October 11, 2021

Avon Conservation Commission 65 East Main Street Avon, MA 02322

RE: 0 Langley Road, Assessors Map D7-1-5 - Notice of Intent



Dear Conservation Commission Members:

5 Wetlands is please to submit this Notice of Intent to post permit the construction of a sound barrier and concrete footer within the 100 foot buffer zone. William Leonard of ABG Trust is the applicant. We look forward to working with the commission on this project.

Sincerely

5 Wetlands

Kenneth Thomson

Botanist

Appendix F



Town of Avon Conservation Commission

Voluntary 21 Day Waiver Form

REGARDING:	Circle one NOI, RDA, ANOI, ANRAD
Name of Applic	eant: ABG Trust William Leonard
Project Location	n:0 Langley Road, Assessors Map D7-1-5
	to waive the requirement that the Conservation Commission act within 21 days on the ed application (check one)
	X from the date of submittal
	from the most recent hearing
I understand the and that the Cothat date.	at the next meeting of the Conservation Commission is scheduled for November 18, 202 ommission will open the public hearing/meeting or resume the public hearing/meeting of
I am the:	Applicant
	X Applicant's Representative
	Signature Kenneth Thomson
	Printed Name

Date

10/12/2021



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Your submission is complete. Thank you for using DEP's online reporting system. You can select "My eDEP" to see a list of your transactions.

DEP Transaction ID: 1316146

Date and Time Submitted: 10/12/2021 4:19:59 PM

Other Email:

Form Name: WPA Form 3 - NOI

Project Location

City/Town Name: AVON location: 0 LANGLEY ROAD

General Description: CONSTRUCTION OF A SOUND BARRIER WITHIN

LAND SUBJECT TO FLOODING AND BUFFER ZONE.

Applicant Information

Name: WILLIAM LEONARD Company: ABG TRUST

Address: 123 WASHINGTON STREET, WEYMOUTH, MA, 02189

Payment Information

Your fee for the state share is \$: 237.50

If you have paid by credit card or ACH, thank you for your payment. If you are paying by check or money order, please send your check (payable to the Commonwealth of Massachusetts) to MassDEP, Box 4062, Boston, MA 02211

Additional Forms Submitted

WPA Form 3 - NOI (Fee Transmittal)(ONLINE ONLY)

Ancillary Document Uploaded/Mailed

wpaform3_0 Langley Road Avon_10-12-2021

My eDEP

Section 2 - NOTICE OF INTENT



Massachusetts Department of Environmental ProtectionBureau 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			
	Avon			

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.

\$500.00

a. Total Fee Paid

	eral Information				
Project	Project Location (Note: electronic filers will click on button to locate project site):				
0 Land	lley Road	Avon	02322		
	t Address	b. City/Town	c. Zip Code		
		42.13808	71.04153		
Latitud	e and Longitude:	d. Latitude	e. Longitude		
D7		1-5			
f. Assess	sors Map/Plat Number	g. Parcel /Lot Number			
Applica	ant:				
Williar	n	Leonard			
a. First N	Name	b. Last Name			
ABG T	rust				
c. Organ	nization				
	Vashington Street				
d. Street	t Address				
Weymo		MA	02189		
e. City/T		f. State	g. Zip Code		
	0 2009				
h. Phone	e Number i. Fax Number	j. Email Address			
	a. First Name b. Last Name c. Organization				
c. Organ	nization				
	nization t Address				
	t Address	f. State	g. Zip Code		
d. Street	t Address	f. State j. Email address	g. Zip Code		
d. Street e. City/T	t Address Town		g. Zip Code		
d. Street e. City/T h. Phone	i Address fown i. Fax Number sentative (if any):	j. Email address	g. Zip Code		
d. Street e. City/T	i Address fown e Number i. Fax Number sentative (if any):		g. Zip Code		
d. Street e. City/T h. Phone Repres Kenne	i Address fown e Number i. Fax Number sentative (if any): th Name	j. Email address Thomson	g. Zip Code		
d. Street e. City/T h. Phone Repres Kenne a. First N	i Address fown e Number i. Fax Number sentative (if any): th Name ands	j. Email address Thomson	g. Zip Code		
d. Street e. City/T h. Phone Repres Kenne a. First N 5 Wetla c. Comp	t Address Town E Number i. Fax Number sentative (if any): th Name ands any	j. Email address Thomson	g. Zip Code		
d. Street e. City/T h. Phone Repres Kenne a. First N 5 Wetla c. Comp	i Address fown e Number i. Fax Number sentative (if any): th Name ands	j. Email address Thomson	g. Zip Code		
d. Street e. City/T h. Phone Repres Kenne a. First N 5 Wetla c. Comp	t Address fown E Number i. Fax Number sentative (if any): th Name ands sany pring Street t Address	j. Email address Thomson	g. Zip Code		
d. Street e. City/T h. Phone Repres Kenne a. First N 5 Wetla c. Comp 134 Sp d. Street	t Address Town T	j. Email address Thomson b. Last Name			
d. Street e. City/T h. Phone Repres Kenne a. First N 5 Wetla c. Comp 134 Sp d. Street Rockla e. City/T	t Address Town T	j. Email address Thomson b. Last Name	02370		

\$237.50

b. State Fee Paid

\$262.50

c. City/Town Fee Paid



Massachusetts Department of Environmental ProtectionBureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent

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

rovided by MassDEP:			
	MassDEP File Number		
	Document Transaction Number		
	Avon		
	City/Town		

A. General Information (continued)

	(**************************************				
6.	General Project Description:				
	Construction of a sound barrier within the 100 foot b	ouffer zone & Land Subject to Flooding.			
		·			
7a.	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.				
	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)				
	10.24 and 10.33 for a complete list and description or limited project types)				
	2. Limited Project Type				
	If the proposed activity is eligible to be treated as an				
	CMR10.24(8), 310 CMR 10.53(4)), complete and at Project Checklistand Signed Certification.	tach Appendix A: Ecological Restoration Limited			
8.	Property recorded at the Registry of Deeds for:				
	Norfolk	h Contificate # (if registered land)			
a. County b. Certificate # (if registered land) 25624 490					
	c. Book	d. Page Number			
В.	Buffer Zone & Resource Area Impa	acts (temporary & permanent)			
1.	Buffer Zone Only – Check if the project is locate				
2.	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.



For all projects affecting other Resource Areas, please attach a narrative explaining how the resource area was delineated.

Massachusetts Department of Environmental ProtectionBureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent

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

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	MassDEP File Number
	Document Transaction Number
	Avon
	City/Town

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

	Resource Area		Size of Proposed Alteration	Proposed Replacement (if any)	
	 a. Bank b. Bordering Vegetated Wetland c. Land Under Waterbodies and 		1. linear feet	2. linear feet	
			1. square feet	2. square feet	
			1. square feet	2. square feet	
		Waterways	3. cubic yards dredged		
	Resour	ce Area	Size of Proposed Alteration	Proposed Replacement (if any)	
	d. 🖂	Bordering Land	1483		
		Subject to Flooding	1. square feet	2. square feet	
			0	A sould forth months and	
		la alata dili ani d	3. cubic feet of flood storage lost	4. cubic feet replaced	
	e	Isolated Land Subject to Flooding	1. square feet		
			2. cubic feet of flood storage lost	3. cubic feet replaced	
	f. Riv	verfront Area	Name of Waterway (if available) - specify coastal or inland		
	Width of Riverfront Area (check or		, , , ,	.,	
	☐ 25 ft Designated Densely Developed Areas only				
☐ 100 ft New agricultural projects only					
		200 ft All other proje	ects		
	3. Total area of Riverfront Area on the site of the proposed project:				
	4. Proposed alteration of the Riverfront Area:				
	a. to	otal square feet	b. square feet within 100 ft.	c. square feet between 100 ft. and 200 ft.	
	5. H	Has an alternatives analysis	s been done and is it attached to thi	s NOI? Yes No	
	6. \	Was the lot where the activi	ty is proposed created prior to Augu	ust 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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WPA Form 3 - Notice of Intent

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

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	MassDEP File Number		
	Document Transaction Number		
	Avon Citv/Town		

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.

4.

5.

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
a. Designated Port Areas	Indicate size under Land Und	ler the Ocean, below
b. Land Under the Ocean	square feet cubic yards dredged	_
c.⊡Barrier Beach	Indicate size under Coastal Be	aches and/or Coastal Dunes below
d. Coastal Beaches	1. square feet	2. cubic yards beach nourishment
e. Coastal Dunes	1. square feet	2. cubic yards dune nourishment
	Size of Proposed Alteration	Proposed Replacement (if any)
f. Coastal Banks	1. linear feet	_
g. Rocky Intertidal Shores	1. square feet	_
h. ☐ Salt Marshes		_
i. ☐ Land Under Salt	1. square feet	2. sq ft restoration, rehab., creation
Ponds	1. square feet	_
	2. cubic yards dredged	_
j. Land Containing	1 aguara faat	_
Shellfish	1. square feet	
k.∐Fish Runs		nks, inland Bank, Land Under the der Waterbodies and Waterways,
	1. cubic yards dredged	_
 I. ☐ Land Subject to Coastal Storm Flowage 	1. square feet	_
Restoration/Enhancement		
If the project is for the purpose of		
square footage that has been ent amount here.	ered in Section B.2.b or B.3.n ab	ove, please enter the additional
a. square feet of BVW	b. square feet o	f Salt Marsh
☐ Project Involves Stream Cros	sings	
a. number of new stream crossings	b. number of rep	placement stream crossings



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

Prov	ided by MassDEP:
	MassDEP File Number
	Document Transaction Number
	Avon
	City/Town

IVIC	issacruscus vicuarius i fototion Act W.O.	L. C. 131, 3 1 0	Avon			
			City/Town			
C.	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).					
Str	eamlined Massachusetts Endangered Spec	ies Act/Wetlands I	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 <i>Massachusetts Natural Heritage Atlas</i> or go to http://maps.massgis.state.ma.us/PRI_EST_HAB/viewer.htm .					
	a. ☐ Yes ☒ No If yes, include proof of m	nailing or hand deliv	ery of NOI to:			
	Natural Heritage and Endangered Species Program Division of Fisheries and Wildlife 1 Rabbit Hill Road Westborough, MA 01581					
	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 Endangere	d Species Review*				
	□Percentage/acreage of property to be all	tered:				
	(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 w wetlands jurisdiction, showing existing and propose tree/vegetation clearing line, and clearly demarcate	ed conditions, existing				

Project description (including description of impacts outside of wetland resource area &

Photographs representative of the site

(a)

(b)

buffer zone)

wpaform3.doc • rev. 6/18/2020 Page 5 of 9

^{*}Some projects **not** in Estimated Habitat may be located in Priority Habitat, and require NHESP review(see<u>https://www.mass.gov/ma</u>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.



3.

Massachusetts Department of Environmental ProtectionBureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent

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

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	MassDFP File Number
	Document Transaction Number
	Avon
	City/Town

C. Other Applicable Standards and Requirements (cont'd)

Make c	a-project-review).	le at https://www.mass.gov/how-to/how-to-file-for-sachusetts - NHESP" and <i>mail to NHESP</i> at	
Projects	s altering 10 or more acres of land,also subm	it:	
(d)	Vegetation cover type map of site		
(e)	Project plans showing Priority & Estimat	ed Habitat boundaries	
(f) OR	Check One of the Following		
1. 🗌	https://www.mass.gov/service-details/ex	MESA exemption applies. (See 321 CMR 10.14, temptions-from-review-for-projectsactivities-into to NHESP if the project is within estimated 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" deter Permit with approved plan.	mination or valid Conservation & Management	
For coastal		sed project located below the mean high water	
a.⊠ Not a _l	oplicable – project is in inland resource a	rea only b. 🗌 Yes 🔲 No	
If yes, inclu	de proof of mailing, hand delivery, or elec	ctronic delivery of NOI to either:	
South Shore the Cape & I	- Cohasset to Rhode Island border, and 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 a	an aquaculture project?	d. Yes No	
If yes, inclu	de a copy of the Division of Marine Fishe	ries Certification Letter (M.G.L. c. 130, § 57).	

wpaform3.doc • rev. 6/18/2020 Page 6 of 9



Massachusetts Department of Environmental ProtectionBureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent

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

rov	rided by MassDEP:
	MassDEP File Number
	Document Transaction Number
	Avon
	City/Town

C. Other Applicable Standards and Requirements(cont'd)

	4.	Is any portion of the proposed project within an Area of Critical Environmental Concern (ACEC)?
Online Users: Include your document		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.
transaction		b. ACEC
number (provided on your receipt page)	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?
with all supplementary		a. ☐ Yes ☒ No
information you submit to the Department.	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?
		 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: 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 ProtectionBureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Prov	rided by MassDEP:
	MassDEP File Number
	Document Transaction Number
	Avon
	City/Town

D. AUGILIONAL IIIIOHIIALIOH (COII) (D.	Additiona	I Information (cont'd
--------------------------------------	----	------------------	-----------------	--------

		(1
	3.		her resource area boundary delineations (MassDEP BVW of Applicability, Order of Resource Area Delineation, etc.), e methodology.
	4. 🖂	List the titles and dates for all plans	and other materials submitted with this NOI.
	AB	G Trust Property in Randolph/Avon,	MA
		lan Title	
	Ha	rdy-Man Design Group	Shawn Hardy
		repared By	c. Signed and Stamped by
	Oc	tober 12, 2021	1"=30'
	d. F	inal Revision Date	e. Scale
	f. Ad	dditional Plan or Document Title	g. Date
	5.	If there is more than one property or listed on this form.	wner, please attach a list of these property owners not
	6.	Attach proof of mailing for Natural H	leritage and Endangered Species Program, if needed.
	7.	Attach proof of mailing for Massach	usetts Division of Marine Fisheries, if needed.
	8. 🖾	Attach NOI Wetland Fee Transmitta	ıl Form
	9.	Attach Stormwater Report, if neede	d.
Ε.	Fees		
	1.		essessed for projects of any city, town, county, or district ognized Indian tribe housing authority, municipal housing a Transportation Authority.
	Applica	nts must submit the following informa	ation (in addition to pages 1 and 2 of the NOI Wetland
	0853		10/8/2021
		pal Check Number	3. Check date
	0852	F	10/8/2021
		Check Number	5. Check date
	ABG Trust -William		Leonard
		name on check: First Name	7. Payor name on check: Last Name

wpaform3.doc • rev. 6/18/2020 Page 8 of 9



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

Avon 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.

2. Date
2. Date
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.





Α.	Applicant Information		
1.	Location of Project:		
	0 Langley Road Rear	Avon	
	a. Street Address	b. City/Town	
	0852	\$237.50	
	c. Check number	d. Fee amount	
2.	Applicant Mailing Address:		
	William	Leonard	
	a. First Name	b. Last Name	
	ABG Trust		
	c. Organization		
	1283 Washington Street		
	d. Mailing Address		
	Weymouth	MA	02189
	e. City/Town	f. State	g. Zip Code
	508 690 2009		
	h. Phone Number i. Fax Number	j. Email Address	
3.	Property Owner (if different):		
	Same		
	a. First Name	b. Last Name	
	c. Organization		
	d. Mailing Address		
	e. City/Town	f. State	g. Zip Code

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

h. Phone Number

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

j. Email Address

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.

i. Fax Number

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/IndividualActi vity Fee	Step 4/Subtotal Activity Fee
Category 2 - J	1	\$500.00	\$500.00
	Step 5/1	Total Project Fee:	\$500.00
	Step 6	6/Fee Payments:	
	Total Project F	ee:	\$500.00 a. Total Fee from Step 5
	State shar	e of filing Fee:	\$237.50 b. 1/2 Total Fee less \$12.50
	City/Town sha	re of filling Fee:	\$262.50 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.

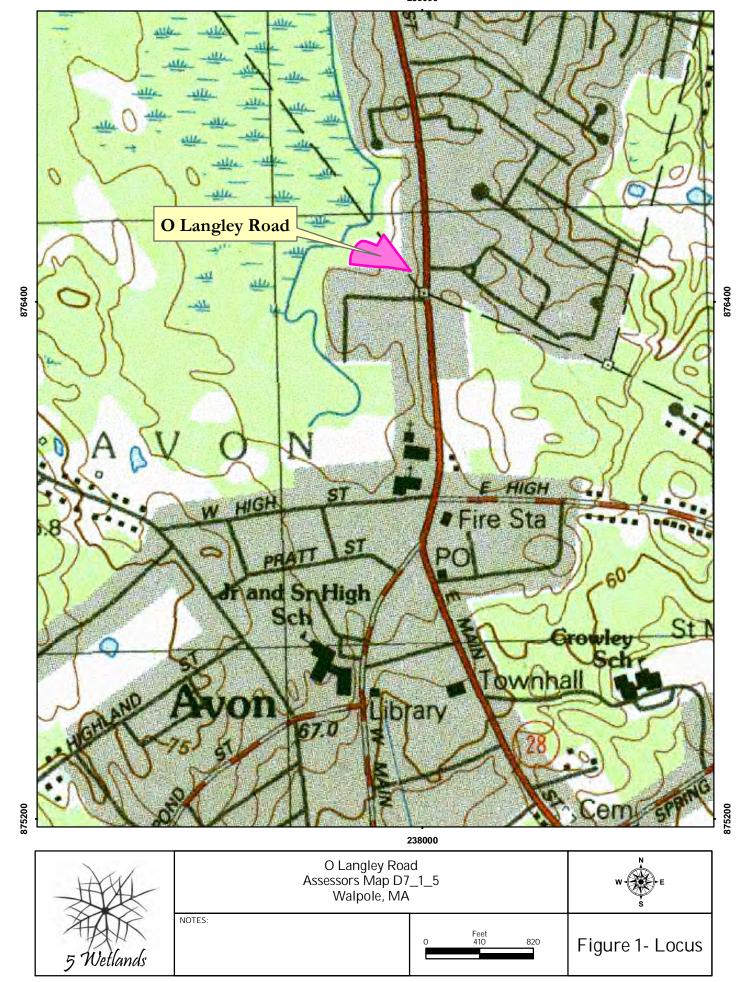
Department of Environmental Protection Box 4062 Boston, MA 02211

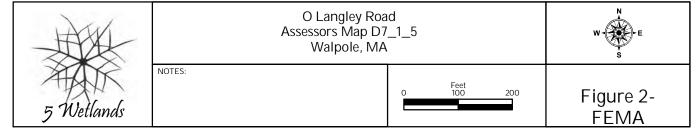
b.) **To the Conservation Commission:** Send the Notice of Intent or Abbreviated Notice of Intent; a **copy** of this form; and the city/town fee payment.

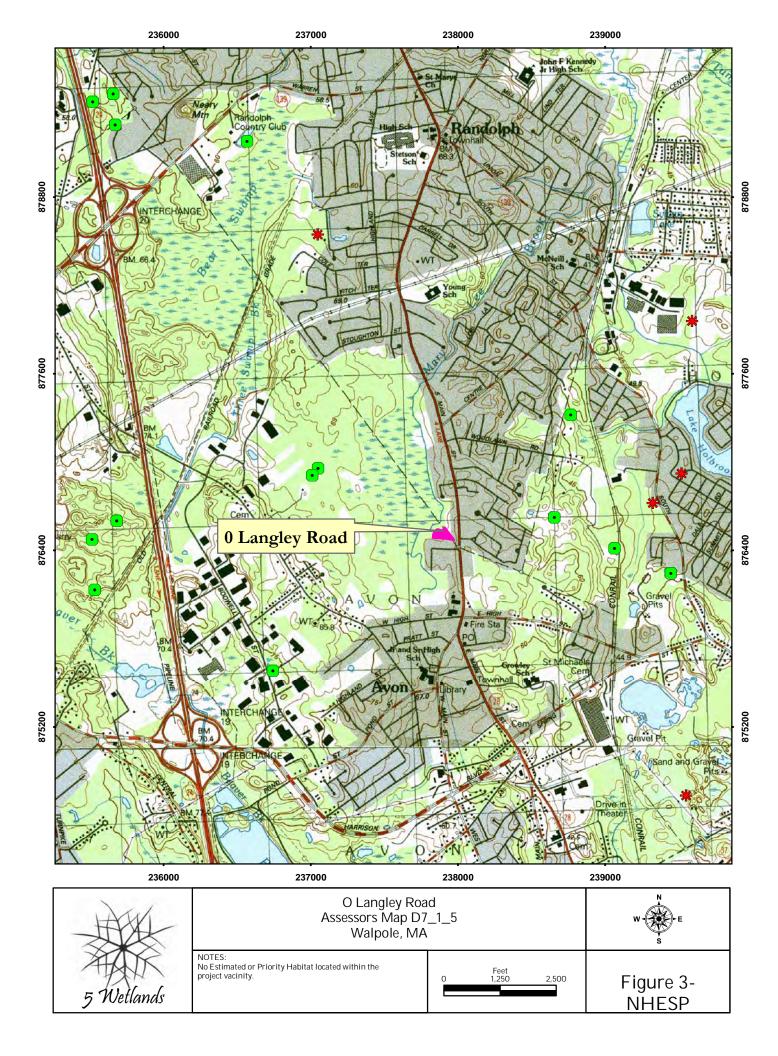
To MassDEP Regional Office (see Instructions): Send a copy of the Notice of Intent or Abbreviated Notice of Intent; a **copy** of this form; and a **copy** of the state fee payment. (E-filers of Notices of Intent may submit these electronically.)











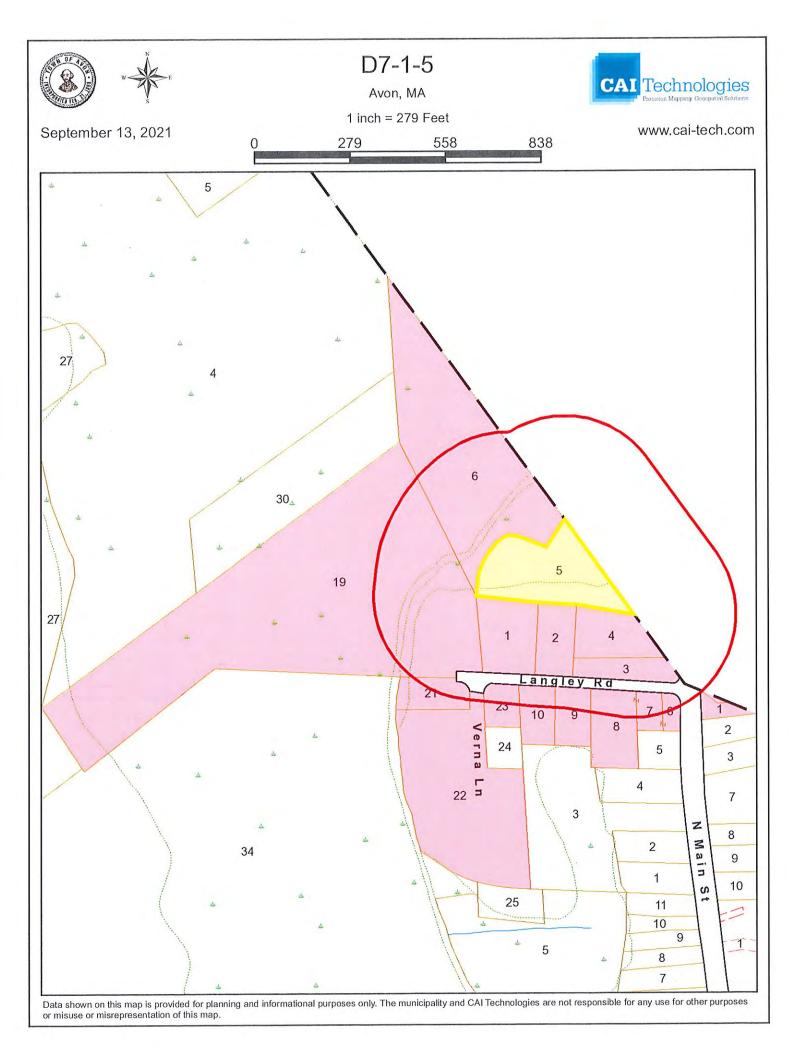
Section 3 - ABUTTER NOTIFICATION

300' CERTIFIED ABUTTERS LIST
D7-1-5 LANGLEY RD.
AVON, MA
FOR:
KENNETH J. THOMSON

Board of Assessors
Certified Copy

As of 5/31/21

Map	Bloc	IN LO	Map Block Lot Location	Owners Name	Mailing Address	City	St ZID
C.7	m	6.	19 47 Langlev Rd	Graf. Eric B. & Graf. Leah I - Trs Graf Family Trust	47 Langley Rd.	Avon	MA 02322
C7	, m	21	21 48 Langley Rd.	Acosta, Eduardo & Loia, Maria Dolores Simbaina	48 Langley Rd.	Avon	MA 02322
C7	0 00	22	22 2 Verna Lane	Arsenault, Barbara & Arsenault, Kathleen, Trs., Verna Realty Trust II	6 Verna Lane	Avon	MA 02322
C7	c	23	23 40 Langlev Rd.	Lowery, Latara E. & Lowery, Denise N.	40 Langley Rd.	Avon	MA 02322
D7	-	-	1 37 Langley Rd.	Horrigan, Elizabeth M. & Beeley, Jarrett P.	37 Langley Rd.	Avon	MA 02322
D7	_	2	25 Langley Rd.	Walsh-Baschieri, Mariorie A.	25 Langley Rd.	Avon	MA 02322
07	-	ı m		Lohnes, Lawrence G. & Lohnes, Kathleen M.	1 North Main St.	Avon	MA 02322
D7	-	4	-	Red Hook Auto LLC	1335 Bay Ridge Ave.	Brooklyn	NY 11219
12	_	C	6 37-Rear Langley Rd	Horrigan. Elizabeth M. & Beelev, Jarrett P.	37 Rear Langley Rd.	Avon	MA 02322
10		10	10 32 Langley Rd	Ouintiliani. Dominic Jr.	32 Langley Rd.	Avon	MA 02322
5		2 (0	9 North Main St.	TEM LLC	67 Concerto Court	Easton	MA 02356
07		7		TFM LLC	67 Concerto Court	Easton	MA 02356
07		. ∞	6 Langley Rd.	TFM LLC	67 Concerto Court	Easton	MA 02356
D7	2	0.		Smith, Kener	24 Langley Rd.	Avon	MA 02322
07		~	1 2 North Main St.	Two North Main Street LLC	2 North Main St.	Avon	MA 02322



BOARD OF ASSESSORS Warren B. Lane, Chairman Cynthia A. Bernasconi, Clerk Jonathan D. Madore

ASSISTANT ASSESSOR Paul J. Sullivan, MAA 978

Town of Avon Massachusetts

Town Offices Buckley Center 65 East Main Street Avon, MA 02322 (508) 588-0414 FAX (508) 559-0209 www.avon-ma.gov



BOARD OF ASSESSORS

REQUEST FOR ABUTTERS LIST

APPLICANT INFORMATION	NAME: Kenneth Thomson ADDRESS: 134 Spring 57 Rockland, MA 02370 PHONE #: 781 929 1203
REQUEST FOR ABUTTERS LIST	T OF PARCELS WITHIN 300 FEET OF PROPERTY
MAP_D7_BLOCK/ REASON FOR REQUEST:	
DATE OF REQUEST: 9/13/	
AMOUNT DUE WITH APPLICA	TION: \$25.00
TO YOU: AN ADDITIONAL \$5.	PREADSHEET): TO YOUR FLASH DRIVE OR EMAILED 00 CHARGE.
EMAIL ADDRESS: 5 We	Klands @ gmail. Con

pd. \$30-#174- 9/13/21

APPENDIX E

Notification to Abutters

Under the Wetlands Protection Act

In accordance with the Massachusetts General Laws Chapter 131, Section 40, you are hereby notified of the following:
The name of the applicant isWilliam Leonard
The applicant has filed an application with the Avon Conservation Commission for activity in an area jurisdictional to the Commission.
The location of the property is0 Langley Road, Avon
Description of the project:
Construction of a sound barrier within the 100 foot wetland buffer zone.
Copies of the application may be reviewed at the Avon Conservation Commission Avon Town Hall 65 East Main Street, Avon, MA 02322 between the hours of 89:00 am $-$ 4:00 pm, Monday through Wednesday. 9:00 am $-$ 7:30 pm Thursday and 9:00 am $-$ 12:00 pm Friday.
Or copies of the application may be obtained by calling the applicant at Kenneth Thomson between the hours of $9am$ and $5pm$ or email at $5wetlands@gmail.com$
Notice of the public hearing will be:
sent to abutters;

• published in the Brockton Enterprise at least five business days before the hearing;

AFFIDAVIT OF SERVICE

I, Kenneth Thomson, being duly sworn, do hereby state as follows: on **October 12, 2021**, I mailed a "Notification to Abutters" in compliance with the second paragraph of Massachusetts General Laws, Chapter 131, s40, the DEP Guide to Abutters Notification dated April 8, 1994, and the Holbrook Wetland Protection Bylaw in connection with the following matter:

Filing of: Notice of Intent for construction of a sound barrier at 0 Langley Road, Avon, Massachusetts. (Assessor Map D7_1_5)

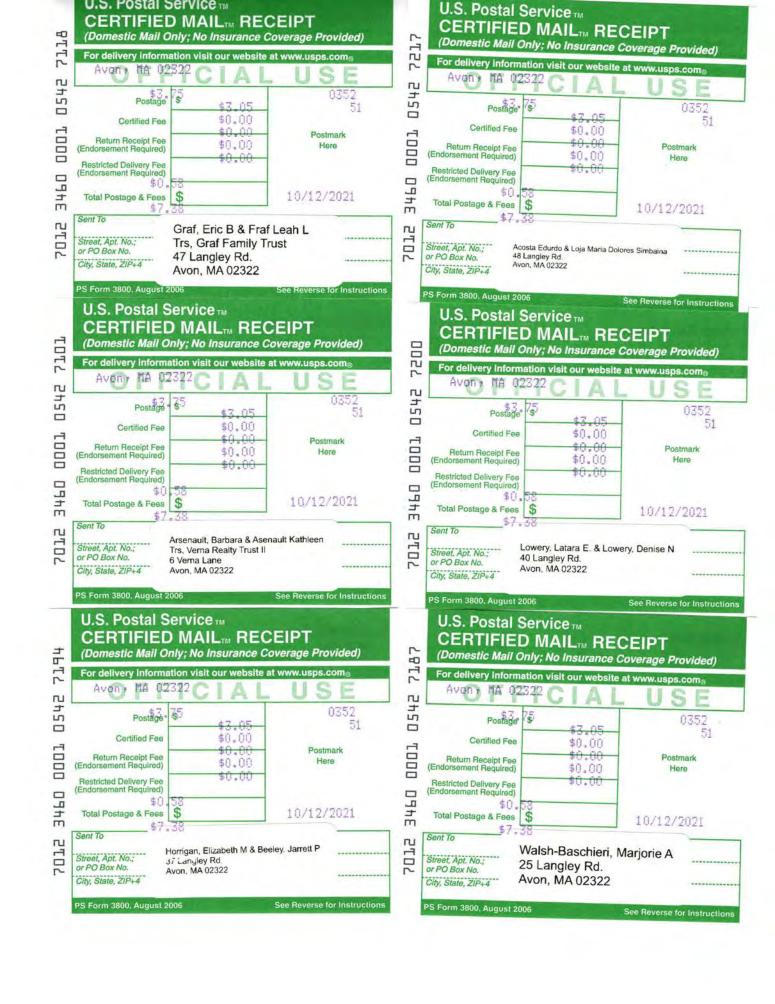
The Form of the Notification, and a list of abutters to whom it was provided and their addresses are attached to this Affidavit of Services.

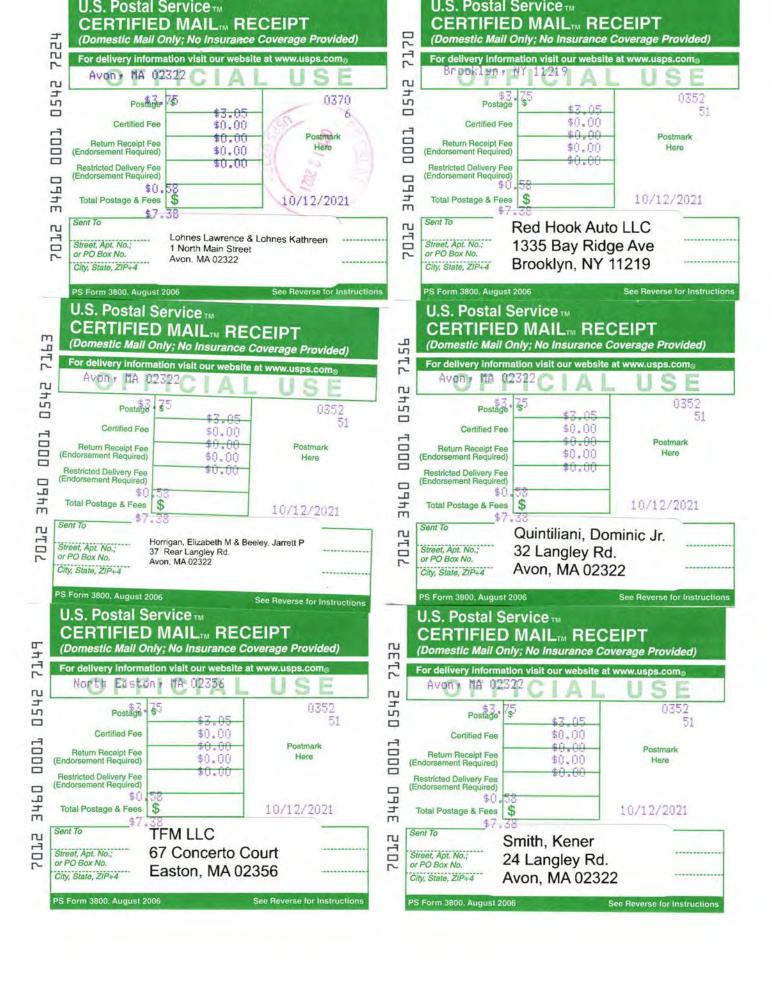
Signed under the pains and penalties of perjury, this the 12 th day of October 2021.

5 Wetlands

Kenneth Thomson

Botanist / Wetland Scientist







Section 4 - DEP FIELD DATA FORMS

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

Applicant: ABG Trust Prepared by: Ken Thomson / Botanist Project location: O Langley Road DEP File #: Check all that apply:

Uegetation alone presumed adequate to delineate BVW boundary: fill out Section I only

▼ Vegetation and other indicators of hydrology used to delineate BVW boundary: fill out Sections I and II

☐ Method other than dominance test used (attach additional information)

Section I.

Vegetation	Observation Plot N	umber: Wetland	Transect Number: WF# 37	Date of Delineation: 5/14/2021
A. Sample Layer & Plant Species	B. Percent Cover	C. Percent	D. Dominant Plant (yes or no)	E. Wetland Indicator Category*
(by common/scientific name)	(or basal Area)	Dominance		
TREES TOTAL = 50%				
Red Maple, Acer rubrum	40	40/50*100=80%	Yes	FAC*
Black Cherry, Prunus serotina	10	10/50*100=20%	Yes	FACU
SAPLING TOTAL = 10%				
Black Tupelo, Nyssa sylvatica	5	5/10*100=50%	Yes	FAC*
Siberian Crab Apple, Malus baccata	5	5/10*100=50%	Yes	FACU
SHRUB TOTAL = 70%				
Winterberry, <i>Ilex verticillata</i>	45	45/70*100=64%	Yes	FAC*
Sweet Pepperbush, Clethra alnifolia	10	10/70*100=14%	No	
Highbush Blueberry, Vaccinium corymbosum	<i>i</i> 5	5/70*100=7%	No	
Glossy False Buckthorn, Frangula alnus	5	5/70*100=7%	No	
Black Cherry, Prunus serotina	5	5/70*100=7%	No	
GROUND COVER TOTAL = N/A				

Vegetation conclusion:

Number of dominant wetland indicator plants:

Number of dominant non-wetland indicator plants:

Number of dominant non-wetland indicator plants:

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

Yes

No If vegetation alone is presumed adequate to delineate the BVW boundary, submit this form with the Request for Determination of Applicability or Notice of Intent

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

Section II. Indicators of Hydrology

Hydric Soil Interpretation

1. Soil Survey

Is there a published soil survey for this site? (YES)

title/date: MassGIS soil type mapped:

map number:

Freetown Muck

hydric soil inclusions:

Are field observations consistent with soil survey? (YES) Remarks:



NO

2. Soil Description

Horizon Depth (In) Matrix Color Mottles Color

12-0 10YR2/1 Muck Oa 0-8 2.5Y5/2 FSL Bw1

Remarks:

Very Fine Sandy Loam=VFSL Fine Sandy Loam=FSL Silt Loam = SiL

3. Other:

Conclusion: Is soil hydric? (YES) NO



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

	Site Inundated:			
	Depth to free water in obse	ervation hole:		
	Depth to soil saturation in observation hole:			
	Water marks:			
	Drift lines:			
	Sediment Deposits:			
	Drainage patterns in BVW:			
	Oxidized rhizospheres:			
	Water-stained leaves:			
	Recorded Data (streams, la	ake, or tidal gauge; aeria	I photo; other):	
	Other:			
Vegetation and Hydrology Conclusion				
		Yes	No	
Number of wetland in > # of non-wetland in		_x		
Wetland hydrology	present:			
Hydric soil present		_X		
Other indicators of hydrology present		_X		
Sample location is in a BVWX				
Submit this form with the Request for Determination of Applicability or Notice of Intent.				

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

Applica	ant: ABG Trust Prepared by: Ken Thomson / Botanist	Project location:	O Langley Road	DEP File #:
Check a	Il that apply:			
	Vegetation alone presumed adequate to delineate BVW bo	undary: fill out Sect	ion I only	
	Manakakian and aklamindia akana af budhala muusa dika dalima	-4- D\AA/	EII O 4: 1 -	1 11

☑ Vegetation and other indicators of hydrology used to delineate BVW boundary: fill out Sections I and II.

☐ Method other than dominance test used (attach additional information)

Section I.

Vegetation	Observation Plot N	umber: Upland	Transect Number: WF# 37	Date of Delineation: 5/14/2021
A. Sample Layer & Plant Species	B. Percent Cover	C. Percent	D. Dominant Plant (yes or no)	E. Wetland Indicator Category*
(by common/scientific name)	(or basal Area)	Dominance		
TREES TOTAL = 10%				
Red Maple, Acer rubrum	5	5/10*100=50%	Yes	FAC*
White Ash. Fraxinus americana	5	5/10*100=50%	Yes	FACU
SAPLING TOTAL = 10%				
Red Maple, Acer rubrum	5	5/10*100=100%	Yes	FAC*
SHRUB TOTAL = 10%				
Black Cherry, Prunus serotina	5	5/10*100=50%	Yes	FACU
Red Oak, Quercus rubra	5	5/10*100=50%	Yes	FACU
GROUND COVER TOTAL = 67%				
False Lily of the Valley, Maianthemum canada	ense 50	50/67*100=75%	Yes	FACU
Japanese Knotweed, Reynoutria japonica	15	15/67*100=22%	Yes	FACU
Multiflora Rose, Rosa multiflora	2	2/67*100=3%	No	

Vegetation conclusion:

Number of dominant wetland indicator plants: 5 Number of dominant non-wetland indicator plants: 2

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

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

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

Section II. Indicators of Hydrology

Hydric Soil Interpretation

1. Soil Survey

Is there a published soil survey for this site? (YES) title/date: MassGIS

map number:

soil type mapped:

Udorthents Wet Substratum

hydric soil inclusions:

Are field observations consistent with soil survey? (YES) NO Remarks:



2. Soil Description

Horizon	Depth (In)	Matrix Color	Mottles Color
Oe	3-0	10YR2/1 Muck	
Bw1	0-9	2.5Y4/4 FSL	
Bw1	0-9	10YR4/6 FSL	

Remarks:

Very Fine Sandy Loam=VFSL Fine Sandy Loam=FSL Silt Loam = SiL

3. Other:

Conclusion: Is soil hydric? YES (NO

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

	Site Inundated:			
	Depth to free water in observation hole:			
	Depth to soil saturation in observation hole:			
	Water marks:			
	Drift lines:			
	Sediment Deposits:			
	Drainage patterns in BVW:			
	Oxidized rhizospheres:			
	Water-stained leaves:			
	Recorded Data (streams, lake	, or tidal gauge; a	erial photo; other):	
_				
Variation and l	Other:			
vegetation and	Hydrology Conclusion	Yes	No	
Number of wetland indicator plants ≥ # of non-wetland indicator plants			_X	
Wetland hydrology	present:			
Hydric soil present			_X	
Other indicators of hydrology present			_X	
Sample location is	Sample location is in a BVWX			
Submit this form with the Request for Determination of Applicability or Notice of Intent.				

Section 5 - VERNAL POOL STATEMENT – N/A

Section 6 – PROJECT NARRATIVE

The project proposes to post-permit the construction of concrete sound barrier at 0 Langley Road, Assessors Map D7_1_5. It is located within Land Subject to Flooding and Buffer Zone. The property historically has been a construction lay-down yard, MassGIS Aerials 1990 image. The sound barrier is 184 feet in length and sits on an 8 foot wide concrete footer.

Mary Lee Brook drains north along the rear of the property and appears channelized. This segment of the brook is intermittent according to the results of Massachusetts Stream Stats, See Section 19. Forested wetlands were found along three sides of the yard, north, west & east. Dominate vegetation includes red maple, yellow birch, black tupelo, sweet pepperbush. winterberry and cinnamon fern. The barrier is located 27 feet from the wetlands at the closest point and 46 feet from the banks of Mary Lee Brook. The entire lay-down yard is located in Zone A of the 100 year floodplain, See Figure 2. Total impact within BLSF is 1483 square feet.

Buffer Zone Impacts

0-25 Feet – 4 Square Feet

25-50 Feet – 812 square feet concrete footer

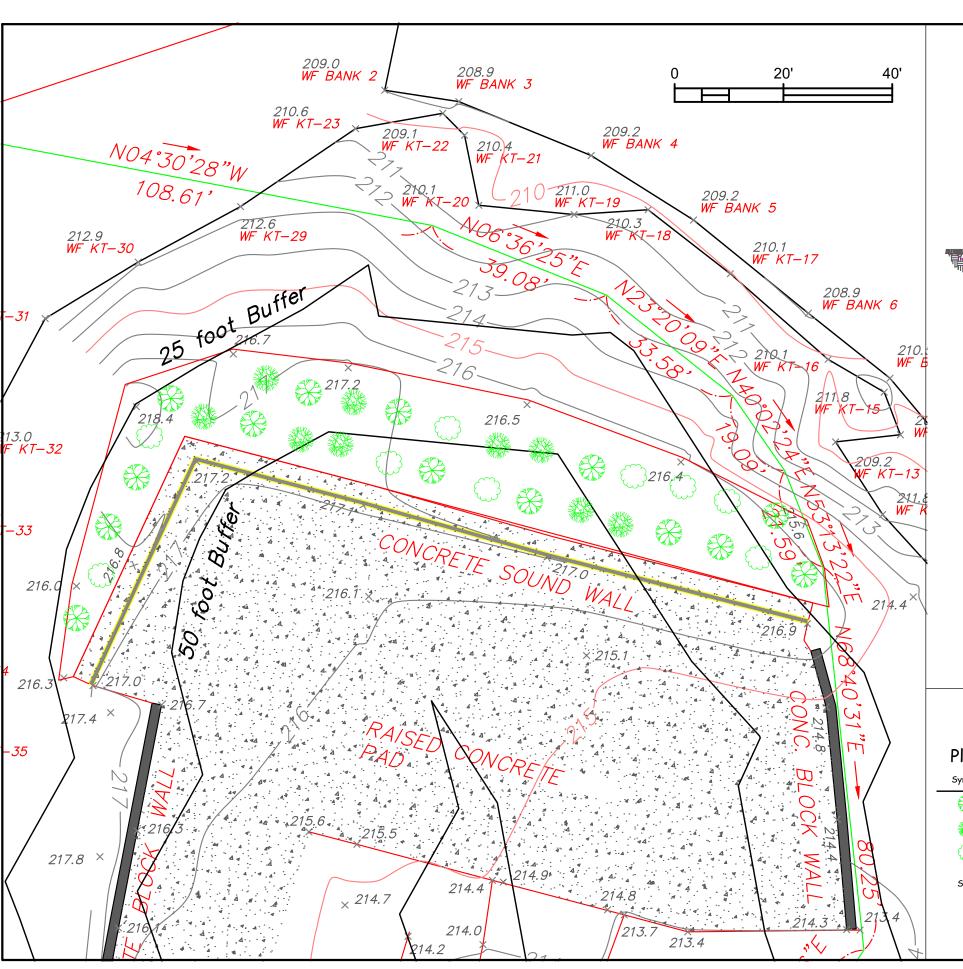
50-100 Feet – 667 square feet concrete footer

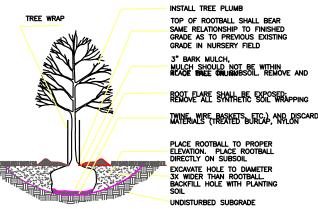
To mitigate for buffer zone impacts, the project proposes to plant the backside of the barrier with upland trees restoring the 25 foot buffer. This mitigation area equals 3,700 square feet. See Section 8. The majority of sound barrier is located outside the 25 foot buffer zone, regulated by Avon wetland regulations impacting 4 feet. The barrier will limit any future encroachment into the 25 foot buffer zone.

Section 7 - FUNCTIONS & CHARACTERISTICS STATEMENT

- 1. Public Water Supplies The property is located to the east by 6,637 feet from Holbrook and 10,614 feet to the west of the town of Stoughton wells, (MassGIS Interim Wellhead Protection Area).
- 2. Private Water Supplies There are no private wells in the area (Avon GIS data).
- 3. Groundwater Approximately 5 to 6 feet, the sound barrier is elevated above the wetlands by 3-5 feet.
- 4. Flood Control The yard is located in Zone A.
- 5. Erosion and Sedimentation N/A
- 6. Storm Damage Prevention The construction of the sound barrier did not impact wetlands and decreases the area formally used as lay down yard and now limits future encroachment into the 25 foot buffer zone.
- 7. Water Quality No storm water facilities exist at the site.
- 8. Water Pollution Control No storm water facilities exist at the site.
- 9. Fisheries N/A
- 10. Shellfish N/A
- 11. Wildlife Habitat The area
- 12. Rare Species Habitat (including rare plant species) N/A see Figure 3
- 13. Agriculture N/A
- 14. Aquaculture N/A
- 15. Recreation N/A

Section 8 - MITIGATION PLAN



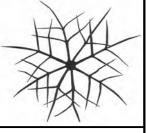


SHOWY WILD FLOWER MIX
SPECIES Little Bluestem
(Schizachyrium scoparium), Red
Fescue (Festuca rubra), Indian
Grass (Sorghastrum nutans),
Partridge Pea (Chamaecrista
fasciculata), Canada Wild Rye
(Elymus canadensis), Riverbank Wild
Rye (Elymus riparius), Butterfly
Milkweed (Asclepias tuberosa),
Black Eyed Susan (Rudbeckia
hirta), Lance Leaved Coreopsis
(Coreopsis lanceolata), Ox Eye
Sunflower (Heliopsis helianthoides),
Common Sneezeweed (Helenium
autumnale), Marsh Blazing Star
(Liatris spicata), Blue Vervain
(Verbena hastata), New England
Aster (Aster novae-angliae), Wild
Blue False Indigo (Baptisia
australis), HollowStem Joe Pye
Weed (Eupatorium fistulosum/
Eutrochium fistulosum), Early
Goldenrod (Solidago juncea).

Plant Schedule

Symbol	Common Name	Latin Name	Size	Quantity
	Red Oak	Quercus rubra	4-6 Ft.	14
	White Oak	Quercus alba	4-6 Ft.	9
	Grey Birch	Betula populifolia	4-6 Ft.	9

Seed with New England Wetland Plants Inc. Showy Flower Mix Application Rate = 1 lb./1900 sq. ft (2 lbs)



5 Wetlands

5wetlands@gmail.com 781 929 1203

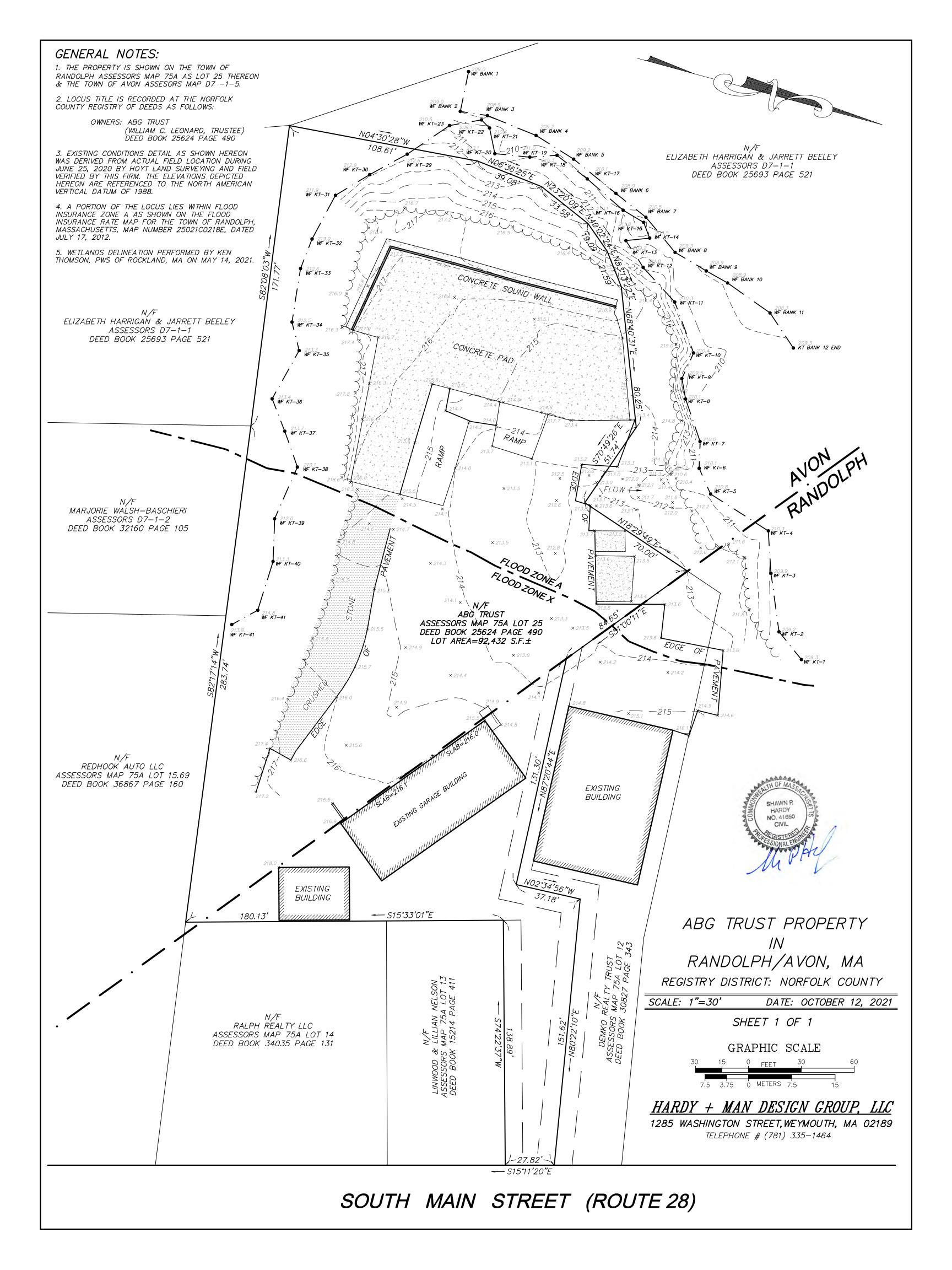
Rev	Description	Date
1	Rev 1	10/4/21

Notes:

0 Langley Road, Avon Buffer Zone Restoration

Overview

- Section 9 EROSION & SEDIMENTATION CONTROL PLAN
- Section 10 ALTERNATIVES ANALYSIS
- Section 11 REPLICATION PLAN & PROTOCOL
- Section 12 CONSTRUCTION SEQUENCE AND SCHEDULE
- Section 13 EXCAVATION AND FILLING
- Section 14 DRAINAGE CALCULATION
- Section 16 OTHER PERMITS< VARIANCES AND APPROVALS



Section 18 – PHOTOGRAPHS



Sound Barrier



Sound Barrier and footer.

Section 19 – Massachusetts Stream Stats

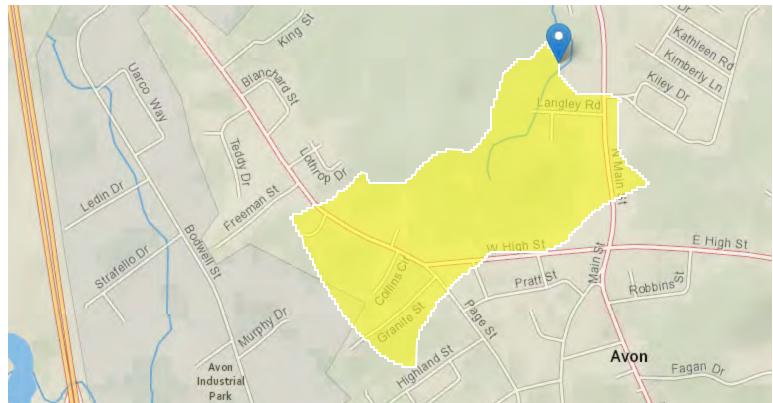
StreamStats Report - Langley Road, Rear, Avon, MA

Region ID: MA

Workspace ID: MA20210920092824277000

Clicked Point (Latitude, Longitude): 42.13878, -71.04208

Time: 2021-09-20 05:28:44 -0400



Basin Characteristics			
Parameter Code	Parameter Description	Value	Unit
DRNAREA	Area that drains to a point on a stream	0.23	square miles
DRFTPERSTR	Area of stratified drift per unit of stream length	0.12	square mile per mile
MAREGION	Region of Massachusetts 0 for Eastern 1 for Western	0	dimensionless
BSLDEM250	Mean basin slope computed from 1:250K DEM	0.908	percent

Flow-Duration Statistics Parameters [Statewide Low Flow WRIR00 4135]				
Parameter Code	Parameter Name	Value Units	Min Limit Max Limit	
DRNAREA	Drainage Area	0.23 square miles	1.61 149	

Parameter					
Code	Parameter Name	value	Units	Min Limit	Max Limit
DRFTPERSTR	Stratified Drift per Stream Length	0.12	square mile per mile	0	1.29
MAREGION	Massachusetts Region	0	dimensionless	0	1
BSLDEM250	Mean Basin Slope from 250K DEM	0.908	percent	0.32	24.6

Flow-Duration Statistics Disclaimers [Statewide Low Flow WRIR00 4135]

One or more of the parameters is outside the suggested range. Estimates were extrapolated with unknown errors

Flow-Duration Statistics Flow Report [Statewide Low Flow WRIR00 4135]

Statistic	Value	Unit
50 Percent Duration	0.213	ft^3/s
60 Percent Duration	0.135	ft^3/s
70 Percent Duration	0.0734	ft^3/s
75 Percent Duration	0.0541	ft^3/s
80 Percent Duration	0.0367	ft^3/s
85 Percent Duration	0.0235	ft^3/s
90 Percent Duration	0.0146	ft^3/s
95 Percent Duration	0.00695	ft^3/s
98 Percent Duration	0.00445	ft^3/s
99 Percent Duration	0.00292	ft^3/s

Flow-Duration Statistics Citations

Ries, K.G., III,2000, Methods for estimating low-flow statistics for Massachusetts streams: U.S. Geological Survey Water Resources Investigations Report 00-4135, 81 p. (http://pubs.usgs.gov/wri/wri004135/)

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Application Version: 4.6.2

StreamStats Services Version: 1.2.22

NSS Services Version: 2.1.2