeting calendar: [www.shutesbury.org/calendars](http://www.shutesbury.org/calendars). Click on the agenda for the meeting you wish to attend.
- G. The Notice of Intent may be examined on the Shutesbury Conservation Commission website: [shutesbury.org/other-concom-projects](http://shutesbury.org/other-concom-projects) and at the Conservation Commission office on Tuesdays and Thursdays from 10-1 by appointment. A paper copy may be obtained, for a fee, from the Shutesbury Town Clerk: [townclerk@shutesbury.org](mailto:townclerk@shutesbury.org) or 413-259-1204. Copies may also be obtained from the applicant or the applicant’s representative.
- H. Notice of the Public Hearing, including date, time, and place will be published at least five business days in advance in **The Greenfield Recorder**.

For more information, contact the Shutesbury Conservation Commission ([concom@shutesbury.org](mailto:concom@shutesbury.org) or 413-259-3792) or the Massachusetts Department of Environmental Protection (MassDEP) Western Region Office at (413-784-1100).



Town of Shutesbury, Massachusetts 01572

**TOWN OF SHUTESBURY  
Conservation Commission**

**SITE ACCESS AUTHORIZATION**

Date: 1/26/24

Project: Proposed Garage, Septic System, House Renovation & Site Improvements

Location: 74 Lake Drive Shutesbury MA

Property Owner: Walter & Maryjane Trybulski

I (We) hereby authorize the individual members of the Shutesbury Conservation Commission and its agents to enter upon the referenced property for the purpose of gathering information regarding the application filed with the Commission pursuant to the Wetlands Protection Act (MGL Ch 131, s. 40) and/or the Shutesbury General Wetlands Protection Bylaw.

Additionally, if an Order of Condition or other Permit is issued for the project, I (we) grant permission for Commission members and the Commission's agents to enter the above referenced property for the purpose of inspecting for compliance with the Order or Permit. This site access authorization is valid until a Certificate of Compliance is issued by the Conservation Commission or the Permit has expired.

Authorized Signature:  Date 1/26/24

Please Print Timothy Pickering

(If other than owner, please state whether tenant, agent or other)

Mailing Address: 829 main st

Amburst MA 01002

Phone: 413 253 9367 Email: tim@wspickering

Cell: 413 531 7794 Fax: \_\_\_\_\_

# **APPENDIX A: SITE PLAN**

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SITE PLAN ENTITLED "NOI FILING PLAN"

PREPARED BY R LEVESQUE ASSOCIATES, INC.

DATED FEBRUARY 13, 2024