

**TOWN OF NORWELL
CONSERVATION COMMISSION**

P.O. Box 295 345 Main Street
Norwell, MA 02061-0295
(781) 659 - 8022

August 3, 2016

Jeanne Hagelstein-Ivas
Norwell Board of Library Trustees
64 South Street
Norwell, MA 02061

**RE: 64 South Street; AMENDMENT to Order of Resource Area Delineation
(SE52-1100 & NCC# 23(16))**

Dear Ms. Hagelstein-Ivas,

Enclosed please find the original Order of Resource Area Delineation (ORAD) for the property located at 64 South Street in Norwell (Map 19B, a portion of Block 53; Lot 35). This document represents a confirmation of your wetlands delineation as depicted on the approved plan.

This ORAD is valid for three (3) years from the "Date of Issuance" found on Page 1 of the Order of Resource Area Delineation. Please note that the Conservation Office is not responsible for notifying you when your Orders are nearing the expiration date.

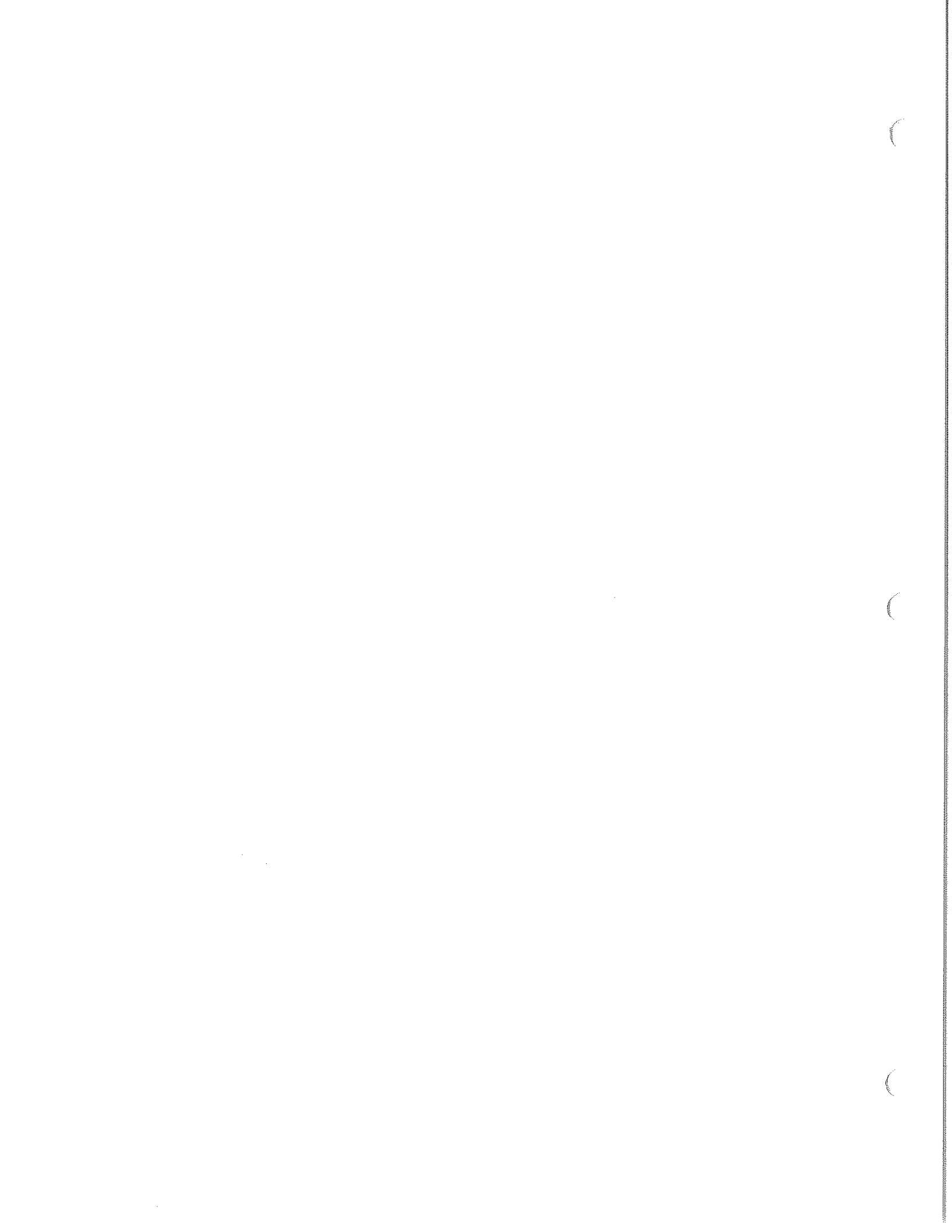
If you have any questions please do not hesitate to call Monday through Friday at 781-659-8022 or you may contact me by e-mail at ahardy@townofnorwell.net.

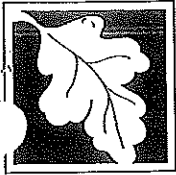
Sincerely,

Nancy Hemingway
Conservation Agent
Town of Norwell

CC: DEP, Southeast Region- Wetlands and Waterways
Steve Ivas, Ivas Environmental

Delivery: Correspondence accompanied AMENDMENT to Order of Resource Area Delineation issued to Jeanne Hagelstein-Ivas via regular mail, with hand-delivery or email to all other recipients.





Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands
WPA Form 4B – Order of Resource Area
Delineation

Provided by MassDEP:
 SE52-1100
 MassDEP File Number
 NCC# 23(16)
 eDEP Transaction Number
 Norwell
 City/Town

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

A. General Information

From: Norwell Conservation Commission
 1. Conservation Commission

2. This Issuance is for (check one):

- a. Order of Resource Area Delineation
- b. Amended Order of Resource Area Delineation

3. Applicant:

Jeanne Hagelstein-Ivas
 a. First Name b. Last Name
Norwell Board of Library Trustees
 c. Organization
64 South Street
 d. Mailing Address
Norwell MA 02061
 e. City/Town f. State g. Zip Code

4. Property Owner (if different from applicant):

Town of Norwell
 a. First Name b. Last Name

 c. Organization

 d. Mailing Address

 e. City/Town f. State g. Zip Code

5. Project Location:

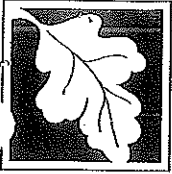
64 South Street Norwell 02061
 a. Street Address b. City/Town c. Zip Code
Map 19B (Portion of) Bl. 53, Lot 35
 d. Assessors Map/Plat Number e. Parcel/Lot Number
 Latitude and Longitude (in degrees, minutes, seconds):
 _____ d m s _____ d m s
 f. Latitude g. Longitude

6. Dates: July 18, 2016 8/2/16 8/3/16
 a. Date ANRAD filed b. Date Public Hearing Closed c. Date of Issuance

7. Title and Date (or Revised Date if applicable) of Final Plans and Other Documents:

Existing Conditions Plan / Norwell Public Library / 64 South St /Norwell, MA 7/13/16
 a. Title b. Date

 c. Title d. Date



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B. Order of Delineation

1. The Conservation Commission has determined the following (check whichever is applicable):

a. **Accurate:** The boundaries described on the referenced plan(s) above and in the Abbreviated Notice of Resource Area Delineation are accurately drawn for the following resource area(s):

1. Bordering Vegetated Wetlands
2. Other resource area(s), specifically:

a. Flags IEA 1-60 and IEB 1-6

b. **Modified:** The boundaries described on the plan(s) referenced above, as modified by the Conservation Commission from the plans contained in the Abbreviated Notice of Resource Area Delineation, are accurately drawn from the following resource area(s):

1. Bordering Vegetated Wetlands
2. Other resource area(s), specifically:

a.

c. **Inaccurate:** The boundaries described on the referenced plan(s) and in the Abbreviated Notice of Resource Area Delineation were found to be inaccurate and cannot be confirmed for the following resource area(s):

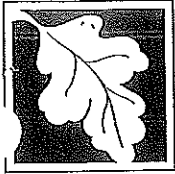
1. Bordering Vegetated Wetlands
2. Other resource area(s), specifically:

Bordering or Isolated Vegetated Wetlands as shown on the 2012 Gale Report on abutting properties located east of the shown BVW, and south/southwest of the shown BVW. Also stream and associated channel/bank south of flag IEA 60. And possible IVW east/south of flag IEA60.

The area within the parking island has been observed flooded. This may be BLSF under the local bylaw and possibly the WPA.

These resources were not reviewed or depicted on this ANRAD plan. Any work within 120 feet of BVW, 200 feet of stream or any of the noted absent resource (or other undefined resource areas) must be evaluated as part of any project filing.

3. The boundaries were determined to be inaccurate because:



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

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Provided by MassDEP:

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MassDEP File Number

NCC# 23(16)

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C. Findings

This Order of Resource Area Delineation determines that the boundaries of those resource areas noted above, have been delineated and approved by the Commission and are binding as to all decisions rendered pursuant to the Massachusetts Wetlands Protection Act (M.G.L. c.131, § 40) and its regulations (310 CMR 10.00). This Order does not, however, determine the boundaries of any resource area or Buffer Zone to any resource area not specifically noted above, regardless of whether such boundaries are contained on the plans attached to this Order or to the Abbreviated Notice of Resource Area Delineation.

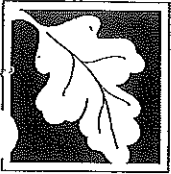
This Order must be signed by a majority of the Conservation Commission. The Order must be sent by certified mail (return receipt requested) or hand delivered to the applicant. A copy also must be mailed or hand delivered at the same time to the appropriate DEP Regional Office (see <http://www.mass.gov/eea/agencies/massdep/about/contacts/find-the-massdep-regional-office-for-your-city-or-town.html>).

D. Appeals

The applicant, the owner, any person aggrieved by this Order, any owner of land abutting the land subject to this Order, or any ten residents of the city or town in which such land is located, are hereby notified of their right to request the appropriate DEP Regional Office to issue a Superseding Order of Resource Area Delineation. When requested to issue a Superseding Order of Resource Area Delineation, the Department's review is limited to the objections to the resource area delineation(s) stated in the appeal request. The request must be made by certified mail or hand delivery to the Department, with the appropriate filing fee and a completed Request for Departmental Action Fee Transmittal Form, as provided in 310 CMR 10.03(7) within ten business days from the date of issuance of this Order. A copy of the request shall at the same time be sent by certified mail or hand delivery to the Conservation Commission and to the applicant, if he/she is not the appellant.

Any appellants seeking to appeal the Department's Superseding Order of Resource Area Delineation will be required to demonstrate prior participation in the review of this project. Previous participation in the permit proceeding means the submission of written information to the Conservation Commission prior to the close of the public hearing, requesting a Superseding Order or Determination, or providing written information to the Department prior to issuance of a Superseding Order or Determination.

The request shall state clearly and concisely the objections to the Order which is being appealed and how the Order does not contribute to the protection of the interests identified in the Massachusetts Wetlands Protection Act, (M.G.L. c. 131, § 40) and is inconsistent with the wetlands regulations (310 CMR 10.00). To the extent that the Order is based on a municipal bylaw or ordinance, and not on the Massachusetts Wetlands Protection Act or regulations, the Department of Environmental Protection has no appellate jurisdiction.



Massachusetts Department of Environmental Protection
 Bureau of Resource Protection - Wetlands
WPA Form 4B – Order of Resource Area Delineation

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

Provided by MassDEP:

SE52-1100

MassDEP File Number

NCC# 23(16)

eDEP Transaction Number

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E. Signatures

Aug 2, 2016

Revision Sept 6, 2016

Please indicate the number of members who will sign this form.

6
1. Number of Signers

Stacy H. Minihane
Signature of Conservation Commission Member

[Signature]
Signature of Conservation Commission Member

[Signature]
Signature of Conservation Commission Member

[Signature]
Signature of Conservation Commission Member

[Signature]
Signature of Conservation Commission Member

[Signature]
Signature of Conservation Commission Member

[Signature]
Signature of Conservation Commission Member

This Order is valid for three years from the date of issuance.

If this Order constitutes an Amended Order of Resource Area Delineation, this Order does not extend the issuance date of the original Final Order, which expires on _____ unless extended in writing by the issuing authority.

AMENDMENT
 This Order is issued to the applicant and the property owner (if different) as follows:

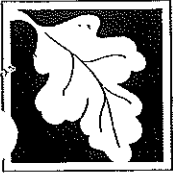
2. By hand delivery on _____

3. By certified mail, return receipt requested on _____

a. Date

a. Date

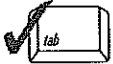
→ Sent via regular mail, dated 9/7/16.
 MS



Massachusetts Department of Environmental Protection
 Bureau of Resource Protection - Wetlands
Request for Departmental Action Fee Transmittal Form
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

A. Request Information

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



1. Person or party making request (if appropriate, name the citizen group's representative):

Name _____

Mailing Address _____

City/Town _____ State _____ Zip Code _____

Phone Number _____ Fax Number (if applicable) _____

Project Location _____

Mailing Address _____

City/Town _____ State _____ Zip Code _____

2. Applicant (as shown on Notice of Intent (Form 3), Abbreviated Notice of Resource Area Delineation (Form 4A); or Request for Determination of Applicability (Form 1)):

Name _____

Mailing Address _____

City/Town _____ State _____ Zip Code _____

Phone Number _____ Fax Number (if applicable) _____

3. DEP File Number:
- _____

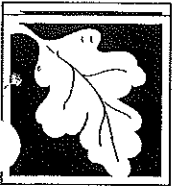
B. Instructions

1. When the Departmental action request is for (check one):

- Superseding Order of Conditions
- Superseding Determination of Applicability
- Superseding Order of Resource Area Delineation

Send this form and check or money order for \$120.00 (single family house projects) or \$245.00 (all other projects), payable to the *Commonwealth of Massachusetts* to:

Department of Environmental Protection
 Box 4062
 Boston, MA 02211



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands
Request for Departmental Action Fee Transmittal Form
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

B. Instructions (cont.)

2. On a separate sheet attached to this form, state clearly and concisely the objections to the Determination or Order which is being appealed. To the extent that the Determination or Order is based on a municipal bylaw, and not on the Massachusetts Wetlands Protection Act or regulations, the Department has no appellate jurisdiction.
3. Send a **copy** of this form and a **copy** of the check or money order with the Request for a Superseding Determination or Order by certified mail or hand delivery to the appropriate DEP Regional Office (see <http://www.mass.gov/eea/agencies/massdep/about/contacts/find-the-massdep-regional-office-for-your-city-or-town.html>).
4. A copy of the request shall at the same time be sent by certified mail or hand delivery to the Conservation Commission and to the applicant, if he/she is not the appellant.