

Notice of Intent

for

15 Liberty Way, Franklin MA 02038
(Map: 320, Parcel: 4)



DATE:

November 1, 2023

ADDRESSED TO:

Municipal Building
Franklin Conservation Commission
355 E. Central Street
Franklin, MA 02038

PREPARED BY:

Goddard Consulting LLC
291 Main Street, Suite 8
Northborough, MA 01532

PREPARED FOR:

Atlantic Oliver 15 Liberty Way LLC
c/o Oliver Street Capital
125 High Street, Suite 220
Boston, MA 02110



Franklin Conservation Commission
355 East Central Street
Franklin MA, 02038

Re: Notice of Intent - 15 Liberty Way, Franklin MA (Map: 320, Parcel: 4)

Dear Franklin Conservation Commission,

On behalf of Atlantic Oliver 15 Liberty Way LLC (the applicant), Goddard Consulting, LLC (representative) is hereby submitting this Notice of Intent (NOI) application for a project which consists of the expansion of a parking lot and associated stormwater management at 15 Liberty Way, Franklin MA. This report describes existing conditions, proposed conditions, jurisdictional areas present on site, and project compliance with the Massachusetts Wetlands Protection Act.

A Notice of Intent for this proposed project was initially filed with the Franklin Conservation Commission on May 25, 2023, as a project with impacts to areas only jurisdictional under the Franklin Wetlands Protection Bylaw, and not the Massachusetts Wetlands Protection Act. Through the peer review process, it has been determined that areas jurisdictional under the MA Wetlands Protection Act may be present onsite. This submittal package represents the proposed project's current form, with revisions made per comments from the peer reviewer, BETA Group Inc. ("BETA"), and the Franklin Conservation Commission. Goddard requests that the Franklin Conservation Commission hear this application simultaneously with the application filed for this site under the Franklin Wetlands Protection Bylaw.

A list of enclosed documents is as follows:

- ☐ NOI Application (WPA Form 3)
- ☐ Copy of Checks
- ☐ Affidavit of Service, Notification to Abutters, Certified Abutters List
- ☐ Orthophoto View of Site, Goddard Consulting LLC. 3/31/2023
- ☐ Orthophoto View of Site with DEP Wetlands, Goddard Consulting LLC. 3/31/2023
- ☐ Orthophoto View of Site with FEMA Flood Zones, Goddard Consulting LLC. 3/31/2023
- ☐ Orthophoto View of Site with NRCS Soil Survey, Goddard Consulting LLC. 3/31/2023
- ☐ USGS of Site, Goddard Consulting LLC. 3/31/2023
- ☐ Simple Wildlife Habitat Evaluation Form
- ☐ BVW Determination Data Form
- ☐ Site Plans: Liberty Parking Expansion, Level Design Group, 1/13/2023, revised 10/17/23
- ☐ Stormwater Report (includes Stormwater Management Checklist), Level Design Group, initially dated 1/13/2023, revised 10/16/23

Sincerely,

Goddard Consulting, LLC

Chris Frattaroli

Wetland Scientist

Cc: Daniel Campbell, Level Design Group, 249 South Street, Unit 1, Plainville, MA 02762
Atlantic Oliver 15 Liberty Way LLC, 125 High Street, Suite 220, Boston MA, 02110
MassDEP CERO, 8 New Bond Street, Worcester MA 01606

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1.0 EXISTING CONDITIONS

The project site consists of a ± 15 -acre lot located at 15 Liberty Way in Franklin, MA (Map 320, Lot 4) within Franklin Industrial Park. The project site is currently in use as a commercial trucking warehouse. The northern portion of the lot consists of an area of forested upland. Approximately 58% of the parcel's ± 15 -acres is comprised of impervious cover including the 92,490SF warehouse building and paved surfaces.

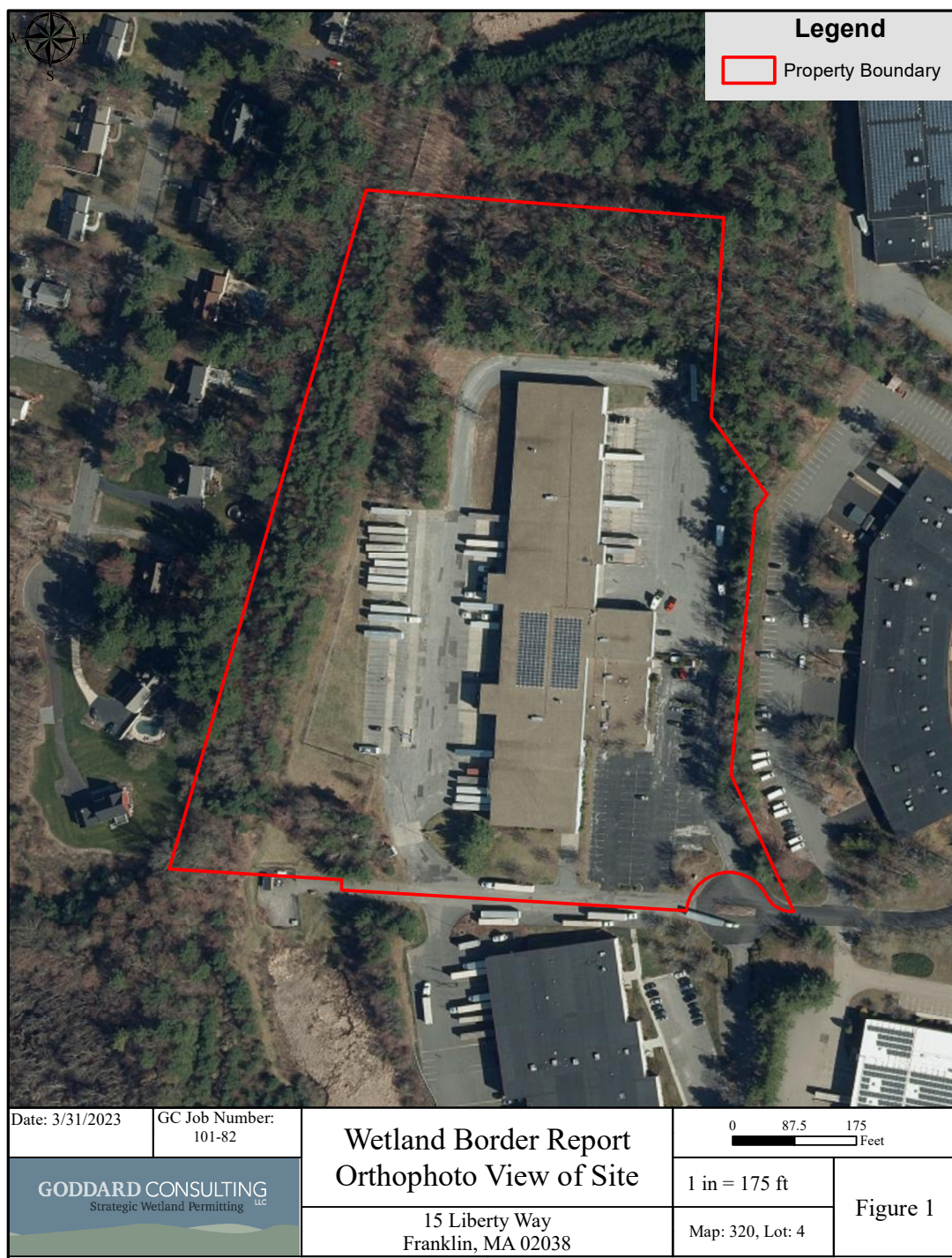


Figure 1: Orthophoto of locus site.

1.1 RESOURCE AREAS

The resource areas in proximity to the work area are a series of stormwater management features that have developed wetland characteristics over time. Internal to the F-series wetland, a stream channel was identified by BETA in the peer review process. Therefore, this wetland was deemed a Bordering Vegetated Wetland (BVW) jurisdictional under the MA Wetlands Protection Act. This F-series wetland is located just offsite to the north.



Figure 2: View of the F-series wetland.

According to the MassGIS data layers for NHESP, this site is not within Estimated and/or Priority Habitat of Rare Wildlife. There are no potential or certified vernal pools located onsite. The site is not located in an Area of Critical Environmental Concern (ACEC) or an Outstanding Resource Waters Area (ORW). There is no FEMA Flood Zone mapped onsite. There is no DEP mapped wetland onsite.

1.2 NON-JURISDICTIONAL AREAS ON SITE

Hand-dug drainage ditches are present across the work area. The extent of these ditches was marked with a J-, K- and L-series of flags. These ditches show evidence of hand-dug spoils along its banks and do not support a dominance of wetland vegetation. In fact, upland plant species including hay-scented fern (*Dennstaedtia punctilobula*) and Canada mayflower (*Maianthemum canadensis*) are present in this area. Therefore, these ditches are not considered a wetland resource and are not jurisdictional.



Figure 3: Non-jurisdictional ditch in upland area with hay-scented fern and Canada mayflower visible.

2.0 PROPOSED PROJECT

The applicant is proposing to expand the existing parking lot towards the parcel's northern property boundary to provide necessary parking for the building – an increase of approximately 105,320SF. The expanded parking lot will provide stormwater management with an engineered drainage system leading to a Stormtech SC-740 subsurface stormwater collection chamber.

The proposed work is located only within the buffer zone to the F-series BVW located offsite to the north. Total impacts to the 100-foot buffer zone amount to approximately 29,793sf. This work consists mainly of paving, as well as some grading and stormwater management infrastructure.



Figure 4: Proposed work area highlighted in yellow.

2.1 EROSION AND SEDIMENTATION CONTROLS

Erosion and Sedimentation (E&S) controls for the site will be utilized so that discharge of sediment is minimized. Implementing these practices limit the amount of storm water entering a disturbed area or trap sediment prior to stormwater leaving the site. Control methods include a 12" Siltsoxx wattle to be installed at the downhill limit of work, and erosion control fencing to be installed around the area to be excavated for the stormwater collection chamber. These E&S controls will minimize sediment migration downslope of the construction area. In addition, Dandy Bags or equivalent will be utilized on existing catch basins to capture sediment before it enters the storm drain. Further, any stockpiled materials will be located outside all jurisdictional areas, covered and stabilized to minimize contact with rain and wind, and have a perimeter sediment barrier.

E&S controls will be maintained weekly and after significant rain events throughout the duration of the construction, including the removal of accumulated sediment once accumulation reaches half the height of the wattle. All E&S controls will remain in place until the site is stabilized. Please see attached site plans for schematic details of E&S controls. The applicant will be responsible for inspecting and maintaining E&S controls and will keep a log of inspections and maintenance.

A portion of the construction activity will require breaching of E&S controls in order to place and backfill underground pipes. This temporary removal of E&S controls will occur only in non-storm events. All E&S controls will be left intact to the greatest extent possible, and E&S controls that need to be removed for such activities will be replaced appropriately before any rain event is forecast to begin.

2.2 STORMWATER MANAGEMENT

The project proposes the use of a Stormtech SC-740 subsurface detention basin to manage stormwater from the proposed parking lot expansion. All runoff from this impervious area will be directed to the subsurface detention basin via deep sump catch basins and trench drains. Overflow from this subsurface detention basin will discharge to

the existing riprap lined IVW via HDPE pipe to mimic existing drainage patterns. Additional riprap supplementing the existing riprap lining of the IVW will be placed below the outlet of the three outfalls to minimize erosion potential. See the attached Stormwater Report by Level Design Group LLC initially dated January 13, 2023, revised October 16, 2023, for more information on the stormwater management system and its compliance.

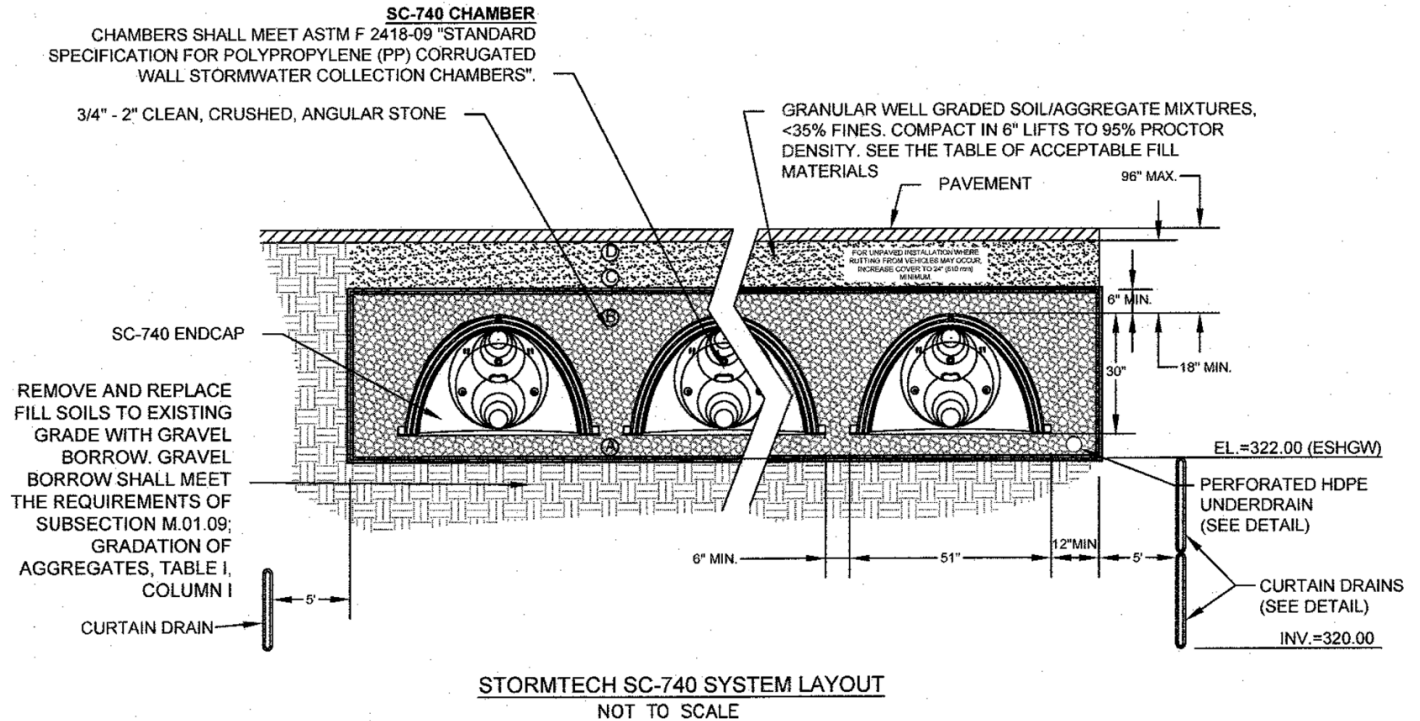


Figure 5: Schematic of Stormtech SC-740 system.

2.3 COMPLIANCE WITH WETLANDS PROTECTION ACT

The WPA Regulations do not contain performance standards for Buffer Zone Alteration (310 CMR 10.02(2)(b)). All reasonable efforts to avoid, minimize and mitigate adverse impacts on the Buffer Zone have been considered, but avoidance of the 100-foot Buffer Zone would not result in sufficient parking space as required by the applicant. To minimize any impacts to the BVW just offsite, erosion controls as described in section 2.1 of this report will be installed downgradient of the limit of work between the work area and the BVW.

2.4 CONSTRUCTION SEQUENCE

The sequence of construction activities will be as follows:

1. Install erosion and sediment controls.
2. Clear, grub and rough grade areas shown to be regraded.
3. Demo existing features in work area not shown to be saved and cut and cap utilities as needed.
4. Install stormwater management system and site utilities.
5. Install binder coat paving.
6. Install landscaping.
7. Fine grade site and loam and seed all disturbed areas.
8. Install topcoat pavement.
9. Project closeout.

3.0 CONCLUSION

In summary, Goddard Consulting believes that the proposed project will not have any adverse impacts on the interests protected by the MA Wetlands Protection Act. The proposed project meets all regulatory compliance standards identified therein and has proposed mitigation for its impacts. Goddard Consulting respectfully requests that the Franklin Conservation Commission issue an Order of Conditions under the MA Wetlands Protection Act approving the proposed project.

Please feel free to contact us if you have any questions about this Notice of Intent submission.

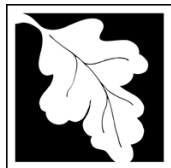
Sincerely,

Goddard Consulting LLC

A handwritten signature in black ink, appearing to read "Chris Frattaroli".

Chris Frattaroli

Wetland Scientist



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

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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):

15 Liberty Way

a. Street Address

Franklin

b. City/Town

02038

c. Zip Code

Latitude and Longitude:

320

f. Assessors Map/Plat Number

42.05651470143494

d. Latitude

-71.4045326672725

e. Longitude

4

g. Parcel /Lot Number

2. Applicant:

John

a. First Name

Adair

b. Last Name

Atlantic Oliver 15 Liberty Way LLC

c. Organization

125 High St. Suite 220

d. Street Address

Boston

e. City/Town

MA

f. State

02110

g. Zip Code

571-216-2878

h. Phone Number

i. Fax Number

adair@oliverst.com

j. Email Address

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

Same as applicant

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):

Scott

a. First Name

Goddard

b. Last Name

Goddard Consulting LLC

c. Company

291 Main St

d. Street Address

Northborough

e. City/Town

MA

f. State

01532

g. Zip Code

508-393-3784

h. Phone Number

i. Fax Number

scott@goddardconsultingllc.com

j. Email address

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

\$1500 (+\$600 bylaw)

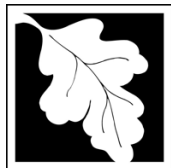
a. Total Fee Paid

\$737.50

b. State Fee Paid

\$762.50 (+\$600 bylaw)

c. City/Town Fee Paid



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A. General Information (continued)

6. General Project Description:

Expansion of parking lot associated with warehouse building within buffer zone to BVW

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

- | | |
|---|---|
| 1. <input type="checkbox"/> Single Family Home | 2. <input type="checkbox"/> Residential Subdivision |
| 3. <input checked="" 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 CMR 10.24(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:

Norfolk

a. County

39279

c. Book

b. Certificate # (if registered land)

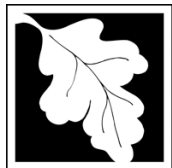
278

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

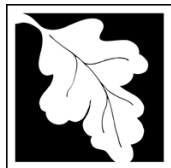
a. total square feet _____ b. square feet within 100 ft. _____ c. square feet between 100 ft. and 200 ft. _____

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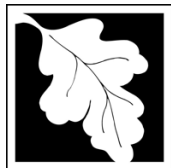
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B. Buffer Zone & Resource Area Impacts (temporary & permanent) (cont'd)

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.

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**

August 2021

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:

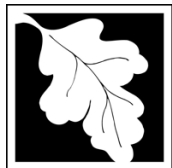
Division of Marine Fisheries -
Southeast Marine Fisheries Station
Attn: Environmental Reviewer
836 South Rodney French Blvd.
New Bedford, MA 02744
Email: dmf.envreview-south@mass.gov

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



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent

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City/Town

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.

Liberty Parking Expansion

a. Plan Title

Level Design Group

b. Prepared By

10/17/2023

d. Final Revision Date

Daniel Campbell

c. Signed and Stamped by

1"=40'

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:

9530

2. Municipal Check Number

9529

4. State Check Number

Sarah

6. Payor name on check: First Name

9/25/23

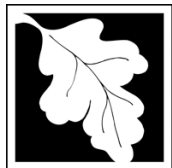
3. Check date

9/25/23

5. Check date

Campbell

7. Payor name on check: Last Name



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

Franklin

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.



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:

15 Liberty Way

a. Street Address

9529

c. Check number

Franklin

b. City/Town

\$737.50

d. Fee amount

2. Applicant Mailing Address:

John

a. First Name

Adair

b. Last Name

Atlantic Oliver 15 Liberty Way LLC

c. Organization

125 High Street Suite 220

d. Mailing Address

Boston

e. City/Town

MA

f. State

02110

g. Zip Code

571-216-2878

h. Phone Number

i. Fax Number

adair@oliverst.com

j. Email Address

3. Property Owner (if different):

Same as applicant

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).



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
Local: Commercial/industrial base fee - see local filing fee worksheet	1	\$600	\$600
2b. Construction of parking lot	1	\$500	\$500
2g. Storm drain discharge	2	\$500	\$1000

Step 5/Total Project Fee: _____

Step 6/Fee Payments:

Total Project Fee:	\$1500 (+\$600 bylaw)
	a. Total Fee from Step 5
State share of filing Fee:	\$737.50
	b. 1/2 Total Fee less \$12.50
City/Town share of filling Fee:	\$762.50 (+\$600 bylaw)
	c. 1/2 Total Fee plus \$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.)

AFFIDAVIT OF SERVICE

Under the MA Wetlands Protection Act:

I, Chris Frattaroli, hereby certify under the pains and penalties of perjury that on November 1, 2023, I gave notification to abutters in Compliance with the second paragraph of Massachusetts General Law Chapter 131, Section 40, the DEP Guide to Abutter Notification dating April 8, 1994, in connection with the following matter:

A Notice of Intent (NOI) was filed under the MA Wetlands Protection Act by Atlantic Oliver 15 Liberty Way LLC with the Franklin Conservation Commission on October 25, 2023 for the property located at 15 Liberty Way, Franklin MA (Map: 320, Parcel: 4)

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

(Name)

(Date)



11/1/23

Chris Frattaroli, Goddard Consulting LLC

Notification to Abutters

By Hand Delivery, Certified Mail (return receipt requested), or Certificates of Mailing

This is a notification required by law. You are receiving this notification because you have been identified as the owner of land abutting another parcel of land for which certain activities are proposed. Those activities require a permit under the MA Wetlands Protection Act.

In accordance with the MA Wetlands Protection Act, you are hereby notified that:

- A. A Notice of Intent was filed with the Franklin Conservation Commission on November 1, 2023, seeking permission to remove, fill, dredge, or alter an area subject to protection under the MA Wetlands Protection Act. The following is a description of the proposed activity/activities:

Expansion of an existing parking lot and stormwater management system associated with a warehouse building within the buffer zone to a Bordering Vegetated Wetland.

- B. The name of the applicant is: Atlantic Oliver 15 Liberty Way LLC
- C. The address of the land where the activity is proposed is: 15 Liberty Way, Franklin MA (Map 320, Parcel 4)
- D. Copies of the Notice of Intent may be examined or obtained at the office of the Franklin Conservation Commission, located at 355 E. Central Street, Franklin, MA. The regular business hours of the Commission are Monday-Thursday, 8am-4pm and Friday, 8am-1pm, and the Commission may be reached at (508) 520-4929.
- E. Copies of the Notice of Intent may be obtained from the applicant or their representative by calling Goddard Consulting, LLC at (508) 393-3784. An administrative fee may be applied for providing copies of the NOI and plans.
- F. Information regarding the date, time, and location of the public hearing regarding the Notice of Intent may be obtained from the Franklin Conservation Commission. Notice of the public hearing will be published at least five business days in advance, in the Franklin Observer.



15 LIBERTY WAY - 300' ABUTTERS

Franklin, MA

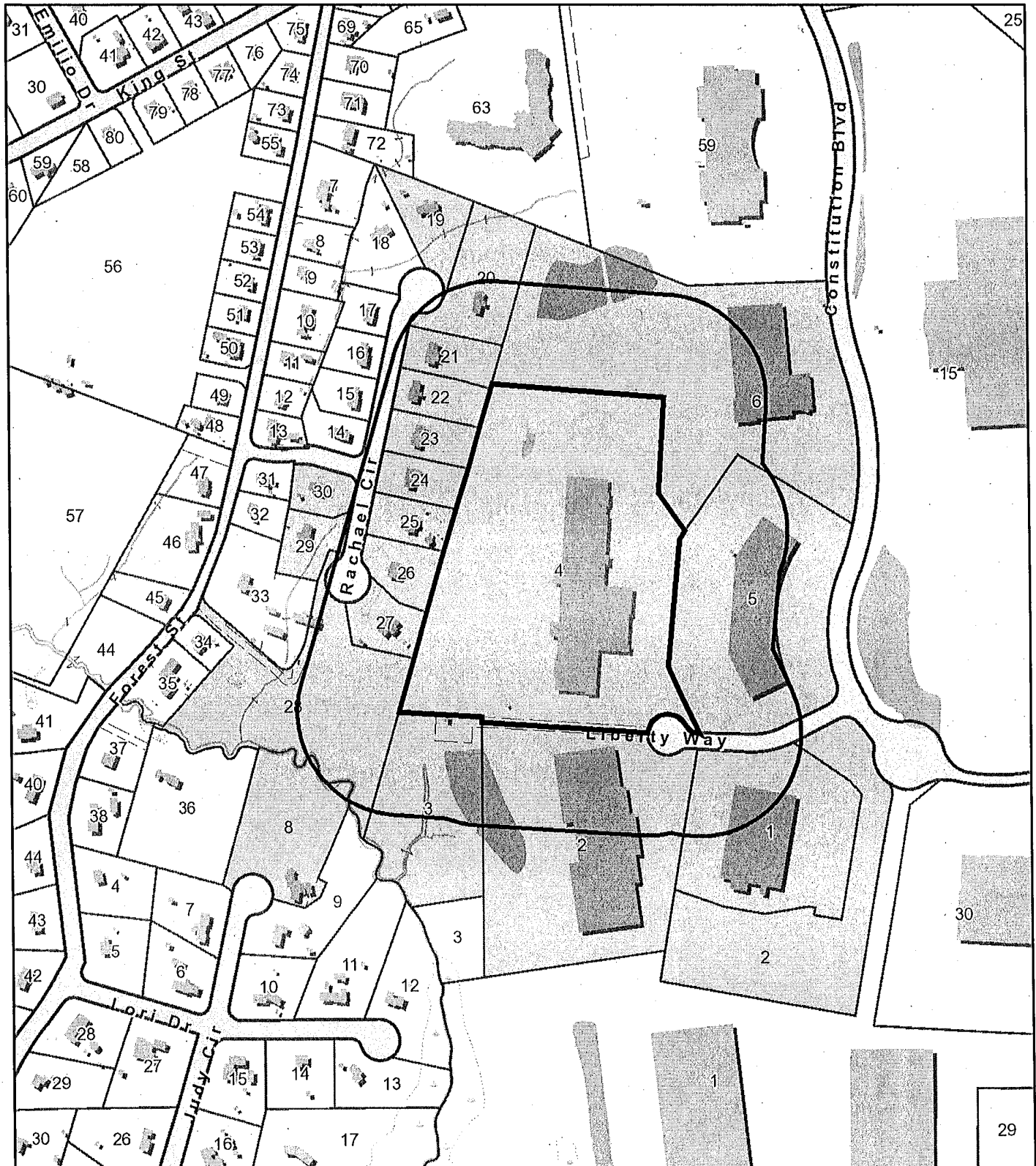


CAI Technologies
Precision Mapping. Geospatial Solutions.

February 3, 2023

1 inch = 400 Feet

www.cai-tech.com



This information is believed to be correct but is subject to change and is not warranted.



300 foot Abutters List Report

Franklin, MA
February 03, 2023

Subject Property:

Parcel Number: 320-004-000
CAMA Number: 320-004-000-000
Property Address: 15 LIBERTY WAY

Mailing Address: ATLANTIC OLIVER 15 LIBERTY WAY LLC
C/O OLIVER STREET CAPITAL LLC
125 HIGH ST - SUITE 220
BOSTON, MA 02110

Abutters:

Parcel Number: 320-001-000
CAMA Number: 320-001-000-000
Property Address: 10 LIBERTY WAY

Mailing Address: LRF2 BOS LIBERTY WAY LLC C/O
LONGPOINT REALTY PARTNERS
13218 WEST BROWARD BOULEVARD
PLANTATION, FL 33325

Parcel Number: 320-002-000
CAMA Number: 320-002-000-000
Property Address: 20 LIBERTY WAY

Mailing Address: STANNAH PROPERTY LLC C/O LINCOLN
PROPERTY COMPANY
25 MALL RD SUITE 402
BURLINGTON, MA 01803

Parcel Number: 320-003-000
CAMA Number: 320-003-000-000
Property Address: 32 LIBERTY WAY

Mailing Address: FRANKLIN TOWN OF
355 EAST CENTRAL STREET
FRANKLIN, MA 02038

Parcel Number: 320-004-000
CAMA Number: 320-004-000-000
Property Address: 15 LIBERTY WAY

Mailing Address: ATLANTIC OLIVER 15 LIBERTY WAY LLC
C/O OLIVER STREET CAPITAL LLC
125 HIGH ST - SUITE 220
BOSTON, MA 02110

Parcel Number: 320-005-000
CAMA Number: 320-005-000-000
Property Address: 101 CONSTITUTION BLVD

Mailing Address: 101 CONSTITUTION BLVD LLC C/O
KEYPOINT PARTNERS LLC
ONE VAN DE GRAAFF DRIVE - SUITE
402
BURLINGTON, MA 01803

Parcel Number: 320-006-000
CAMA Number: 320-006-000-000
Property Address: 77 CONSTITUTION BLVD

Mailing Address: IRON MOUNTAIN INFO MANAGEMENT
ONE FEDERAL ST
BOSTON, MA 02110

Parcel Number: 320-019-000
CAMA Number: 320-019-000-000
Property Address: 1 RACHAEL CIR

Mailing Address: MURPHEY ROBERT W MURPHEY
JANICE L
1 RACHAEL CIR
FRANKLIN, MA 02038

Parcel Number: 320-020-000
CAMA Number: 320-020-000-000
Property Address: 2 RACHAEL CIR

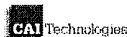
Mailing Address: PECORA BRIAN F & INNA TRS PECORA
LIVING TRUST
2 RACHAEL CIR
FRANKLIN, MA 02038

Parcel Number: 320-021-000
CAMA Number: 320-021-000-000
Property Address: 4 RACHAEL CIR

Mailing Address: COOKE ROBERT D COOKE PATRICIA E
4 RACHAEL CIR
FRANKLIN, MA 02038

Parcel Number: 320-022-000
CAMA Number: 320-022-000-000
Property Address: 6 RACHAEL CIR

Mailing Address: HARDING GRANT E MURPHY MAURA B
6 RACHAEL CIR
FRANKLIN, MA 02038



www.cai-tech.com

This information is believed to be correct but is subject to change and is not warranted.

2/3/2023

Page 1 of 2



300 foot Abutters List Report

Franklin, MA
February 03, 2023

Parcel Number: 320-023-000
CAMA Number: 320-023-000-000
Property Address: 8 RACHAEL CIR

Mailing Address: SMITH ANDREW J JR SMITH PAULA E
8 RACHAEL CIR
FRANKLIN, MA 02038

Parcel Number: 320-024-000
CAMA Number: 320-024-000-000
Property Address: 10 RACHAEL CIR

Mailing Address: PISANI CHRISTOPHER J PISANI
ANNMARIE
10 RACHAEL CIR
FRANKLIN, MA 02038

Parcel Number: 320-025-000
CAMA Number: 320-025-000-000
Property Address: 12 RACHAEL CIR

Mailing Address: CROOK JAMES CORMIER VALERIE
12 RACHAEL CIR
FRANKLIN, MA 02038

Parcel Number: 320-026-000
CAMA Number: 320-026-000-000
Property Address: 14 RACHAEL CIR

Mailing Address: PATIL KEDAR SANJAY MEHTA JANVI
DHARMESHKUMAR
14 RACHAEL CIR
FRANKLIN, MA 02038

Parcel Number: 320-027-000
CAMA Number: 320-027-000-000
Property Address: 16 RACHAEL CIR

Mailing Address: GLYNN DEBORAH A
16 RACHAEL CIR
FRANKLIN, MA 02038

Parcel Number: 320-028-000
CAMA Number: 320-028-000-000
Property Address: 17 RACHAEL CIR

Mailing Address: LORUSSO JOSEPH A LORUSSO
JESSICA A
17 RACHAEL CIR
FRANKLIN, MA 02038

Parcel Number: 320-029-000
CAMA Number: 320-029-000-000
Property Address: 15 RACHAEL CIR

Mailing Address: MINOR PETER W MINOR NADINE R
15 RACHAEL CIR
FRANKLIN, MA 02038

Parcel Number: 320-030-000
CAMA Number: 320-030-000-000
Property Address: 1 LORUSSO DR

Mailing Address: REBELLO STEPHEN E REBELLO
CHRISTINE A
1 LORUSSO DR
FRANKLIN, MA 02038

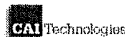
Parcel Number: 329-002-000
CAMA Number: 329-002-000-000
Property Address: 105 CONSTITUTION BLVD

Mailing Address: APG FRANKLIN LLC C/O AVENTINE
PROPERTY GROUP IN
111 SOUTH WACKER DR SUITE 3350
CHICAGO, IL 60606

Parcel Number: 329-008-000
CAMA Number: 329-008-000-000
Property Address: 10 JUDY CIR

Mailing Address: CROMWELL, JILL K TR FLECK, ROBERT
A TR ROBERT & JILL FLECK LIV TRUST
10 JUDY CIR
FRANKLIN, MA 02038

Kevin M. Doyle, 2-3-2023



www.cai-tech.com

This information is believed to be correct but is subject to change and is not warranted.

2/3/2023

Page 2 of 2

101 CONSTITUTION BLVD LLC
C/O KEYPOINT PARTNERS LLC
ONE VAN DE GRAAFF DRIVE -
SUITE 402
BURLINGTON, MA 01803

LORUSSO JOSEPH A
LORUSSO JESSICA A
17 RACHAEL CIR
FRANKLIN, MA 02038

APG FRANKLIN LLC
C/O AVENTINE PROPERTY GRO
111 SOUTH WACKER DR SUITE
3350
CHICAGO, IL 60606

LRF2 BOS LIBERTY WAY LLC
C/O LONGPOINT REALTY PART
13218 WEST BROWARD
BOULEVARD
PLANTATION, FL 33325

ATLANTIC OLIVER 15 LIBERT
C/O OLIVER STREET CAPITAL
125 HIGH ST - SUITE 220
BOSTON, MA 02110

MINOR PETER W
MINOR NADINE R
15 RACHAEL CIR
FRANKLIN, MA 02038

COOKE ROBERT D
COOKE PATRICIA E
4 RACHAEL CIR
FRANKLIN, MA 02038

MURPHEY ROBERT W
MURPHEY JANICE L
1 RACHAEL CIR
FRANKLIN, MA 02038

CROMWELL, JILL K TR FLECK
ROBERT & JILL FLECK LIV T
10 JUDY CIR
FRANKLIN, MA 02038

PATIL KEDAR SANJAY
MEHTA JANVI DHARMESHKUMAR
14 RACHAEL CIR
FRANKLIN, MA 02038

CROOK JAMES
CORMIER VALERIE
12 RACHAEL CIR
FRANKLIN, MA 02038

PECORA BRIAN F & INNA TRS
PECORA LIVING TRUST
2 RACHAEL CIR
FRANKLIN, MA 02038

FRANKLIN TOWN OF
355 EAST CENTRAL STREET
FRANKLIN, MA 02038

PISANI CHRISTOPHER J
PISANI ANNMARIE
10 RACHAEL CIR
FRANKLIN, MA 02038

GLYNN DEBORAH A
16 RACHAEL CIR
FRANKLIN, MA 02038

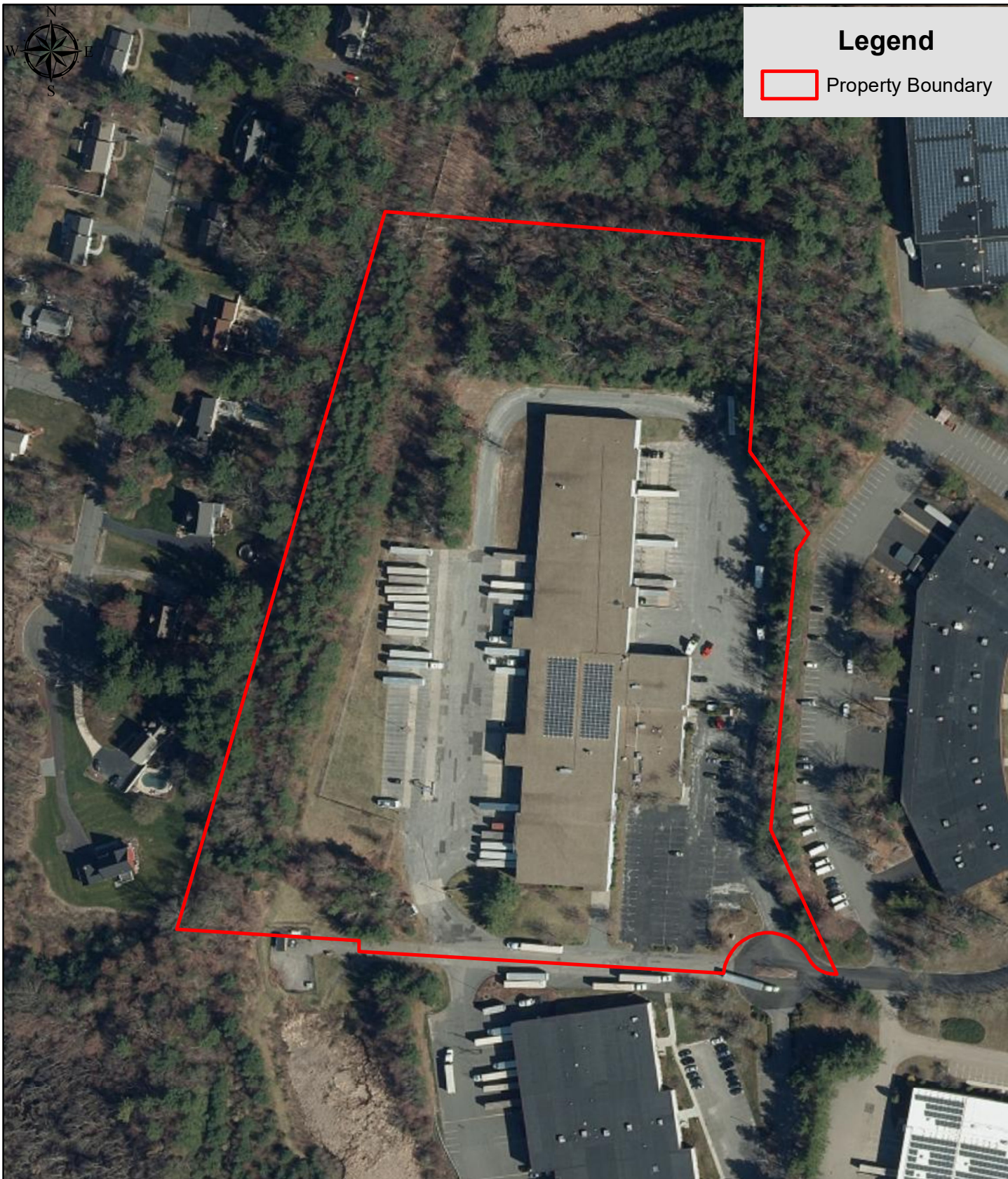
REBELLO STEPHEN E
REBELLO CHRISTINE A
1 LORUSSO DR
FRANKLIN, MA 02038

HARDING GRANT E
MURPHY MAURA B
6 RACHAEL CIR
FRANKLIN, MA 02038

SMITH ANDREW J JR
SMITH PAULA E
8 RACHAEL CIR
FRANKLIN, MA 02038

IRON MOUNTAIN INFO MANAGE
ONE FEDERAL ST
BOSTON, MA 02110

STANNAH PROPERTY LLC
C/O LINCOLN PROPERTY COMP
25 MALL RD SUITE 402
BURLINGTON, MA 01803



Date: 3/31/2023

GC Job Number:
101-82

Wetland Border Report Orthophoto View of Site

15 Liberty Way
Franklin, MA 02038

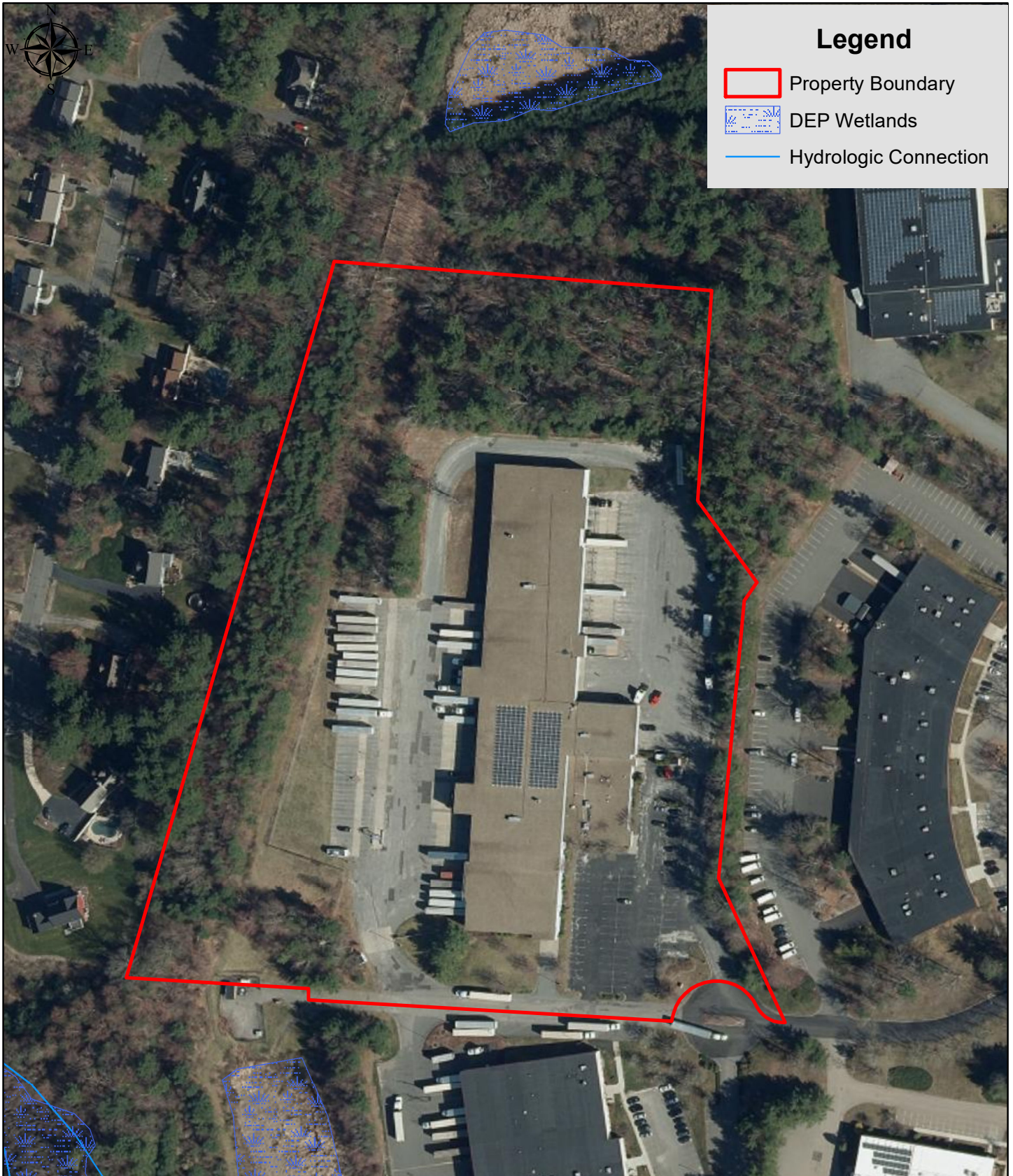
0 87.5 175
Feet

1 in = 175 ft

Map: 320, Lot: 4

Figure 1

GODDARD CONSULTING
Strategic Wetland Permitting LLC



Date: 3/31/2023

GC Job Number:
101-82

Wetland Border Report Orthophoto View of Site

0 87.5 175
Feet

GODDARD CONSULTING
Strategic Wetland Permitting LLC


15 Liberty Way
Franklin, MA 02038

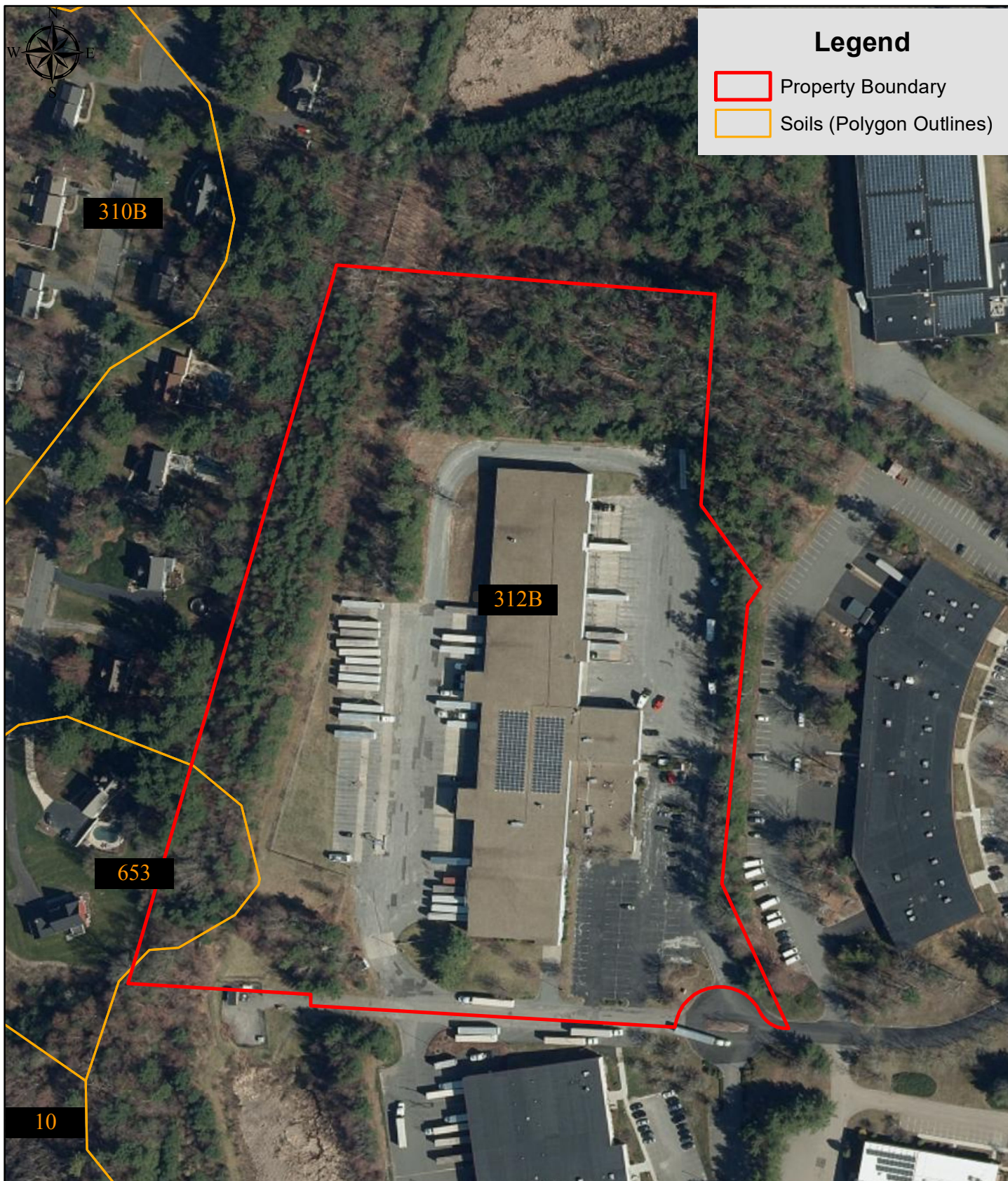
1 in = 175 ft

Map: 320, Lot: 4

Figure 1



Date: 3/31/2023	GC Job Number: 101-82	Wetland Border Report Orthophoto View of Site With FEMA Flood Zone	0 87.5 175 <div><div></div></div> Feet	
<div>GODDARD CONSULTING Strategic Wetland Permitting LLC</div> 			1 in = 175 ft	Figure 2
		Map: 320, Lot: 4		
		15 Liberty Way Franklin, MA 02038		

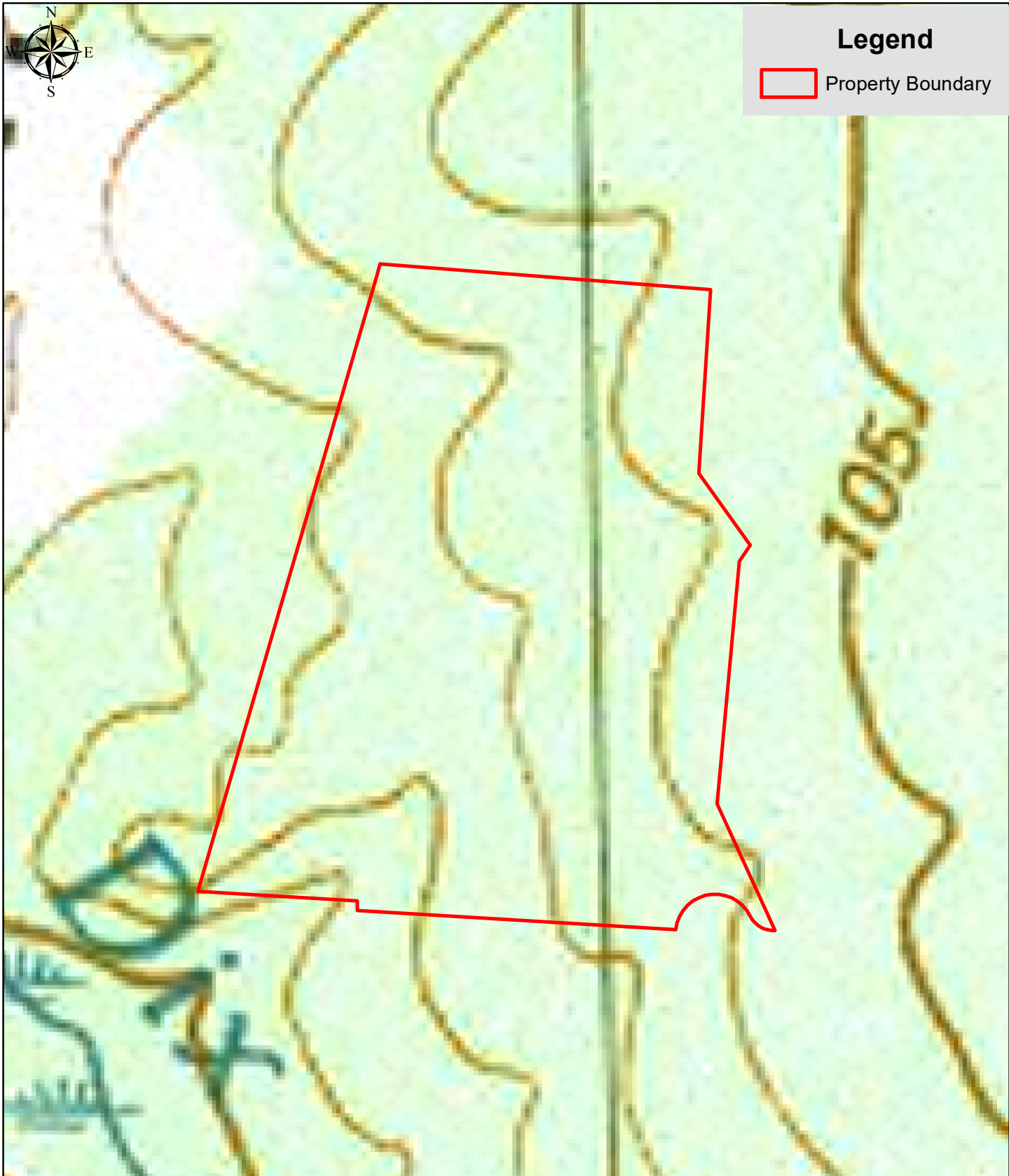


Legend

Property Boundary

Soils (Polygon Outlines)

Date: 3/31/2023	GC Job Number: 101-82	Wetland Border Report Orthophoto View of Site With NRCS Soil Survey	0 87.5 175 <div><div></div></div> Feet	
<div><div>GODDARD CONSULTING</div><div>Strategic Wetland Permitting LLC</div></div>			1 in = 175 ft	Figure 3
		Map: 320, Lot: 4		
		15 Liberty Way Franklin, MA 02038		



Date: 3/31/2023	GC Job Number: 101-82	Wetland Border Report USGS of Site	<div><div></div><div>0100200</div><div>Feet</div></div>	
<div><div>GODDARD CONSULTING</div><div>Strategic Wetland Permitting</div><div>LLC</div></div>			1 in = 200 ft	Figure 4
15 Liberty Way Franklin, MA 02038		Map: 320, Lot: 4		



Wildlife Habitat Protection Guidance

Appendix A: Simplified Wildlife Habitat Evaluation

Project Information

15 Liberty Way, Franklin MA

Project Location (from NOI)

Chris Frattaroli, Ryan Roseen

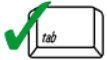
5/22/2023

Name of Person Completing Form

Date

Important:

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



Important Habitat Features

Direct alterations to the following important habitat features in resource areas may be permitted only if they will have no adverse effect (refer to Section V).

- ☐ Habitat for state-listed animal species (receipt of a positive opinion or permit from MNHESP shall be presumed to be correct. Do not refer to Section V).
- ☐ Sphagnum hummocks and pools suitable to serve as nesting habitat for four-toed salamanders
- ☐ Trees with large cavities (≥ 18 " tree diameter at cavity entrance)
- ☐ Existing beaver, mink or otter dens
- ☐ Areas within 100 feet of existing beaver, mink or otter dens (if significant disturbance)
- ☐ Existing nest trees for birds that traditionally reuse nests (bald eagle, osprey, great blue heron)
- ☐ Land containing freshwater mussel beds
- ☐ Wetlands and waterbodies known to contain open water in winter with the capacity to serve as waterfowl winter habitat
- ☐ Turtle nesting areas
- ☐ Vertical sandy banks (bank swallows, rough-winged swallows or kingfishers)

The following habitat characteristics when not commonly encountered in the surrounding area:

- ☐ Stream bed riffle zones (e.g. in eastern MA)
- ☐ Springs
- ☐ Gravel stream bottoms (trout and salmon nesting substrate)
- ☐ Plunge pools (deep holes) in rivers or streams
- ☐ Medium to large, flat rock substrates in streams



Wildlife Habitat Protection Guidance

Appendix A: Simplified Wildlife Habitat Evaluation

Activities

When any one of the following activities is proposed within resource areas, applicants should complete a Detailed Wildlife Habitat Evaluation (refer to Appendix B).

- ☐ Activities located in mapped “Habitat of Potential Regional or Statewide Importance”
- ☐ Activities affecting certified or documented vernal pool habitat, including habitat within 100’ of a certified or documented vernal pool when within a resource area
- ☐ Activities in bank, land under water, bordering land subject to flooding (presumed significant) where alterations are more than twice the size of thresholds
- ☐ Activities affecting vegetated wetlands >5000 sq. ft. occurring in resource areas other than Bordering Vegetated Wetland
- ☐ Activities affecting the sole connector between habitats >50 acres in size
- ☐ Installation of structures that prevent animal movement
- ☐ Activities for the purpose of bank stabilization using hard structure solutions that significantly affect ability of stream channel to shift and meander, or disrupt continuity in cover that would inhibit animal passage
- ☐ Dredging (greater than 5,000 sf)

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

Applicant: Atlantic Oliver 15 Liberty

Prepared by: Goddard Consulting LLC

Project location: 15 Liberty Way Franklin MA

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		Transsect Number: Upgradient		Date of Delineation:	
Sample Layer and Plant Species	Scientific name	% Cover	% Dominance	Dominant Plant (yes or no)	Wetland Indicator Category*
<u>Tree Layer</u> white pine red maple northern white oak	<i>Pinus strobus</i> <i>Acer rubrum</i> <i>Quercus alba</i>	38% 21% 11%	55.1% 29.7% 15.2%	Yes Yes No	FACU FAC* FACU
<u>Sapling Layer</u> northern white oak white pine	<i>Quercus alba</i> <i>Pinus strobus</i>	3% 3%	50.0% 50.0%	Yes Yes	FACU FACU
<u>Shrub Layer</u>					
<u>Climbing Woody Vine</u>					
<u>Ground Cover</u> green brier late lowbush blueberry	<i>Smilax rotundifolia</i> <i>Vaccinium angustifolium</i>	3% 3%	50.0% 50.0%	Yes Yes	FAC* FACU
Remarks: * An asterisk after common plant name indicates stunted growth; ** indicates extremely stunted growth					
Morphological Adaptations: 0		Description:			
* An asterisk after indicator status denotes wetlands plants: plants listed in the Wetlands Protection Act (MGL c.131, s.40); plants in the genus Sphagnum; or plants listed as FAC, FACV, or OBL.					
Vegetation conclusion:		Number of dominant non-wetland indicator plants: 4			
Number of dominant wetland indicator plants: 2		Number of dominant non-wetland indicator plants? 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: Soil Survey of Norfolk and Suffolk Counties - 1989

map number: MA616

soil type mapped: Woodbridge FSL 312B

hydric soil inclusions: yes

Are field observations consistent with soil survey?

☒ yes ☐ no

Remarks:

2. Soil Description

<u>Horizon</u>	<u>Depth (inches)</u>	<u>Matrix Color</u>	<u>Mottles Color or Texture</u>
O	0-4	10YR3/4	FSL
A	4-8	10YR3/2	FSL
B	8-24	10YR4/1	FSL
25% concentrations 10YR6/8			

Remarks:

3. Other:

Conclusion: Is soil hydric?

☒ yes

☐ no

Other Indicators of Hydrology: (check all that apply and 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 (stream, lake, or tidal gauge; aerial photo; other): _____

☐ Other: _____

Vegetation and Hydrology Conclusion for Uprgradient of	
	<u>yes</u>
Number of wetland indicator plants ≥ number of non-wetland plants	<u>no</u>
Wetland hydrology present:	
hydric soils present	X
other indicators of hydrology present	X
Sample location is in a BVW	X

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

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

Applicant: Atlantic Oliver 15 Liberty

Prepared by: Goddard Consulting LLC

Project location: 15 Liberty Way Franklin MA

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		Transect Number: _____		Date of Delineation: _____	
Sample Layer and Plant Species	Scientific name	% Cover	% Dominance	Dominant Plant (yes or no)	Wetland Indicator Category*
<u>Tree Layer</u>					
red maple	<i>Acer rubrum</i>	21%	87.2%	yes	FAC*
eastern cottonwood	<i>Populus deltoides</i>	3%	12.8%	no	FAC*
<u>Sapling Layer</u>					
sitka willow	<i>Salix stichensis</i>	21%	87.2%	yes	NI
pin oak	<i>Quercus palustris</i>	3%	12.8%	no	FACW*
<u>Shrub Layer</u>					
sweet pepperbush	<i>Clethra alnifolia</i>	11%	43.8%	yes	FAC*
rambler rose	<i>Rosa multiflora</i>	11%	43.8%	yes	FACU
white meadowsweet	<i>Spiraea alba</i>	3%	12.5%	no	FACW*
<u>Climbing Woody Vine</u>					
<u>Ground Cover</u>					
sensitive fern	<i>Osmunda sensibilis</i>	21%	38.7%	Yes	FACW*
sedge	<i>Carex sp.</i>	3%	5.7%	no	FACW*
common reed	<i>Phragmites australis</i>	21%	38.7%	yes	FACW*
jewelweed	<i>Impatiens capensis</i>	3%	5.7%	no	FACW*
purple loosestrife	<i>Lythrum salicaria</i>	3%	5.7%	no	OBL*
eastern poison ivy	<i>Toxicodendron radicans</i>	3%	5.7%	no	FAC*
Remarks: * An asterisk after common plant name indicates stunted growth; ** indicates extremely stunted growth					
Morphological Adaptations: 0		Description:			
* An asterisk after indicator status denotes wetlands plants: plants listed in the Wetlands Protection Act (MGL c.131, s.40); plants in the genus Sphagnum; or plants listed as FAC, FACV, or OBL.					
Vegetation conclusion:					
Number of dominant wetland indicator plants: 4		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					

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: Soil Survey of Norfolk and Suffolk Counties - 1989

map number: MA616

soil type mapped: Woodbridge FSL 312B

hydric soil inclusions: Yes

Are field observations consistent with soil survey?

☒ yes ☐ no

Remarks:

2. Soil Description

Horizon

Depth (inches)

Matrix Color

Mottles Color or Texture

A 0-6

10YR6/1

FSL

Remarks:

3. Other:

Conclusion: Is soil hydric?

☐ yes

☒ no

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

☒ Site inundated: _____

☒ Depth to free water in observation hole: _____

surface

☒ Depth to soil saturation in observation hole: _____

surface

☒ Water marks: _____

☐ Drift Lines: _____

☐ Sediment deposits: _____

☒ Drainage patterns in BVW: _____

☐ Oxidized rhizospheres: _____

☒ Water-stained leaves: _____

☐ Recorded data (stream, lake, or tidal gauge; aerial photo; other): _____

☐ Other: _____

Vegetation and Hydrology Conclusion for Downgradient of

yes

no

Number of wetland indicator plants

>= number of non-wetland plants

X

Wetland hydrology present:

hydric soils present

X

other indicators of hydrology present

X

Sample location is in a BVW

X

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