



TOWN OF LAKEVILLE MEETING POSTING & AGENDA

48-hr notice effective when time stamped

Notice of every meeting of a local public body must be filed and time-stamped with the Town Clerk's Office at least 48 hours prior to such meeting (excluding Saturdays, Sundays and legal holidays) and posted thereafter in accordance with the provisions of the Open Meeting Law, MGL 30A §18-22 (Ch. 28-2009). Such notice shall contain a listing of topics the Chair reasonably anticipates will be discussed at the meeting.

Name of Board or Committee:	Conservation Commission
Date & Time of Meeting:	January 10, 2023 @ 7pm
Location of Meeting:	<u>Lakeville Police Station</u> 323 Bedford St. Lakeville, MA
Clerk/Board Member posting notice:	Lori Canedy
Cancelled/Postponed to: Clerk/Board Member Cancelling/Postpo	(circle one) oning:

AGENDA

- 1. **Staples Shore Rd**. Notice of Intent, removal of trees and brush within 20-feet of Assawompset Pond Dam Tighe & Bond continued.
- 2. 415 Millennium Circle Notice of Intent installation of storm water drain Zenith.
- 3. Meeting Minutes October 11, 2022
- 4. Fee schedule discussion

NEW BUSINESS:
OLD BUSINESS
CORRESPONDENCE
ANNOUNCEMENTS

Please be aware that this agenda is subject to change. If other issues requiring immediate attention of the Conservation Commission arise after the posting of this agenda, they may be addressed at this meeting.



Massachusetts Department of Environmental Protection

Bureau of Resource Protection - Wetlands

A. General Information

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

Lakeville 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.

415 Millennium C	Circle	Lakeville	02347
a. Street Address		b. City/Town	c. Zip Code
Latitude and Lon	aitude:	41d54'10"	70d58'54"
	gitado.	d. Latitude	e. Longitude
22 f. Assessors Map/Pla	t Number	001-003-02 g. Parcel /Lot Number	
i. Assessois Mapiria	it iyunibe:	g. Parcer/Lot Number	
. Applicant:			
a. First Name		b. Last Name	
D F C of Lakevill	e 415 LLC		
c. Organization			
920 South Colon d. Street Address	y Koad		
		CT	06400
Wallingford e. City/Town		CT f. State	06492 g. Zip Code
1-203-410-7649		dominick@twistedgrow	- •
			VC13.0011)
h. Phone Number	i. Fax Number required if different from a	j. Email Address applicant): Check if m b. Last Name	nore than one owner
h. Phone Number Property owner (a. First Name		applicant):	nore than one owner
h. Phone Number Property owner (a. First Name c. Organization		applicant):	nore than one owner
h. Phone Number Property owner (a. First Name		applicant):	nore than one owner
h. Phone Number Property owner (a. First Name c. Organization		applicant):	g. Zip Code
h. Phone Number Property owner (a. First Name c. Organization d. Street Address		applicant):	
h. Phone Number Property owner (a. First Name c. Organization d. Street Address e. City/Town	required if different from a	b. Last Name f. State J. Email address	g. Zip Code
h. Phone Number Property owner (a. First Name c. Organization d. Street Address e. City/Town h. Phone Number Representative (i	required if different from a	b. Last Name f. State J. Email address Bissonnette, P.E	g. Zip Code
h. Phone Number Property owner (a. First Name c. Organization d. Street Address e. City/Town h. Phone Number Representative (i Jamie a. First Name	required if different from a	b. Last Name f. State J. Email address	g. Zip Code
h. Phone Number Property owner (a. First Name c. Organization d. Street Address e. City/Town h. Phone Number Representative (i Jamie a. First Name Zenith Consulting	required if different from a	b. Last Name f. State J. Email address Bissonnette, P.E	g. Zip Code
h. Phone Number Property owner (a. First Name c. Organization d. Street Address e. City/Town h. Phone Number Representative (i Jamie a. First Name Zenith Consulting c. Company	required if different from a	b. Last Name f. State J. Email address Bissonnette, P.E	g. Zip Code
h. Phone Number Property owner (a. First Name c. Organization d. Street Address e. City/Town h. Phone Number Representative (i Jamie a. First Name Zenith Consulting c. Company 3 Main Street	required if different from a	b. Last Name f. State J. Email address Bissonnette, P.E	g. Zip Code
h. Phone Number Property owner (a. First Name c. Organization d. Street Address e. City/Town h. Phone Number Representative (i Jamie a. First Name Zenith Consulting c. Company 3 Main Street d. Street Address	required if different from a	b. Last Name f. State j. Email address Bissonnette, P.E b. Last Name	g. Zip Code
h. Phone Number Property owner (a. First Name c. Organization d. Street Address e. City/Town h. Phone Number Representative (i Jamie a. First Name Zenith Consulting c. Company 3 Main Street	required if different from a	b. Last Name f. State J. Email address Bissonnette, P.E	g. Zip Code
h. Phone Number Property owner (a. First Name c. Organization d. Street Address e. City/Town h. Phone Number Representative (i Jamie a. First Name Zenith Consulting c. Company 3 Main Street d. Street Address Lakeville	required if different from a	applicant): Check if m b. Last Name f. State j. Email address Bissonnette, P.E b. Last Name	g. Zip Code =. 02347

b. State Fee Paid

a. Total Fee Paid

c. City/Town Fee Paid



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	hν	Massi	DEP:
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MassDEP	File Number
Document	Transaction Number
Lakeville	
City/Town	

		Lakeville City/Town	
Α.	General Information (continued)	ony romi	
6,	General Project Description:		
	The installation of a stormwater drain		
7a.	Project Type Checklist: (Limited Project Types se	e 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.			
	2. Limited Project Type		
	If the proposed activity is eligible to be treated as a CMR10.24(8), 310 CMR 10.53(4)), complete and Project Checklist and Signed Certification.		
8.	Property recorded at the Registry of Deeds for:		
	Plymouth		
	a. County 45540	b. Certificate # (if registered land) 112	
	c. Book	d, Page Number	
B.	Buffer Zone & Resource Area Imp	pacts (temporary & permanent)	
1.	Buffer Zone Only − Check if the project is loca Vegetated Wetland, Inland Bank, or Coastal R	ted only in the Buffer Zone of a Bordering Resource Area.	
2.	Inland Resource Areas (see 310 CMR 10.54-7 Coastal Resource Areas).	10.58; if not applicable, go to Section B.3,	
	Check all that apply below. Attach narrative and a		

project will meet all performance standards for each of the resource areas altered, including standards requiring consideration of alternative project design or location.



Massachusetts Department of Environmental ProtectionBureau of Resource Protection - Wetlands

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

Provided	by	MassD	EP	
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MassDEP File Number

Document Transaction Number Lakeville

City/Town

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

Resource Area	Size of Pro	posed Alteration	Proposed Replacement (if any)
a. 🗌 🛮 Bank	1. linear fee		2. linear feet
b. ☐ Bordering \ Wetland	/egetated 1. square fe	et	2. square feet
c. Land Unde Waterbodie	es and	et	2. square feet
Waterways	3. cubic yard	ds dredged	
Resource Area	Size of Pro	posed Alteration	Proposed Replacement (if any)
d. Derdering L Subject to F		et	2. square feet
e.		of flood storage lost	4. cubic feet replaced
Subject to F		et	
	2. cubic feet	of flood storage lost	3. cubic feet replaced
f. Riverfront A	Area 1. Name of N	Naterway (if avallable) - spe	ecify coastal or inland
2. Width of Riv	verfront Area (check one):		
☐ 25 ft I	Designated Densely Deve	loped Areas only	
☐ 100 ft	- New agricultural projects	only	
200 ft	- All other projects		
3. Total area of	Riverfront Area on the site	e of the proposed proje	ct:
			ot. square feet
Proposed alteration of the Riverfront Area:			
a. total square feet	b. square fee	et within 100 ft.	c. square feet between 100 ft. and 200 ft.
5. Has an altern	atives analysis been done	and is it attached to the	nis NOI? Yes No
6. Was the lot w	here the activity is propos	ed created prior to Auç	gust 1, 1996?
3. Coastal Resource	e Areas: (See 310 CMR	0.25-10.35)	
Note: for coastal riv	rerfront areas, please com	plete Section B.2. f. ab	pove,

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

For all projects



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Bureau of Resource Protection - Wetlands

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

Provided by MassDEP:

MassDEP File Number

Document Transaction Number Lakeville

Cily/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.

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

Resource Area		Size of Proposed Alteration	Proposed Replacement (if any)	
а. 🗌	Designated Port Areas	Indicate size under Land Un	der the Ocean, below	
b. 🔲	Land Under the Ocean	1. square feet	_	
		2. cubic yards dredged		
с. 🗌	Barrier Beach	Indicate size under Coastal Be	eaches and/or Coastal Dunes below	
d. 🗌	Coastal Beaches	1. square feet	2. cubic yards beach nourishment	
е. 🗌	Coastal Dunes	1. square feet	2. cubic yards dune nourishment	
		Size of Proposed Alteration	Proposed Replacement (if any)	
f g	Coastal Banks Rocky Intertidal	1. linear feet	_	
9. 🗀	Shores	1. square feet	_	
h. 🔲	Salt Marshes	1. square feet	2. sq ft restoration, rehab., creation	
i. 🗀	Land Under Salt Ponds	1. square feet		
		2. cubic yards dredged	_	
j. 🗌	Land Containing Shellfish	1. square feet	_	
k. 🗌	Fish Runs		anks, inland Bank, Land Under the der Waterbodies and Waterways,	
		1. cubic yards dredged	_	
J	Land Subject to Coastal Storm Flowage	1. square feet	_	
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. squar	e feet of BVW	b. square feet o	of Salt Marsh	
☐ Pro	oject Involves Stream Cros	sings		
a. numb	er of new stream crossings	b. number of re	placement stream crossings	

4.

5.



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

Pro	ovided by MassDEP:
	MassDEP File Number
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	Lakeville

City/Town

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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

the most recent Estimated Habitat Map of State-Listed Rare Wei		
	a. 🛛 Yes 🗌 No	If yes, include proof of mailing or hand delivery of NOI to:
	8/2021 b. Date of map	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 Endangered Species Review*
 - 1. Percentage/acreage of property to be altered:

(a) within wetland Resource Area

0% / 0 acres
percentage/acreage

20.4% / 1.47 acres
percentage/acreage

- Assessor's Map or right-of-way plan of site
- Project plans for entire project site, including wetland resource areas and areas outside of wetlands jurisdiction, showing existing and proposed conditions, existing and proposed tree/vegetation clearing line, and clearly demarcated limits of work **
 - (a) Project description (including description of impacts outside of wetland resource area & buffer zone)
 - (b) Photographs representative of the site

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

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^{*} Some projects **not** in Estimated Habitat may be located in Priority Habitat, and require NHESP review (see https://www.mass.gov/maendangered-species-act-mesa-regulatory-review).

Priority Habitat includes habitat for state-listed plants and strictly upland species not protected by the Wetlands Protection Act.

^{**} MESA projects may not be segmented (321 CMR 10.16). The applicant must disclose full development plans even if such plans are not required as part of the Notice of Intent process.



Massachusetts Department of Environmental Protection Bureau of Resource Protection - Wetlands

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

Provided	by	MassDI	EΡ
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Mass	DEP	File	Ν	umber

Document Transaction Number

Lakeville City/Town

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

		MESA filing fee (fee information availal a-project-review).			
		check payable to "Commonwealth of Mas address	ssachusetts ·	- NHESP" ar	nd <i>mail to NHESP</i> at
	Project	s altering 10 or more acres of land, also sub	mit:		
	(d)	Vegetation cover type map of site			
	(e)	Project plans showing Priority & Estima	ated Habitat l	boundaries	
	(f) OF	R Check One of the Following			
	1.	Project is exempt from MESA review. Attach applicant letter indicating which https://www.mass.gov/service-details/epriority-habitat ; the NOI must still be se habitat pursuant to 310 CMR 10.37 and	xemptions-fr nt to NHESF	rom-review-f	or-projectsactivities-in-
	2. 🗌	Separate MESA review ongoing.	a. NHESP Tr	acking #	b. Date submitted to NHESP
	3. 🗌	Separate MESA review completed. Include copy of NHESP "no Take" dete Permit with approved plan.	rmination or	valid Conse	rvation & Management
3.	For coasta line or in a	I projects only, is any portion of the proportish run?	osed project	located belo	w the mean high water
	a. 🛛 Not a	applicable – project is in inland resource	area only	b. Yes	☐ No
	If yes, inclu	ide proof of mailing, hand delivery, or ele	ctronic deliv	ery of NOI to	either:
	South Shore the Cape &	e - Cohasset to Rhode Island border, and Islands:	North Shore	- Hull to New	Hampshire border:
	Southeast M Attn: Enviror 836 South R New Bedford	Marine Fisheries - Marine Fisheries Station nmental Reviewer Rodney French Blvd. d, MA 02744 .envreview-south@mass.gov	North Shore Attn: Enviror 30 Emerson Gloucester,	nmental Revie Avenue MA 01930	
	please con	the project may require a Chapter 91 lic tact MassDEP's Boston Office. For coas s Southeast Regional Office.			
	c. 🗌 🛮 Is t	this an aquaculture project?	d. 🔲 🗎	Yes □ No	
	If yes, inclu	de a copy of the Division of Marine Fishe	eries Certific	ation Letter ((M.G.L. c. 130, § 57).



Massachusetts Department of Environmental Protection Bureau of Resource Protection - Wetlands

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

MassDEP File Number

Document Transaction Number Lakeville

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 number		b. ACEC							
(provided on your receipt page) with all	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?							
supplementary Information you		a. 🗌 Yes 🔀 No							
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?							
		 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. Support the street (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
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Pi	ovided by MassDEP:
	MassDEP File Number
	Document Transaction Number
	Lakeville

		City/Town
D Add	ditional Information (cont'd)	Oity/10Wil
D. Au	ditional information (conta)	
3.		resource area boundary delineations (MassDEP BVW applicability, Order of Resource Area Delineation, etc.), ethodology.
4. 🛛	List the titles and dates for all plans an	d other materials submitted with this NOI.
С	ommercial Site Plan 415 Millennium Circl	
	enith Consulting Engineers, LLC	Rene Gagnon, P.E.
	Prepared By	c. Signed and Stamped by
1.	1-3-2022	varies
d.	Final Revision Date	e. Scale
f	Additional Plan or Document Title	g. Date
5.		er, please attach a list of these property owners not
6. 🛛	Attach proof of mailing for Natural Heri	itage and Endangered Species Program, if needed.
7.	Attach proof of mailing for Massachuse	etts Division of Marine Fisheries, if needed.
8. 🔀	Attach NOI Wetland Fee Transmittal F	orm
9. 🛛	Attach Stormwater Report, if needed.	
E. Fees	5	
1.		essed for projects of any city, town, county, or district nized Indian tribe housing authority, municipal housing ransportation Authority.
	cants must submit the following information iransmittal Form) to confirm fee payment:	on (in addition to pages 1 and 2 of the NOI Wetland
4492		12-22-2022
2. Muni	iclpal Check Number	3. Check date
4491		12-22-2022
	e Check Number	5. Check date
Zenith	n Consulting Engineers, LLC.	

7. Payor name on check: Last Name

6. Payor name on check: First 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

Pro	ovided by MassDEP:
	MassDEP File Number
	Document Transaction Number
	1 akavilla

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.

	12-20-22
1. Signature of Applicant	2. Dale
3. Signature of Properly Ovinor (lifelytorant)	4, Dale
5. Signature of Representative (1 aly)	12-22 - 2022 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.





. Location of Projec	t ;		
415 Millennium Ci	rcle	Lakeville	
a. Street Address		b. City/Town	
4491		\$237.50	
c. Check number		d. Fee amount	
Applicant Mailing	Address:		
a. First Name		b. Last Name	
D F C of Lakeville	415 LLC		
c. Organization			
920 South Colony	Road		
d. Mailing Address		·	
Wallingford		СТ	06492
e. City/Town		f. State	g. Zip Code
1-203-410-7649		dominick@twistedgrowers	s.com
h. Phone Number	i. Fax Number	j. Email Address	
Property Owner (if	different):		
a. First Name		b. Last Name	
c. Organization			
d. Mailing Address			
e. Cily/Town		f. State	g, Zip Code
h. Phone Number	i. Fax Number	j. Email Address	

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

B. Fees

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

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

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

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

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

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

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



Massachusetts Department of Environmental Protection

Bureau of Resource Protection - Wetlands

NOI Wetland Fee Transmittal Form

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

В.	Fees (continued)			
	Step 1/Type of Activity	Step 2/Number of Activities	Step 3/Individual Activity Fee	Step 4/Subtotal Activity Fee
	2 g.) Project Source Discharge		\$500.00	\$500.00
		Step 5/To	otal Project Fee:	\$500.00
		Step 6/		
		Total	Project Fee:	\$500.00 a. Total Fee from Step 5
		State share	of filing Fee:	\$237.50 b. 1/2 Total Fee less \$12.50
		City/Town share	of filling Fee:	\$262.50 & (\$100.00) 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

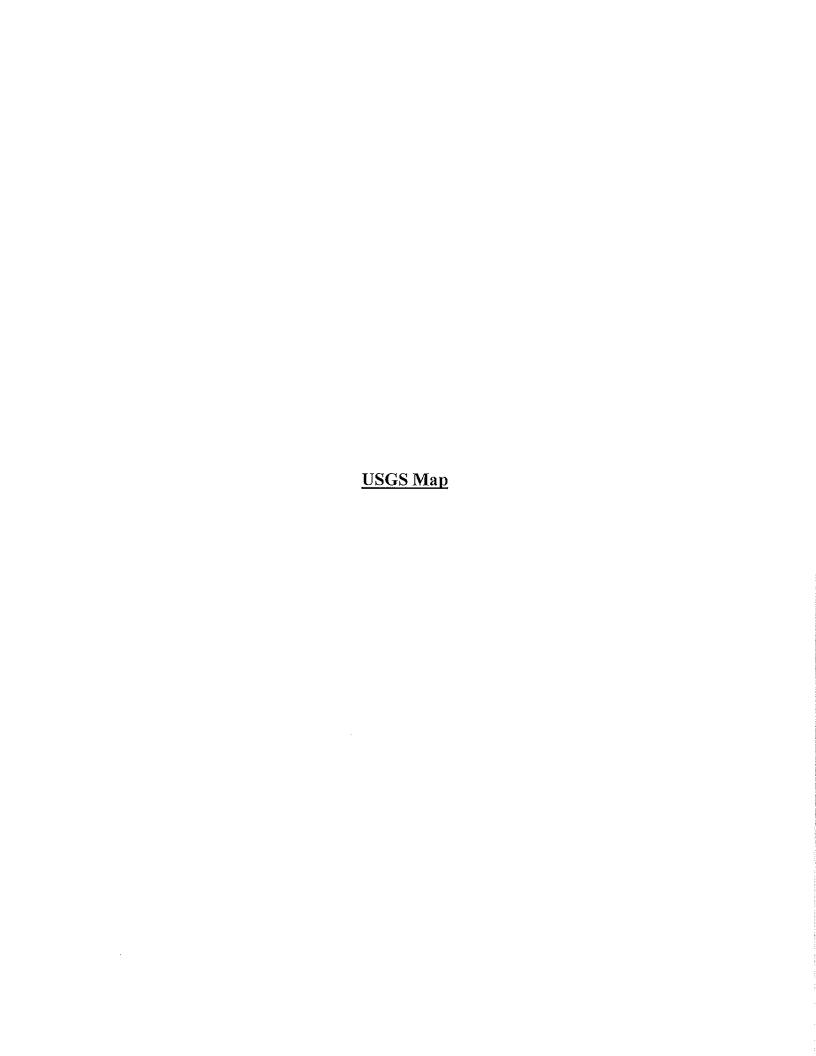
b.) To the Conservation Commission: Send the Notice of Intent or Abbreviated Notice of Intent; a copy of this form; and the city/town fee payment.

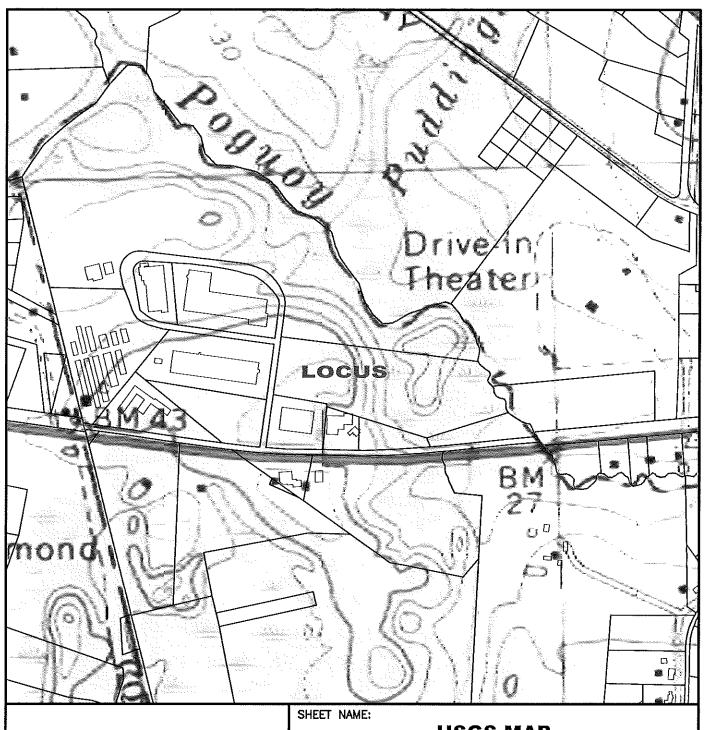
To MassDEP Regional Office (see Instructions): Send a copy of the Notice of Intent or Abbreviated Notice of Intent; a **copy** of this form; and a **copy** of the state fee payment. (E-filers of Notices of Intent may submit these electronically.)

Locus: 415 Harding St. Lakeville, MA Assessors Map 022 Lot 001-003-02

Notice of Intent Attachments

- USGS Map
- Certified Abutters List
- Notification to Abutters
- Massachusetts Natural Heritage Map
- Firm Map
- Cold Water Fisheries Map
- List of Property Owners
- Copies of Checks







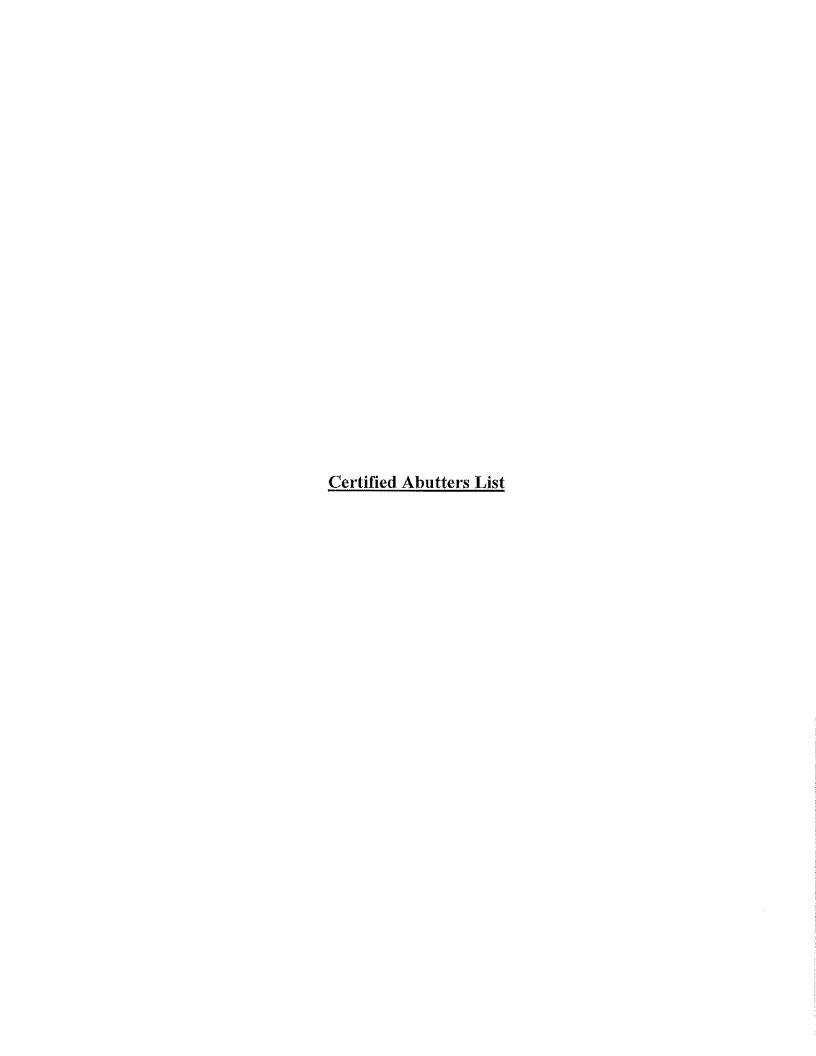
USGS MAP

PROJECT SITE: 415 MILLENNIUM CIRCLE **LAKEVILLE, MASSACHUSETTS**

CLIENT INFODMININCK DEMARTINO WALLINGFORD, CT

ZENITH CONSULTING ENGINEERS, LLC

3 MAIN STREET LAKEVILLE, MA 02347 PHONE: (508) 947-4208



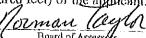
CERTIFIED



100 foot Abutters List Report

Lakeville, MA November 29, 2022 To the best of my knowledge and with the present records on hand in the Assessor's Office, the abutters appear to be within 100' (one hundred feet) of the applicant.

12-1-3-02 Map, Block, Lot of Applicant



Subject Property:

Parcel Number: CAMA Number: 022-001-003-02 022-001-003-02

Property Address: 415 MILLENNIUM CR

Mailing Address: DFC OF LAKEVILLE 415 LLC

920 SOUTH COLONY RD

WALLINGFORD, CT 06492

Abutters:

Parcel Number: CAMA Number:

022-001-003-01 022-001-003-01

Property Address: 8 HARDING ST

Parcel Number: CAMA Number: 022-001-003-03 022-001-003-03

Property Address: 155 MILLENNIUM CR

Parcel Number: CAMA Number: 022-001-003-04 022-001-003-04

Property Address: 200 MILLENNIUM CR

Parcel Number:

022-001-003-05 022-001-003-05

CAMA Number: 10 HARDING ST Property Address;

Parcel Number: CAMA Number: 022-001-003-09 022-001-003-09

215 MILLENNIUM CR Property Address:

Parcol Number: CAMA Number:

022-001-004 022-001-004 Property Address: 4-6 HARDING ST

Parcel Number:

022-001-005 CAMA Number: 022-001-005 Property Address: 4-6 HARDING ST

Parcel Number:

Parcel Number:

022-001-006 CAMA Number: 022-001-006

Property Address: 2 HARDING ST

022-002-009 022-002-009

CAMA Number: Property Address: 5 HARDING ST

Parcel Number: CAMA Number:

11/29/2022

022-002-014 022-002-014 Property Address: 9 HARDING ST Mailing Address: WOODBURY KIM SOUTH EAST REALTY

TRUST

225 COUNTY RD LAKEVILLE, MA 02347

DUCHARME GLENN G TRS GLD Mailing Address:

REALTY TRUST

105 NELSON'S GROVE RD LAKEVILLE, MA 02347

Mailing Address:

DFCOFLAKEVILLELLC 920 SOUTH COLONY RD WALLINGFORD, CT 06492

Mailing Address:

CHU DAVID & ROSA TRUSTEES

349 ADAMS STREET MILTON, MA 02186

Mailing Address:

MODULAR SPACE CORPORATION

1200 SWEDESFORD ROAD

BERWYN, PA 19312

Mailing Address: PEASLEE BRUCE E TRUSTEE 4-6 HARDING ST RE TRUST

183 LEONARD ST UNIT 5 RAYNHAM, MA 02767

PEASLEE BRUCE E TRUSTEE 4-6 Mailing Address:

HARDING ST RE TRUST 183 LEONARD ST UNIT 5 RAYNHAM, MA 02767

LAKEVILLE NURSERY Mailing Address:

REDEVELOPMENT LLC

1 LAKEVILLE BUSINESS PARK SUITE 2A

LAKEVILLE, MA 02347

Mailing Address: LAKEVILLE NURSERY

REDEVELOPMENT LLC

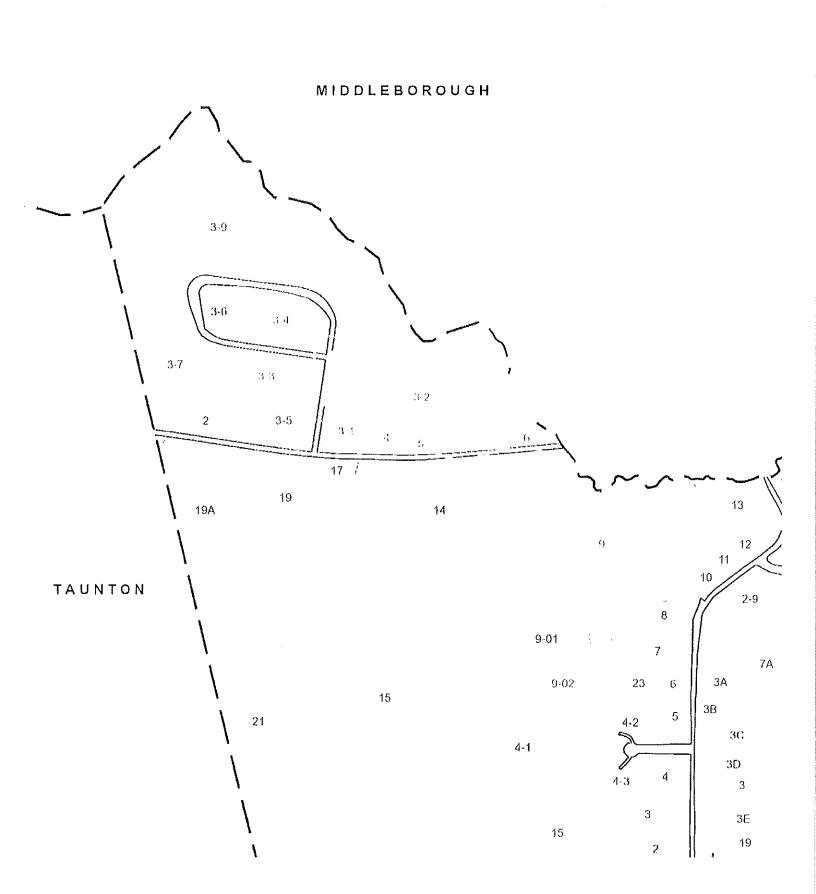
1 LAKEVILLE BUSINESS PARK SUITE 2A

LAKEVILLE, MA 02347

ROCCO REALTY II LLC Mailing Address:

2075 MAIN ST

WALPOLE, MA 02081





Middleborough Assessor's Office 10 Nickerson Avenue Middleborough, MA 02346

ABUTTER'S LIST CERTIFICATION PAGE*

Date: December 13, 2022

Lakeville Conservation Commission

Board Name for Certification

This is a certified abutter's list for 100 feet in every direction including across the street from Lakeville Parcel ID 022-001-003-02 located at 415 Millennium Circle in the town of Lakeville, MA 02347. Please note, this list contains only those parcels located in the Town of Middleborough.

Staby Bradbury, Clerk

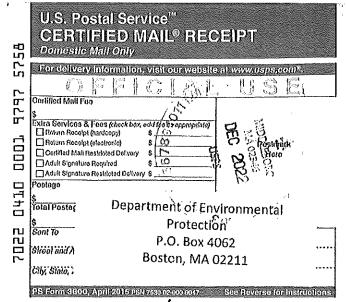
Middleborough Board of Assessors

(This list consists of 1 page with 2 lots)

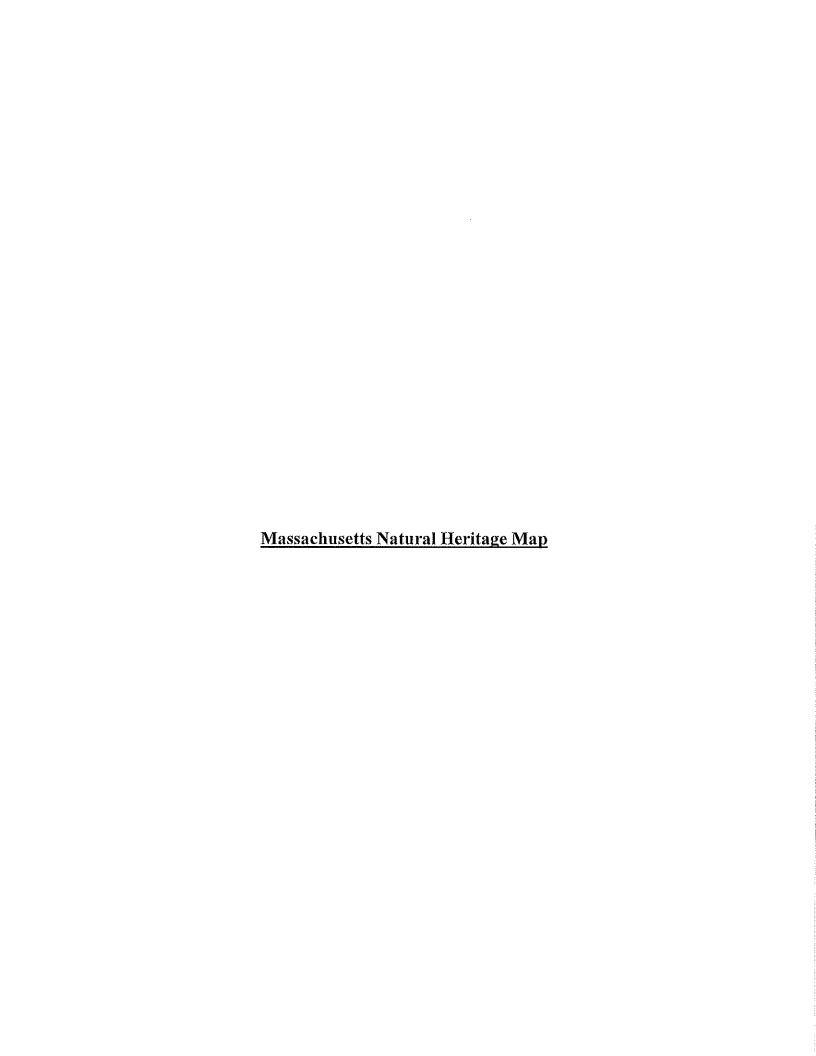
*Please note there is no additional charge for this page and it is intended to certify the information on the preceding or attached document (s).

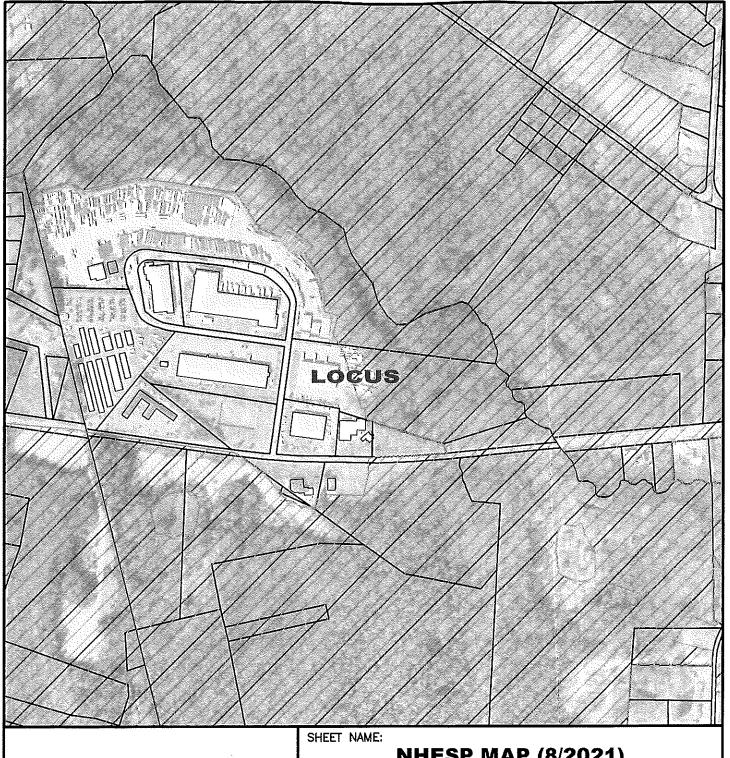
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PAGES	1 OF 1	DATE	12/13/2022	Mailing Address	7 DEPOT ST	7 DEPOT ST						To the control of the			THE PROPERTY OF THE PROPERTY O
APPLICANT NAME	JEN STADELMANN	CONTACT#	JEN STADELMANN 508-947-4208	C/O Owner						THE PARTY OF THE P	To the second se	The second secon	When a find the property of th	To describe the second	
OWNER NAME	DFC OF LAKEVILLE 415 LLC	NAME OF BOARD	LAKEVILLE CONSERVATION COMMISSION	Owner name	PATEL, BHARTI B TRUSTEE	PATEL, BHARTI B TRUSTEE	CHARLES AND					The state of the s			
TOCUS	LAKEVILLE PARCEL ID 022-001-003-02 415 MILLENNIUM CIRCLE	Reason For Project	SITE PLAN REVIEW IN LAKEVILLE	Location	038-5965M- HARDING ST	27 HARDING ST									
	LAKEVILL 415		SITE PL	parcel ID	038-59651	047-445-		:	,	 :					





6.5	U.S. Postal Service ^{III} CERTIFIED MAIL® RECEIPT Domestic Mail Only
57	For delivery information, visit our website at www.usps.com*.
	OFFICIAL USE
7022 0410 0001 97	Adult Stynature Resulted Delivery sold in Regulatory Review Natural Heritage & Endangered Species Program 1 Rabbit Hill Road Westborough, MA 01581







NHESP MAP (8/2021)

PROJECT SITE: 415 MILLENNIUM CIRCLE **LAKEVILLE, MASSACHUSETTS**

CLIENT INFOOMININCK DEMARTINO WALLINGFORD, CT

ZENITH CONSULTING ENGINEERS, LLC

3 MAIN STREET LAKEVILLE, MA 02347 PHONE: (508) 947-4208

Firm Map

National Flood Hazard Layer FIRMette



Town of Middleborough 250275 AREA OF MINIMAL FLOOD HAZARD

Legend

SÉE FIS REPORT FOR DETAILED LEGEND AND INDEX MAP FOR FIRM PANEL LAYOUT

Without Base Flood Elevation (BFE)
Zone A. V. ASS
With BFE or Depth Zone AE. AO. AH. VE. AR

SPECIAL FLOOD HAZARD AREAS

Regulatory Floodway

0.2% Annual Chance Flood Hazard, Are of 1% annual chance flood with average depth less than one foot or with draina

areas of less than one square mile zone

Area with Reduced Flood Risk due to Future Conditions 1% Annual Chance Flood Hazard Zone X

Area with Flood Risk due to Levee Zone L

OTHER AREAS OF FLOOD HAZARD

NO SCREEN Area of Minimal Flood Hazard Zone X Effective LOMRs

OTHER AREAS

Area of Undetermined Flood Hazard zon

GENERAL ---- Channel, Culvert, or Storm Sewer STRUCTURES | 1111111 Levee, Dike, or Floodwall

Cross Sections with 1% Annual Chance Water Surface Elevation

Coastal Transect

www.sig.www.Base Flood Elevation Line (BFE)

Jurisdiction Boundary Limit of Study

Coastal Transect Baseline Hydrographic Feature Profile Baseline

OTHER FEATURES

Digital Data Available

No Digital Data Available Unmapped

MAP PANELS

The pin displayed on the map is an approximat point selected by the user and does not repress an authoritative property location.

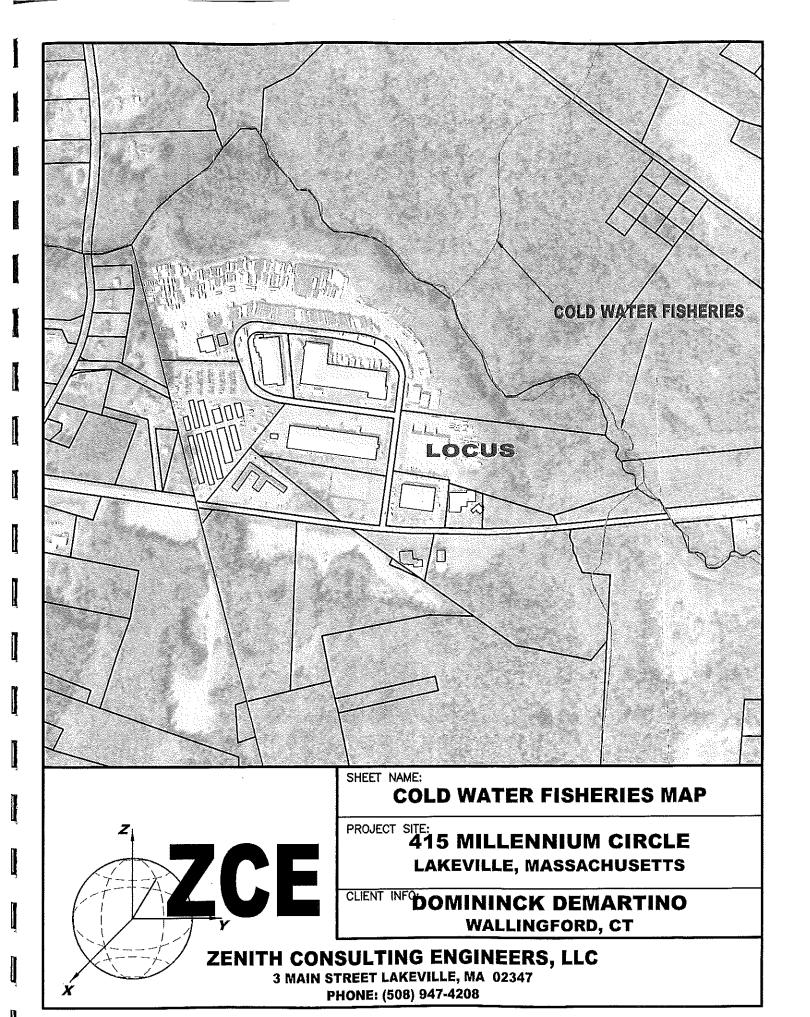
This map complies with FEMA's standards for the use of digital flood maps if it is not void as described below. The basemap shown complies with FEMA's basemap

authoritative NFHL web services provided by FEMA. This map was exported on 8/11/2022 at 11-13 AM and does not reflect changes or amendments subsequent to this date and time. The NFHL and effective information may change or The flood hazard information is derived directly from the become superseded by new data over time. This map image is void if the one or more of the following map elements do not appear: basemap imagery, flood zone labels, FIRM panel number, and FIRM effective date. Map images for legend, scale bar, map creation date, community identifiers, unmapped and unmodernized areas cannot be used for

1,500

250

Cold Water Fisheries Map



Notification to Abutters Under the Massachusetts Wetlands Protection Act

In accordance with the second paragraph of Massachusetts General Laws Chapter 131, Section 40, you are hereby notified of the following.

- A. The name of the applicant is **D F C of Lakeville 415 LLC**.
- B. The applicant has filed a Notice of Intent with the Conservation Commission for the municipality of **Lakeville**, **Massachusetts** Subject to Protection Under the Wetlands Protection Act (General Laws Chapter 1331, Section 40).
- C. The address of the lot where the activity is proposed is 415 Millennium Circle Lakeville, Massachusetts (Assessors Map 022, Lot 001-003-02).
- D. Copies of the Notice of Intent may be examined at Lakeville Conservation Commission, 241 Main Street, Lakeville, MA 02347 by appointment. For more information, call: (508) 946-8823.

Check One: This is the applicant \square , representative \square , or other \boxtimes , (specify): Conservation Commission

Copies of the Notice of Intent may be obtained from either (check one) the applicant \square , or the applicant's representative \boxtimes , by calling this telephone number (508) 947-4208 between the hours of 9 and 3 on the following days of the week: Monday - Friday.

Information regarding the date, time, and place of the public hearing may be obtained from Lakeville Conservation Commission by calling this telephone number (508) 946-8823 between the hours of 9:00 - 12:00 Monday, Wednesday and Friday.

Check one: This is the applicant \square , representative \square , or other \boxtimes (specify): Conservation Commission.

NOTE: Notice of the public hearing, including its date, time, and place, will be published at least five (5) days in advance in the Nemasket Week.

NOTE: Notice of the public hearing, including its date, time and place, will be posted in the City or Town Hall not less than forty-eight (48) hours in advance.

NOTE: You also may contact your local Conservation Commission or the nearest Department of Environmental Protection Regional Office for more information about this publication or the Wetlands Protection Act. To contact DEP, call:

Central Region: (508) 792-7650 Southeast Region: (508) 946-2700 Northeast Region: (617) 932-7600 Western Region: (413) 784-1100 Copies of Checks

Zenith Consulting Engineers, LLC.

3 Main Street Lakeville, MA 02347-1617

12/22/2022

PAY TO THE ORDER OF Commonwealth of Massachusetts \$ **237.50 DOLLARS 9 B PROTECTED AGAINST FRAUD B Commonwealth of Massachusetts MEMO 415 Millennium Circle, Lakeville Rockland Trust Company 53-447/113 Zenith Consulting Engineers, LLC. 3 Main Street Lakeville, MA 02347-1617 12/22/2022 PAY TO THE ORDER OF Town of Lakeville **\$** **262,50 Town of Lakeville Town Office Building 346 Bedford St. Lakeville, MA 02347 415 Millennium Circle **Rockland Trust Company** 53-447/113 Zenith Consulting Engineers, LLC. 3 Main Street Lakeville, MA 02347-1617 12/22/2022 PAY TO THE ORDER OF Town of Lakeville **\$** ^^100.00 One hundred and 00/100********************* ... DOLLARS BUUNA'S CEMASSA DESTORTOR B Town of Lakeville Town Office Building

415 Millennium Circle

346 Bedford St. Lakeville, MA 02347







Zenith Consulting Engineers, LLC. 3 Main Street Lakeville, MA 02347-1617

12/22/2022

PAY TO THE ORDER OF .. \$ **300.00 Comm of MA-NHESP Three hundred and 00/100** **DOLLARS** Comm of MA-NHESP MEMO 415 Millennium Circle, Lakeville 4495 Rockland Trust Company 53-447/113 Zenith Consulting Engineers, LLC. 3 Main Street Lakevillo, MA 02347-1617 12/22/2022 PAY TO THE ORDER OF . \$ **75.00 Nemasket Week Seventy-five and 00/100* **DOLLARS** Nemasket Week ывмо

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OWNER/APPLICANT
D F C OF LAKEVILLE 415 LLC
920 SOUTH COLONY ROAD
WALLINGFORD, CT 08492

SCALE: 1"=500" **LOCUS PLAN**

ZENITH LAND SURVEYORS, LLC 1162 ROCKDALE AVE. NEW BEDFORD, HA 02740 PHONE: (\$08) 995-0100

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415 MILLENNIUM CIRCLE COMMERCIAL SITE PLAN LAKEVILLE, MASSACHUSETTS

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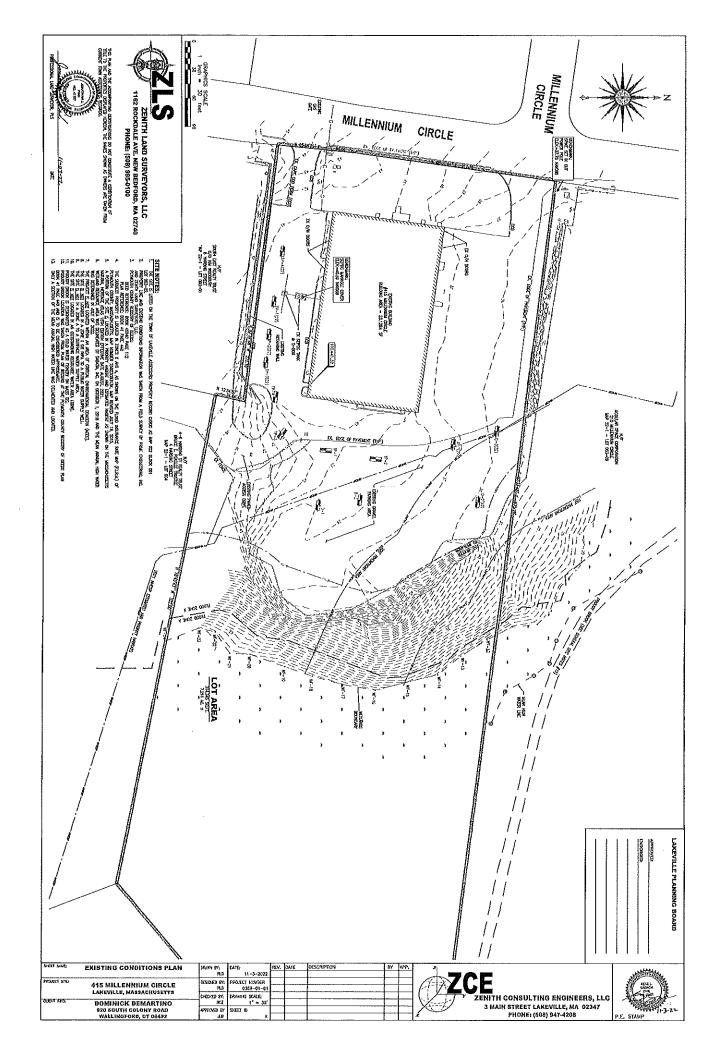
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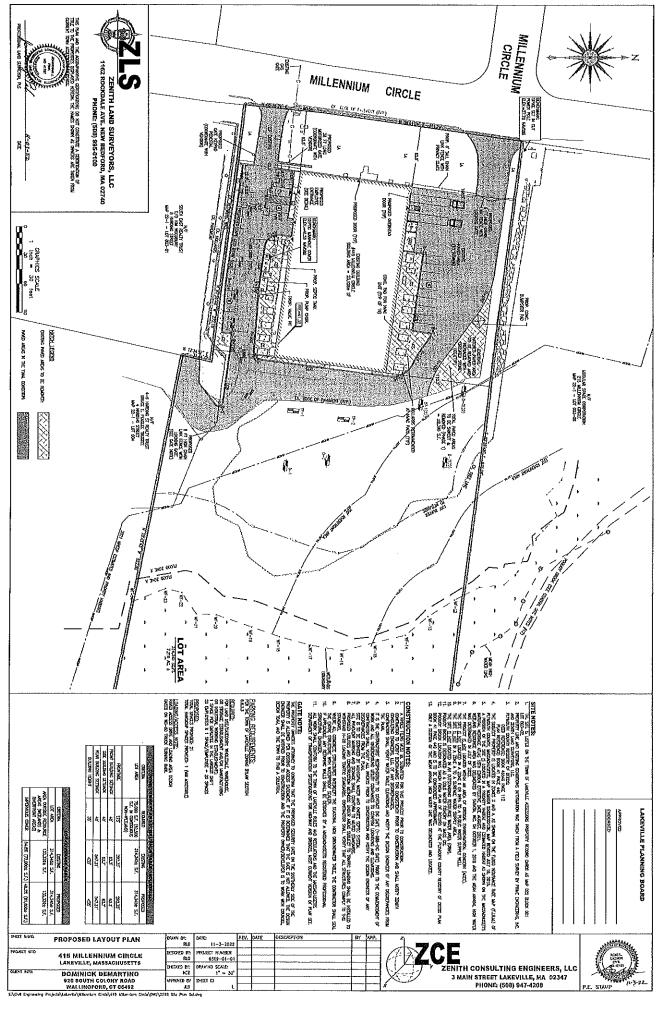
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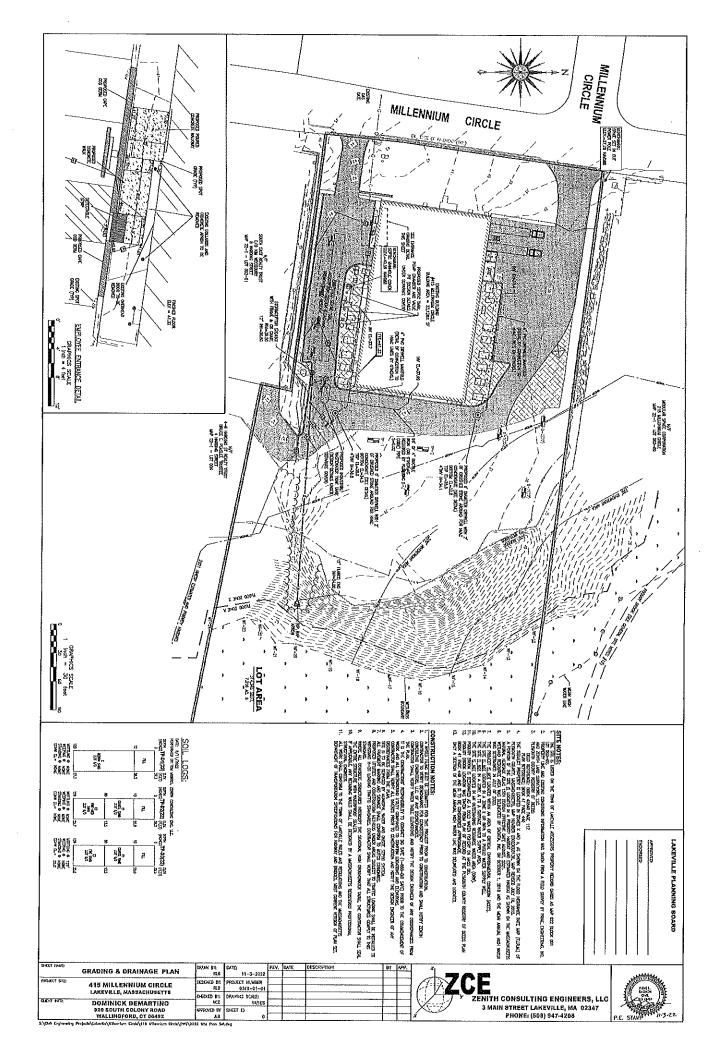


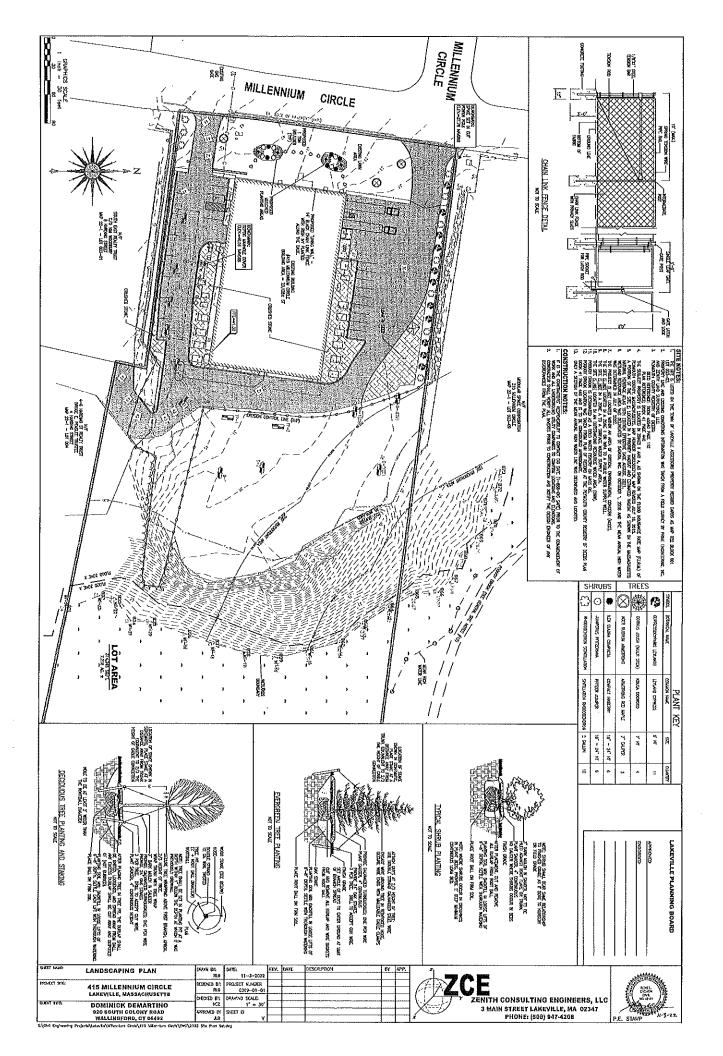


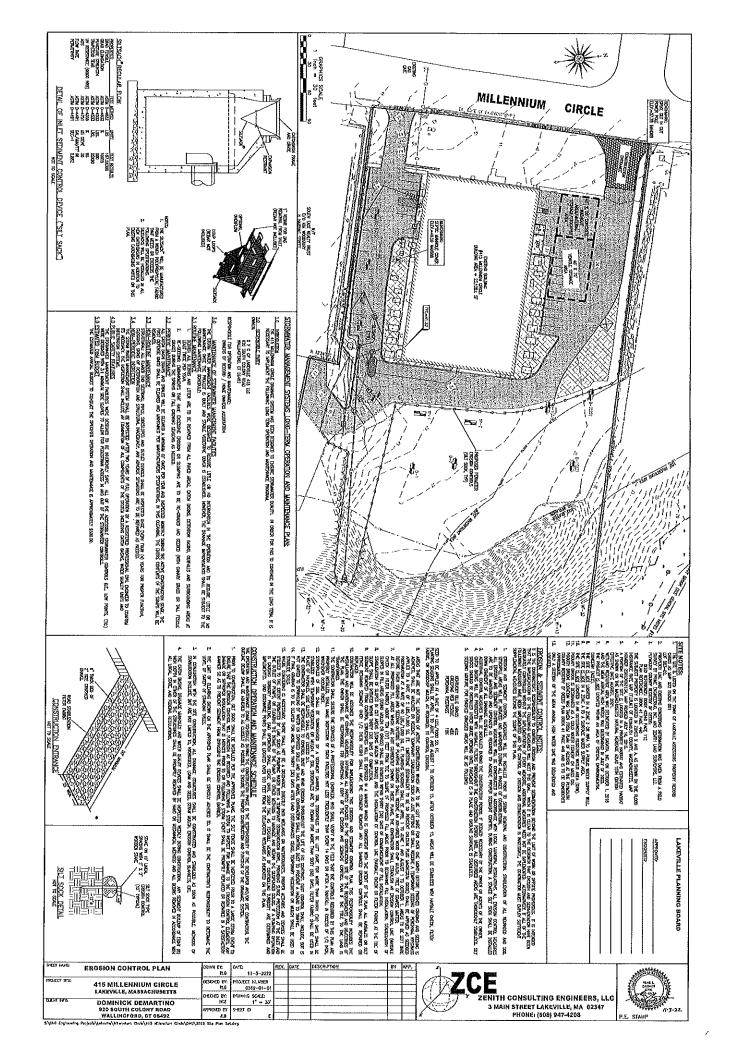
LAKEVILLE PLANNING BOARD

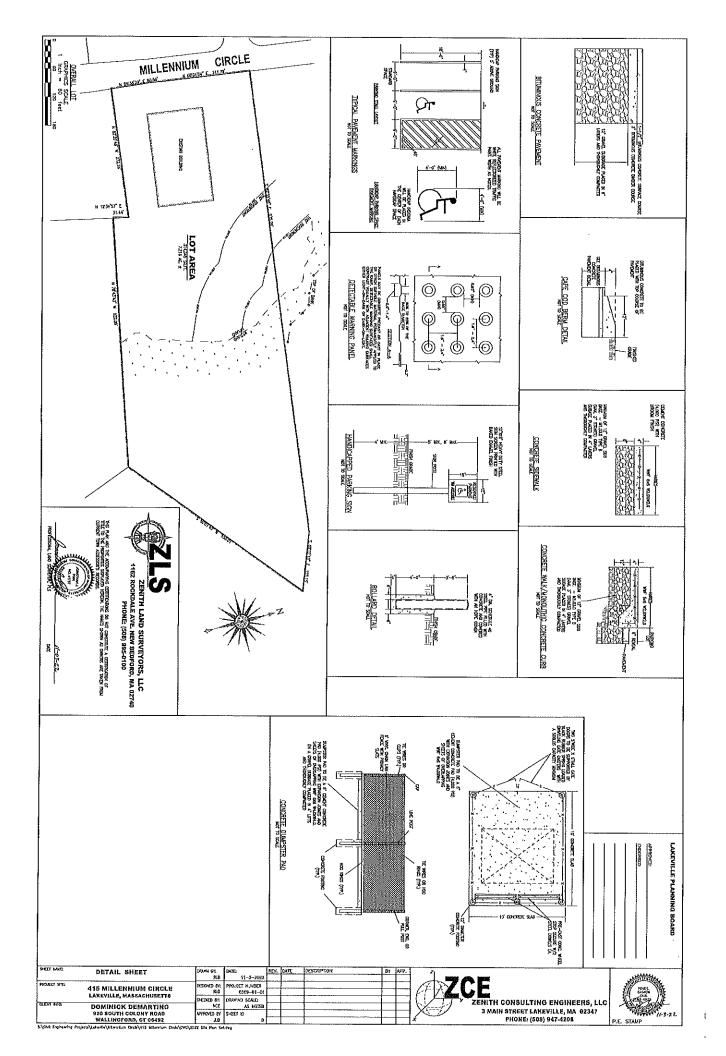


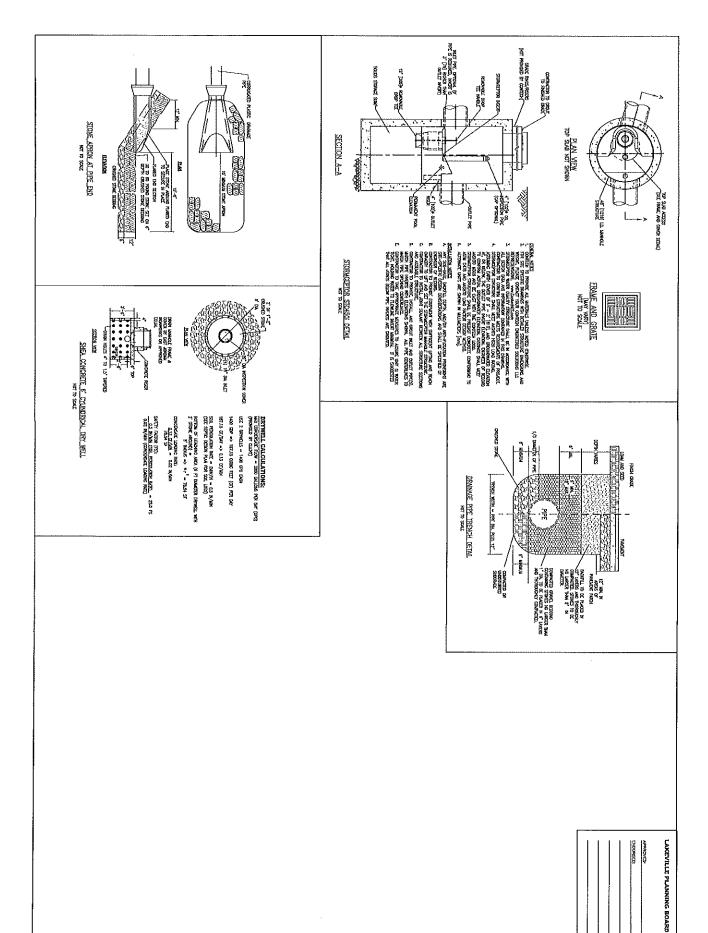












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DIVISION OF FISHERIES & WILDLIFE

1 Rabbit Hill Road, Westborough, MA 01581 p: (508) 389-6300 | f: (508) 389-7890 M A S S . G O V / M A S S W I L D L I F E

January 03, 2023

Lakeville Conservation Commission Town Hall 346 Bedford Street Lakeville MA 02347

D F C of Lakeville 415 LLC 920 South Colony Road Wallingford CT 06492

RE: Applicant:

D F C of Lakeville 415 LLC

Project Location:

415 Millennium Circle

Project Description:

Building, parking, and landscaping improvements; installation of

drainage treatment unit, pipe, and flared end

DEP Wetlands File No.: Unavailable NHESP File No.: 22-41553

Dear Commissioners & Applicant:

The Natural Heritage & Endangered Species Program of the Massachusetts Division of Fisheries & Wildlife (the "Division") received a Notice of Intent with site plans (dated 11/3/2022) in compliance with the rare wildlife species section of the Massachusetts Wetlands Protection Act Regulations (310 CMR 10.59). The Division also received the MESA Review Checklist and supporting documentation for review pursuant to the MA Endangered Species Act Regulations (321 CMR 10.18).

WETLANDS PROTECTION ACT (WPA)

Based on a review of the information that was provided and the information that is currently contained in our database, the Division has determined that this project, as currently proposed, will not adversely affect the actual Resource Area Habitat of state-protected rare wildlife species. Therefore, it is our opinion that this project meets the state-listed species performance standard for the issuance of an Order of Conditions.

Please note that this determination addresses only the matter of rare wildlife habitat and does not pertain to other wildlife habitat issues that may be pertinent to the proposed project.

MASSACHUSETTS ENDANGERED SPECIES ACT (MESA)

Based on a review of the information that was provided and the information that is currently contained in our database, the Division has determined that this project, as currently proposed, will not result in a prohibited Take of state-listed rare species. This determination is a final decision of the Division of Fisheries and Wildlife pursuant to 321 CMR 10.18. Any changes to the proposed project or any additional work beyond that shown on the site plans may require an additional filing with the Division

MASSWILDLIFE

pursuant to the MESA. This project may be subject to further review if no physical work is commenced within five years from the date of issuance of this determination, or if there is a change to the project.

Please note that this determination addresses only the matter of state-listed species and their habitats. If you have any questions regarding this letter please contact Melany Cheeseman, Endangered Species Review Assistant, at (508) 389-6357.

Sincerely,

Everose Schlüter, Ph.D.

Assistant Director

cc: MA DEP Southeast Region

Jamie Bissonnette, Zenith Consulting Engineers, LLC

Town of Lakeville Conservation Commission October 11, 2022 at 7pm

Members present: Chairman Robert Bouchard, Nancy Yeatts, Joseph Chamberlain, Josh Faherty, and John LeBlanc. Members absent: Mark Knox. Chairman Bouchard called the meeting to order at 7pm. This meeting was recorded by LakeCam.

12 Fuller Shores Rd. - Notice of Intent, Zenith. Nyles Zager from Zenith Consulting Engineers was present for discussion. This is for a septic repair. Member Yeatts noted that the filing went to Natural Heritage on September 27th. Therefore, an Order of Conditions cannot be issued until after October 27th. Mr. Zager said this is a two-bedroom dwelling on Long Pond. They were able to get the leaching field outside the 100-foot buffer. The proposed system is a bottomless sand filter with Orenco advanced treatment. It will provide cleaner effluent as well as allows a smaller footprint. The tank and pump chamber are proposed within the 100-foot buffer zone. They are proposing a dewatering basin and erosion control. Once completed, the site will be loamed and seeded. Chairman Bouchard asked if the tree stumps would be an issue. Mr. Zager said no and explained that the leaching field will be raised up a couple of feet. Member Yeatts asked if the Board of Health had approved the plan. Mr. Zager said they are scheduled for a hearing and have notified the abutters.

Upon a motion made by Member Yeatts, seconded by Member LeBlanc, it was:

Voted: to close the hearing and issue an Order of Conditions with all the standard conditions, pending Board of Health approval, and not issued until October 27th.

Unanimous approval.

Documents distributed: WPA Form 3 - Notice of Intent, septic plan.

<u>3 Malbone St</u> - Certificate of Compliance, Zenith. Mr. Zager provided a Request for Certificate of Compliance, letter, and site photos. He said the lawn had stabilized and an as-built had been done for the septic system. Chairman Bouchard said he had visited the site a few times and it looks good and he was satisfied with the progress.

Upon a motion made by Member Chamberlain, seconded by Member Yeatts, it was:

Voted: to issue the Certificate of Compliance for 3 Malbone Street, DEP file number SE192-793.

Unanimous approval.

Documents distributed: WPA Form 8A, site photos, septic as-built, request letter.

<u>6 Equestrian Way</u> - Certificate of Compliance, Zenith. Mr. Zager said this was the same as 3 Malbone, photos were taken of the site, a letter submitted, and an as-built was done. Chairman Bouchard said he had gone out to the site and recommended approval.

Upon a motion made by Member LeBlanc, seconded by Member Faherty, it was: Voted: to issue a Certificate of Compliance for 6 Equestrian Way, SE192-849. Unanimous approval.

Documents distributed: WPA Form 8A, site photos, septic as-built, request letter.

<u>Beechtree Drive</u> - Chairman Bouchard said a letter had been sent to the homeowner's association regarding some issues the Board wanted completed. A letter was received back from Mr. Lens stating that most of the requirements had been taken care of. Chairman Bouchard said the only thing remaining is the pile of brick and stone which was probably left over when they excavated the drainage ditch. In the future, if there is any work to be done on the roads, that the Commission be notified first and that a Notice of Intent or Request for Determination of Applicability are filed.

<u>Submittal requirements</u> - Member Yeatts said on the RDA form, on page 4, it states that a notice of application must be posted in a local paper at least 5 days prior to the hearing at the Applicant's expense. There was a brief discussion. For above ground and in ground pools, Member Yeatts said it would be up to the Conservation Agent which type of filing should be done. She suggested they err on the side of an NOI because you don't want the Applicant to do an RDA and at the meeting the Commission decides the project needs an NOI. Chairman Bouchard asked about septic systems. If most of the system is in the buffer zone it should be an NOI, but what if only a small corner of the leaching field is in the buffer zone? Member Yeatts thought that about 90% of the time they would want an NOI for a septic system. She noted that the certified abutter lists are only coming out with the City of Taunton and not the City of New Bedford, and it should be both. She asked if they wanted to vote to update the requirements to include only two copies of the large plans.

Upon a motion made by Member Chamberlain, seconded by Member LeBlanc, it was:

Voted: to change the submittal requirement to include only two copies of the large plans.

Discussion: Member Faherty asked if two copies would be enough. He asked if they should ask for three copies so Chairman Bouchard could mark one up when he does his site visit. Chairman Bouchard said he usually puts his copy into the file with his comments on it.

Unanimous approval.

Chairman Bouchard said everyone has their own opinion on what vista pruning includes. Member LeBlanc asked if DEP had a definition of vista pruning. Chairman Bouchard said no. Member Yeatts had a copy of a brochure that provided information to help residents through the permit process. She would like to have copies printed and available at the office.

Documents distributed: In buffer zone/Outside buffer zone list.

Meeting minutes - July 26, 2022, August 3, 2022, and August 9, 2022.

Upon a motion made by Member Chamberlain, seconded by Member Yeatts, it was:

Voted: to approve the minutes of the Lakeville Conservation meeting of July 26, 2022 as corrected.

Unanimous approval.

Upon a motion made by Member Chamberlain, seconded by Member LeBlanc, it was:

Voted: to approve the meeting minutes of August 3, 2022 as revised. Unanimous approval.

Upon a motion made by Member Chamberlain, seconded by Member LeBlanc, it was:

Voted: to approve the Lakeville Conservation Commission minutes of August 9, 2022 as presented.

Unanimous approval.

Documents distributed: Conservation meeting minutes 7/26/22, 8/3/22, and 8/9/22.

Adjournment - (7:37pm)

Upon a motion made by Member LeBlanc, seconded by Member Faherty, it was:

Voted: to adjourn.

Unanimous approval.

	Lakeville	Rochester	Berkley	Westport	Dartmouth	Carver
Request for Determination	75.00	50.00	75.00	125.00	septic 250.00 new home 400.00	75.00
Notice of intent	residential 75.00 commercial 100.00	Category 1 100.00 Category 2 200.00	residential 150.00 commercial 250.00	residential 175.00 commercial 450.00	double town share of state filing fee	category 1 140.00 category 2 280.00 category 3 560.00 category 4 700.00 category 5 1000.00 category 6 2000.00
Abbreviated Notice of Resource Area Delineation	1.00/linear foot minimum charge 100.00, maximum 1000.00	2.00/linear foot minimum charge 100.00, maximum charge 1000.00		residential 300.00 (2 1/2 acres - 50.00 per acre thereafter) commercial 450.00 (2 1/2 acres - 50 per acre thereafter)		same as NOI
Certificate of Compliance	< 2 acre 25.00, > 2 acres 50.00 >5 acres 100.00 commercial 100.00	single family residential 50.00 all others 200.00 more than 7 years after OOC 100.00 for each year in excess of 7	residential 150.00 commercial 250.00	residential 175.00 commercial 500.00	residential 300.00 commercial 750.00	residential 75.00 non-residential 100.00 subdivision 200.00 more than 10yrs old +50.00
Amended Order of Conditions	residential 25.00 commercial 100.00	25% of original ConCom filing fee	residential 75.00 commercial or subdivision 200.00	residential 175.00 commercial 500.00	residential 400.00 commercial or subdivision 750.00	100.00
Order of Conditions extension	50.00	residential 50.00 all other 200.00	75.00	1	300.00	50.00
Site inspections	25.00 first hr and 25.00 each additional hr		residential 100.00 commercial 100.00 minimum 25.00 per lot			

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23-01	\$142.50
23-02	\$217.50
23-03	\$150.00
23-04	\$75.00
23-05	\$192.50
23-06	\$50.00
23-07	\$270.00
23-08	\$200.00
23-09	\$75.00
23-10	\$362.50
Total	\$1,735.00

Amount

Deposit #