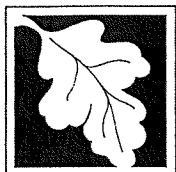


1 year Extension - 11/19/18
Expired



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A. General Information

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



1. From: South Hadley Conservation Commission
Conservation Commission
2. This issuance is for (check one):
a. ☒ Order of Conditions b. ☐ Amended Order of Conditions
3. To: Applicant:
Craig Authier
a. First Name b. Last Name
Rivercrest Condominiums, LLC
c. Organization
1421 Granby Road
d. Mailing Address
Chicopee MA 01020
e. City/Town f. State g. Zip Code
4. Property Owner (if different from applicant):
Craig Authier
a. First Name b. Last Name
Ferry Street Nominee Trust
c. Organization
1421 Granby Road
d. Mailing Address
Chicopee MA 01020
e. City/Town f. State g. Zip Code
5. Project Location:
Ferry St South Hadley
a. Street Address b. City/Town
47 76
c. Assessors Map/Plat Number d. Parcel/Lot Number
- Latitude and Longitude, if known: d m s d m s
d. Latitude e. Longitude



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A. General Information (cont.)

6. Property recorded at the Registry of Deeds for (attach additional information if more than one parcel):
Hampshire
a. County
9221
c. Book
b. Certificate Number (if registered land)
293
d. Page
7. Dates: 6/23/2014 10/29/2014 11/19/2014
a. Date Notice of Intent Filed b. Date Public Hearing Closed c. Date of Issuance
8. Final Approved Plans and Other Documents (attach additional plan or document references as needed):
Title Sheet for set of site plans for Rivercrest Condominiums, Ferry St South Hadley MA
a. Plan Title
R Levesque Associates
b. Prepared By
10/27/2014
d. Final Revision Date
SEE ATTACHED REFERENCES
f. Additional Plan or Document Title
c. Signed and Stamped by
Filipe Cravo
varies
e. Scale
g. Date

B. Findings

1. Findings pursuant to the Massachusetts Wetlands Protection Act:

Following the review of the above-referenced Notice of Intent and based on the information provided in this application and presented at the public hearing, this Commission finds that the areas in which work is proposed is significant to the following interests of the Wetlands Protection Act (the Act). Check all that apply:

- a. ☐ Public Water Supply b. ☒ Land Containing Shellfish c. ☒ Prevention of Pollution
d. ☐ Private Water Supply e. ☒ Fisheries f. ☒ Protection of Wildlife
g. ☒ Groundwater Supply h. ☒ Storm Damage Prevention i. ☒ Flood Control

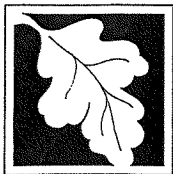
2. This Commission hereby finds the project, as proposed, is: (check one of the following boxes)

Approved subject to:

- a. ☒ the following conditions which are necessary in accordance with the performance standards set forth in the wetlands regulations. This Commission orders that all work shall be performed in accordance with the Notice of Intent referenced above, the following General Conditions, and any other special conditions attached to this Order. To the extent that the following conditions modify or differ from the plans, specifications, or other proposals submitted with the Notice of Intent, these conditions shall control.

PLAN REFERENCES ATTACHMENT**FOR: Ferry St****Notice of Intent****DEP Number: 288-0431**

Plan #	Title	Engineer	Dated	Revised	Signed/Stamped by	Scale
C-1-0	Notes, Symbols & Line Legend and Abbreviations	R Levesque Associates	6/18/2014	6/18/2014	Robert Levesque	NA
C-2-0	Construction Notes	R Levesque Associates	6/18/2014	6/18/2014	Robert Levesque	NA
C-3-0	Site Layout & Materials Plan	R Levesque Associates	6/18/2014	6/18/2014	Robert Levesque	NA
C-4-0	Grading, Erosion & Sedimentation Control Plan	R Levesque Associates	6/18/2014	10/27/2014	Robert Levesque	1"=40'
C-5-0	Plan & Profile Rivercrest Condominiums	R Levesque Associates	6/18/2014	10/27/2014	Filipe Cravo	varies
C-6-0	Site Utilities Plan	R Levesque Associates	6/18/2014	10/27/2014	Filipe Cravo	1"=40'
C-7-0	Storm Drain & Infiltration Basin Plan	R Levesque Associates	6/18/2014	10/27/2014	Filipe Cravo	varies
C-8-0	Site Landscaping & Lighting Plan	R Levesque Associates	6/18/2014	10/24/2014	Robert Levesque	1"=40'
Cross-section 1	Section through west face of Unit 17	R Levesque Associates	10/20/2014		no one	1"=10"
Cross-section 2	Section through north face of Unit 22	R Levesque Associates	10/7/2014		no one	1"=10'
Cross-section 3	Section through retaining wall sta 4+00	R Levesque Associates	10/7/2014		no one	1"=10'
CS-1	Building & Limit of Work Staking Rivercrest Condominiums	R Levesque Associates	10/14/2014		no one	1"=100'
D-1-0	Details	R Levesque Associates	6/18/2014	6/18/2014	Robert Levesque	varies
D-2-0	Details	R Levesque Associates	6/18/2014	6/18/2014	Filipe Cravo	varies
D-3-0	Details	R Levesque Associates	6/18/2014	10/27/2014	Filipe Cravo	varies
D-4-0	Details	R Levesque Associates	6/18/2014	9/25/2014	Filipe Cravo	varies
D-5-0	Details	R Levesque Associates	6/18/2014	9/25/2014	Filipe Cravo	varies
D-6-0	Details	R Levesque Associates	6/18/2014	9/25/2014	Filipe Cravo	varies
DS-1	Typical Grass Swale Detail	R Levesque Associates	10/6/2014		no one	NTS



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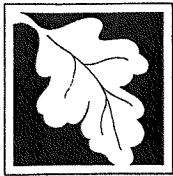
B. Findings (cont.)

Denied because:

- b. ☐ the proposed work cannot be conditioned to meet the performance standards set forth in the wetland regulations. Therefore, work on this project may not go forward unless and until a new Notice of Intent is submitted which provides measures which are adequate to protect the interests of the Act, and a final Order of Conditions is issued. **A description of the performance standards which the proposed work cannot meet is attached to this Order.**
- c. ☐ the information submitted by the applicant is not sufficient to describe the site, the work, or the effect of the work on the interests identified in the Wetlands Protection Act. Therefore, work on this project may not go forward unless and until a revised Notice of Intent is submitted which provides sufficient information and includes measures which are adequate to protect the Act's interests, and a final Order of Conditions is issued. **A description of the specific information which is lacking and why it is necessary is attached to this Order as per 310 CMR 10.05(6)(c).**
3. ☒ Buffer Zone Impacts: Shortest distance between limit of project disturbance and the wetland resource area specified in 310 CMR 10.02(1)(a) 50.00
a. linear feet

Inland Resource Area Impacts: Check all that apply below. (For Approvals Only)

Resource Area	Proposed Alteration	Permitted Alteration	Proposed Replacement	Permitted Replacement
4. ☐ Bank	<u> </u> a. linear feet	<u> </u> b. linear feet	<u> </u> c. linear feet	<u> </u> d. linear feet
5. ☐ Bordering Vegetated Wetland	<u> </u> a. square feet	<u> </u> b. square feet	<u> </u> c. square feet	<u> </u> d. square feet
6. ☐ Land Under Waterbodies and Waterways	<u> </u> a. square feet	<u> </u> b. square feet	<u> </u> c. square feet	<u> </u> d. square feet
	<u> </u> e. c/v dredged	<u> </u> f. c/v dredged		
7. ☐ Bordering Land Subject to Flooding	<u> </u> a. square feet	<u> </u> b. square feet	<u> </u> c. square feet	<u> </u> d. square feet
Cubic Feet Flood Storage	<u> </u> e. cubic feet	<u> </u> f. cubic feet	<u> </u> g. cubic feet	<u> </u> h. cubic feet
8. ☐ Isolated Land Subject to Flooding	<u> </u> a. square feet	<u> </u> b. square feet		
Cubic Feet Flood Storage	<u> </u> c. cubic feet	<u> </u> d. cubic feet	<u> </u> e. cubic feet	<u> </u> f. cubic feet
9. ☐ Riverfront Area	<u> </u> a. total sq. feet	<u> </u> b. total sq. feet		
Sq ft within 100 ft	<u> </u> c. square feet	<u> </u> d. square feet	<u> </u> e. square feet	<u> </u> f. square feet
Sq ft between 100-200 ft	<u> </u> g. square feet	<u> </u> h. square feet	<u> </u> i. square feet	<u> </u> j. square feet



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B. Findings (cont.)

Coastal Resource Area Impacts: Check all that apply below. (For Approvals Only)

	Proposed Alteration	Permitted Alteration	Proposed Replacement	Permitted Replacement
10. ☐ Designated Port Areas	Indicate size under Land Under the Ocean, below			
11. ☐ Land Under the Ocean	<u> </u> a. square feet	<u> </u> b. square feet		
	<u> </u> c. c/y dredged	<u> </u> d. c/y dredged		
12. ☐ Barrier Beaches	Indicate size under Coastal Beaches and/or Coastal Dunes below			
13. ☐ Coastal Beaches	<u> </u> a. square feet	<u> </u> b. square feet	<u> </u> c. nourishment	<u> </u> d. nourishment
14. ☐ Coastal Dunes	<u> </u> a. square feet	<u> </u> b. square feet	<u> </u> c. nourishment	<u> </u> d. nourishment
15. ☐ Coastal Banks	<u> </u> a. linear feet	<u> </u> b. linear feet		
16. ☐ Rocky Intertidal Shores	<u> </u> a. square feet	<u> </u> b. square feet		
17. ☐ Salt Marshes	<u> </u> a. square feet	<u> </u> b. square feet	<u> </u> c. square feet	<u> </u> d. square feet
18. ☐ Land Under Salt Ponds	<u> </u> a. square feet	<u> </u> b. square feet		
	<u> </u> c. c/y dredged	<u> </u> d. c/y dredged		
19. ☐ Land Containing Shellfish	<u> </u> a. square feet	<u> </u> b. square feet	<u> </u> c. square feet	<u> </u> d. square feet
20. ☐ Fish Runs	Indicate size under Coastal Banks, Inland Bank, Land Under the Ocean, and/or inland Land Under Waterbodies and Waterways, above			
	<u> </u> a. c/y dredged	<u> </u> b. c/y dredged		
21. ☐ Land Subject to Coastal Storm Flowage	<u> </u> a. square feet	<u> </u> b. square feet		



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B. Findings (cont.)

*#22. 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.5.c (BVW) or B.17.c (Salt Marsh) above, please enter the additional amount here.

22. ☐ Restoration/Enhancement: *

a. square feet of BVW

b. square feet of salt marsh

23. ☐ Stream Crossing(s):

a. number of new stream crossings

b. number of replacement stream crossings

C. General Conditions Under Massachusetts Wetlands Protection Act

The following conditions are only applicable to Approved projects.

1. Failure to comply with all conditions stated herein, and with all related statutes and other regulatory measures, shall be deemed cause to revoke or modify this Order.
2. The Order does not grant any property rights or any exclusive privileges; it does not authorize any injury to private property or invasion of private rights.
3. This Order does not relieve the permittee or any other person of the necessity of complying with all other applicable federal, state, or local statutes, ordinances, bylaws, or regulations.
4. The work authorized hereunder shall be completed within three years from the date of this Order unless either of the following apply:
 - a. the work is a maintenance dredging project as provided for in the Act; or
 - b. the time for completion has been extended to a specified date more than three years, but less than five years, from the date of issuance. If this Order is intended to be valid for more than three years, the extension date and the special circumstances warranting the extended time period are set forth as a special condition in this Order.
5. This Order may be extended by the issuing authority for one or more periods of up to three years each upon application to the issuing authority at least 30 days prior to the expiration date of the Order.
6. If this Order constitutes an Amended Order of Conditions, this Amended Order of Conditions does not extend the issuance date of the original Final Order of Conditions and the Order will expire on **11/19/2017** unless extended in writing by the Department.
7. Any fill used in connection with this project shall be clean fill. Any fill shall contain no trash, refuse, rubbish, or debris, including but not limited to lumber, bricks, plaster, wire, lath, paper, cardboard, pipe, tires, ashes, refrigerators, motor vehicles, or parts of any of the foregoing.
8. This Order is not final until all administrative appeal periods from this Order have elapsed, or if such an appeal has been taken, until all proceedings before the Department have been completed.



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C. General Conditions Under Massachusetts Wetlands Protection Act (cont.)

9. No work shall be undertaken until the Order has become final and then has been recorded in the Registry of Deeds or the Land Court for the district in which the land is located, within the chain of title of the affected property. In the case of recorded land, the Final Order shall also be noted in the Registry's Grantor Index under the name of the owner of the land upon which the proposed work is to be done. In the case of the registered land, the Final Order shall also be noted on the Land Court Certificate of Title of the owner of the land upon which the proposed work is done. The recording information shall be submitted to the Conservation Commission on the form at the end of this Order, which form must be stamped by the Registry of Deeds, prior to the commencement of work.
10. A sign shall be displayed at the site not less than two square feet or more than three square feet in size bearing the words,

"Massachusetts Department of Environmental Protection" [or, "MassDEP"]
"File Number 288-0431 "
11. Where the Department of Environmental Protection is requested to issue a Superseding Order, the Conservation Commission shall be a party to all agency proceedings and hearings before MassDEP.
12. Upon completion of the work described herein, the applicant shall submit a Request for Certificate of Compliance (WPA Form 8A) to the Conservation Commission.
13. The work shall conform to the plans and special conditions referenced in this order.
14. Any change to the plans identified in Condition #12 above shall require the applicant to inquire of the Conservation Commission in writing whether the change is significant enough to require the filing of a new Notice of Intent.
15. The Agent or members of the Conservation Commission and the Department of Environmental Protection shall have the right to enter and inspect the area subject to this Order at reasonable hours to evaluate compliance with the conditions stated in this Order, and may require the submittal of any data deemed necessary by the Conservation Commission or Department for that evaluation.
16. This Order of Conditions shall apply to any successor in interest or successor in control of the property subject to this Order and to any contractor or other person performing work conditioned by this Order.
17. Prior to the start of work, and if the project involves work adjacent to a Bordering Vegetated Wetland, the boundary of the wetland in the vicinity of the proposed work area shall be marked by wooden stakes or flagging. Once in place, the wetland boundary markers shall be maintained until a Certificate of Compliance has been issued by the Conservation Commission.



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C. General Conditions Under Massachusetts Wetlands Protection Act (cont.)

18. All sedimentation barriers shall be maintained in good repair until all disturbed areas have been fully stabilized with vegetation or other means. At no time shall sediments be deposited in a wetland or water body. During construction, the applicant or his/her designee shall inspect the erosion controls on a daily basis and shall remove accumulated sediments as needed. The applicant shall immediately control any erosion problems that occur at the site and shall also immediately notify the Conservation Commission, which reserves the right to require additional erosion and/or damage prevention controls it may deem necessary. Sedimentation barriers shall serve as the limit of work unless another limit of work line has been approved by this Order.

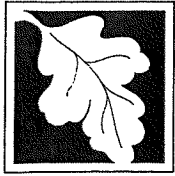
NOTICE OF STORMWATER CONTROL AND MAINTENANCE REQUIREMENTS

19. **The work associated with this Order (the "Project") is (1) ☒ is not (2) ☐ subject to the Massachusetts Stormwater Standards. If the work is subject to the Stormwater Standards, then the project is subject to the following conditions:**

a) All work, including site preparation, land disturbance, construction and redevelopment, shall be implemented in accordance with the construction period pollution prevention and erosion and sedimentation control plan and, if applicable, the Stormwater Pollution Prevention Plan required by the National Pollution Discharge Elimination System Construction General Permit as required by Stormwater Condition 8. Construction period erosion, sedimentation and pollution control measures and best management practices (BMPs) shall remain in place until the site is fully stabilized.

b) No stormwater runoff may be discharged to the post-construction stormwater BMPs unless and until a Registered Professional Engineer provides a Certification that:

- i. all construction period BMPs have been removed or will be removed by a date certain specified in the Certification. For any construction period BMPs intended to be converted to post construction operation for stormwater attenuation, recharge, and/or treatment, the conversion is allowed by the MassDEP Stormwater Handbook BMP specifications and that the BMP has been properly cleaned or prepared for post construction operation, including removal of all construction period sediment trapped in inlet and outlet control structures;
- ii. as-built final construction BMP plans are included, signed and stamped by a Registered Professional Engineer, certifying the site is fully stabilized;
- iii. any illicit discharges to the stormwater management system have been removed, as per the requirements of Stormwater Standard 10;
- iv. all post-construction stormwater BMPs are installed in accordance with the plans (including all planting plans) approved by the issuing authority, and have been inspected to ensure that they are not damaged and that they are in proper working condition;
- v. any vegetation associated with post-construction BMPs is suitably established to withstand erosion.



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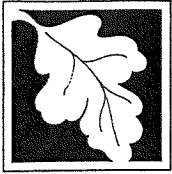
C. General Conditions Under Massachusetts Wetlands Protection Act (cont.)

c) The landowner is responsible for BMP maintenance until the issuing authority is notified that another party has legally assumed responsibility for BMP maintenance. Prior to requesting a Certificate of Compliance, or Partial Certificate of Compliance, the responsible party (defined in General Condition 18(e)) shall execute and submit to the issuing authority an Operation and Maintenance Compliance Statement ("O&M Statement") for the Stormwater BMPs identifying the party responsible for implementing the stormwater BMP Operation and Maintenance Plan ("O&M Plan") and certifying the following: *i.*) the O&M Plan is complete and will be implemented upon receipt of the Certificate of Compliance, and *ii.*) the future responsible parties shall be notified in writing of their ongoing legal responsibility to operate and maintain the stormwater management BMPs and implement the Stormwater Pollution Prevention Plan.

d) Post-construction pollution prevention and source control shall be implemented in accordance with the long-term pollution prevention plan section of the approved Stormwater Report and, if applicable, the Stormwater Pollution Prevention Plan required by the National Pollution Discharge Elimination System Multi-Sector General Permit.

e) Unless and until another party accepts responsibility, the landowner, or owner of any drainage easement, assumes responsibility for maintaining each BMP. To overcome this presumption, the landowner of the property must submit to the issuing authority a legally binding agreement of record, acceptable to the issuing authority, evidencing that another entity has accepted responsibility for maintaining the BMP, and that the proposed responsible party shall be treated as a permittee for purposes of implementing the requirements of Conditions 18(f) through 18(k) with respect to that BMP. Any failure of the proposed responsible party to implement the requirements of Conditions 18(f) through 18(k) with respect to that BMP shall be a violation of the Order of Conditions or Certificate of Compliance. In the case of stormwater BMPs that are serving more than one lot, the legally binding agreement shall also identify the lots that will be serviced by the stormwater BMPs. A plan and easement deed that grants the responsible party access to perform the required operation and maintenance must be submitted along with the legally binding agreement.

f) The responsible party shall operate and maintain all stormwater BMPs in accordance with the design plans, the O&M Plan, and the requirements of the Massachusetts Stormwater Handbook.



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C. General Conditions Under Massachusetts Wetlands Protection Act (cont.)

- g) The responsible party shall:
1. Maintain an operation and maintenance log for the last three (3) consecutive calendar years of inspections, repairs, maintenance and/or replacement of the stormwater management system or any part thereof, and disposal (for disposal the log shall indicate the type of material and the disposal location);
 2. Make the maintenance log available to MassDEP and the Conservation Commission ("Commission") upon request; and
 3. Allow members and agents of the MassDEP and the Commission to enter and inspect the site to evaluate and ensure that the responsible party is in compliance with the requirements for each BMP established in the O&M Plan approved by the issuing authority.
- h) All sediment or other contaminants removed from stormwater BMPs shall be disposed of in accordance with all applicable federal, state, and local laws and regulations.
- i) Illicit discharges to the stormwater management system as defined in 310 CMR 10.04 are prohibited.
- j) The stormwater management system approved in the Order of Conditions shall not be changed without the prior written approval of the issuing authority.
- k) Areas designated as qualifying pervious areas for the purpose of the Low Impact Site Design Credit (as defined in the MassDEP Stormwater Handbook, Volume 3, Chapter 1, Low Impact Development Site Design Credits) shall not be altered without the prior written approval of the issuing authority.
- l) Access for maintenance, repair, and/or replacement of BMPs shall not be withheld. Any fencing constructed around stormwater BMPs shall include access gates and shall be at least six inches above grade to allow for wildlife passage.

Special Conditions (if you need more space for additional conditions, please attach a text document):

See Attached

SOUTH HADLEY CONSERVATION COMMISSION
ORDER OF CONDITIONS

ISSUED TO: Craig Authier Rivercrest Condominiums, LLC

This Order of Conditions applies to:

Ferry St

DEP #: 288-0431

This Order of Conditions is for the construction of a 29-unit condominium complex and associated site improvements. The wetland boundaries were confirmed under a previous Order of Conditions # 288-409. The plans and the Stormwater Drainage Report changed several times. The final version of the set of plans are the 10/27/14 revisions. The Long-Term Operation & Maintenance Plan dated 10/16/14 is likewise the most recent, received 10/27/14.

The South Hadley Planning Board hired a third party professional engineer from GZA to review the Stormwater Drainage Report and Plans for compliance with the DEP Stormwater Regulations and the Town of South Hadley Stormwater Management Bylaw. The final summary report from this third-party review is dated October 30, 2014 and includes a detailed list of the plans and documents used to review the Stormwater Plans and Report. These listed items are hereby incorporated as references for this Order, as well as the set of plans listed in Section A8 of this Order, and the following: Notice of Intent received 6/23/14; letter dated 9/25/14 from R Levesque Associates to South Hadley Planning Board re: Stormwater Peer Review Response; letter dated 10/16/14 from R Levesque Associates to South Hadley Conservation Commission re: Conservation Commission Concerns and Questions; draft minutes of Conservation Commission Public Hearings on this Notice of Intent (7/29/14 and 10/29/14); all third party stormwater review comments up to 10/30/14, and the Draft Planning Board Stormwater Management Permit Decision dated 10/28/14. The referenced documents also include the project plans and related materials as revised and submitted to the Planning Board through October 27, 2014 and as may need to be revised, as long as these revisions are not located within the 100-foot buffer zone, 200-foot Riverfront Area or the Isolated Wetland, and are not related to the stormwater management of the site.

A copy of the Construction Period Erosion Control Plan and Long-Term Operation & Maintenance Plan are attached as part of this Order of Conditions for easy reference by all parties.

The applicant, owners, and contractors are to follow the Special Conditions # 19 - 55 shown below. Special Conditions # 46, 47 and 52 pertain only to the South Hadley Wetlands Bylaw and Regulations.

The applicant shall comply with all conditions indicated with a check mark:

ADMINISTRATIVE

- ☒ 19. The Complete Notice of Intent, approved Site Plans and the Order of Conditions shall be included in all construction contracts/subcontracts for the proposed work superseding all other contract specs.
- ☒ 20. Prior to site work, the applicant shall schedule an on-site pre-construction meeting to review the Order of Conditions with a representative of: the Commission, contractor, construction supervisor, wetland specialist (if applicable) and any other individual involved in managing project site work. At this time the applicant shall provide the Commission in writing with the name, title, affiliation, business address, telephone numbers (24 hours/day) and fax number of the project supervisor or other reasonable individual having daily control over the site and responsibility for ensuring on-site compliance with this Order.
- ☒ 21. The Conservation Commissioners or Agent shall have the right to halt all work on the site if the Commissioner or Agent determines that any of the work is not in compliance with the Order of Conditions. Work shall not resume until the Commission is satisfied that compliance has been achieved.
- ☒ 22. The applicant and contractor shall be responsible for maintaining a copy of the Order of Conditions on site and shall be responsible for compliance with them.

- ☒ 23. This Order applies only to the work permitted. The Commission reserves the right to impose additional conditions on any portions of the project that could impact an area of statutory interest.
- ☒ 24. The Commission shall be notified at least forty-eight (48) hours before work on the site begins.
- ☒ 25. If any alteration of the wetland/resource area occurs other than what is permitted within this Order, the Conservation Commission shall impose such measures as it finds necessary to protect and restore those
- ☒ 26. If approved changes to the original plan occur during construction, an as-built plan of the project shall be submitted to the Conservation Commission for review and approval prior to the issuance of a Certificate of Compliance.

EROSION AND SEDIMENTATION CONTROLS

- ☒ 27. Prior to the start of construction, adequate erosion and sedimentation control measures as specified in the Notice of Intent shall be implemented and maintained until the site has become stabilized with permanent vegetative cover and a final inspection made by the Conservation Commission. Said erosion control measures must be inspected by the Commission or its Agent prior to the commencement of work, with approval indicated below:

Signature of Commission Member or Agent

Date

- ☒ 28. The erosion and sedimentation barrier shall serve as the alteration limit line. No site disturbance shall be permitted beyond this limit including, but not limited to: cutting vegetation, stockpiling materials, movement of equipment, grading, mowing, stockpiling of snow.
- ☒ 29. An adequate stockpile of erosion control materials shall be maintained on site for emergency or routine replacement and shall include materials to repair silt fences, haybales, stone riprap filter dikes or any other devices to be used during construction.

ON-SITE CONSTRUCTION

- ☒ 30. Servicing of equipment (fueling, changing, adding or supplying lubricants or hydraulic fluids) must be done outside the 100-foot Buffer Zone.
- ☒ 31. The construction site shall be left in a stable condition at the close of each day. Construction refuse and debris shall be removed daily. The Conservation Commission may require specific approval of the disposition of such materials prior to the start of construction.
- ☒ 32. During snow removal operations, snow shall not be deposited within an area of statutory interest.
- ☒ 33. All work within an area of statutory interest shall minimize disturbance to existing vegetative cover (except as permitted) and contours.
- ☒ 34. Used petroleum products resulting from the maintenance of construction equipment shall be collected and disposed of off-site. No on-site disposal of these items is allowed.

The applicant shall comply with the following additional conditions (if applicable):

EROSION & SEDIMENT CONTROL, & STORMWATER MANAGEMENT

35. The applicant shall designate, upon approval of his/her qualifications by the Commission, an Independent Erosion & Sediment Control Monitor to be responsible for regular inspections of the erosion and sediment control barrier as needed on the site from pre-construction installation to post-construction removal (with Conservation Commission approval). The role of this Monitor will be to ensure that the erosion and sediment controls implemented by the on-site contractors are functioning properly. The name and contact information of this Independent Monitor will be provided to the Conservation Commission so

that he/she can be contacted in the event of any emergency at the site. This Monitor shall be given clear authority to stop construction because of failure of erosion control barriers or stormwater management structures.

The Independent Erosion & Sediment Control Monitor will be required to conduct site inspections at least once every seven days, and within 24 hours of any storm event of 0.5 inches or greater. Until the ground has been stabilized with vegetation (at least 75% permanent vegetative cover) or other materials as shown on the approved plans, the inspections shall continue, with a minimum of one inspection a week unless the ground is frozen and snow-covered. The Conservation Commission may make changes to this regime upon written request and a decision made at a public meeting.

The Monitor's name and contact information shall be submitted to the Conservation Administrator at the time of the initial erosion and sediment control inspection. The Monitor shall submit a brief written report to the Commission no later than 5 PM each Friday regarding the status of the erosion and sediment control devices and stormwater management structures on the site. On any day that there is a breach in the barrier and repairs are needed, the monitor shall notify the contractor on site immediately to repair the problem, and shall provide a report by email to the Conservation Department that same day.

36. The Conservation Commission can require the designation of a different Independent Erosion and Sediment Control Monitor at any time that the present one is found by the Conservation Commission to not be following the guidelines for monitoring and reporting, or not keeping the site in compliance.

37. If dewatering is necessary, the applicant must notify the Conservation Commission in advance, and provide a plan for approval, before starting any such work. No dewatering is to discharge dirty water into the 100-foot buffer zone or 200-foot Riverfront Area.

38. The applicant and his agents shall follow the erosion and sediment control measures described in the October 27, 2014 revision of the Stormwater Drainage Report for Rivercrest Condominiums produced by R. Levesque Associates cited above, the notes provided on the Grading, Erosion & Sediment Control Plan C-4-0 and the appropriate Detail sheets. They shall also follow the Construction Period Erosion Control Plan (Appendix E of the Stormwater Drainage Report).

39. Grading shall be accomplished so that no new runoff shall be directed to the property of others.

40. The surface infiltration basin shall be seeded with a conservation mix appropriate to the hydrologic growing conditions of the basin. The end result will be a well-vegetated basin.

41. The applicant/developer shall install informational signs at the surface infiltration basin to remind residents of the purpose of the structure. Applicant/developer shall submit a sample for Conservation Commission approval before installation. The sign shall be large enough to be read clearly (approximately 15" x 18") and made of weather resistant material.

42. A copy of the final SWPPP shall be submitted to the Conservation Commission before the start of work under this Order of Conditions. The Commission shall also be given a copy of any changes to the SWPPP that occur during construction.

43. At some point the Ferry Street Nominee Trust or other developers will turn over the Operation and Management of the development to an Owners Association. The Owners Association for the Rivercrest Condominiums will then be responsible for the operation and maintenance of all stormwater management structures, including the surface and subsurface infiltration basins, catch basins, swales, piping, trenches, yard drains and road sweeping. A copy of the Long-Term Operation and Maintenance Plan shall be included in the rules and regulations for the Owners's Association and shall be provided to each condominium owner at the time of purchase. A copy of the same plan shall also be available for review during open houses for sales of the condominiums and in the Manager's Office in public view.

ADMINISTRATIVE CONDITIONS

44. It is the responsibility of the applicant to procure all applicable federal, state, and local permits and approvals associated with this project.
45. The wetland resource area boundaries confirmed with Order of Conditions # 288-409 are confirmed again in this Order.
46. The Isolated Wetland Y is a protected wetland resource area under the South Hadley Wetlands Bylaw and Regulations, along with its 100-foot buffer zone.
47. The 50-foot buffer zone is also the 50-foot Conservation Zone under the South Hadley Wetlands Bylaw and Regulations, and is a no-disturb zone. The permanent monumentation (including identifying caps) shall be completed before any construction work begins.
48. Any damage caused as a direct result of this construction project to any resource area shall be the responsibility of the applicant to repair, restore and/or replace. Sedimentation and erosion into wetland resource areas shall be considered damage. In the event of damage to the wetland, the Commission must be notified immediately and a plan for restoration shall be submitted to the Commission for approval within a week.
49. Upon completion of this project, the applicant shall submit the following to the Conservation Commission to receive a Certificate of Compliance:
- a) a letter from the applicant requesting a Certificate of Compliance, along with the DEP Request form;
 - b) a written statement from a registered professional engineer of the Commonwealth, certifying that all work has been conducted as shown on the plans and documents referenced above, and as conditioned by the Conservation Commission;
 - c) an as-built plan prepared and stamped by a registered professional engineer of the Commonwealth, for the public record.

SPECIAL CONDITIONS IN PERPETUITY

50. All plantings within and around the surface infiltration basin, and within wetland resource areas and the 100-ft buffer zone shall be native, non-invasive species. Any exception to this rule will be unusual, and must be approved by the Conservation Commission.
51. Only low levels of road salt, sodium chloride, or other de-icing chemicals shall be used on the paved surfaces.
52. Snow shall not be plowed into or stored in any part of the "50-foot Wetland Buffer" (Wetland Bylaw's No-Disturb Conservation Zone), as shown on the approved plans, including the buffer around the Isolated Wetland.
53. A log shall be kept of all inspections and maintenance practices performed on the stormwater management system by the Owners' Association. A copy of this log (or a summary) shall be submitted to the Conservation Commission in January of each year.
54. The applicant, owners, successors or assignees shall be responsible for assuring the lasting integrity of the vegetative cover of the site, and the site activities so as to prevent erosion, sedimentation, chemical contamination or other detrimental impacts to the wetlands and other resource areas. This includes no dumping of yard waste or other materials into the wetlands or 50-foot Buffer Zone.
55. The Conservation Commission and their Administrator shall have the right to access the property at reasonable hours to monitor the condition and maintenance of the above-ground parts of the stormwater management system, including the infiltration basin, swales, trenches, yard drains and discharge points.

Long-Term Operation & Maintenance Plan

Rivercrest Condominiums

Ferry Street (Map 47, Parcel 76)
South Hadley, Massachusetts

Project Location:

Ferry Street
Map 47, Parcel 76
South Hadley, Massachusetts

Prepared for:

Ferry Street Nominee Trust
510 New Ludlow Road
South Hadley, Massachusetts 01075

June 18, 2014

Revised: October 16, 2014

R LEVESQUE ASSOCIATES, INC

A LAND PLANNING SERVICES COMPANY

40 School Street · Westfield, MA 01085

p 413.568.0985 · f 413.568.0986 · www.rlaland.com



I. Long-Term Stormwater Maintenance Program:

This Long-Term Operation and Maintenance Plan (O&M) identifies inspection and maintenance requirements for the proposed stormwater management system. The O&M references guidelines set forth by the Stormwater Management Handbook developed by the Massachusetts Department of Environmental Protection.

Owner*:

Ferry Street Nominee Trust
510 New Ludlow Road
South Hadley, Massachusetts 01075

Responsible Party*:

Ferry Street Nominee Trust
510 New Ludlow Road
South Hadley, Massachusetts 01075

*The party listed shall be responsible for implementation and record keeping of the requirements listed in this operation and maintenance plan. Upon completion of construction, the responsible party shall be reinstated as the homeowner's association or any other group created as part of the condominium governance. Each individual owner shall be responsible to contribute to the operation and maintenance of the stormwater management system or as decided and agreed upon in the homeowner's association/governing group documents.

2. Inspection and Maintenance Program:

Regular inspection and routine maintenance are necessary to ensure that the stormwater management system continues to control and treat runoff. The following lists the inspection schedule and maintenance procedures for the proposed stormwater Best Management Practices:

BMP	Inspection Schedule	Maintenance Schedule	Maintenance Procedures
Bituminous Concrete Roadway	Four times per year	Twice per year	Roadway to be swept in March or April following snow melt and again in late November or early December to remove fallen leaves and debris
Grass Swales	Monthly	Once per year	- Remove sediment and debris; - Repair areas of erosion and re-vegetate; - Mow grass as necessary. Grass height shall not exceed 6-inches
Deep-Sump Catch Basins	Four times per year	Four times per year	Remove sediment once deposits reach one half the depth from the bottom sump to the lowest invert.
Yard Drains	Four times per year	As necessary	- Remove debris from inlet grate. - Inspect and remove sediment from bottom of unit and clear any pipe blockage
Roof Leaders	Once per year	Once per year	Inspect downspout connections at grade and remove any blockages
Stormwater Piping	Once per year	Once per year	Inspect pipe entrances in catch basins and manholes and remove any blockages
Proprietary Sedimentation Device*	As specified by the manufacturer	As specified by the manufacturer	Clean the unit using the method specified by the manufacturer. Vector trucks are typically used to clean these units.
Subsurface Infiltration Basins	Twice per year	Twice per Year	- Verify that the inlet structure has no accumulation of sediment; - Clean Isolator Row as specified by manufacturer
Sediment Forebay	Monthly	Four times per year	- Remove sediment when it reaches one foot; - Mow the grass to no less than 3 inches and no greater than 6 inches; - Replace vegetation damaged during sediment removal.

BMP	Inspection Schedule	Maintenance Schedule	Maintenance Procedures
Infiltration Basin	• After every major storm for the first three months; • Twice per year thereafter.	Twice Per year	• Check for signs of differential settlement, cracking, erosion, leakage in the embankments, tree growth, riprap condition, sediment accumulation, and health of the turf; • Mow side slopes and basin bottom and remove clippings; • Remove accumulated trash and debris.
Infiltration Trenches	Twice per year	As necessary	• Inspect the trench to look for ponded water; • Clean the surface of the trench should debris accumulate;

See the attached Long-Term Operation & Maintenance Inspection Checklist for record keeping purposes.

*See attached Device Operation and Maintenance Guide

3. Additional Long-Term Operation and Maintenance Items

The following is a list of additional operation and maintenance items to be implemented by the owner/governing group to maintain the features proposed in this project.

- A. Proper storage, use, and disposal of hazardous chemicals, including automobile fluids, pesticides, paints, solvents, etc. shall be required. Information should be provided on chemicals of concern, proper use, and disposal options. Recycling programs for used motor oil, antifreeze, and other products should be developed, promoted and distributed to the homeowners.
- B. Vehicle Washing. This management measure involves educating the owner on the water quality impacts of the outdoor washing of vehicles and how to avoid allowing polluted runoff to enter the storm drain system. Outdoor vehicle washing has the potential to result in high loads of nutrients, metals, and hydrocarbons which is conveyed by the detergent-rich water into storm drains.
- C. Recycling, spill prevention and response plans, and proper material storage and disposal of potentially hazardous materials shall be implemented. It will be the responsibility of each owner to contain and legally remove any materials that are spilled onsite. The use of dry floor cleaners and absorbent materials and limiting the use of water to clean driveways is encouraged. Care should be taken to avoid accidental disposal of hazardous materials.
- D. Provisions for storing trash and waste products shall be implemented. The waste materials shall be collected by the owner and all materials shall be properly disposed of.
- E. Requirements for routine inspections and maintenance of stormwater best management practices. Routine inspections shall be performed to ensure the correct functioning of stormwater best management practices. See the specific maintenance criteria for detail regarding inspections and maintenance frequency.
- F. Requirements for Storage and Use of Fertilizers, Herbicides, and Pesticides. Fertilizers, pesticides, herbicides, lawn care chemicals, or other leachable materials shall be used in accordance with the Lawn Care Regulations of the Massachusetts Pesticide Board, 33 CMR 10.03 (30,31), as amended, with manufacturer's label instructions and all other necessary precautions to minimize adverse impacts on surface and groundwater. The storage of any such materials shall be within structure designed to prevent the escape of contaminated runoff or leachate.
- G. Provisions for prevention of illicit discharges to the stormwater management system shall be implemented. Any illicit discharges to the stormwater management system shall be prohibited. It will be the owner's responsibility to ensure compliance with the legal disposal of all materials and containment/cleanup of any illicit discharges.
- H. Training for staff or personnel involved with implementation of the Long-Term Pollution Prevention Plan shall be required. The owner/governing group will be responsible for the implementation of the measures set forth in the Long-Term Pollution Prevention Plan. Documentation that personnel and owners involved with the implementation of the Long-Term Pollution Prevention Plan have been trained to conduct such tasks shall be documented.

4. Winter and Snow Conditions

The following is a list of additional operation and maintenance items to be implemented by the owner during winter and snow conditions.

- A. Snowfall amounts of 4-inches or less may be stored on the grassed areas surrounding the paved areas, excluding any areas utilized for stormwater management practices. As needed, any snow event greater than 4-inches shall be cleared from paved surfaces and trucked off site and disposed of properly. Based on a typical homeowners association, all snow removal will be contracted to a qualified snow removal contractor who will be provided the Order of Conditions and any other restrictions
- B. Winter road salt and/or sand use and storage restrictions shall be implemented based on the Order of Conditions issued for the project. Sodium chloride for ice control shall be used at the minimum salt to sand ratio which is consistent with the Massachusetts Department of Environmental Protections guidelines. Sodium chloride, calcium chloride, chemically treated abrasives or other chemicals used for the removal of ice and snow on roads/drives shall not be stored on site.

5. Estimated Cost of Maintenance

The following budget was prepared as an estimate of inspection and maintenance costs for the stormwater management system. The budget is an estimate only as the costs may vary depending on the level of sediment accumulation and frequency of maintenance tasks required.

BMP Inspections	Number of Occurrences	Maintenance Cost	Numer of Structures	Sum
Catch Basin	4/year	\$50	8	\$1,600
Stormceptor	2/year	\$100	2	\$400
Subsurface Infiltration Basin	2/year	\$100	2	\$400
Sediment Forebay	1/month	\$50	1	\$600
Infiltration Basin	2/year	\$100	1	\$200
Total Estimated Annual Cost of Inspections				\$3,200

BMP Maintenance	Number of Occurrences	Maintenance Cost	Numer of Structures	Sum
Catch Basin Maintenance (estimate)	4/year	\$80	8	\$2,560
Stormceptor Maintenance (estimate)	2/year	\$300	2	\$1,200
Subsurface Infiltration Basin Maintenance (estimate)	2/year	\$300	2	\$1,200
Sediment Forebay Maintenance (estimate)	4/year	\$250	1	\$1,000
Infiltration Basin Maintenance (estimate)	2/year	\$200	1	\$400
Total Estimated Annual Cost of Maintenance				\$6,360

The project shall implement a construction period erosion control plan. The following provides descriptions and guidelines to ensure that the areas surrounding the project site will be protected from excessive sedimentation and runoff during construction.

1.1 Construction Period Pollution Prevention And Erosion Control Measures

1.1.1 Preconstruction Notifications And Meetings

Prior to the start of construction, the contractor shall call together a pre-construction meeting including a representative from the Town of South Hadley, the design engineer, contractor, and any pertinent persons that should be in attendance. These requirements shall be the responsibility of the Contractor to arrange, attend, and document.

1.1.2 Sediment Barrier And Work Limit

Before installation of the sediment barriers, the location shall be staked in the field for review and approval by the owner or their representative. To facilitate sediment barrier installation, woody vegetation may then be removed and any required trench may be cut by machine, provided all other ground cover is left intact. No excavation, grading, filling, or removal of vegetative ground cover shall begin until sediment barriers have been installed as shown on the plans and have been inspected by the owner or their representative.

1.1.3 Silt Fence

The bottom of the fence shall be trenched into the ground a minimum of 6" and back-filled with compacted soil. Where trenching is not feasible, silt fence skirt shall be covered with compacted soil or crushed stone. The top of the fabric shall be stretched as tightly as is practical, with intermediate stakes added to correct excessive sags. Stakes shall be driven at least 12" into the ground. Splices between sections shall be made by rolling end stakes together one complete turn and driving into the ground together.

1.1.4 Straw Bales

Straw bales may be used as temporary and moveable control measures, temporary check dams, or as reinforcement for silt fence in areas of concentrated runoff or high fills. Bales shall be tightly butted and staked 12" into the ground. Where used without silt fence in front, the bales shall be trenched 4" into the ground, back-filled with compacted soil, and the spaces between bales shall be chinked with loose hay.

1.1.5 Filter Sock (Filtrexx Or Equivalent)

In areas of expected sheet flow, filter sock may be placed directly on the ground without trenching or stakes. In areas of expected concentrated flow, mulch or crushed stone shall be placed along the up-slope face to control and filter underflow. Additional layers of Filter Sock may be required for adequate freeboard. The filter sock shall be staked at 10 feet on-center or in cases where they cannot be staked, utilize heavy concrete blocks to hold in place.

1.1.6 Temporary Sedimentation Basins

Temporary sediment basins may be excavations or bermed stormwater detention structures (depending on grading) that will retain runoff for a sufficient period of time to allow suspended soil particles to settle out prior to discharge. These temporary basins will be located based on construction needs as determined by the contractor and outlet devices will be designed to control velocity and sediment. Points of discharge from sediment basins will be stabilized to minimize erosion. If the temporary basin is to be located within an area of future infiltration as part of the stormwater management system, the excavation for the temporary sedimentation basin shall be limited to one foot above final grade of the infiltration structure.

1.1.7 Stocking Additional Materials

A stock of additional erosion control materials shall be available on the site for emergency repairs and temporary measures. Stock shall be replenished when decreased to 50% of the numbers below. Stock shall include:

Straw Bales – 10 (kept dry) with 20 oak stakes

Or

Silt Fence – 30 Linear feet.

Or

Filter Sock – 4 – 8 foot sections (kept dry)

Washed Stone – One (1) cubic yard, $\frac{3}{4}$ " to 2" diameter

1.1.8 Trench Protection

Open trenches shall be protected from accumulation of surface water or groundwater that could result in erosion of the trench and discharge of sediment. Where feasible, spoil shall be stockpiled on the up-slope side of the trench to prevent entrance of surface runoff. Backfill shall be crowned to allow for settlement and to avoid concentration of runoff on top of the trench.

1.1.9 Site Stabilization – Temporary

Where a portion of the site will not be subject to construction activity for over 14 days, measures shall be taken to provide temporary stabilization of that inactive portion of the site, within 14 days of the cessation of construction activity. Stabilization measures may include seeding for temporary cover, mulching, or other measures to protect exposed soil from erosion and prevent sediment movement.

1.1.10 Site Stabilization – Permanent

Within 14 days of completion of loaming and finish grading on any portion of the site, that area shall be seeded or planted for permanent cover (season permitting) in accordance with USDA NRCS guidelines or equivalent.

1.1.11 Roadway Sweeping

The entrance to the site and affected portions of the access drive or paved project areas shall be swept as needed to control sediment runoff into storm drains or waterways and to control blowing dust.

1.2 Short-Term Erosion Control Maintenance

The following provides short-term erosion control maintenance guidelines and requirements.

1. The contractor or subcontractor will be responsible for implementing each control shown on the sedimentation and erosion control plan.
2. All erosion and sediment control devices shall be properly maintained during all phases of construction until the completion of all construction activities and all disturbed areas have been stabilized. Additional control measures will be installed during construction in order to control erosion and/or off-site sedimentation if deemed necessary by on-site inspection.
3. Effective erosion control measures shall be initiated prior to the commencement of clearing, grading, excavation, or other operations that will disturb the natural protection.
4. All sediment and erosion control devices shall be inspected at least once every seven (7) calendar days and after any storm event greater than 0.5 inches of precipitation during any 24-hour period, and the inspection shall be documented in writing. Damaged or ineffective devices shall be repaired or replaced, as necessary.
5. The contractor shall take all reasonable precautions to avoid excess erosion of the site due to the construction of this project.
6. Silt shall be removed from behind barriers if greater than 6-inches deep or as needed. Sediment that is collected in structures shall be disposed of properly and covered if stored on-site.
7. Damaged or deteriorated items will be repaired immediately after identification.
8. All ditches shall be stabilized as soon as is practicable to minimize erosion.
9. The contractor shall maintain all erosion control devices in a good, working state of repair. Upon complete stabilization of any tributary areas, the erosion control devices shall be removed and disposed of so as to cause no off-site siltation.
10. Inspect and maintain construction entrance stone such that sediment does not track onto the street. Any sediment tracked onto the street shall be swept daily.
11. After catch basins have been constructed, the contractor shall protect the inlets by constructing inlet protection as shown on the plans.
12. Once the site has been paved, all catch basin inlets shall receive a silt sack type protection.
13. Erosion control measures shall remain in place until all disturbed earth has been substantially stabilized. After removal of structures, disturbed areas shall be regraded and stabilized as necessary.



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands
WPA Form 5 – Order of Conditions
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP:
288-0431
MassDEP File #
eDEP Transaction #
South Hadley
City/Town

D. Findings Under Municipal Wetlands Bylaw or Ordinance

1. Is a municipal wetlands bylaw or ordinance applicable? ☒ Yes ☐ No
2. The South Hadley Conservation Commission hereby finds (check one that applies):
Conservation Commission
- a. ☐ that the proposed work cannot be conditioned to meet the standards set forth in a municipal ordinance or bylaw, specifically:

1. Municipal Ordinance or Bylaw

2. Citation

Therefore, work on this project may not go forward unless and until a revised Notice of Intent is submitted which provides measures which are adequate to meet these standards, and a final Order of Conditions is issued.

- b. ☒ that the following additional conditions are necessary to comply with a municipal ordinance or bylaw:

1. Municipal Ordinance or Bylaw

2. Citation

3. The Commission orders that all work shall be performed in accordance with the following conditions and with the Notice of Intent referenced above. To the extent that the following conditions modify or differ from the plans, specifications, or other proposals submitted with the Notice of Intent, the conditions shall control.
- The special conditions relating to municipal ordinance or bylaw are as follows (if you need more space for additional conditions, attach a text document):



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands
WPA Form 5 – Order of Conditions
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP:

288-431

MassDEP File #

eDEP Transaction #

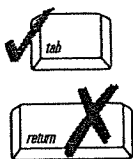
South Hadley

City/Town

E. Signatures

Important:

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



This Order is valid for three years, unless otherwise specified as a special condition pursuant to General Conditions #4, from the date of issuance.

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

This Order must be signed by a majority of the Conservation Commission.

The Order must be mailed by certified mail (return receipt requested) or hand delivered to the applicant. A copy must be mailed, hand delivered or filed electronically at the same time with the appropriate MassDEP Regional Office.

11/19/14
1. Date of Issuance
5
2. Number of Signers

Signatures:

John Fleming, Chair

Bradford Allen

Dennis J. Swartwout

James J. Canning

William R. Bacis

☒ by hand delivery on

11/19/14
Date

☐ by certified mail, return receipt requested, on

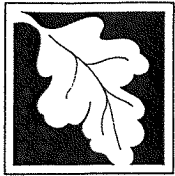
Date

F. Appeals

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

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

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



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands
WPA Form 5 – Order of Conditions
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP:
288-0431
MassDEP File #
eDEP Transaction #
South Hadley
City/Town

G. Recording Information

This Order of Conditions must be recorded in the Registry of Deeds or the Land Court for the district in which the land is located, within the chain of title of the affected property. In the case of recorded land, the Final Order shall also be noted in the Registry's Grantor Index under the name of the owner of the land subject to the Order. In the case of registered land, this Order shall also be noted on the Land Court Certificate of Title of the owner of the land subject to the Order of Conditions. The recording information on this page shall be submitted to the Conservation Commission listed below.

South Hadley Conservation Commission

Conservation Commission

Detach on dotted line, have stamped by the Registry of Deeds and submit to the Conservation Commission.

To:

South Hadley Conservation Commission

Conservation Commission

Please be advised that the Order of Conditions for the Project at:

Ferry St

Project Location

288-0431

MassDEP File Number

Has been recorded at the Registry of Deeds of:

Hampshire

County

Book

Page

for:

Property Owner

and has been noted in the chain of title of the affected property in:

Book

Page

In accordance with the Order of Conditions issued on:

11/19/2014

Date

If recorded land, the instrument number identifying this transaction is:

Instrument Number

If registered land, the document number identifying this transaction is:

Document Number

Signature of Applicant