

Notice of Intent Application

August 2, 2019

Proposed Project Swampscott Rail Trail Stetson Avenue to the Marblehead Town Line Swampscott, Massachusetts

> Applicant Town of Swampscott 22 Monument Avenue Swampscott, MA 01907

LEC Environmental Consultants, Inc.

100 Grove Street Suite 302 Worcester, MA 01605 508-753-3077 508-753-3177 fax

www.lecenvironmental.com

RINDGE, NH

WORCESTER, MA





August 2, 2019

Federal Express

Swampscott Conservation Commission Town Hall 22 Monument Avenue Swampscott, MA 01907

RE: Notice of Intent Application Swampscott Rail Trail Swampscott, Massachusetts

[LEC File #: SI\17-286.02]

Dear Members of the Commission:

On behalf of the Applicant, the Town of Swampscott, LEC Environmental Consultants, Inc., (LEC) is submitting a Notice of Intent (NOI) Application to construct the Swampscott Rail Trail, a 1.9± mile portion from the Stetson Avenue to the Marblehead Town Line in Swampscott, Massachusetts. The Swampscott Rail Trail is a planned multipurpose trail located within an abandoned rail corridor that would create a safe, accessible, ADA compliant trail providing increased recreational opportunities, and off-road transportation alternatives to access work, school, and other modes of transportation (e.g., buses and trains). Portions of the proposed work activities are located within Bank to Intermittent Stream and Pond, Land Under Waterbodies and Waterways, and 100-foot Buffer Zone to Bank and Bordering Vegetated Wetland, as protected under the *Massachusetts Wetlands Protection Act* (M.G.L. c. 131 § 40, the *Act*) and its implementing Regulations (310 CMR 10.00, the *Act Regulations*). Project details are depicted on the attached *Swampscott Rail Trail* Plan Set, dated August 2, 2019 (*Plan Set*) prepared by Stantec.

Since the Town of Swampscott is the Applicant, under the *Act* at 310 CMR 10.03(7)(f), no filing fee is assessed for this project. As required, the Applicant will post a legal advertisement of the NOI Application and required Public Hearing in *The Daily Item* so as to appear on the Conservation Commission's August 29, 2019 agenda.

LEC Environmental Consultants, Inc.

12 Resnik Road Suite 1 Plymouth, MA 02360 508-746-9491 508-746-9492 (Fax)

PLYMOUTH, MA

380 Lowell Street Suite 101 Wakefield, MA 01880 781-245-2500 781-245-8877 (Fax) WAKEFIELD, MA 100 Grove Street Suite 302 Worcester, MA 01605 506-753-3077 506-753-3177 (Fex)

WORCESTER, MA

www.lecenvironmental.com

P. O. Box 590 Findge, NH 03461

603-699-6726 603-699-6726 (Fax)

RINDGE, NH



We trust that the information included herein is sufficient to facilitate your review. Should you have any questions regarding this NOI or require additional information, please contact me in our Worcester office at 508-753-3077 or at akendall@lecenvironmental.com. We look forward to meeting with the Commission on August 29, 2019.

Sincerely,

LEC Environmental Consultants, Inc.

ndrea Kdell []

Andrea Kendall Senior Environmental Scientist

cc: DEP, Northeast Regional Office Sean Fitzgerald, Town Administrator, Town of Swampscott Massachusetts Electric Company Aleece D'Onofrio, Stantec



Notice of Intent Application

- i. WPA Form 3 Notice of Intent
- ii. Affidavit of Service
- iii. Abutter Letter
- iv. Abutter Notification
- v. List of Abutters

1.	Introduction	1
2.	General Site Description	1
2.1	Natural Heritage & Endangered Species Program Designation	2
2.2	FEMA Floodplain Designation	3
3.	Wetland Resource Area Boundary Determination Methodology	3
3.1	Plant Species Identification	3
3.1.1	Identification of Wetland Indicator Species	4
3.1.2	Measurement of Relative Abundance	4
3.1.3	Measurement of Vegetative Distribution and Density	5
3.2	Evaluation of Edaphic (Soil) Characteristics	5
3.2.1	General Soil Analysis	5
3.2.2	Soil Horizon Thickness and Depth	5
3.2.3	Soil Texture	6
3.2.4	Soil Color	6
3.2.5	Redoximorphic Features	7
4.	Wetland Resource Area Descriptions	7
4.1	Bank/Land Under Waterbodies and Waterways	7
4.2	Bordering Vegetated Wetlands	9
5.	Proposed Project	10
6.	Wildlife Habitat	13
6.1	Wildlife Habitat Protection Guidance	14
7.	Mitigation Measures	17
7.1	Sedimentation and Erosion Control	17
7.2	Bank and LUW Replication	18



8.	Regulatory Compliance	18
8.1	Bank	18
8.2	Land Under Waterways and Waterbodies	20
9.	Summary	21

Literature Referenced

Appendices

Appendix A

Locus Maps Figure 1: USGS Topographic Quadrangle Figure 2: FEMA Flood Insurance Maps Figure 3: Aerial Orthophoto & NHESP Mapping NHESP Email Communication

Appendix B

Site Photographs

Appendix C

MassDEP Bordering Vegetated Wetland Delineation Field Data Forms

Appendix D

Appendix A- Simplified Wildlife Habitat Evaluation Form Appendix B- Detailed Wildlife Habitat Evaluation

Attachment

Swampscott Rail Trail Plan Set, dated August 2, 2019 prepared by Stantec



Massachusetts Department of Environmental Protection

1. Project Location (Note: electronic filers will click on button to locate project site):

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

Swampscott 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.

Swampscott Rail Trail-Stetson	Avenue to Swampsc	cott 01907
Marblehead Town Line	b. City/Town	
a. Street Address		
Latitude and Longitude:	42.474859 d. Latitude	9 -70.903341 e. Longitude
Parcel ID:16-175; 18-34; 18-4;	17-52; 22-1A	-
f. Assessors Map/Plat Number	g. Parcel /Lo	ot Number
Applicant:		
Sean	Fitzger	ald
a. First Name	b. Last N	lame
Town of Swampscott, Town A	dministrator's Office	
c. Organization		
22 Monument Avenue		
d. Street Address		
Swampscott	MA	01907
e. City/Town	f. State	g. Zip Code
781-596-8850	sfitzgerald@to	own.swampscott.ma.gov
h. Phone Number i. Fax N		
Property owner (required if diff See Attached List of Property a. First Name	··· /	k if more than one owner Name
See Attached List of Property	Owners	
See Attached List of Property a. First Name c. Organization d. Street Address	Owners b. Last N	Vame
See Attached List of Property a. First Name c. Organization	Owners	
See Attached List of Property a. First Name c. Organization d. Street Address	Owners b. Last N	Vame
See Attached List of Property a. First Name c. Organization d. Street Address e. City/Town	Owners b. Last N	Vame
See Attached List of Property a. First Name c. Organization d. Street Address e. City/Town h. Phone Number i. Fax N	Owners b. Last N	Jame
See Attached List of Property a. First Name c. Organization d. Street Address e. City/Town h. Phone Number i. Fax N Representative (if any):	Owners b. Last N b. Last N f. State j. Email address	Vame
See Attached List of Property a. First Name c. Organization d. Street Address e. City/Town h. Phone Number i. Fax N Representative (if any): Andrea	Owners Dwners b. Last N f. State j. Email address Kendal b. Last N	Vame
See Attached List of Property a. First Name c. Organization d. Street Address e. City/Town h. Phone Number i. Fax N Representative (if any): Andrea a. First Name	Owners Dwners b. Last N f. State j. Email address Kendal b. Last N	Vame
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See Attached List of Property a. First Name c. Organization d. Street Address e. City/Town h. Phone Number i. Fax N Representative (if any): Andrea a. First Name LEC Environmental Consultant c. Company	Owners Dwners b. Last N f. State j. Email address Kendal b. Last N	Vame
See Attached List of Property 1 a. First Name c. Organization d. Street Address e. City/Town h. Phone Number i. Fax N Representative (if any): Andrea a. First Name LEC Environmental Consultant c. Company 100 Grove Street, Suite 302	Owners Dwners b. Last N f. State j. Email address Kendal b. Last N	Vame
See Attached List of Property 4 a. First Name c. Organization d. Street Address e. City/Town h. Phone Number i. Fax N Representative (if any): Andrea a. First Name LEC Environmental Consultan c. Company 100 Grove Street, Suite 302 d. Street Address	Owners b. Last N b. Last N indication f. State j. Email address indication indication	Vame
See Attached List of Property in a. First Name c. Organization d. Street Address e. City/Town h. Phone Number i. Fax N Representative (if any): Andrea a. First Name LEC Environmental Consultant c. Company 100 Grove Street, Suite 302 d. Street Address Worcester e. City/Town	Owners b. Last N b. Last N b. Last N f. State iumber j. Email address Kendal b. Last N ts, Inc. MA f. State	Vame

N/A-Fee Exempt

a. Total Fee Paid

b. State 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

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MassDEP File Number
Document Transaction Number
Swampscott
City/Town

Provided by MassDEP:

A. General Information (continued)

6. General Project Description:

The Applicant proposes to construct a 1.9± mile section of the Swampscott Rail Trail from Stetson Avenue to the Marblehead Town Line in Swampscott, Massachusetts. The planned 10-foot wide stone dust trail will occur within the existing, previously disturbed railroad corridor and the Swampscott Middle School. The project will involve one intermittent stream crossing and the relocation of a degraded intermittent stream. The remaining activities are located, in part, in the 100-foot Buffer Zone to BVW and/or Bank.

1.	Single Family	/ Home	2.		Residential Subdivision
3.	Commercial/	Industrial	4.		Dock/Pier
5.	Utilities		6.		Coastal engineering Structure
7.	Agriculture (e	e.g., cranberries, forestry)	8.	\boxtimes	Transportation
9.	Other:				

7b. Is any portion of the proposed activity eligible to be treated as a limited project (including Ecological Restoration Limited Project) subject to 310 CMR 10.24 (coastal) or 310 CMR 10.53 (inland)?

1. Yes No If yes, describe which limited project applies to this project. (See 310 CMR 10.24 and 10.53 for a complete list and description of limited project types)

2. Limited Project Type

If the proposed activity is eligible to be treated as an Ecological Restoration Limited Project (310 CMR 10.24(8), 310 CMR 10.53(4)), complete and attach Appendix A: Ecological Restoration Limited Project Checklist and Signed Certification.

8. Property recorded at the Registry of Deeds for:

See Attached List of Property Owners	
a. County	

b. Certificate # (if registered land)

c. Book

d. Page Number

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

- 1. D Buffer Zone Only Check if the project is located only in the Buffer Zone of a Bordering Vegetated Wetland, Inland Bank, or Coastal Resource Area.
- 2. Inland Resource Areas (see 310 CMR 10.54-10.58; if not applicable, go to Section B.3, Coastal Resource Areas).

Check all that apply below. Attach narrative and any supporting documentation describing how the project will meet all performance standards for each of the resource areas altered, including standards requiring consideration of alternative project design or location.

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





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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 Swampscott

City/Town

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

	Resou	rce Area	Size of Proposed Alteration	Proposed Replacement (if any)
	a. 🖂	Bank	687± (see attached)	687± (see attached)
For all projects	ь. П	Bordering Vegetated	1. linear feet	2. linear feet
affecting other Resource Areas,		etland	1. square feet	2. square feet
please attach a narrative	c. 🖂	Land Under	3,342± (see attached) 1. square feet	3,342± (see attached) 2. square feet
explaining how the resource		Waterbodies and	1. Square reet	
area was delineated.		Waterways	3. cubic yards dredged	
	<u>Resou</u>	rce Area	Size of Proposed Alteration	Proposed Replacement (if any)
	d. 🗌	Bordering Land Subject to		
	Fl	ooding	1. square feet	2. square feet
			3. cubic feet of flood storage lost	4. cubic feet replaced
	e. 🗌	Isolated Land	1 aquiara fact	
	SL	ubject to Flooding	1. square feet	
			2. cubic feet of flood storage lost	3. cubic feet replaced
	f. 🗌	Riverfront Area	1. Name of Waterway (if available) - sp	pecify coastal or inland
				cony coastar or manu
	2.	Width of Riverfront Area (cheo	ck one):	
		25 ft Designated Dense	ly Developed Areas only	
		🔲 100 ft New agricultural p	projects only	
		200 ft All other projects		
	3.	Total area of Riverfront Area on	the site of the proposed project:	square feet
	4.	Proposed alteration of the River	front Area:	
	a. 1	total square feet b.	square feet within 100 ft.	c. square feet between 100 ft. and 200 ft.
	5.	Has an alternatives analysis bee	en done and is it attached to this N	NOI? Yes No
	6.	Was the lot where the activity is	proposed created prior to August	t 1, 1996?
	3. 🗌 Co	astal Resource Areas: (See 310	CMR 10.25-10.35)	

Note: for coastal riverfront areas, please complete Section B.2.f. above.

Wetland Resource Area Impacts

	Size of Propo		
Wetland Resource Area	Stream Crossing	Stream Relocation	Total
Bank	99 If (temporary)	586 lf (temporary)	685 lf (temporary)
Land Under Waterbodies and Waterways	306 sf (temporary)	3,036 sf (temporary)	3,042 sf (temporary)

	Size of Propos		
Wetland Resource Area	Stream Crossing	Stream Relocation	Total
Bank	99 lf	586 lf	685 lf
Land Under Waterbodies and Waterways	306 sf	3,036 sf	3,042 sf



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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

MassDEP File Number **Document Transaction Number** Swampscott City/Town

Provided by MassDEP:

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		<u>Resou</u>	rce Area		Size of Proposed Alteration	<u>Proposed Replacement (if</u> any)
document transaction number		a. 🗌	Designated Port Areas	Ine	dicate size under Land Under th	
(provided on your receipt page) with all		b. 🗌	Land Under the Ocean		1. square feet	
supplementary					2. cubic yards dredged	
information you submit to the Department.		c. 🗌	Barrier Beach		Indicate size under Coastal Be below	eaches and/or Coastal Dunes
		d. 🗌	Coastal Beaches		1. square feet	2. cubic yards beach nourishment
		e. 🗌	Coastal Dunes		1. square feet	2. cubic yards dune nourishment
					Size of Proposed Alteration	Proposed Replacement (if any)
		f. 🗌	Coastal Banks		1. linear feet	
		g. 🗌 Sh	Rocky Intertidal ores		1. square feet	
		h. 🗌	Salt Marshes		1. square feet	2. sq ft restoration, rehab., creation
		i. 🗌 Po	Land Under Salt nds		1. square feet	
					2. cubic yards dredged	
		j. 🗌 Sh	Land Containing ellfish		1. square feet	
		k. 🗌	Fish Runs		Indicate size under Coastal Ba the Ocean, and/or inland Land Waterways, above	anks, inland Bank, Land Under I Under Waterbodies and
					1. cubic yards dredged	
		I. 🗌 Со	Land Subject to astal Storm Flowage		1. square feet	
	4.	If the p square			ring or enhancing a wetland res n Section B.2.b or B.3.h above,	
		a. squar	e feet of BVW		b. square feet o	of Salt Marsh
	5.		oject Involves Stream Cros	sings		
		1 a numb	er of new stream crossings		h number of re	placement stream crossings
		a				place in our our of our ingo

Page 4 of 9



Massachusetts Department of Environmental Protection Bureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent

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

MassDEP File Number Document Transaction Number Swampscott

Provided by MassDEP:

City/Town

C. Other Applicable Standards and Requirements

This is a proposal for an Ecological Restoration Limited Project. Skip Section C and complete Appendix A: Ecological Restoration Limited Project Checklists – Required Actions (310 CMR 10.11).

Streamlined Massachusetts Endangered Species Act/Wetlands Protection Act Review

1. Is any portion of the proposed project located in **Estimated Habitat of Rare Wildlife** as indicated on the most recent Estimated Habitat Map of State-Listed Rare Wetland Wildlife published by the Natural Heritage and Endangered Species Program (NHESP)? To view habitat maps, see the *Massachusetts Natural Heritage Atlas* or go to http://maps.massgis.state.ma.us/PRI_EST_HAB/viewer.htm.

a. 🗌 Yes 🛛 N	If yes, include proof of mailing or hand delivery of NOI to:
2017	Natural Heritage and Endangered Species Program Division of Fisheries and Wildlife 1 Rabbit Hill Road Westborough, MA 01581
b. Date of map	- Dhana: (508) 380 6360

Phone: (508) 389-6360

If yes, the project is also subject to Massachusetts Endangered Species Act (MESA) review (321 CMR 10.18). To qualify for a streamlined, 30-day, MESA/Wetlands Protection Act review, please complete Section C.1.c, and include requested materials with this Notice of Intent (NOI); *OR* complete Section C.2.f, if applicable. *If MESA supplemental information is not included with the NOI, by completing Section 1 of this form, the NHESP will require a separate MESA filing which may take up to 90 days to review (unless noted exceptions in Section 2 apply, see below).*

c. Submit Supplemental Information for Endangered Species Review*

1.
Percentage/acreage of property to be altered:

(a) within wetland Resource Area

percentage/acreage

(b) outside Resource Area

percentage/acreage

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

wpaform3.doc • rev. 2/8/2018

^{*} Some projects **not** in Estimated Habitat may be located in Priority Habitat, and require NHESP review (see http://www.mass.gov/eea/agencies/dfg/dfw/natural-heritage/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

MassDEP File Number
Document Transaction Number
• "
Swampscott
City/Town

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

(c) MESA filing fee (fee information available at <u>http://www.mass.gov/dfwele/dfw/nhesp/regulatory_review/mesa/mesa_fee_schedule.htm</u>). Make check payable to "Commonwealth of Massachusetts - NHESP" and *mail to NHESP* at above address

Projects altering 10 or more acres of land, also submit:

- (d) Vegetation cover type map of site
- (e) Project plans showing Priority & Estimated Habitat boundaries
- (f) OR Check One of the Following
- 1. Project is exempt from MESA review. Attach applicant letter indicating which MESA exemption applies. (See 321 CMR 10.14, <u>http://www.mass.gov/dfwele/dfw/nhesp/regulatory_review/mesa/mesa_exemptions.htm</u>; the NOI must still be sent to NHESP if the project is within estimated habitat pursuant to 310 CMR 10.37 and 10.59.)

2. 🗌	Separate MESA review ongoing.	a NHESP Tracking #	h

- # b. Date submitted to NHESP
- 3. Separate MESA review completed. Include copy of NHESP "no Take" determination or valid Conservation & Management Permit with approved plan.
- 3. For coastal projects only, is any portion of the proposed project located below the mean high water line or in a fish run?

a. 🗌 Not applicable – project is in inland resource area only	b. 🗌 Yes	🛛 No
---	----------	------

If yes, include proof of mailing, hand delivery, or electronic delivery of NOI to either:

South Shore - Cohasset to Rhode Island border, and the North Shore	e - Hull to New Hampshire border:
Cape & Islands:	

Division of Marine Fisheries -Southeast Marine Fisheries Station Attn: Environmental Reviewer 836 South Rodney French Blvd. New Bedford, MA 02744 Email: <u>DMF.EnvReview-South@state.ma.us</u> Division of Marine Fisheries -North Shore Office Attn: Environmental Reviewer 30 Emerson Avenue Gloucester, MA 01930 Email: <u>DMF.EnvReview-North@state.ma.us</u>

Also if yes, the project may require a Chapter 91 license. For coastal towns in the Northeast Region, please contact MassDEP's Boston Office. For coastal towns in the Southeast Region, please contact MassDEP's Southeast Regional Office.

Page 7 of 9

Provided by MassDEP:

Masel)ED	File	Numh	۱e

Document Transaction Number
Swampscott
City/Town

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

Massachusetts Department of Environmental Protection

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

Bureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent

Δ Is any portion of the proposed project within an Area of Critical Environmental Concern (ACEC)?

	т.	
Online Users: Include your document		a. Yes X No If yes, provide name of ACEC (see instructions to WPA Form 3 or MassDEP Website for ACEC locations). Note: electronic filers click on Website.
transaction		b. ACEC
number (provided on your receipt page) 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: No impervious surfaces are proposed.
		1. Single-family house
		2. Emergency road repair
		3. Small Residential Subdivision (less than or equal to 4 single-family houses or less than or equal to 4 units in multi-family housing project) with no discharge to Critical Areas.
	D.	Additional Information
		This is a proposal for an Ecological Restoration Limited Project. Skip Section D and complete Appendix
		A: Ecological Restoration Notice of Intent – Minimum Required Documents (310 CMR 10.12).

Applicants must include the following with this Notice of Intent (NOI). See instructions for details.

Online Users: Attach the document transaction number (provided on your receipt page) for any of the following information you submit to the Department.

- 1. 🖂 USGS or other map of the area (along with a narrative description, if necessary) containing sufficient information for the Conservation Commission and the Department to locate the site. (Electronic filers may omit this item.)
- 2. 🖂 Plans identifying the location of proposed activities (including activities proposed to serve as a Bordering Vegetated Wetland [BVW] replication area or other mitigating measure) relative to the boundaries of each affected resource area.





Massachusetts Department of Environmental Protection

Bureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent

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

ov	ided by MassDEP:
	MassDEP File Number
	Document Transaction Number
	Swampscott
	City/Town

Pr

D. Additional Information (cont'd)

- 3. Identify the method for BVW and other resource area boundary delineations (MassDEP BVW Field Data Form(s), Determination of Applicability, Order of Resource Area Delineation, etc.), and attach documentation of the methodology.
- 4. \square List the titles and dates for all plans and other materials submitted with this NOI.

Swampscott Rail Trail		
a. Plan Title		
Stantec	Aleece D'Onofrio	
b. Prepared By	c. Signed and Stamped by	
August 2, 2019	20	
d. Final Revision Date	e. Scale	

f. Additional Plan or Document Title

g. Date

- 5. If there is more than one property owner, please attach a list of these property owners not listed on this form.
- 6. Attach proof of mailing for Natural Heritage and Endangered Species Program, if needed.
- 7. Attach proof of mailing for Massachusetts Division of Marine Fisheries, if needed.
- 8. Attach NOI Wetland Fee Transmittal Form
- 9. Attach Stormwater Report, if needed.

E. Fees

1. Kee Exempt: No filing fee shall be assessed for projects of any city, town, county, or district of the Commonwealth, federally recognized Indian tribe housing authority, municipal housing authority, or the Massachusetts Bay Transportation Authority.

Applicants must submit the following information (in addition to pages 1 and 2 of the NOI Wetland Fee Transmittal Form) to confirm fee payment:

N/A - Fee Exempt

2. Municipal Check Number

4. State Check Number

3. Check date

6. Payor name on check: First Name

5. Check date

7. Payor name on check: Last Name

4



Massachusetts Department of Environmental Protection Bureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent

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

Provided by MassDEP:

MassDEP File Number

Document Transaction Number Swampscott City/Town

F. Signatures and Submittal Requirements

I hereby certify under the penalties of perjury that the foregoing Notice of Intent and accompanying plans, documents, and supporting data are true and complete to the best of my knowledge. I understand that the Conservation Commission will place notification of this Notice in a local newspaper at the expense of the applicant in accordance with the wetlands regulations, 310 CMR 10.05(5)(a).

I further certify under penalties of perjury that all abutters were notified of this application, pursuant to the requirements of M.G.L. c. 131, § 40. Notice must be made by Certificate of Mailing or in writing by hand delivery or certified mail (return receipt requested) to all abutters within 100 feet of the property line of the project location.

1. Signature of Applicant, Propert, Owner: Sean Lizgerald, Town Administrator, Town of Swampscott	2. Date	,2019
Signature to be provided prior to Public Hearing		

4. Date

5. Signature of Representative Andrea Kendall, LEC Environmental Consultants, Inc.

3. Signature of Property Owner (if different): Massachusetts Electric Company

August 1, 2019 7. Date

For Conservation Commission:

Two copies of the completed Notice of Intent (Form 3), including supporting plans and documents, two copies of the NOI Wetland Fee Transmittal Form, and the city/town fee payment, to the Conservation Commission by certified mail or hand delivery.

For MassDEP:

One copy of the completed Notice of Intent (Form 3), including supporting plans and documents, one copy of the NOI Wetland Fee Transmittal Form, and a **copy** of the state fee payment to the MassDEP Regional Office (see Instructions) by certified mail or hand delivery.

Other:

If the applicant has checked the "yes" box in any part of Section C, Item 3, above, refer to that section and the Instructions for additional submittal requirements.

The original and copies must be sent simultaneously. Failure by the applicant to send copies in a timely manner may result in dismissal of the Notice of Intent.



Massachusetts Department of Environmental Protection Bureau of Resource Protection - Wetlands NOI Wetland Fee Transmittal Form

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

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



A. Applicant Information

1.	Location of Project:				
	Swampscott Rail Trail		Swampsco	tt	
	a. Street Address		b. City/Town		
	N/A Fee Exempt				
	N/A Fee Exempt		d. Fee amour	. +	
			u. i ee amou	it.	
2.	Applicant Mailing Addres	SS:			
	Sean		Fitzgerald		
	a. First Name		b. Last Name		
	Town of Swampscott, To	own Administrator's Office	•		
	c. Organization				
	22 Monument Avenue				
	d. Mailing Address				
	Swampscott			MA	01907
	e. City/Town			f. State	g. Zip Code
	781-596-8850		sfitzgerald	@town.swamps	cott.ma.gov
	h. Phone Number	i. Fax Number	j. Email Addre	ess	
3.	Property Owner (if differ	ent):			
	See Attached List of Pro	porty Ownors			
	a. First Name	perty Owners			
			b. Last Name		
	c. Organization				
	d. Mailing Address				
	e. City/Town			f. State	g. Zip Code
	h. Phone Number	i. Fax Number	j. Email Addre	ess	

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

B. Fees (continued)

Step 1/Type of Activity	Step 2/Number of Activities	Step 3/Individual Activity Fee	Step 4/Subtotal Activity Fee
Category 2(j) other	1	\$500.00	N/A Fee Exempt
	·		
	Step 5/To	otal Project Fee:	N/A Fee Exempt
	Step 6/	Fee Payments:	
	Total	Project Fee:	N/A Fee Exempt a. Total Fee from Step 5
	State share	of filing Fee:	N/A Fee Exempt b. 1/2 Total Fee less \$12.50
	City/Town share	e of filling Fee:	N/A Fee Exempt 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.)

List of Property Owners

Swampscott Rail Trail

Parcel ID	Property Owner	Street Address	Mailing Address	Essex South County Book/Page
16-175-0	Massachusetts Electric Company c/o Property Tax Department*	Paradise Road	40 Sylvan Road Waltham, MA 02451-2286	5245/522
18-34-0	Massachusetts Electric Company c/o Property Tax Department*	Rear Forest Road	40 Sylvan Road Waltham, MA 02451-2286	5245/522
18-4-0	Town of Swampscott Co-owner: High School	209 Forest Avenue	22 Monument Avenue Swampscott, MA 01907	4252/320
17-52-0	Town of Swampscott	Off Forest Avenue	22 Monument Avenue Swampscott, MA 01907	6372/89
22-1A-0	Massachusetts Electric Company c/o Property Tax Department*	Rear Humphrey Street	40 Sylvan Road Waltham, MA 02451-2286	5245/522

* Contact Information: Steven Towle, 781-907-2263, Steven.Towle@nationalgrid.com

AFFIDAVIT OF SERVICE

Under the Massachusetts Wetlands Protection Act

I, Sharon A. Sullivan, on behalf of the Town of Swampscott, hereby certify under the pains and penalties of perjury that on August XX, 2019 I gave notification to abutters in compliance with the second paragraph of Massachusetts General Laws Chapter 131, Section 40, and 310 CMR 10.05 (4) (a), in connection with the following matter:

A Notice of Intent filed under the *Massachusetts Wetlands Protection Act* by LEC Environmental Consultants, Inc., on behalf of the Town of Swampscott, with the Town of Swampscott Conservation Commission on August 2, 2019 to construct a $1.9\pm$ mile portion of the Swampscott Rail Trail in Swampscott, Massachusetts.

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

a Sullivan

Sharon A. Sullivan Permitting Technician

8/XX/2019 Date



August XX, 2019

Certificate of Mailing

«Name» «Name2» «Address» «City», «State» «Zip»

Re: Notice of Intent Application Swampscott Rail Trail Swampscott, Massachusetts

[LEC File #: SI\17-286.02]

Dear Abutter:

On behalf of the Applicant, the Town of Swampscott, LEC Environmental Consultants, Inc. (LEC) has filed a Notice of Intent (NOI) Application with the Swampscott Conservation Commission to construct a 1.9± mile portion of the Swampscott Rail Trail, from Stetson Avenue to the Marblehead Town Line. Portions of the proposed activities are located within the 100-foot Buffer Zone, Bank and Land Under Waterbodies and Waterways, as protected under the *Massachusetts Wetlands Protection Act* (M.G.L. c. 131, s. 40) and its implementing Regulations (310 CMR 10.00). The Applicant proposes to implement erosion controls to minimize the potential for impacts to the resource areas.

The report entitled *Notice of Intent Application* and accompanying site plans are available for review by the public at the Swampscott Conservation Commission. The Public Hearing will be held at the Swampscott High School, 200 Essex Street, Room B129 on August 29, 2019 at 7:30 p.m., in accordance with the provisions of the *Massachusetts Wetlands Protection Act* (M.G.L. Ch. 131, s. 40, as amended) and its implementing Regulations (310 CMR 10.00). Notice of the Public Hearing, including its date, time, and place, will be published at least five (5) days in advance in *The Daily Item*. Notice of the Public Hearing also will be posted at the Swampscott Town Hall at least 48 hours in advance.

Please do not hesitate to review the materials and/or attend the public hearing should you have questions or concerns about the proposed project.

Sincerely,

LEC Environmental Consultants, Inc.

Andrea Kendall Senior Environmental Scientist

LEC Environmental Consultants, Inc.

12 Resnik Road Suite 1 Plymouth, MA 02360 508-746-9491 508-746-9492 (Fax)

PLYMOUTH, MA

380 Lowell Street Suite 101 Wakefield, MA 01880 781-245-2500 781-245-6677 (Fax)

WAKEFIELD, MA

100 Grove Street Suite 302 Worcester, MA 01605 508-753-3077 508-753-3177 (Fax)

WORCESTER, MA

www.lecenvironmental.com

P. O. Box 590 Rindge, NH 03461

603-899-6726 603-899-6726 (Fax)

RINDGE, NH

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 <u>the Town of Swampscott</u>, <u>Town Administrator's Office</u>, <u>22 Monument</u> <u>Avenue</u>, <u>Swampscott</u>, <u>Massachusetts</u>.
- B. The Applicant has filed a Notice of Intent with the Conservation Commission for the municipality of Swampscott, Massachusetts seeking permission to construct a 1.9± mile portion of the Swampscott Rail Trail in Swampscott, Massachusetts. Portions of the proposed activities are located within Bank, Land Under Waterbodies and Waterways and/or 100-foot Buffer Zone, as protected under the Massachusetts Wetlands Protection Act (M.G.L. c. 131, s. 40) and its implementing Regulations (310 CMR 10.00).
- C. The activity is proposed within an existing abandoned railroad corridor from Stetson Avenue to the Marblehead Town Line in Swampscott, Massachusetts.
- D. Copies of the Notice of Intent may be examined by contacting the <u>Swampscott Conservation</u> <u>Commission at (781) 596-8829</u>.
- E. Copies of the Notice of Intent may be obtained from <u>LEC Environmental Consultants, Inc. (the applicant's representative) by calling (781) 245-2500</u> between the hours of <u>8:00 a.m. and 5:00 p.m.,</u> <u>Monday through Friday</u>. A fee may be charged for each copy requested.
- F. Information regarding the Public Hearing may be obtained from the <u>Swampscott Conservation</u> <u>Commission</u> (the regulatory agency) by calling (781) 596-8829.
- NOTE: Notice of the Public Hearing, including its date, time, and place, will be published at least five (5) days in advance in *The Daily Item*.
- NOTE: Notice of the Public Hearing will also be posted at the Swampscott Town Hall not less than 48 hours in advance.
- NOTE: You also may contact the nearest Department of Environmental Protection Regional Office for more information about this application or the Wetlands Protection Act. To contact DEP, call:

Northeast Region: (978) 694-3200

Swampscott Rail Trail Abutters

16-114-0 - Lexington Circle

Town of Swampscott 22 Monument Avenue Swampscott, MA 01907

<u>16-152-0 – 29 Lexington Circle</u>

Douglas L. Smith Monique A. Myers 29 Lexington Circle Swampscott, MA 01907

<u>18-7E-0 – 64 Pine Hill Road</u>

Roger D. Bieri & Daphne J. Bieri TRS of the Roger D. & Daphne J. Bieri Trust 64 Pine Hill Road Swampscott, MA 01907

<u>18-12E-0 – 3 Burke Drive</u>

Arik Aronov Allison Aronov 3 Burke Drive Swampscott, MA 01907

<u>18-1-0 – off Forest Avenue</u>

Tedesco Country Club 154 Tedesco Street Marblehead, MA 01945

22-96-0 – 93 Nason Road

Brian Charles Tierney Christine Marie Tierney 93 Nason Road Swampscott, MA 01907

22-91-0 – 89 Nason Road

William M. Bochnak Sharon P. Bochnak 89 Nason Road Swampscott, MA 01907

17-31-0 – Salem Street

Tedesco Country Club 154 Tedesco Street Marblehead, MA 01945

<u>18-3-0 – off Forest Avenue</u>

Tedesco Country Club 154 Tedesco Street Marblehead, MA 01945

<u>16-151-0 – 25 Lexington Circle</u>

David K. Yang Sheila Yang 25 Lexington Circle Swampscott, MA 01907

<u>18-8E-0 – 71 Pine Hill Road</u>

Christopher W. White Rebecca T. White 71 Pine Hill Road Swampscott, MA 01907

<u>18-14E-0 – 1 Burke Drive</u>

James M. Bosworth Barbara Y. Bosworth 1 Burke Drive Swampscott, MA 01907

22-D1-0 - 95 Nason Road

Jeanne Breen 95 Nason Road Swampscott, MA 01907

22-92-0 – 91 Nason Road

Joshua Williams Toshya Williams 91 Nason Road Swampscott, MA 01907

22-90-0 – 87 Nason Road

Mary M. O'Connell David A. O'Connell, TRS 87 Nason Road Swampscott, MA 01907

22-89-0 - 79 Nason Road

Paul D. Surette Julie W. Surette 79 Nason Road Swampscott, MA 01907

22-88-0 - 77 Nason Road

Kevin M. Maloney Kathleen R. Maloney 77 Nason Road Swampscott, MA 01907

22-86-0 - 69 Nason Road

Laurence Zoll Keiko Zoll 69 Nason Road Swampscott, MA 01907

22-68-0 - 61 Nason Road

Eric David Webb Christina Principe Rey 61 Nason Road Swampscott, MA 01907

22-66-0 – 55 Nason Road

Matthew Smith Angela Smith 55 Nason Road Swampscott, MA 01907

22-64-0 - 33 Nason Road

Paul Marescalchi Kristen Marescalchi 33 Nason Road Swampscott, MA 01907

22-15-0 – 23 Nason Road

Andrew P. Samalis Kimberly Samalis 23 Nason Road Swampscott, MA 01907

22-13-0 - 15 Nason Road

Matthew A. Dragani Jacqueline R.A. Dragani 15 Nason Road Swampscott, MA 01907

22-11-0 - 1 Nason Road

Matthew A. Fallon Lindy Aldrich 1 Nason Road Swampscott, MA 01907

22-87-0 - 73 Nason Road

Edward A. & Blanche L. Chateauneuf TRS of the Edward A. & Blanche Chateauneuf TR 73 Nason Road Swampscott, MA 01907

22-69-0 - 65 Nason Road

Kathleen M. Burke Thomas E. Burke 65 Nason Road Swampscott, MA 01907

22-67-0 - 57 Nason Road

Robert J. Barrows Laurie S. Barrows 57 Nason Road Swampscott, MA 01907

22-65-0 – 41 Nason Road

Jeffrey R. Deveau Danielle M. Deveau 41 Nason Road Swampscott, MA 01907

2-63-0 - 29 Nason Road

Ryan J. Patz Jeanne M. Patz 29 Nason Road Swampscott, MA 01907

22-14-0 – 17 Nason Road

Edward P. Zitano Sandra M. Zitano 17 Nason Road Swampscott, MA 01907

22-12-0 – 7 Nason Road

Michael A. Penta Marilyn A. Penta 7 Nason Road Swampscott, MA 01907

22-10-0 – 25 Neighborhood Road

Paul J. Dwyer Sharon T. Kalosky 25 Neighborhood Road Swampscott, MA 01907

22-9-0 – 21 Neighborhood Road

Bella M. Vaysman Valentine Schuster 21 Neighborhood Road Swampscott, MA 01907

<u>22-1-0 – 868 Humphrey Street</u>

Mark D. Greenman 868 Humphrey Street Swampscott, MA 01907

22-2A-0 – 860 Humphrey Street

Stephanie E. Kelly Elaine V. Kermet 860 Humphrey Street Swampscott, MA 01907

<u>18-10E-0 – 4 Burke Drive</u>

Charles Comegys 4 Burke Drive Swampscott, MA 01907

<u>18-26-0 – 285 Forest Avenue</u>

Linette M. Papazoglou 285 Forest Avenue Swampscott, MA 01907

<u> 20-348-0 – 67 Walnut Road</u>

Jarrett Bridge Susan Bridge 67 Walnut Road Swampscott, MA 01907

<u>18-24-0 – 76 Sargent Road</u> Cynthia M. Akabane

76 Sargent Road Swampscott, MA 01907

18-9A-0 - 202 Forest Avenue

Joseph Burke James Burke 202 Forest Avenue Swampscott, MA 01907

22-2-0 – 864 Humphrey Street

Paul J. Mignone Maria E. Mignone 864 Humphrey Street Swampscott, MA 01907

<u>17-34-0 – Humphrey Street</u>

MA Electric Company c/o Property Tax Dept. 40 Sylvan Road Waltham, MA 02451-2286

<u>16-153-0 – 35 Lexington Circle</u>

Subroto Bhattacharya Semaletha T. Bhattacharya 35 Lexington Circle Swampscott, MA 01907

<u>18-11E-0 – 2 Burke Drive</u>

James Lombard Terri Lombard 2 Burke Drive Swampscott, MA 01907

<u> 20-350-0 – 71 Walnut Road</u>

Todd J. Mentuck Amanda M. Mentuck 71 Walnut Road Swampscott, MA 01907

<u> 20-347-0 – 63 Walnut Road</u>

Roger A. Tuttle Beth A. Rooks 63 Walnut Road Swampscott, MA 01907

<u> 18-7-0 – 224 Forest Avenue</u>

Heidi Legere Donald R. Legere, Jr. 224 Forest Avenue Swampscott, MA 01907

<u> 18-9-0 – 200 Forest Avenue</u>

Jaren W. Landen Ronald A. Landen 200 Forest Avenue Swampscott, MA 01907

<u>18-9C-0 – 198 Forest Avenue</u>

Jeffrey P. Hirshberg Sandra S. Hirshberg 198 Forest Avenue Swampscott, MA 01907

23-88-0 - 194 Forest Avenue

Donald R. Granger Ann E. Granger 194 Forest Avenue Swampscott, MA 01907

18-16-0 – 26 Laurel Road

Diana M. Caplan 26 Laurel Road Swampscott, MA 01907

18-18-0 – 20 Laurel Road

James K. Kalambokis Margaret M. Upton 20 Laurel Road Swampscott, MA 01907

18-20-0 – 12 Laurel Road

Mary Gail Brock 12 Laurel Road Swampscott, MA 01907

<u>18-22-0 – 82 Sargent Road</u>

Louise E. Sanchez 82 Sargent Road Swampscott, MA 01907

<u>18-29-0 – 193 Forest Avenue</u>

Matthew M. MacDonald Richard B. MacDonald, Jr. 193 Forest Avenue Swampscott, MA 01907

<u>18-17-0 – 24 Laurel Road</u>

Marcia A. Fawcett 24 Laurel Road Swampscott, MA 01907

<u> 18-19-0 – 16 Laurel Road</u>

Kimberly A. Hayes 16 Laurel Road Swampscott, MA 01907



Notice of Intent Application

Swampscott Rail Trail Stetson Avenue to the Marblehead Town Line Swampscott, Massachusetts

August 2, 2019

1. Introduction

On behalf of the Applicant, the Town of Swampscott, LEC Environmental Consultants, Inc., (LEC) is submitting a Notice of Intent (NOI) Application for a public benefit project to construct the Swampscott Rail Trail, a $1.9\pm$ mile section from Stetson Avenue to the Marblehead town line (east of Bellevue Road) located within Swampscott, Massachusetts. The Swampscott Rail Trail is a planned multipurpose trail within an abandoned railroad corridor that will connect the neighborhoods and residents, provide increased recreational opportunities, and off-road transportation alternatives to access work, school, and other modes of transportation (e.g., buses and trains). The proposed 10-foot wide stabilized stone dust trail is a shared-use, all-season trail for pedestrians, bicyclists, and non-motorized vehicles.

Portions of the proposed work activities are located within Bank to Intermittent Stream and Pond, Land Under Waterbodies and Waterways, and the 100-foot Buffer Zone to Bank and Bordering Vegetated Wetland, as protected under the *Massachusetts Wetlands Protection Act* (M.G.L. c. 131 § 40, the *Act*) and its implementing Regulations (310 CMR 10.00, the *Act Regulations*). Proposed activities located within the 100-foot Buffer Zone and wetland resource areas are depicted on the site plans, entitled *Swampscott Rail Trail, Swampscott, MA*, prepared by Stantec, dated August 2, 2019 (Site Plan, attached).

The following NOI Application provides a description of the existing Wetland Resource Areas, proposed trail activities within Buffer Zone and Wetland Resource Areas, and mitigating measures proposed to protect the interests and values of the Wetland Resource Areas enumerated within the above-referenced statutes.

2. General Site Description

The Swampscott Rail Trail consists of a $1.9\pm$ mile section of the former Marblehead branch of the Boston and Maine Railroad and extends easterly from Stetson Avenue to the Marblehead town line (Appendix A, Figures 1 and 3). Located northeast of the Newbury/Rockport MBTA Commuter Rail and centrally located within Swampscott, the project site is comprised of the Swampscott Middle School and the former railroad corridor owned by the Massachusetts Electric Company (d/b/a National Grid). While the Tedesco Country Club's Golf Course and open space areas occur north of the railroad corridor at and near the Swampscott Middle School, the corridor is largely surrounded by residential areas. The former rail bed is level and varies from being at, above or below grade of adjacent land. Where not overgrown with vegetation, the former rail bed is used as a trail and comprised of a narrow, compacted dirt/gravel, pavement or vegetated surface (Appendix B, Site Photographs). A National Grid electric distribution line comprised of utility poles, anchors, and overhead wires occurs within the 40 to 115 foot-wide railroad corridor as well as miscellaneous drainage and sewer lines and manholes. National Grid periodically maintains vegetation within the corridor for access to and maintenance of their infrastructure. Within the Swampscott Middle School, the project area includes the existing asphalt parking lot (the 'lower parking lot'), naturalized areas, and lawn adjacent to the athletic fields. Remnant railroad infrastructure occur in select areas. Encroachments from adjacent properties occur intermittently along the corridor and include pavement, fences, and other residential amenities. In addition, household/construction debris occurs intermittently along the trail.

Hydrologic features (i.e., wetlands, pond, and intermittent streams) and associated 100foot Buffer Zones occur within the central portion of the project site, between Walker Road and Humphrey Street (i.e., between STA 39+50 and STA 76+75) within the Swampscott Middle School, National Grid, and Tedesco Country Club properties. A stormwater basin occurs on the northwest side of the Swampscott Middle School's lower parking lot and discharges north to adjacent wetlands.

An early successional plant community characterizes the portion of the corridor occupied by the electric distribution line and adjacent areas, while a forested upland characterizes the remaining portion (i.e., edges of the corridor). The early successional plant community is comprised of staghorn sumac (*Rhus typhina*), Japanese knotweed (*Polygonum cuspidatum*), multiflora rose, assorted grasses and forbs, oak saplings, bittersweet (*Celastrus* sp.), and grape (*Vitus* sp.). Where present, the adjacent forested upland contains Norway maple (*Acer platanoides*), red maple (*Acer rubrum*), northern red oak (*Quercus rubra*), and elm (*Ulmus* sp.). The understory contains saplings from the canopy, multiflora rose (*Rosa multiflora*), and staghorn sumac. The ground cover contains seedlings from the canopy and understory and grasses and forbs.

2.1

Natural Heritage & Endangered Species Program Designation

According to the 14th edition of the Massachusetts Natural Heritage Atlas (effective August 1, 2017) published by the Natural Heritage & Endangered Species Program (NHESP), the trail corridor is not located within a Priority Habitat of Rare Species or Estimated Habitat of Rare Wildlife. NHESP confirmed on July 30, 2019 that the locus for Certified Vernal Pool (CVP) (#2214), which is currently depicted within the existing lower parking lot, was erroneously mapped and is actually located north of the tennis courts (Appendix A, NHESP Email Communication). As such no CVPs or Potential Vernal Pools (PVP) are mapped within the trail corridor. However, CVPs and PVPs are mapped in the vicinity of the trail corridor (Appendix A, Figure 3).

2.2 FEMA Floodplain Designation

According to the July 16, 2014 *Federal Emergency Management Agency Flood Insurance Rate Map* for Essex County, Massachusetts (Map Nos: 25009C0532G and 25009C0531G), the entire site is located within Zone X [unshaded]: *Areas determined to be outside the 0.2% annual chance floodplain* (Appendix A, Figure 2). Consequently, the site is not located within the 100-year floodplain.

3. Wetland Boundary Determination Methodology

On November 20 and 21, 2017, LEC conducted site evaluations to identify and characterize existing protectable Wetland Resource Areas located within and immediately adjacent to the trail corridor. Based on our field observations and review of pertinent mapping, LEC determined that the site contains Bordering Vegetated Wetlands (BVW), Bank to Pond, and Bank to intermittent stream. The 100-foot Buffer Zone extends from the most landward resource area, BVW or Bank.

LEC delineated the BVW/Bank boundary with sequentially-numbered, blaze-orange surveyor's tape with the words "LEC Resource Area" printed in black. LEC flagging stations W-1 through W-93 and W-200 though W-223, demarcate the BVW/Bank boundary as it relates to the Trail. All flagging stations were survey located and are shown on the attached *Plan Set*.

The extent of Wetland Resource Areas was confirmed through observations of existing plant communities, hydrologic indicators, and bankfull indicators in accordance with the *Act* and its implementing Regulations. A supplemental site evaluation was conducted by LEC on July 2, 2019, to reaffirm existing conditions during the growing season.

3.1 Plant Species Identification

LEC identified plant species comprising 5% or more of the vegetative cover along the BVW boundary. Identifications were made to the species level when morphologically



possible and were used along with other hydrologic indicators to define the BVW boundary in accordance with definitions and criteria in 310 CMR 10.55(2).

3.1.1 Identification of Wetland Indicator Species

The regional wetland indicator status for all identified plant species was obtained from the classification system described in the *National List of Plant Species that Occur in Wetlands: Massachusetts* (Reed, 1988). This classification system divides plant species into ten categories and identifies the wetland indicator status based on the frequency of their occurrence in wetland habitat. These include, in order of lowest to highest frequency within wetlands:

Facultative Upland Minus (FACU-), Facultative Upland (FACU), Facultative Upland Plus (FACU+), Facultative Minus (FAC-), Facultative (FAC), Facultative Plus (FAC+), Facultative Wetland Minus (FACW-), Facultative Wetland (FACW), Facultative Wetland Plus (FACW+), and Obligate (OBL).

Plant species with a FAC, FAC+, FACW-, FACW, FACW+, or OBL wetland indicator status occur in wetlands more than 50% of the time and are considered "wetland indicator plants." Plant species with a FAC-, FACU+, FACU, FACU- wetland indicator status, and those not contained within the list occur in wetlands less than 50% of the time, are <u>not</u> considered "wetland indicator plants." This system of classification has been adopted by the Department of Environmental Protection (DEP) as the definitive source regarding the indicator status of wetland plants.

3.1.2 Measurement of Relative Abundance

The relative abundance or percent cover of each plant species occurring along the BVW boundary was determined visually. When completing DEP BVW (310 CMR 10.55) Delineation Field Data Forms, midpoints were utilized to determine the percent cover of each plant species according to the following classification system: 3% = 1-5%; 10.5% = 6-15%; 20.5 = 16-25%; 38% = 26-50%; 63% = 51-75%; 85.5% = 76-95%; and 98% = 96-100%. The purpose of using midpoints is to reduce variability between wetland



scientists when visually determining percent cover. Utilizing midpoints does not affect whether a given species within a sample layer will be a dominant plant and is recommended in DEP's handbook, *Delineating Bordering Vegetated Wetlands Under the Massachusetts Wetlands Protection Act.*

3.1.3 Measurement of Vegetative Distribution and Density

The relative pattern of plant distribution within each vegetative layer (canopy, sapling, shrub, lianas, and groundcover) was visually determined. Plant species within each layer were determined to occur as single plants, patches or clusters, entanglements, or as the dominant plant species. In addition, LEC observed the relative plant density between each vegetation layer, noting whether the sample layer is densely vegetated, contains moderately dense vegetation, is variably dense within the sample layer, or is sparsely vegetated.

3.2 Evaluation of Edaphic (Soil) Characteristics

3.2.1 General Soil Analysis

Prior to conducting the site evaluation, LEC reviewed United States Geologic Survey (USGS) Topographic Maps and United States Natural Resources Conservation Service (NRCS) Soil Survey Maps. The purpose of this review was to become familiar with the site's general soil characteristics. During site reconnaissance, LEC determined the approximate location of the BVW boundary and determined which areas along the BVW boundary would best represent the upland and wetland portions of the site. Using a Dutch-style, hand-held auger and/or spade, LEC investigated soil conditions within these representative areas by digging a test pit to a depth of at least 20 inches, or refusal. The purpose of this investigation was to confirm and document the difference in soil conditions between the wetland and adjacent upland areas. Specifically, LEC analyzed soil horizon thickness and depth, soil texture, and soil color, noting the presence or absence of redoximorphic features in accordance with *Delineating Bordering Vegetated Wetlands Under the Massachusetts Wetlands Protection Act* (March 1995) and *Field Indicators for Identifying Hydric Soils in New England* (April 2004).

3.2.2 Soil Horizon Thickness and Depth

LEC noted the presence of all soil layers and horizons (e.g. O, A, E, B, and/or C) and their relative thickness and depth within the test pit. The thickness of the O soil layer may be directly related to wetness, and is critical to the identification of a hydric soil. Specifically, histosols (organic soil layers measuring greater than 16 inches thick) and



soils with a histic epipedon (an organic layer between 8 and 16 inches thick) always qualify as hydric soils, provided the hydrology that created these soil conditions still exists and has not been altered. Although not directly related to wetness, the thickness of the A or A_p horizons is a function of the depth of plowing (many of New England's forests today were historically agricultural fields) and/or a function of erosion and deposition of organic matter. Interpreting redoximorphic features within the A or A_p horizons can be difficult given their relatively dark color. Redoximorphic features are best observed in the soil layers beneath the A or A_p horizons.

3.2.3 Soil Texture

Soil texture refers to the relative proportions of sand, silt, and clay particles in the soil. Although there are several standard systems for determining soil texture, LEC utilized the United States Department of Agriculture (USDA) system, because it is widely accepted and referred to in the *Field Indicators* guide referenced above. Specifically, LEC identified whether the soil is classified as sand, loamy sand, sandy loam, loam, silt loam, silty clay loam, or clay. LEC also estimated the relative proportion of organic matter within the topsoil to determine if the soil is classified as an organic soil. Differences in soil texture affect how water moves through the soil and the type of hydrologic indicators that form when hydric conditions are present during the growing season.

3.2.4 Soil Color

Using the Munsell[®] Soil Color Charts, LEC examined the hue, value, and chroma of the different soil horizon matrixes (dominant soil color) and redoximorphic features present within the test pits. The purpose of examining the soil color within the A or A_p horizon is to determine whether these horizons are rich in organic material and meet the criteria for dark or very dark. This distinction refers to the relative amount of organic matter within the soil horizon and may indicate the presence of saturated conditions during the growing season.

Within the B and/or C horizons, the soil color and color patterns may indicate the movement of iron and/or other minerals within the soil. The movement and/or concentration of iron and other minerals, such as manganese, may indicate hydric conditions persist during the growing season. Specifically, a soil matrix color with a relatively low chroma (chroma 2 or less) and high value (value 4 or more) due to wetness is often defined as a depleted matrix - the iron and/or other minerals have been removed or depleted from the soil due to groundwater fluctuations, soil saturation, and reduction.



A soil with a depleted matrix due to wetness within the upper 20 inches will likely constitute a hydric soil.

3.2.5 **Redoximorphic Features**

During the soil evaluation, LEC documented the presence or absence of redoximorphic features within the soil sample. Redoximorphic features are changes in soil color and/or texture that contrast from the matrix color and dominant soil texture and include redox depletions (formerly referred to as "low-chroma mottles"), redox concentrations (formerly referred to as "high-chroma mottles"), nodules, concretions, pore linings, and oxidized rhizospheres. Redoximorphic features form through the processes of reduction, translocation, and oxidation of Fe and Mn oxides when groundwater levels fluctuate near the soil surface. Commonly observed redoximorphic features include redox concentrations or soil masses, occurring when minerals accumulate. Less commonly observed redoximorphic features include nodules and concretions, which are hardened, cemented soil masses. Pore linings are localized areas of brightly colored soils located adjacent to a pore within the soil. Oxidized rhizospheres are a form of pore lining that occurs on the surface of live roots of certain plants.

4. Wetland Resource Area Descriptions

Wetland Resource Areas located within or proximate to the railroad corridor include BVW, Bank to pond, Bank to intermittent stream, Land Under Waterbodies and Waterways, and Isolated Vegetated Wetland (IVW). Except for the IVW, all are jurisdictional under the *Act* and *Act Regulations*. Protectable Wetland Resource Areas associated with the proposed project are further described below.

4.1 Bank/Land Under Water Bodies and Waterways

Land Under Water Bodies and Waterways (LUW) is defined in 310 CMR 10.56 as the land beneath any creek, river, stream, pond or lake. The boundary of Land Under Water Bodies and Waterways is the mean annual low water level.

Bank is defined in 310 CMR 10.54 (2) (c) as the first observable break in the slope or the mean annual flood level, whichever is lower. The lower boundary of a Bank is the mean annual low flow level.

Page 7 of 22

A pond occurs on the west side of the Swampscott Middle School property, south of the existing trail, and discharges northerly across the trail through an intermittent stream, which flows into the BVW at flags W35 and W36. Within the corridor, the Bank to pond is comprised of roots and soil and is primarily vegetated with multiflora rose (*Rosa multiflora*), Japanese knotweed, staghorn sumac, elderberry (*Sambucus* sp.), jewelweed (*Impatiens capensis*), and goldenrods (*Solidago* sp.). The bottom of the pond is comprised of mucky, leaf litter covered, substrate. The Bank to intermittent stream is comprised of soil and vegetated with jewelweed and goldenrod. The stream measures roughly six feet wide with banks measuring $6\pm$ inches high and a stream bottom comprised of coarse sand and small stones. The stream widens out further where disturbed from pedestrian, or similar, usage. Since the 2017 delineation, tree branches have been placed within a portion of the stream channel to provide pedestrian access through the stream/wet trail bed. Flags W303-W305 and W328-W322 demarcate the Bank to Intermittent Stream proximate to the trail.

An intermittent stream occurs within the trail corridor along the eastern extent of the W1-W92G series wetland. The stream appears to be a man-made drainage channel parallel to and on the north side of the former railroad bed. The stream conveys intermittent flow from the upgradient forested/scrub-shrub wetland system and terminates within a low spot in the trail corridor near Sta 64+25 (Appendix B, Site Photographs). Based on LEC's observations, surficial flow tapers in an easterly direction, presumably infiltrating into the ground along the way. Flags W82-W92G demarcate the Bank to Intermittent Stream proximate to the trail. Stream width and bank heights vary across its length. Proximate to the abutting wetland west/north of WF80 & WF81, the easterly-flowing stream is approximately $8\pm$ feet wide, narrowing to $4-5\pm$ feet in width between WF83-WF88. The northerly Bank varies in height from $1-4\pm$ feet in height, while the southerly Bank is generally $6-18\pm$ inches tall. Portions of the Bank are overgrown with jewelweed, poison ivy, multiflora rose, sweet pepperbush, pussy willow, and saplings of black cherry, American elm, and red maple. Jewelweed, poison ivy, sedges, Jack-in-the-pulpit (Arisaema triphyllum), and skunk cabbage (Symplocarpus foetidus) are also present along the toe of the Bank and within portions of the exposed, mucky substrate. The easterly terminus of the narrowing, $1-3\pm$ foot wide intermittent stream is primarily overgrown by jewelweed, poison ivy, and Japanese knotweed as Bank heights dissipate from $4-0\pm$ inches before gradually dissolving. Various slash/woody debris is strewn across portions of the stream.

4.2 Bordering Vegetated Wetlands (BVW)

Bordering Vegetated Wetland is defined at 310 CMR 10.55(2) as: *freshwater wetlands* which border on creeks, rivers, streams, ponds, and lakes...Bordering Vegetated Wetlands are areas where the soils are saturated and/or inundated such that they support a predominance of wetland indicator plants...The boundary of Bordering Vegetated Wetlands is the line within which 50% or more of the vegetational community consists of wetland indicator plants and saturated or inundated conditions exist.

A BVW (W-1 through W-92G) is located within or adjacent to the trail corridor. Between flags W1 through W20, the BVW is characterized as a forested/scrub-shrub wetland that transitions into an emergent marsh. Topography within this portion of the wetland is generally flat and gently slopes into the emergent marsh. The forested/scrubshrub wetland contains a sparse canopy of predominantly Norway maple. The moderately sparse understory contains sweet pepperbush (*Clethra alnifolia*), with patches of highbush blueberry (*Vaccinium corymbosum*) and northern arrowwood (*Viburnum recognitum*), individual patches of sapling American beech (*Fagus grandifolia*), sapling river birch (*Betula nigra*), with individuals of sapling eastern hemlock (*Tsuga canadensis*), entanglements of poison ivy (*Toxicodendron radicans*), and sapling white oak (*Quercus alba*). The groundcover contains royal fern (*Osmunda regalis*), with patches of cinnamon fern (*Osmunda cinnamomea*), and individuals of sensitive fern (*Onoclea sensibilis*).

North of the forested/scrub-shrub wetland, the wetland transitions into an emergent marsh. The dense groundcover contains predominantly swamp-loosestrife (*Decodon verticillatus*), with patches of purple loosestrife, and individual common reed (*Phragmites australis*). Individual skunk cabbage and false nettle (*Boehmeria* sp.) are found at the edge of the emergent marsh.

Between flags W21 through W39, the boundary of the BVW is generally coincident with the chain link fence and/or toe of fill slope associated with the elevated former railroad bed. An intermittent stream channel parallels the BVW boundary. A red maple swamp and PVP is located north of the BVW proximate to flag W26. MHW 1 to MHW 5 demarcate the PVP's mean high-water line as it relates to the Trail.

As noted above, this BVW is hydrologically connected to the 300-series wetland (i.e., Pond) through an intermittent stream channel flowing northerly across the trail proximate to wetland flags 35 and 36. While a wetland occurs intermittently along the pond's edge, the wetland flags largely represent the Bank to Pond. The BVW canopy is sparse and

Page 9 of 22

contains ash (*Fraxinus* sp.) and river birch, while the understory contains sweet pepperbush, maleberry (*Lyonia ligustrina*), highbush blueberry, sapling willow (*Salix* sp.), northern arrowwood, and Japanese knotweed. The ground cover contains sensitive fern and water horehound (*Lycopus americanus*), and dock (*Rumex* sp.).

Between flags W43 through W92G (Between STA 54+00 and STA 64+25), the BVW is characterized as a scrub-shrub wetland and contains red maple (*Acer rubrum*), speckled alder (*Alnus incana*), highbush blueberry, northern arrowwood, dogwood (*Cornus* sp.), elderberry, willow, multiflora rose, skunk cabbage, and sensitive fern. The boundary is generally coincident with the toe of fill slope. The BVW, which flows easterly through two (2) culverts located beneath cart paths connecting the athletic fields, terminates in a small depression within the trail corridor.

The 200-series BVW occurs north of the trail corridor between STA 69+00 and STA 76+00). Roadway drainage from the Nason Road area is piped to and discharges into the BVW through two box culverts near wetland flags W201 through W204. The boundary of this scrub-shrub and emergent wetland is generally coincident with the toe of fill slope. Vegetation within the scrub-shrub wetland includes sapling red maple, highbush blueberry, speckled alder, willow, and northern arrowwood, while the emergent wetland is dominated by cattail and includes patches of silky dogwood (*Cornus amonum*).

5. Proposed Project

Swampscott Rail Trail

The proposed Swampscott Rail Trail includes construction of a new multi-use trail extending from Stetson Avenue to the Marblehead Town Line (east of Bellevue Road). The project would create a safe, accessible, Americans with Disabilities Act (ADA) compliant trail providing increased recreational opportunities, and off-road transportation alternatives to access work, school, and other modes of transportation (e.g., buses and trains). Rail trail projects like the Swampscott Rail Trail are aligned with the Massachusetts Department of Transportation multi-modal long-range transportation plan.

The trail will consist of a 10-foot wide stabilized stone dust surface with vegetated shoulders. Representative trail cross sections for sections subject to the Notice of Intent Application are provided within the *Plan Set* (Sheet 5). The existing steel railroad tracks and timber ties, where present, and gravel or paved surfaces will be removed and the new trail will be comprised of an 8-inch minimum gravel base with a 4-inch stabilized stone

dust surface and will be graded at a 1.5% cross pitch to promote a dry trail bed. A minimum two-foot wide vegetated shoulders will be established along the trail, and minor grading beyond the shoulders may be required to blend into adjacent grades. The shoulders and adjacent temporarily disturbed areas will be vegetatively stabilized. The seed mix will be comprised of a native grass seed mix, comprised of low growing, native draught tolerant grass species with wildflowers. Clearing of naturalized vegetation will be required to accommodate the new alignment, grading, and provide clearance from branches or obstructions for trail users. However, to the extent practicable, existing trees will be retained and, where needed, permanent and temporary tree protection devises will be utilized. Household debris, if encountered, and select encroachments (e.g., chain link fences and pavement) will also be removed. New wood rail fencing will be installed in select areas. Where needed, the existing utility poles, anchors/guy wires, and overhead wires will be relocated to accommodate the new trail alignment.

The existing granite blocks from with the cattle pass culvert will be removed and area filled in to accommodate the trail. The granite blocks will either be repurposed along the trail or removed and used by the Town of Swampscott Department of Public Works.

A new 10-foot wide stone dust spur trail at STA 67+00 will provide access to the Tedesco trail system, and the existing gravel trail at the terminus of Neighborhood Road will be retained to continue to provide trail access.

Where the trail traverses the Middle School's lower parking lot, a barrier, comprised of curbing and wood rail fence guardrails, will be installed on the north side of the trail to separate the two uses. The south side of the trail abuts a hillside and concrete retaining wall.

Overall, there will be a net reduction in impervious surface due primarily to the conversion of pavement to stone dust trail within the lower parking lot. Since the gravel base and stone dust trail surface is pervious, compliance with the Stormwater Management Standards is not required. However, the vegetated shoulders, drainage channel, and/or naturalized areas immediately adjacent to the Trail will mitigate stormwater run-off that may occur from the pervious trail bed by slowing stormwater velocity, reducing erosion, and promoting infiltration.

Stream Relocation

To accommodate the trail alignment, the existing $293\pm$ foot long intermittent stream located east of WF82, between STA $61+33\pm$ to STA $64+20\pm$, will be relocated slightly north of its existing position. It is important to note that one of the goals in designing the

Page 11 of 22

trail was to retain as wide a vegetative buffer between the trail and adjacent residential properties as possible. To that end, tree protection fencing along the southerly Limit of Work will be implemented during construction. Another goal was to retain household encroachments to the extent practicable. Avoiding stream impacts along the narrow upland area would have resulted in significantly reducing the vegetative buffer and removal of select encroachments, like fences, a patio, and pavement. The proposed 290 \pm foot long stream of variable width will be restored with a naturalized bank and stream bottom and has been designed to functionally improve the stream's natural capacity to protect the Interests of the *Act*. The bottom of the stream channel will be loamed and seeded with a FacW wet meadow seed mix, and the side slopes and bank will be seeded with a roadside matrix wet meadow seed mix comprised of assorted grasses, sedges, forbs, and shrubs (i.e., northern arrowwood, elderberry, and silky dogwood (*Conus amomum*)). Due to steeper slopes, a 10 \pm foot segment of stream will be comprised of modified rockfill.

Drainage Channel

The relocated stream channel will discharge into the proposed $316\pm$ foot long drainage channel located between STA $64+20\pm$ and STA $67+36\pm$, north of Nason Road. The vegetated drainage channel will convey any runoff generated from the trail and surrounding hillside area as well as the relocated stream channel and discharge to vegetated areas located roughly 150 feet west of the 200 series wetland, where runoff is expected to overland sheet flow towards the BVW.

Stream Crossing

A precast box culvert, designed in compliance with the Massachusetts Stream Crossing Standards, is planned to provide access over the intermittent stream at STA 48+00. As required, the culvert will be embedded a minimum of two feet to accommodate a reconstructed stream channel. The existing stream channel substrate will be reused to form the bottom 18-inches of stream and bank substrate and will be topped with a 6-inch layer of rounded river stone, 2-4 inches in diameter. Beyond the banks, the overall width of the (dry) wildlife passage will be a minimum of 2.6 feet. Since low light levels are anticipated within the culvert, vegetation is not anticipated to thrive. As such, in order to provide a stabilized surface treatment for the wildlife passage area, stone will similarly be used

The project is located within Bank and LUW to pond and intermittent stream and the 100-foot Buffer Zone to Bank and/or BVW. Work within these areas include installing



erosion controls to establish the limit of work, implementing trail improvements, installing the box culvert at the stream crossing, and/or relocating the stream.

The following table summarizes the temporary wetland resource area impacts:

Wetland Resource Area			
Impacts (Temporary)	Stream Crossing (STA 48+00)	Stream Relocation (STA 61+33 to STA 64+20)	Total
Bank (linear feet)	99	586	685
LUW (square feet)	306	3,036	3,036

6. Wildlife Habitat

LEC has completed the following wildlife habitat assessment in compliance with the WPA for the proposed project. Brian Madden (Wildlife Scientist) of LEC conducted the wildlife habitat evaluation on July 2, 2019. Mr. Madden has over 17 years of experience conducting rare species surveys and wildlife habitat evaluations in Massachusetts, therefore meeting the qualifications criteria referenced in 310 CMR 10.60(1)(b) of the WPA.

As stated above, the project will result in the temporary alteration of $99\pm$ linear feet of Bank to an intermittent stream associated with the stream crossing and $586\pm$ linear feet of man-made Bank to an intermittent stream (drainage channel). The stream crossing conforms with Stream Crossing Standards, and the intermittent stream (drainage channel) and associated $586\pm$ linear feet of Bank will be recreated with a natural stream channel.

Banks are presumed to be significant to the protection of wildlife habitat under the WPA. However, under existing conditions, wildlife habitat value is somewhat diminished due to the landscape context and artificial nature of the intermittent streams, most notably the easterly stream that was presumably created for drainage purposes associated with the railroad. Furthermore, the easterly stream does not discharge to a downgradient Resource Area, but simply dissipates over its length.

The following reviews the existing wildlife habitat conditions associated with the Wetland Resource Areas to be altered. Detailed descriptions of the Wetland Resource Areas are provided above (e.g., vegetation, soils, topography, hydrology, etc.). In

Page 13 of 22



addition to reviewing wildlife habitat features on-site, habitat continuity, more specifically, landscape context, connectivity with adjoining natural habitats, and (existing) habitat degradation must be taken into consideration to evaluate potential cumulative adverse effects on wildlife habitat. Proposed mitigation, described in Section 7 below, has been specifically designed to avoid an impairment of the capacity of the Wetland Resource Area's ability to provide applicable important wildlife habitat functions, while in fact maintaining or providing an improvement to wildlife habitat in comparison to existing conditions.

6.1 Wildlife Habitat Protection Guidance

In consideration of the proposed Bank (temporary) alteration, LEC has completed the attached "Appendix A" *Simplified Wildlife Habitat Evaluation Form* (Appendix D) in accordance with the Massachusetts *Wildlife Habitat Protection Guidance for Inland Wetlands* March 2006 (*Wildlife Habitat Guidance*) prepared by DEP. As (temporary) impacts to Bank are more than twice the threshold at 310 CMR 10.54 (4)(a)5., LEC has completed "Appendix B" *Detailed Wildlife Habitat Evaluation Form* (Appendix D).

The "Appendix A" *Simplified Wildlife Habitat Evaluation* contains two sections: *Important Habitat Features* and *Activities*.

The *Important Habitat Features* section for Appendix A contains a list of specific habitat features that, if present or within the alteration footprint, should be avoided if possible, and if not possible, should be incorporated into any mitigation or wetland replacement plan to ensure such features are preserved on the site and that the alteration does not substantially reduce the capacity of the Wetland Resource Area to provide important wildlife habitat functions.

Habitat for State-listed Animal Species

According to the 14th edition of the *Massachusetts Natural Heritage Atlas* (effective August 1, 2017) and NHESP MassGIS data layer, the proposed project is not located within a Priority/Estimated Habitat.

<u>Sphagnum hummocks and pools suitable to serve as nesting habitat for four-toed salamanders</u> No sphagnum hummocks or potential nesting habitat for four-toed salamanders exists along the intermittent streams.

Trees with large cavities (>18" tree diameter at cavity entrance)

No trees with large cavities were observed on the Banks associated with the intermittent streams.



Direct disturbance to existing beaver, mink or otter dens

Beaver, mink or otter dens are not associated with the on-site intermittent streams.

Areas within 100 feet of existing beaver, mink or otter dens (if significant disturbance) See above.

Existing bald eagle, osprey, and great blue heron nesting trees

Habitat for these species does not exist within the proposed Limit of Work. Bald eagles and ospreys nest within large trees or elevated platforms, respectively, typically adjacent to or within close proximity to large water bodies with abundant fish resources. Great blue heron usually breed in colonies; typically nesting in trees (usually snags) high above marshes or wet meadows.

Land containing freshwater mussel beds

Land containing freshwater mussel beds is found within perennial rivers, ponds or lakes with appropriate substrate; conditions not associated with the on-site intermittent streams.

Wetlands and waterbodies known to contain open water in winter with the capacity to serve as waterfowl winter habitat

The on-site intermittent streams do not provide waterfowl winter habitat.

Turtle Nesting Areas

Turtles typically prefer nesting sites comprised of open sandy areas with little vegetation and appropriate sun exposure for incubation purposes. The corridor is primarily overgrown by vegetation, deterring potential turtle nesting habitat.

Vertical sandy banks (bank swallows, rough-winged swallows or kingfishers)

The embankments, both natural and artificial, of the intermittent streams are inadequate to provide such habitat. These bird species typically nest along larger river/pond systems and taller embankments that provide protection from nest predators.

Stream bed riffle zones (especially rare in eastern MA, Cape, and the Islands)

Characteristic stream bed riffle zones are not present within the on-site intermittent streams.

Springs (important for maintaining base flows and moderating water temperatures)

No springs were observed on-site. The westerly intermittent stream (stream crossing) discharges flow from a small pond, while the easterly intermittent stream originates from a scrub shrub swamp.



Gravel stream bottoms (trout and salmon nesting substrate)

The shallow intermittent stream bed does not provide fisheries habitat.

Plunge pools (deep holes) in rivers or streams

No plunge pools or deep holes are present within the on-site intermittent stream channels.

Medium to large, flat rock substrates in streams

No medium to large, flat rocks are present within the intermittent streams.

The *Activities* section of Appendix A includes a list of specific activities that may adversely affect wildlife habitat functions. If present within a Wetland Resource Area proposed to be altered, the activity should be avoided if possible, and if not possible, should be incorporated into any mitigation or wetland replacement to ensure such features are preserved on a site and that the alteration does not substantially reduce the capacity of the Wetland Resource Area to provide important wildlife habitat functions.

Activities located in mapped "Habitat of Potential Regional or Statewide Importance" According to the "Habitat of Potential Regional or Statewide Importance" map for Swampscott, the project site is not mapped as "Important Wildlife Habitat" by the MA DEP CAPS (Conservation Assessment and Prioritization Systems) program.

Activities affecting Certified or documented vernal pool habitat (including habitat within 100' of a Certified or documented vernal pool when within a resource area)

No Certified Vernal Pools (CVP) occur immediately proximate to temporary work areas impacting Bank. However, CVP #2150 is located within the eastern extent of the 200-series wetland (W 218 through W223). While a 115± foot section of the trail is located approximately 80 feet from this CVP, the proposed work immediately abuts existing residential development along the utility corridor. As noted above, CVP # 2214 is also identified within the lower parking lot of the Middle School, however, NHESP has provided clarification to LEC that the actual location of the CVP is north of the tennis courts within the Tedesco Country Club property.

Activities in Bank, Land Under Water, Bordering Land Subject to Flooding (presumed significant), where alterations are more than twice the size of thresholds

As stated above, the project will result in the temporary alteration of $586\pm$ linear feet of man-made Bank to an intermittent stream; however, will restore $586\pm$ linear feet of Bank with the recreated, natural stream channel.

Page 16 of 22



Activities affecting vegetated wetlands >5,000 square feet occurring in resource areas other than Bordering Vegetated Wetlands

The proposed project does not impact vegetated wetlands.

Activities affecting the sole connector between habitats >50 acres in size

The on-site wetland system does not function as a sole connector of habitats greater than 50 acres in size. As described above, the on-site wetlands occur within a moderately dense residential neighborhood that is highly fragmented.

Installation of structures that prevent animal movement

The stream crossing and restored Bank will serve to maintain animal passage along/across the stream in comparison to existing conditions.

Activities for the purpose of Bank stabilization using hard structure solutions that significantly affect ability of stream channel to shift and meander, or disrupt continuity in cover that would inhibit animal passage

Aside from the $10\pm$ linear feet of the modified rock stabilizing a small length of the restored stream, no hard structures that negatively impact the stream channel and disrupt continuity are proposed.

Dredging (greater than 5,000 square feet)

No dredging is proposed.

Furthermore, the proposed project will not permanently impair or remove any important habitat features listed in Section III of Appendix B Detailed Wildlife Habitat Evaluation (Appendix D).

7. **Mitigation Measures**

Sedimentation and Erosion Control 7.1

A sedimentation and erosion control program will be implemented to protect the adjacent Wetland Resource Areas from sedimentation during the proposed construction activities. As shown throughout the *Plan Set*, erosion controls consisting of 12-inch diameter compost filter tubes will be installed to demarcate the limit of work in the vicinity of Wetland Resource Areas and will provide additional assurance that construction equipment will not further intrude upon the Buffer Zone to protectable Wetland Resource Areas. In addition to the compost filter tubes, silt sacks are proposed within

Page 17 of 22



nearby/downgradient catch basins during construction. All barriers will remain in place until disturbed areas are stabilized with vegetation.

At the stream crossing, silt curtains will be installed along the pond edge to allow for installation of the box culvert and wingwalls. If needed, sand bags will also be installed at the pond outlet in an effort to conduct the stream bed excavations in the dry. As needed, an outlet diversion will be utilized.

Similar to the stream crossing, the goal is to conduct stream relocation activities in the dry. An erosion control barrier and/or sand bags will be installed along the BVW boundary, and a stream diversion will be utilized as needed. Due to limited space, phasing the activities (i.e., construction of new stream before eliminated the existing stream) may not be feasible.

7.2 Bank and LUW Replication

Approximately 586 linear feet of Bank (i.e., 293 feet of Bank on each side of the stream) will be constructed to replace the 586± linear feet of Bank associated with the stream relocation. In addition, roughly 3,036 square feet of LUW will be constructed to replace the 3,036 square feet of LUW loss. Minor grading within the adjacent BVW may be required to achieve stream continuity for the proposed stream channel. A wetland seed mix (PA New England Province FacW Mix by Ernst Conservation Seeds) will be applied to the stream bottom, and a wetland/shrub seed mix (Roadside Matrix Wet Meadow Mix by New England Wetland Plans) will be applied to the side slopes, Bank, and adjacent areas, and raked.

8. Regulatory Compliance

Portions of the proposed activities will occur within Bank and LUW. As a result, the project includes measures to ensure compliance with the applicable performance standards within the *Act Regulations*. Below are citations of the pertinent performance standards and an explanation of the project's compliance with the performance standards.

8.1 Bank

The following Bank performance standards are stated under 310 CMR 10.54(4) as follows:

(a) Where the presumption set forth in 310 CMR 10.54(3) is not overcome, any proposed work on a Bank shall not impair the following:

Page 18 of 22



1. the physical stability of the Bank;

2. the water carrying capacity of the existing channel within the Bank;

3. ground water and surface water quality;

4. the capacity of the Bank to provide breeding habitat, escape cover and food for fisheries;

5. the capacity of the Bank to provide important wildlife habitat functions. A project or projects on a single lot, for which Notice(s) of Intent is filed on or after November 1, 1987, that (cumulatively) alter(s) up to 10% or 50 feet (whichever is less) of the length of the bank found to be significant to the protection of wildlife habitat, shall not be deemed to impair its capacity to provide important wildlife habitat functions. In the case of a bank of a river or an intermittent stream, the impact shall be measured on each side of the stream or river. Additional alterations beyond the above threshold may be permitted if they will have no adverse effects on wildlife habitat, as determined by procedures contained in 310 CMR 10.60.

The project proposes to relocate a $293\pm$ lf segment of an intermittent stream between WF82-WF92G. As stated above, this intermittent stream appears to have been excavated in the past for drainage purposes, presumably associated with the railroad. Under existing conditions, the stream does not connect to a downgradient wetland, but simply dissipates into the ground.

In order to ensure that the water carrying capacity and wildlife habitat are maintained post-construction, the physical and vegetative characteristics of the stream and its associated Bank and Land Under Water are to be re-established in kind and/or enhanced. The water carrying capacity within the Bank, as well as the groundwater and surface water quality, will be maintained, if not improved, by establishing a vegetated bank. The existing intermittent stream does not support fisheries.

As stated above, the existing Bank is vegetated, in part, with multiflora rose and Japanese knotweed. As noted, the Bank, will be revegetated with native shrubs and forbs that will enhance wildlife habitat functions (i.e., food) associated with Bank. The proposed structure and composition of the Bank will continue to provide shelter, overwintering, and breeding areas for birds, mammals, reptiles, and amphibians. Thus, creating a continuous stream channel with natural bank conditions will serve to maintain and enhance wildlife habitat functions associated with Bank.

For the stream crossing, the following Bank performance standard applies:



6. Work on a stream crossing shall be presumed to meet the performance standard set forth in 310 CMR 10.54(4)(a) provided the work is performed in compliance with the Massachusetts Stream Crossing Standards by consisting of a span or embedded culvert in which, at a minimum, the bottom of a span structure or the upper surface of an embedded culvert is above the elevation of the top of the bank, and the structure spans the channel width by a minimum of 1.2 times the bankfull width. This presumption is rebuttable and may be overcome by the submittal of credible evidence from a competent source. Notwithstanding the requirement of 310 CMR 10.54(4)(a)5., the impact on bank caused by the installation of a stream crossing is exempt from the requirement to perform a habitat evaluation in accordance with the procedures contained in 310 CMR 10.60.

As noted on the *Plans* (Sheet 7), this stream crossing exceeds the 1.2x the bankfull width, maintains an openness ratio of >0.82 (i.e., 1.03), and meets the Massachusetts Stream Crossing Standards, and is therefore presumed to meet the Bank performance standards at 310 CMR 10.54 (4)(a)(6).

8.2 Land Under Water Bodies and Waterways

The project involves 3,036± square feet of temporary LUW alteration. In-kind restoration of the LUW is proposed for temporary alteration. The *Act Regulations* at 310 CMR 10.56 (4)(a) provide specific performance standards for work within LUW as provided below:

(4) General Performance Standards.

(a) Where the presumption set forth in 310 CMR 10.56(3) is not overcome, any proposed work within Land under Water Bodies and Waterways shall not impair the following:

1. The water carrying capacity within the defined channel, which is provided by said land in conjunction with the banks;

2. Ground and surface water quality;

3. The capacity of said land to provide breeding habitat, escape cover and food for fisheries; and

4. The capacity of said land to provide important wildlife habitat functions. A project or projects on a single lot, for which Notice(s) of intent is filed on or after November 1, 1987, that (cumulatively) alter(s) up to 10% or 5,000 square feet (whichever is less) of land in this resource area found to be significant to the protection of wildlife habitat, shall not be deemed to impair its capacity to provide important wildlife habitat functions.

Additional alterations beyond the above threshold may be permitted if they will have no adverse effects on wildlife habitat, as determined by procedures established under 310 CMR 10.60.

The water carrying capacity and groundwater and surface water quality of the channel will be maintained, if not improved, by establishing a vegetated stream bottom and bank. As noted above, the existing intermittent stream does not support fisheries. Finally, wildlife habitat functions of LUW will be maintained, when compared to the existing channel bottom. Thus, LUW's ability to provide wildlife habitat functions will be maintained by re-establishing the stream bottom with a diversified species mix.

For the stream crossing, the following LUW performance standard applies:

5. Work on a stream crossing shall be presumed to meet the performance standard set forth in 310 CMR 10.56(4)(a) provided the work is performed in compliance with the Massachusetts Stream Crossing Standards by consisting of a span or embedded culvert in which, at a minimum, the bottom of a span structure or the upper surface of an embedded culvert is above the elevation of the top of the bank, and the structure spans the channel width by a minimum of 1.2 times the bankfull width. This presumption is rebuttable and may be overcome by the submittal of credible evidence from a competent source. Notwithstanding the requirements of 310 CMR 10.56(4)(a)4., the impact on Land under Water Bodies and Waterways caused by the installation of a stream crossing is exempt from the requirement to perform a habitat evaluation in accordance with the procedures established under 310 CMR 10.60...

As noted on the *Plans* (Sheet 7), this stream crossing exceeds the 1.2x the bankfull width, maintains an openness ratio of >0.82 (i.e., 1.03), and meets the Massachusetts Stream Crossing Standards, and is therefore presumed to meet the LUW performance standards at 310 CMR 10.56 (4)(a)(5).

Summary

On behalf of the Applicant, the Town of Swampscott, LEC is submitting this Notice of Intent Application to construct the Swampscott Rail Trail, a multi-use trail extending from Stetson Avenue to the Marblehead Town Line. Portions of the proposed project are located within Bank, LUW, and/or the 100-foot Buffer Zone to BVW and/or Bank as protected under the *Massachusetts Wetlands Protection Act* (M.G.L., c. 131, s. 40) and its implementing *Regulations* (310 CMR 10.00).

Page 21 of 22

9.



The proposed project has been designed to comply with the applicable performance standards associated with Bank and LUW as described herein. Therefore, the Applicant is requesting that the Commission issue an Order of Conditions approving the project as proposed.



Massachusetts Department of Environmental Protection - Division of Wetlands and Waterways, Delineating *Bordering Vegetated Wetlands Under the Massachusetts Wetlands Protection Act, A Handbook*, dated 1995.

Massachusetts Natural Heritage and Endangered Species Program Atlas of Estimated Habitat of State-listed Rare Wetlands Wildlife. Natural Heritage & Endangered Species Program, Massachusetts Division of Fisheries & Wildlife, Route 135, Westborough, MA 01581, <u>www.state.ma.us/dfwele/dfw</u>

Massachusetts Wetlands Protection Act (M.G.L. c. 131, §. 40), <u>www.state.ma.us/dep</u> Massachusetts Wetlands Protection Act Regulations (310 CMR 10.00), <u>www.state.ma.us/dep</u>

National Flood Insurance Program, Federal Emergency Management Agency Flood Insurance Rate Map for Essex County (*Community Panels 25009C0531G* and *25009C0532G*), July 16, 2014.

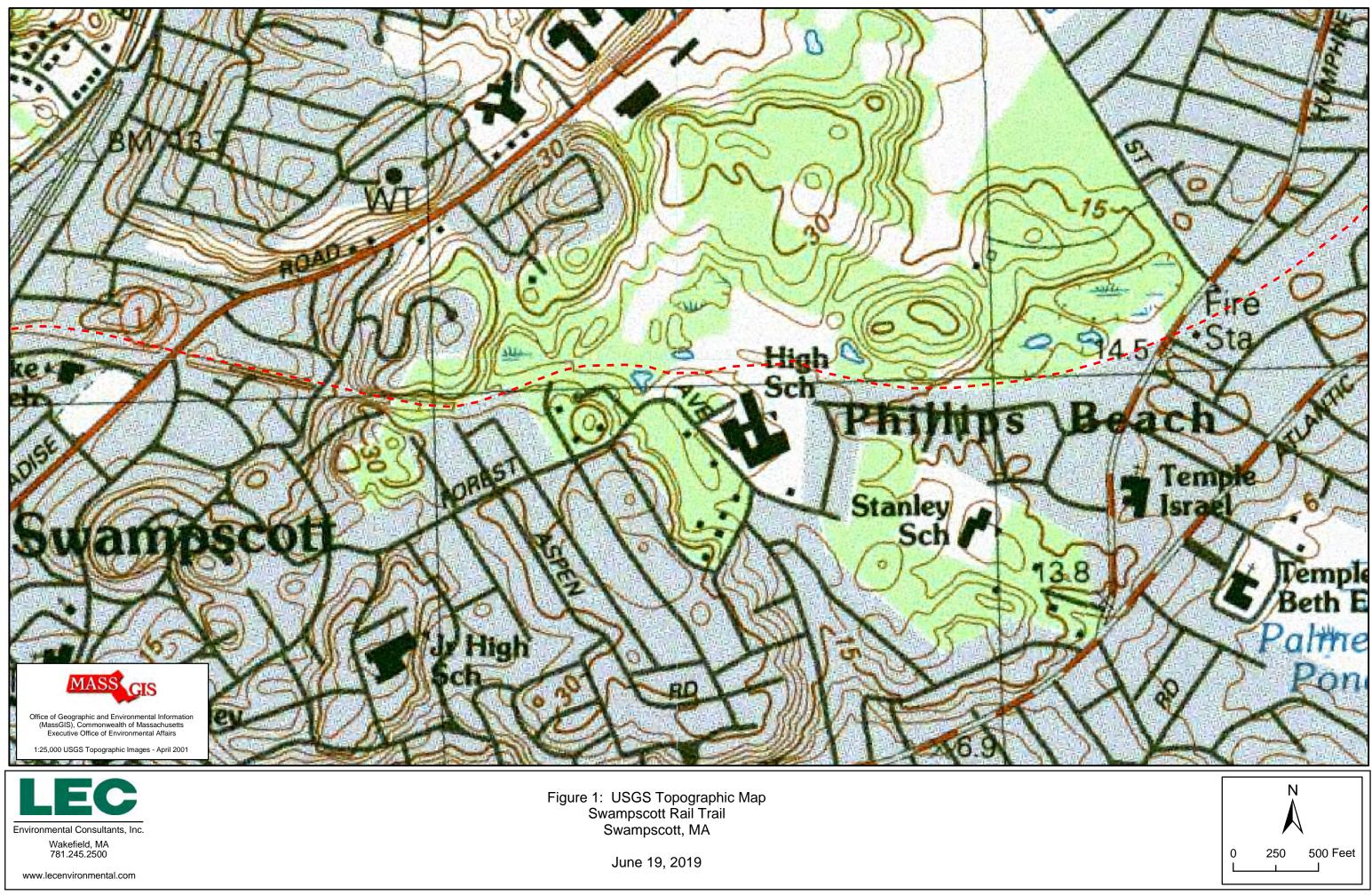
New England Hydric Soils Technical Committee. May 2017, 4th ed., *Field Indicators for Identifying Hydric Soils in New England*.

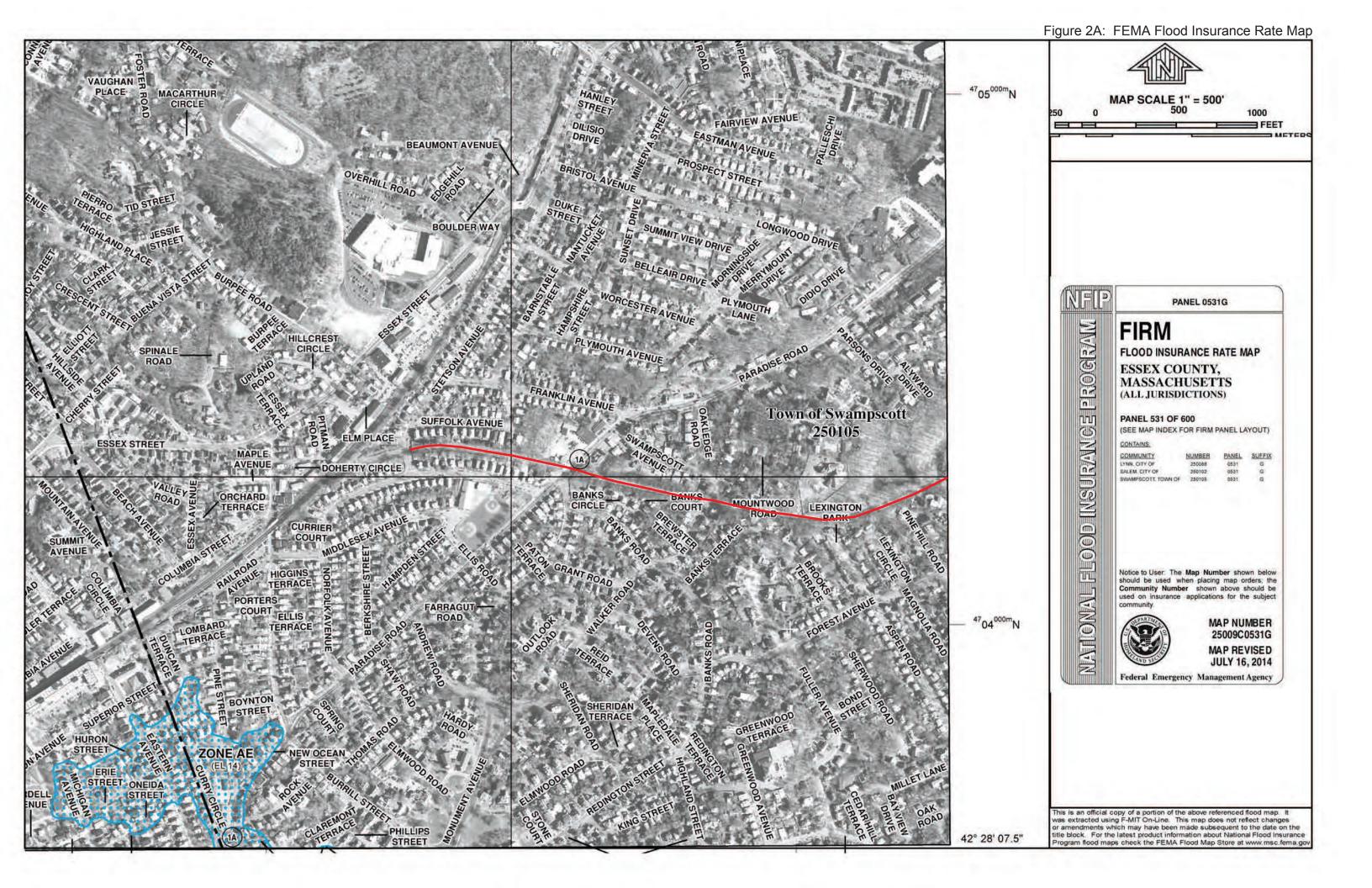
Reed, P.B. 1988. *National List of Plant Species that Occur in Wetlands: 1988 Massachusetts*. U.S. Department of the Interior, Fish and Wildlife Service. NERC-88/18.21.

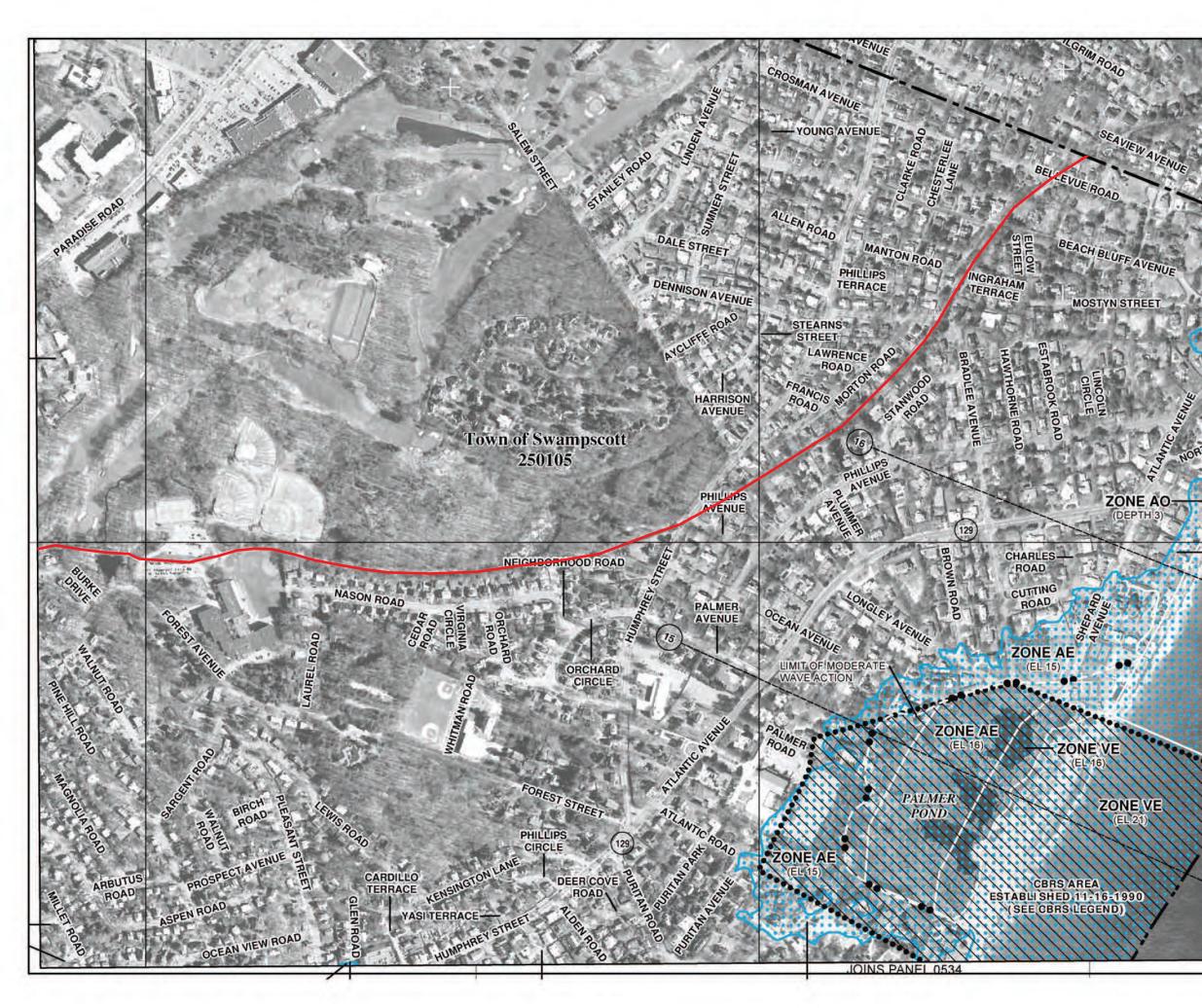
Appendix A

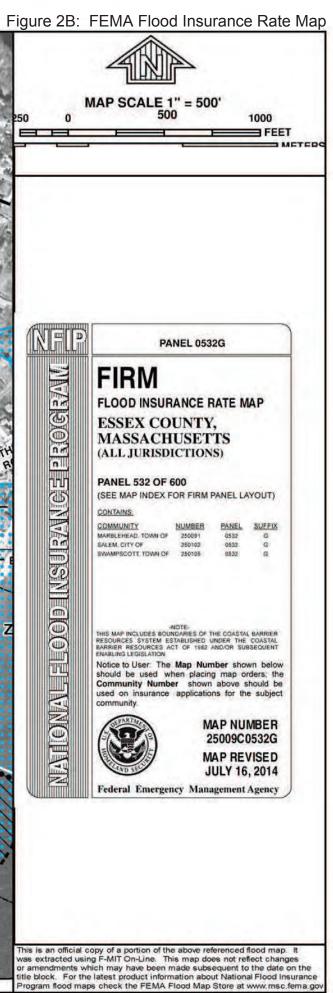
Locus Maps

Figure 1: USGS Topographic Quadrangle Figures 2A &2B: FEMA Flood Insurance Maps Figure 3: Aerial Orthophoto & NHESP Mapping NHESP Email Communication













June 19, 2019

www.lecenvironmental.com

150 300 Feet 0

Hi Andrea,

I pulled the file for this pool (CVP #2214) and another (CVP #2147) in the vicinity and see that our locus points for both are mapped imprecisely. Both pools are on the country club property, in the wetland complex north of the school tennis courts. CVP #2147 is ~150 ft north of the east end of the courts (42.476060, -70.903123). I need a little more time to determine where, exactly, within the complex CVP #2214 is situated, but I can say for now that it is within 300 ft of #2147, to its west. Once I have that figured out, we will proceed with a correction to each pool locus.

Please let me know if this information is sufficient for your needs. If not, I can provide the specific geographic coordinates of #2214 later this week.

Thanks, Jake

Jacob E. Kubel

Conservation Scientist Natural Heritage & Endangered Species Program Massachusetts Division of Fisheries & Wildlife 1 Rabbit Hill Road, Westborough, MA 01581 p: (508) 389-6373 | e: jacob.kubel@mass.gov mass.gov/masswildlife | facebook.com/masswildlife

From: Andrea Kendall [mailto:AKendall@lecenvironmental.com] Sent: Tuesday, July 30, 2019 9:35 AM To: Cheeseman, Melany (FWE) Subject: CVP question

Hi Melany-

I see that CVP #2214 is mapped within a parking lot at the Swampscott Middle School. Can you provide clarification on its intended location? There is a stormwater basin directly to the west and a pond to the southwest and various wetland systems to the east and northeast.

Thank you. Andrea



Please note I will be on vacation from August 5th through August 18th.

Visit our Website at: www.lecenvironmental.com for a full listing of our services.

Andrea Kendall Senior Environmental Scientist LEC Environmental Consultants, Inc.

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LEC is a certified Women's Business Enterprise (WBE) in MA & RI and a Disadvantaged Business Enterprise (DBE) in CT, MA, ME, NH, RI & VT.

Appendix B

Site Photographs





Photo 1. Representative view of inaccessible trail corridor north of Nason Road before implementation of National Grid's vegetation maintenance program.



Photo 2. Representative view of trail corridor north of Nason Road after implementation of National Grid's vegetation maintenance program.





Photo 3. Representative view of narrow path within trail corridor.



Photo 4. Easterly view of paved path within trail corridor west of Humphrey Street.





Photo 5. Westerly view of trail corridor west of Humphrey Street.



Photo 6. Representative view of trail corridor within cut section.





Photo 7. Westerly view of trail corridor within Swampscott Middle School lower parking lot.



Photo 8. Easterly view of trail corridor within Swampscott Middle School lower parking lot.





Photo 9. Easterly view of trail corridor adjacent to Swampscott Middle School athletic fields.



Photo 10. Representative view of trail corridor west of Swampscott Middle School.





Photo 11. Westerly view of proposed stream crossing at STA 48+00



Photo 12. Northerly view of proposed stream crossing at STA 48+00.





Photo 13. Southerly view of proposed stream crossing at STA 48+00. Pond in background.





Photo 14. Easterly view of stream to be relocated.



Photo 15. View of existing railroad infrastructure adjacent to existing stream to be relocated.

Appendix C

MassDEP Bordering Vegetated Wetland Delineation Field Data Forms

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

Applicant: Town of Swampscott

Prepared by: <u>LEC Environmental Consultants, Inc</u>. <u>LEC File #: SI\17-286.02</u> Project location: <u>Swampscott Rail Trail, Swampscott, MA</u> DEP File #:

Check all that apply:

- Vegetation alone presumed adequate to delineate BVW boundary: fill out Section I only
- Vegetation and other indicators of hydrology used to delineate BVW boundary: fill out Sections I and II
- □ Method other than dominance test used (attach additional information)

Section I.

Vegetation	Observation Plot Nu	mber: 2 (upland)	Transect Number: 1 (W-2)	Date of Delineation: 11/21/2017
A. Sample Layer & Plant Species	B. Percent Cover	C. Percent	D. Dominant Plant (yes or no)	E. Wetland Indicator Category*
(by common/scientific name)	(Midpoints used)	Dominance		
Ground Cover (Absent)				
Shrubs				
Norway maple (<i>Acer platanoides</i>)	3.0%	100%	Yes	UPL
Saplings				
Norway maple (Acer platanoides)	3.0%	100%	Yes	UPL
Climbing woody vines (Absent)				
Tree				
Norway maple (Acer platanoides)	20.5%	55%	Yes	UPL
White oak (Quercus alba)	3.0%	8%	No	
Shagbark hickory (<i>Carya ovata</i>)	10.5%	28%	Yes	FACU
Yellow birch (Betula alleghaniensis)	3.0%	8%	No	

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

Vegetation conclusion:

Number of dominant wetland indicator plants: 0 Is the number of dominant non-wetland plants equal to or greater than the number of dominant non-wetland plants? yes (no)

If vegetation alone is presumed adequate to delineate the BVW boundary, submit this form with the Request for Determination of Applicability or Notice of Intent

Section II. Indicators of Hydrology

Hydric Soil Interpretation

1. Soil Survey

Is there a published soil survey for this site?(yes) no title/date: NRCS Web Soil Survey, Essex County Massachusetts, Southern Part, Version 14, October 6, 2017 map number: N/A soil type mapped: Whitman Fine Sandy Loam, 0 to 3 percent slo extremely stony hydric soil inclusions:

Are field observations consistent with soil survey? yes no Remarks: The textures and colors are similar, but the depths of the horiz differ from what is described in the soil survey.

> Depth 0-11"

11-12"

2. Soil Description

Horizon А В Refusal @ 12" Matrix Color 10YR 3/2 fsl 10YR 3/3 coarse sl

Remarks:

3. Other:

Conclusion: Is soil hydric? yes (no

		Other	Indicators of Hydrology: (check all that apply &	describe)	
			Site Inundated:		
			Depth to free water in observation hole:		
chusetts,			Depth to soil saturation in observation hole:		
			Water marks:		
cent slop	es,		Drift lines:		
			Sediment Deposits:		
the horizo	ons		Drainage patterns in BVW:		
			Oxidized rhizospheres:		
			Water-stained leaves:		
			Recorded Data (streams, lake, or tidal gauge; aeri	ial photo; other):	
Mottles	Color				
			Other:		
	Vegetati	on and	Hydrology Conclusion Yes	No	
			l indicator plants indicator plants	Х	
	Wetland h	ydrolog	ıy present:		
	Hy	dric soil	present	Х	
	Ot	her indic	cators of hydrology present	Х	
	Sample lo	cation i	s in a BVW	Х	

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

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

Applicant: Town of Swampscott

Prepared by: <u>LEC Environmental Consultants, Inc</u>. <u>LEC File #: SI\17-286.02</u> Project location: <u>Swampscott Rail Trail, Swampscott, MA</u> DEP File #:

Check all that apply:

- Vegetation alone presumed adequate to delineate BVW boundary: fill out Section I only
- Vegetation and other indicators of hydrology used to delineate BVW boundary: fill out Sections I and II
- □ Method other than dominance test used (attach additional information)

Section I.

Vegetation	Observation Plot Nu	mber: 1 (wetland)	Transect Number: 1 (W-2)	Date of Delineation: 11/21/2017
A. Sample Layer & Plant Species	B. Percent Cover	C. Percent	D. Dominant Plant (yes or no)	E. Wetland Indicator Category*
(by common/scientific name)	(Midpoints used)	Dominance		
Ground Cover				
Sensitive fern (Onoclea sensibilis)	3.0%	50%	Yes	FACW*
Cinnamon fern (Osmunda cinnamomea)	3.0%	50%	Yes	FACW*
Shrubs				
Sweet pepperbush (Clethra alnifolia)	10.5%	54%	Yes	FAC*
Norway maple (Acer platanoides)	3.0%	15%	No	
Northern arrowwood (Viburnum dentatum)	3.0%	15%	No	
Winterberry holly (<i>llex verticillata</i>)	3.0%	15%	No	
Sapling				
Norway maple (Acer platanoides)	3.0%	100%	Yes	UPL
Climbing woody vines				
Poison ivy (Toxicodendron radicans)	3.0%	100%	Yes	FAC*
Tree				
Red maple (<i>Acer rubrum</i>)	10.5%	39%	Yes	FAC*
Red oak (Quercus rubra)	10.5%	39%	Yes	FACU
Yellow birch (Betula alleghaniensis)	3.0%	11%	No	
Beech (Fagus grandifolia)	3.0%	11%	No	
/				

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

Vegetation conclusion:

Number of dominant wetland indicator plants: 5 Is the number of dominant non-wetland plants equal to or greater than the number of dominant non-wetland plants? (yes) no

If vegetation alone is presumed adequate to delineate the BVW boundary, submit this form with the Request for Determination of Applicability or Notice of Intent

Section II. Indicators of Hydrology

Hydric Soil Interpretation

1. Soil Survey

Is there a published soil survey for this site?(yes) no title/date: NRCS Web Soil Survey, Essex County Massachusetts, Southern Part, Version 14, October 6, 2017 map number: N/A soil type mapped: Whitman Fine Sandy Loam, 0 to 3 percent slopes hydric soil inclusions:

Are field observations consistent with soil survey? yes (no)

Remarks: The textures and colors are similar, but the depths of the horizons differ from what is described in the soil survey.

2. Soil Description

Horizon	Depth	Matrix Color	Mottles Color
A	0-14"	10YR 2/1 mucky fsl	
В	14-19"	10YR 2/2 mucky sl	

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

- Site Inundated:
- Depth to free water in observation hole: ______
- Depth to soil saturation in observation hole: soil saturated to surface $\mathbf{\nabla}$
- Water marks:
- Drift lines: _____
- Sediment Deposits:
- Drainage patterns in BVW:
- Oxidized rhizospheres:
- Water-stained leaves: present \square
- Recorded Data (streams, lake, or tidal gauge; aerial photo; other):
- Other: ______

Vegetation and Hydrology Conclusion	Yes	No
Number of wetland indicator plants <u>></u> # of non-wetland indicator plants	x	
Wetland hydrology present:		
Hydric soil present	Х	
Other indicators of hydrology present	Х	
Sample location is in a BVW	Х	
Submit this form with the Request for Determination of Applicabi	lity or Notice of Intent.	

3. Other:

Remarks:

Conclusion: Is soil hydric?(yes) no

Appendix D

Appendix A - Simplified Wildlife Habitat Evaluation Form Appendix B - Detailed Wildlife Habitat Evaluation



Massachusetts Department of Environmental Protection

Bureau of Resource Protection – Wetlands program

Wildlife Habitat Protection Guidance

Appendix A: Simplified Wildlife Habitat Evaluation

Project Information

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

Swampscott Rail Trail, Stetson Avenue to Marblehead Town Line, Swampsc	cott
Project Location (from NOI)	
Brian Madden, LEC Environmental Consultants, Inc.	7/2/2019
Name of Person Completing Form	Date

Important Habitat Features

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

- Habitat for state-listed animal species (receipt of a positive opinion or permit from MNHESP shall be presumed to be correct. Do not refer to Section V).
- Sphagnum hummocks and pools suitable to serve as nesting habitat for four-toed salamanders
- Trees with large cavities (\geq 18" tree diameter at cavity entrance)
- Existing beaver, mink or otter dens
- Areas within 100 feet of existing beaver, mink or otter dens (if significant disturbance)

Existing nest trees for birds that traditionally reuse nests (bald eagle, osprey, great blue heron)

Land containing freshwater mussel beds

Wetlands and waterbodies known to contain open water in winter with the capacity to serve as waterfowl winter habitat

- Turtle nesting areas
- Vertical sandy banks (bank swallows, rough-winged swallows or kingfishers)

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

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



Massachusetts Department of Environmental Protection

Bureau of Resource Protection – Wetlands program

Wildlife Habitat Protection Guidance

Appendix A: Simplified Wildlife Habitat Evaluation

Activities

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

Activities located in mapped "Habitat of Potential Regional or Statewide Importance"

Activities affecting certified or documented vernal pool habitat, including habitat within 100' of a certified or documented vernal pool when within a resource area

Activities in bank, land under water, bordering land subject to flooding (presumed significant) where alterations are more than twice the size of thresholds

- Activities affecting vegetated wetlands >5000 sq. ft. occurring in resource areas other than Bordering Vegetated Wetland
- Activities affecting the sole connector between habitats >50 acres in size

Installation of structures that prevent animal movement

Activities for the purpose of bank stabilization using hard structure solutions that significantly affect ability of stream channel to shift and meander, or disrupt continuity in cover that would inhibit animal passage

Dredging (greater than 5,000 sf)



Massachusetts Department of Environmental Protection Bureau of Resource Protection - Wetlands Program

Wildlife Habitat Protection Guidance

Appendix B: Detailed Wildlife Habitat Evaluation

Part 1. Summary Sheet

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

Swampscott Rail Trail Project Name						
Former Railroad Corridor- Ste	Former Railroad Corridor- Stetson Avenue to Marblehead Town Line					
Location 586± If Bank / 586± If Bank (re	estored) & 3036± sf	LUW / 3036± sf l	_UW (restored)	7/2/2019		
Size of Area Being Impacted Date						
Impact Areas (linear feet, squa	are feet, or acres fo	r each of the imp	act areas within the	e site)		
Name	Waterbody/ Waterway	Wetland	Upland*	Total Area		
1. Relocated Int. Stream	586 If Bank	0	0	586 lf Bank		
	2026 of 111M/	0	0	2026 of 1111/		

	3036 sf LUW	0	0	3036 sf LUW
2.				
3				
4.				
5				

Attach Sketch map and/or photos of the Impact Areas (see site plans)

Narrative Description of Site (attach separate page if necessary)

See LEC's August 2, 2019 Notice of Intent Application + and accompanying site plans

Certification

I hereby certify that this project has been designed to avoid, minimize, and mitigate adverse effects on wildlife habitat, and that it will not, following two growing seasons of project completion and thereafter, substantially reduce its capacity to provide important wildlife habitat functions.

Signature of Wildlife Specialist (per 310 CMR 10.60 (1) (b))

Brian T. Madden Typed or Printed Name



4

Part 2. Field Data Form (for each wetland or non-wetland resource area)

I. General Information

Swampscott Rail Trail, from	Stetson	Avenue to	Marblehead	Town	Line
Project Location (from NOI page 1)					

Relocated Int. Stream:586±lf Bank/ 586±lf Bank (restored) & 3036±sf LUW / 3036±sf LUW (restored) Impact Area (number/name)

	7/2/2019			
	()	√isit(s) and Data Collection		
	Sunny ±80°F	- ions During Site Visit (if snow cover, include dep	ath)	
	Brian T. Mac		501)	8/1/2019
		ing form per 310 CMR 10.60(1)(b)		Date this form was completed
		tion on this data sheet is based on my	observations unle	•
	Am	M. Ida		
	Signature	1 acres and a construction of the construction		
	olghatare			
II.	Site Descrip	otion (complete A or B under Classif	fication - see inst	ructions for full description)
A.	Classification	n		
1.	For Wetland	Resource Areas, complete the following	ng:	
	System:	Palustrine	Subsystem:	N/A
	oyotonn	Forested Wetland	Cuboyotonni	Broad-leaved Deciduous
	Class:	Forested Wetland	Subclass:	Dioad-leaved Deciduous
	Hydrology/W	/ater Regime		
	Permane	ently flooded	Saturated	
	🛛 Intermitte	ently exposed (stream)	Temporarily	/ flooded
	🗌 Semi-pe	rmanently flooded	Intermittent	ly flooded <i>(stream)</i>
	🛛 Seasona	ally flooded	Artificially fl	ooded
2.		nt or Bordering Land Subject to Floodir		
		rrestrial classification system such as o		
		ation of the Natural Communities of Massa MA DFW NHESP, Westborough, MA. Jul		
	Rudis, US	gland Wildlife: Habitat, Natural History, and SDA Forest Service, Northeastern Forest E 992. 491 pages.		
	See attached	d Report		
	Community Nar	ne		
	See attached			
	Vegetation Des			
	See attached			
	Physical Descri	ption		

B. Inventory (Plant community)-Refer to NOI

	% Cover:	0	<pre>20±% Shrubs (< 20')</pre>	<10%	N/A	+75%
	Plant Lists (spec		omprise 10% or more of for the strata): <i>Refer to l</i>		^{Mosses} over in each strata	Herbaceous ; "*" designates
	Strata		Plant Species	Strata		Plant Species
	Shrub		Multiflora rose			Species
	Groundcover		Poison ivy			
	Groundcover		Jewelweed			
	Groundcover		Japanese knotweed			
C.	Inventory (Soils) Chatfield-Hollis I		rop complex	Well to exces	ssively drained	
	Soil Survey Unit			Drainage Class		
	Gravelly fine sar Texture (upper part)			N/A Depth		
	streambeds	•				
			es (complete for all res	source areas)		
	Inportant habi	iai i c atui		source areas		
	If the following hat	oitat charac	teristics are present, descr	ibe & quantify the	m on a separate she	et & attach.
	Wildlife Food					
	Important Wetla	nd/Aquatio	c Food Plants (smartwee	eds, pondweeds	, wild rice, bulrush,	wild celery)
	Abundant		Present	🛛 Absent		
	Important Uplan	d/Wetland	Food Plants (hard mas	t and fruit/berry	producers)	
	Abundant		🛛 Present	🗌 Absent (Sparse)	
	Shrub thickets o	r streamb	eds with abundant earth	worms (America	in woodcock)	
			Present	🛛 Absent		
	Shrub and/or he	rbaceous	vegetation suitable for v	eery nesting		
			Present	🛛 Absent (Sparse understory))
Pa	art 2. Field D	Data Fo	rm (continued)			
	Number of trees	(live or de	ead) > 30" DBH:	0		
	Number (or dens	sity) of Sta	Inding Dead Trees (pote	ential for cavities	and perches):	
	0		0	0		0
	6-12" dbh		12-18" dbh	18-24" dbh		> 24" dbh

Detailed Wildlife Habitat Evaluation • Page 3 of 8

Number of Tree C	avities in trunks	or limbs of:			
0 6-12" diameter (e.g., tree swallow, saw whet owl, screech owl, bluebird, other songbirds)					
0			-	irds)	
12-18" diameter (e.g.,	hooded merganser,	wood duck, commor	goldeneye, mink)		
	0 >18" diameter (e.g., hooded merganser, wood duck, common goldeneye, common merganser, barred owl, mink, raccoon, fisher)				
Small mammal burrows					
Abundant	🗌 F	Present	🛛 Absent		
Cover/Perches/Ba	asking/Denning/	Nesting Habitat			
🛛 Dense herbad	ceous cover (vol	es, small mamma	als, amphibians &	k reptiles)	
🛛 Large woody	debris on the gr	ound (small mam	mals, mink, amp	hibians & reptile	es)
Rocks, crevic	es, logs, tree ro	ots or hummocks	under water's su	irface (turtles, si	nakes, frogs)
		overhanging bran es, frogs, wading			
Rock piles, cr	evices, or hollow	v logs suitable fo			
otter	mink	porcupine	🗌 bear	bobcat	turkey vulture
		ion overhanging , cedar waxwing		good visibility o	f open water (e.g.,
Depressions that	may serve as se	easonal (vernal/a	utumnal) pools		
	🗌 F	Present	🛛 Absent		
Standing water pr	esent at least pa	art of the growing	season, suitable	for use by	
Breeding amp	ohibians	N	on-breeding amp	hibians (foragin	ig, re-hydration)
⊠ Turtles		🗌 F	oraging waterfow	4	
Sphagnum humm to pools of standir				s, overhanging	or directly adjacent
-	· ·	Present	Absent		

Important habitat character	istics (if present, describ	e and quantify th	<u>nem on a separate sheet)</u>				
Medium to large (> 6"), flat rocks within a stream (cover for stream salamanders and nesting habitat for spring & two-lined salamanders)							
	Present	🛛 Absent					
	Flat rocks and logs on banks or within exposed portions of streambeds (cover for stream salamanders and nesting habitat for dusky salamanders)						
	Present	🛛 Absent					
Underwater banks of fine s	ilt and/or clay (beaver, m	uskrat, otter)					
	Present	🛛 Absent					
Undercut or overhanging ba	anks (small mammals, m	nink, weasels)					
	Present	🛛 Absent					
Vertical sandy banks (bank	swallow, kingfisher)						
	Present	🛛 Absent					
Areas of ice-free open wate	er in winter						
	Present	🛛 Absent					
Mud flats							
	Present	🛛 Absent					
Exposed areas of well-drain	ned, sandy soil suitable f	or turtle nesting					
	Present	🛛 Absent					
<u>Wildlife dens/nests (if prese</u>	ent, describe & quantify t	hem on the bac	<u>k of this sheet)</u>				
Turtle nesting sites							
	Present	🛛 Absent					
Bank swallow colony							
	Present	🛛 Absent					
Nest(s) present of	Bald Eagle	Osprey	Great Blue Heron				
Den(s) present of	Otter	Mink	Beaver				

Project area is within:

100' of beaver, mink or otter den, bank swallow colony or turtle nesting area

200' of Great Blue Heron or osprey nest(s)
--	----

1400' of a Bald Eagle nest¹

	Emergent Wetlands (íf	present, describ	e &	quantif	y them	on a se	eparate sheet)
--	---------------------	----	------------------	-----	---------	--------	---------	----------------

Emergent wetland vegetation at least seasonally flooded during the growing season (wood duck, areen heron, black-crowned night heron, king rail, Virginia rail, coot, etc.)

	· · · · · · · · · · · · · · · · · · ·	5 , , , ,	
	Flooded > 5 cm	Present	🛛 Absent
	Flooded > 25 cm (pied-billed grebe)	Present	🛛 Absent
	Persistent emergent wetland vegetation at least sea (mallard, American bittern, sora, common snipe, red	, , ,	0
	Flooded > 5 cm	Present	🛛 Absent
	Flooded > 25 cm (least bittern, common moorhen)	Present	🛛 Absent
	Cattail emergent wetland vegetation at least season	ally flooded during the growing	season
	Flooded > 5 cm (marsh wren)	Present	🛛 Absent
	Flooded > 25 cm (least bittern, common moorhen)	Present	🛛 Absent
	Fine-leafed emergent vegetation (grasses and sedge season (common snipe, spotted sandpiper, sedge w	,	luring the growing
	Flooded > 5 cm	Present	🛛 Absent
	Flooded > 25 cm (least bittern, common moorhen)	Present	🛛 Absent
IV.	Landscape Context		
A.	Habitat Continuity (if present, describe the landsca importance for area-sensitive species)	pe context on a separate sheet	and its
	Is the impact area part of an emergent marsh at least	1.0 acre in size? 🗌 Yes	🛛 No
	(marsh and waterbirds)	2.0 acres in size? 🗌 Yes	🛛 No
		5.0 acres in size?	🖂 No

No No

10.0 acres in size? Yes

¹ 1400 feet is the distance used by NHESP for evaluating potential disturbance impacts on eagle nests under MESA. Keep in mind, however, that this doesn't give jurisdiction within 1400' of an eagle's nest; it only identifies it on the checklist so that adverse effects can be avoided if work in a resource area is within 1400 feet. detlhab.doc • 10/07

Is the impact area part of a wetland complex at least	2.5 acres in size?	Yes	🛛 No
(turtles, frogs, waterfowl, mammals)	5.0 acres in size?	🛛 Yes	🗌 No
	10.0 acres in size?	Yes	🛛 No
	25.0 acres in size?	Yes	🛛 No
For upland resource areas is the impact area part o	f contiguous forested	l habitat at least	
(forest interior nesting birds)	50 acres in size?	Yes	🛛 No
	100 acres in size?	Yes	🛛 No
	250 acres in size?	Yes	🛛 No
	500 acres in size?	Yes	🛛 No
(grassland nesting birds)	> 1.0 acre in size?	Yes	🛛 No
(special habitat such as gallery floodplain forest, alder thicket, etc.)	> 1.0 acre in size?	🗌 Yes	🛛 No
• • • • • • • • • • • • • • • • • • •			

B. Connectivity with adjoining natural habitats

- Connectors numerous or impact area is embedded in a large area of natural habitat (limited connectivity function)—
- Impact area contributes to a limited number of connectors to adjacent areas of habitat (somewhat important for connectivity function)
- Impact area serves as part of a sole connector to adjacent areas of habitat (important for connectivity function)
- Impact area serves as only connector to adjacent areas of habitat (very important for connectivity function)
- V. Habitat Degradation (describe degradation and wildlife impacts on the back of the sheet)

		Evidence of significant chemic	al contamination
--	--	--------------------------------	------------------

	Evidence	of significant	levels o	of dumping
--	----------	----------------	----------	------------

	Evidence	of significant	erosion o	r sedimentation	problems
--	----------	----------------	-----------	-----------------	----------

Significant invasion of exotic plants (e.g., purple loosestrife, *Phragmites*, glossy buckthorn) *Multiflora rose & Japanese knotweed*

Disturbance from roads or highways

Other human disturbance-within former railroad corridor and existing electric distribution line ROW. Stream adjacent to remnant railroad bed.

Is the site the only resource area in the vicinity of an otherwise developed a	rea
--	-----

Note: These are not the only important habitat features that may be observed on a site. If the wildlife specialist identifies other features they should be noted in the application.

Habitat Characteristic	Amount Impacted in Impact Area	Current (entire site)	Post- Construction

VI. Quantification Table for Important Habitat Characteristics*

* Refer to NOI

NOTICE OF INTENT SUBMISSION

SH	IEET N	О.
	1	
	2	
	3	
	4	
	5	
	6 - 12	
	13 - 16	
	17 - 20	

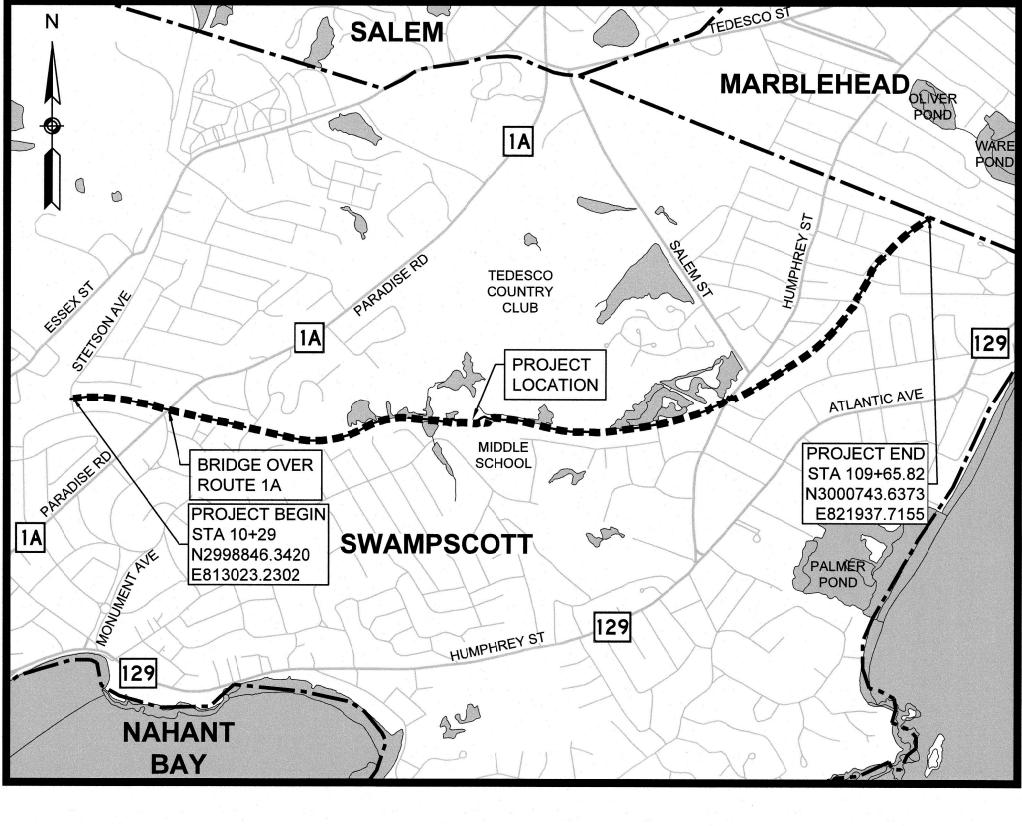
INDEX

DESCRIPTION
TITLE SHEET & INDEX
LEGEND & ABBREVIATIONS
GENERAL NOTES
KEY PLAN
TYPICAL SECTIONS
CONSTRUCTION PLANS
PROFILES
CONSTRUCTION DETAILS

TOWN OF SWAMPSCOTT MASSACHUSETTS



SWAMPSCOTT RAIL TRAIL



0 1,000 2,000 3,000 4,000 SCALE: 1" = 1,000'

LENGTH OF PROJECT = 9,936.82 FEET = 1.882 MILES

SI	SWAMPSCOT WAMPSCOTT RAIL	-	IL
STATE	SUBMISSION	SHEET NO.	TOTAL SHEETS
MA	NOI - AUGUST 2, 2019	1	20
S	TANTEC PROJECT NO. 1	7941054	49
й -	TITLE SHEET & IN	IDEX	

THE MASSACHUSETTS HIGHWAY DEPARTMENT STANDARD SPECIFICATIONS FOR HIGHWAYS AND BRIDGES DATED 1988, AS AMENDED, THE SUPPLEMENTAL SPECIFICATIONS DATED JULY 1, 2015, THE OCTOBER 2017 CONSTRUCTION STANDARD DETAILS, THE 2015 OVERHEAD SIGNAL STRUCTURE AND FOUNDATION STANDARD DRAWINGS, MASSDOT TRAFFIC MANAGEMENT PLANS AND DETAIL DRAWINGS, THE LATEST MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES FOR STREETS AND HIGHWAYS WITH MASSACHUSETTS AMENDMENTS, THE 1990 STANDARD DRAWINGS FOR SIGNS AND SUPPORTS, THE 1968 STANDARD DRAWINGS FOR TRAFFIC SIGNALS AND HIGHWAY LIGHTING, AND THE LATEST EDITION OF THE AMERICAN STANDARD FOR NURSERY STOCK, WILL GOVERN.

AUGUST 2, 2019





MP_RT_TITLE_SHEET.DWG Plotted on 2-Aug-2019

GENERAL SYMBC) S	
EXISTING	PROPOSED	DESCRIPTION
□ JB	JB	JERSEY BARRIER
⊞ ⊕ ∰ СВ	СВ	CATCH BASIN
	<u> </u>	CATCH BASIN CURB INLET
© FP	€ ● FP	FLAG POLE
© FP G GP	♥ FP G GP	GAS PUMP
	—	
□ MB		MAIL BOX
		POST SQUARE
0	0	POST CIRCULAR
⊕ WELL	⊕ WELL	WELL
• EHH	□ EHH	ELECTRIC HANDHOLE
0	0	FENCE GATE POST
O GG	O GG	GAS GATE
● BHL #	BHL #	BORING HOLE
↔ MW #	-	MONITORING WELL
■ TP #	■ TP #	TEST PIT
	Ŷ	HYDRANT
*	*	LIGHT POLE
□ CO.BD.		COUNTY BOUND
\bigcirc \triangle		GPS POINT
C	©	CABLE MANHOLE
D	D	DRAINAGE MANHOLE
Ē	Ē	ELECTRIC MANHOLE
G	©	GAS MANHOLE
(M)	e W	MISC MANHOLE
S	S	SEWER MANHOLE
T	Ū	TELEPHONE MANHOLE
Ŵ	Ŵ	WATER MANHOLE
MHB	■ MHB	MASSACHUSETTS HIGHWAY BOUND
□ MON		MONUMENT
		STONE BOUND
■ TB		TOWN OR CITY BOUND
		TRAVERSE OR TRIANGULATION STATION
-• TPL or GUY	- TPL or GUY	TROLLEY POLE OR GUY POLE
• HTP		TRANSMISSION POLE
-&- UFB	_&_ UFB	UTILITY POLE W/ FIREBOX
-∮- UPDL	-∲- UPDL	UTILITY POLE WITH DOUBLE LIGHT
-5- ULT	_&_ ULT	UTILITY POLE W / 1 LIGHT
UPL	-~ UPL	UTILITY POLE
0		BUSH
•SIZE & TYPE		TREE
0		STUMP
		SWAMP / MARSH
• WG	• WG	WATER GATE
• PM	• PM	PARKING METER
		- OVERHEAD CABLE/WIRE
		- CONTOURS (ON-THE-GROUND SURVEY DATA)
		- UNDERGROUND DRAIN PIPE (DOUBLE LINE 24 INCH AND OVER) - UNDERGROUND ELECTRIC DUCT (DOUBLE LINE 24 INCH AND OVER)
		- UNDERGROUND GAS MAIN (DOUBLE LINE 24 INCH AND OVER)
		- UNDERGROUND SEWER MAIN (DOUBLE LINE 24 INCH AND OVER)
		- UNDERGROUND TELEPHONE DUCT (DOUBLE LINE 24 INCH AND OVER) - UNDERGROUND WATER MAIN (DOUBLE LINE 24 INCH AND OVER)
~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~		BALANCED STONE WALL
		- GUARD RAIL - STEEL POSTS
		- GUARD RAIL - WOOD POSTS
		- GUARD RAIL - WOOD FOSTS - CHAIN LINK OR METAL FENCE
□		- WOOD FENCE
· · · · · · · · · · · · · · · · · · ·		· COMPOST FILTER TUBES
		- SAWCUT LINE
		- TOP OR BOTTOM OF SLOPE
		- EDGE OF PAVEMENT
		- LIMIT OF MICROMILLING AND OVERLAY
	_	BANK OF RIVER OR STREAM
—  —  —	_	BORDER OF WETLAND
	_	100 FT WETLAND BUFFER
· ·	_	200 FT RIVERFRONT BUFFER
		– STATE HIGHWAY LAYOUT – TOWN OR CITY LAYOUT
		- COUNTY LAYOUT
		- RAILROAD SIDELINE
	_	TOWN OR CITY BOUNDARY LINE
e	_	PROPERTY LINE OR APPROXIMATE PROPERTY LINE
		- EASEMENT

_____ TR.

TRAFFIC SYMBOLS			ABBREVIATIO	DNS		
			GENERAL			SWAMPSCOTT RAIL TRAIL
EXISTING	PROPOSED	DESCRIPTION	AADT	ANNUAL AVERAGE DAILY TRAFFIC ABANDON		STATE SUBMISSION SHEET TOTAL NO. SHEETS
<i>Ø</i> 1	<i>Ø</i> 1	CONTROLLER PHASE ACTUATED	ABAN ADJ	ADJUST		MA NOI - AUGUST 2, 2019 2 20
	O		APPROX.	APPROXIMATE		STANTEC PROJECT NO. 179410549
	000	TRAFFIC SIGNAL HEAD (SIZE AS NOTED)	A.C.	ASPHALT CONCRETE		LEGEND & ABBREVIATIONS
		WIRE LOOP DETECTOR (6' x 6' TYP UNLESS OTHERWISE SPECIFIED)		ASPHALT COATED CORRUGATED METAL PIPE		
i_j			BIT. BC	BITUMINOUS BOTTOM OF CURB		
-22	T	VIDEO DETECTION CAMERA	BD.	BOUND		
$\triangleright \Box$		MICROWAVE DETECTOR	BL	BASELINE	ABBREVIATI	ONS (cont.)
$\oplus$	<u>•</u>	PEDESTRIAN PUSH BUTTON, SIGN (DIRECTIONAL ARROW AS SHOWN) AND SADDLE	BLDG	BUILDING		
*	*	EMERGENCY PREEMPTION CONFIRMATION STROBE LIGHT	BM	BENCHMARK	<u>GENERAL</u>	
<	◄	VEHICULAR SIGNAL HEAD	BO BOS	BY OTHERS BOTTOM OF SLOPE	R R&D	RADIUS OF CURVATURE REMOVE AND DISPOSE
≪(		VEHICULAR SIGNAL HEAD, OPTICALLY PROGRAMMED	BR.	BRIDGE	RCP	REINFORCED CONCRETE PIPE
			СВ	CATCH BASIN	RD	ROAD
4		FLASHING BEACON	CBCI	CATCH BASIN WITH CURB INLET	RDWY	ROADWAY
		PEDESTRIAN SIGNAL HEAD, (TYPE AS NOTED OR AS SPECIFIED)		CEMENT CONCRETE	REM RET	REMOVE RETAIN
🖾 RRSG	RRSG	RAILROAD SIGNAL	CCM CEM	CEMENT CONCRETE MASONRY CEMENT	RET WALL	RETAIN RETAINING WALL
	•	SIGNAL POST AND BASE (ALPHA-NUMERIC DESIGNATION NOTED)	CI	CURB INLET	ROW	RIGHT OF WAY
°O	● <u></u> ●	MAST ARM, SHAFT AND BASE (ARM LENGTH AS NOTED)	CIP	CAST IRON PIPE	RR	RAILROAD
			CLF	CHAIN LINK FENCE	R&R	REMOVE AND RESET
		HIGH MAST POLE OR TOWER	CL CMP	CENTERLINE CORRUGATED METAL PIPE	R&S RT	REMOVE AND STACK RIGHT
0	0	SIGN AND POST	CSP	CORRUGATED METAL PIPE	SB	STONE BOUND
$\overline{\bigcirc \bigcirc}$	00	SIGN AND POST (2 POSTS)	CO.	COUNTY	SHLD	SHOULDER
	* 20'	MAST ARM WITH LUMINAIRE	CONC	CONCRETE	SMH	SEWER MANHOLE
	■	OPTICAL PRE-EMPTION DETECTOR	CONT	CONTINUOUS	ST	STREET
$\bowtie$	$\boxtimes$	CONTROL CABINET, GROUND MOUNTED	CONST CR GR	CONSTRUCTION CROWN GRADE	STA SSD	STATION STOPPING SIGHT DISTANCE
			DHV	DESIGN HOURLY VOLUME	SHLO	STATE HIGHWAY LAYOUT LINE
		CONTROL CABINET, POLE MOUNTED	DI	DROP INLET	SW	SIDEWALK
		FLASHING BEACON CONTROL AND METER PEDESTAL	DIA	DIAMETER	Т	TANGENT DISTANCE OF CURVE/TRUCK %
$\bowtie$	X	LOAD CENTER ASSEMBLY	DIP	DUCTILE IRON PIPE	TAN TEMP	TANGENT TEMPORARY
		PULL BOX 12"x12" (OR AS NOTED)	DW	STEADY DON'T WALK - PORTLAND ORANGE	TC	TOP OF CURB
		ELECTRIC HANDHOLE 12"x24" (OR AS NOTED)	DWY ELEV (or EL.)	DRIVEWAY ELEVATION	TOS	TOP OF SLOPE
			EMB	EMBANKMENT	TYP	TYPICAL
		TRAFFIC SIGNAL CONDUIT	EOP	EDGE OF PAVEMENT		
			EXIST (or EX)		VAR VERT	VARIES VERTICAL
			EXC F&C	EXCAVATION FRAME AND COVER	VC	VERTICAL CURVE
			F&G	FRAME AND GRATE	WCR	WHEEL CHAIR RAMP
			FDN.	FOUNDATION	WG	WATER GATE
			FLDSTN	FIELDSTONE	WIP WM	WROUGHT IRON PIPE WATER METER/WATER MAIN
			GAR	GARAGE	X-SECT	CROSS SECTION
			GD GG	GROUND GAS GATE		
			GI	GUTTER INLET		
PAVEMENT MARKINGS	SYMBOLS		GIP	GALVANIZED IRON PIPE		
EXISTING	PROPOSED	DESCRIPTION	GRAN	GRANITE		
4	<b>4</b> 1	PAVEMENT ARROW - WHITE	GRAV	GRAVEL	TRAFFIC SIG	GNAL ABBREVIATIONS
ONLY	ONLY	LEGEND "ONLY" - WHITE	GRD HDW	GUARD HEADWALL		CABINET
UNLI			HMA	HOT MIX ASPHALT	CCVE	CLOSED CIRCUIT VIDEO EQUIPMENT
	<u>SL</u>	STOP LINE	HOR	HORIZONTAL	DW	STEADY UPRAISED HAND
	Cw	CROSSWALK	HYD	HYDRANT	FDW	FLASHING UPRAISED HAND
	SWL	SOLID WHITE LINE	INV	INVERT	FR	FLASHING CIRCULAR RED
	SYL	SOLID YELLOW LINE	JCT I	JUNCTION LENGTH OF CURVE	FRL FRR	FLASHING RED LEFT ARROW FLASHING RED RIGHT ARROW
	BWL	BROKEN WHITE LINE	LB	LEACH BASIN	FY	FLASHING CIRCULAR YELLOW
			LP	LIGHT POLE	FYL	FLASHING YELLOW LEFT ARROW
	BYL	BROKEN YELLOW LINE	LT	LEFT	FYR	FLASHING YELLOW RIGHT ARROW
	<u>DWL</u>	DOTTED WHITE LINE	MAX	MAXIMUM	G GL	STEADY CIRCULAR GREEN STEADY GREEN LEFT ARROW
	<u>DYL</u>	DOTTED YELLOW LINE	MB MH	MAILBOX MANHOLE	GR	STEADY GREEN RIGHT ARROW
	DWLEx	DOTTED WHITE LINE EXTENSION	MHB	MASSACHUSETTS HIGHWAY BOUND	GSL	STEADY GREEN SLASH LEFT ARROW
	DYLEx	DOTTED YELLOW LINE EXTENSION	MIN	MINIMUM	GSR	STEADY GREEN SLASH RIGHT ARROW
-	DBWL	DOUBLE WHITE LINE	NIC	NOT IN CONTRACT	GV	STEADY GREEN VERTICAL ARROW OVERLAP
			NO. PC	NUMBER POINT OF CURVATURE	OL PED	PEDESTRIAN
	DBYL	DOUBLE YELLOW LINE	PCC	POINT OF COMPOUND CURVATURE	PTZ	PAN, TILT, ZOOM
			P.G.L.	PROFILE GRADE LINE	R	STEADY CIRCULAR RED
			PI	POINT OF INTERSECTION	RL	STEADY RED LEFT ARROW
			POC	POINT ON CURVE	RR TR SIG	STEADY RED RIGHT ARROW TRAFFIC SIGNAL
			POT PRC	POINT ON TANGENT POINT OF REVERSE CURVATURE	TSC	TRAFFIC SIGNAL CONDUIT
			PRC PROJ	POINT OF REVERSE CURVATURE PROJECT	W	STEADY WALKING PERSON
			PROP	PROPOSED	Y	STEADY CIRCULAR YELLOW
			PSB	PLANTABLE SOIL BORROW	YL	STEADY YELLOW LEFT ARROW
			PT			
			PVC PVI	POINT OF VERTICAL CURVATURE POINT OF VERTICAL INTERSECTION		
			PVI PVT	POINT OF VERTICAL INTERSECTION POINT OF VERTICAL TANGENCY		
			PVMT	PAVEMENT		
			PWW	PAVED WATER WAY		

# PA

EXISTING	PROPOSED	DESCRIPTION	GR
4	<b>•</b> 1	PAVEMENT ARROW - WHITE	GF GF
ONLY	ONLY	LEGEND "ONLY" - WHITE	HC
	SL	STOP LINE	HN
	cw	CROSSWALK	HC HY
	SWL	SOLID WHITE LINE	IN
	SYL	SOLID YELLOW LINE	JC
	BWL	BROKEN WHITE LINE	LB
	BYL	BROKEN YELLOW LINE	LP
		DOTTED WHITE LINE	LT MA
	DYL	DOTTED YELLOW LINE	ME
		DOTTED WHITE LINE EXTENSION	MH MH
	DYLEx		MI
	DBWL	DOTTED YELLOW LINE EXTENSION	NI
		DOUBLE WHITE LINE	NC
	DBYL	DOUBLE YELLOW LINE	PC PC
			P.(
			PI
			PC
			PO
			PR
			PR

	EXISTING GROUND SURFACES SHOWN ON PLANS, PROFILES AND CROSS SECTIONS ARE BASED
2	UPON DATA OBTAINED BY FIELD SURVEYS. THE LOCATIONS OF EXISTING SUBSURFACE STRUCTURES, SUCH AS SEWERS, WATER MAINS,
Ζ.	DRAINS AND OTHER UTILITIES ARE APPROXIMATE ONLY AND THE ENGINEER DOES NOT GUARANTEE THEIR NUMBER OR LOCATIONS. THE CONTRACTOR SHALL VERIFY THE LOCATION OF ALL UNDERGROUND UTILITIES BEFORE EXCAVATING.
3.	ALL GAS GATES, ELECTRIC MANHOLES, AND TELEPHONE MANHOLES WITHIN THE LIMITS OF WORK SHALL BE ADJUSTED BY THE OWNING AGENCY. ALL GAS, ELECTRIC, TELEPHONE AND CATV WORK SHALL BE DONE BY THE OWNING AGENCY. THE CONTRACTOR SHALL NOTIFY THE OWNING AGENCIES TO ADJUST AND/OR RELOCATE THESE STRUCTURES TO AVOID IMPACTING THE CONTRACTOR'S SCHEDULE OF OPERATIONS.
4.	ANY CLEANING OF CATCH BASINS OR DRAIN PIPES NECESSARY FOR THE PROPOSED WORK SHALL BE COMPLETED BY THE RESPECTIVE MUNICIPALITY INVOLVED.
5.	ANY DRAINAGE / SEWER / WATER CASTINGS BROKEN THROUGH NO FAULT OF THE CONTRACTOR SHALL BE SUPPLIED BY THE RESPECTIVE MUNICIPALITY FOR ADJUSTMENT UNDER THE CONTRACT ITEMS.
6.	THE CONTRACTOR SHALL COORDINATE HIS WORK WITH THE UTILITY COMPANIES DOING WORK IN THE SAME AREA THE CONTRACTOR SHALL ALLOW THE UTILITY COMPANIES AND THEIR REPRESENTATIVES TO ADJUST AND/OR INSTALL THEIR SYSTEMS WITHIN TOWN / STATE OWNED STREETS AND EASEMENTS.
7.	CURB SHALL BE FURNISHED AND SET AT LOCATIONS SHOWN ON THE PLANS AND/OR AS REQUIRED BY THE ENGINEER.
3.	CONSTRUCT DRIVEWAYS AND WALKS AS SHOWN ON THE PLANS AND/OR AS REQUIRED BY THE ENGINEER.
9.	EXISTING GRANITE CURB AND EDGING SUITABLE FOR REUSE WITHIN THE PROJECT SITE SHALL BE REMOVED AND RESET IN ACCORDANCE WITH THE PLANS AND/OR AS REQUIRED BY THE ENGINEER.
10.	SAW CUT EXISTING BITUMINOUS CONCRETE ROADWAYS, CEMENT CONCRETE SIDEWALKS AND BITUMINOUS CONCRETE DRIVEWAYS AS SHOWN ON THE PLANS AND AT THE PROPOSED MATCH LINE.
11.	WHERE AN EXISTING UTILITY IS FOUND TO CONFLICT WITH THE PROPOSED WORK, THE LOCATION, ELEVATION AND SIZE OF THE UTILITY SHALL BE ACCURATELY DETERMINED WITHOUT DELAY BY THE CONTRACTOR, AND THE INFORMATION FURNISHED TO THE ENGINEER FOR RESOLUTION OF THE CONFLICT.
12.	AREAS OUTSIDE THE LIMITS OF PROPOSED WORK DISTURBED BY THE CONTRACTOR'S OPERATIONS SHALL BE RESTORED BY THE CONTRACTOR TO THEIR ORIGINAL CONDITION AT THE CONTRACTOR'S EXPENSE.
13.	ALL ACCESSIBLE ROUTES, WALKWAYS, CURB CUTS, RAMPS, SIDEWALKS, DRIVEWAY OPENINGS, CLEARANCES AND SLOPE TOLERANCES SHALL CONFORM WITH THE ARCHITECTURAL ACCESS BOARD (AAB), 521 CMR AND MASSHIGHWAY CONSTRUCTION AND TRAFFIC STANDARD DRAWINGS.
14.	ITEMS LABELED "REM" SHALL BE REMOVED AND DISCARDED BY CONTRACTOR.
5.	THE CONTRACTOR SHALL PROTECT EXISTING SURVEY MONUMENTS AND SHALL RESET ANY MONUMENTATION DISTURBED BY HIS OPERATIONS.
16.	THE CONTRACTOR SHALL INSTALL OTHER NECESSARY TEMPORARY REGULATORY AND WARNING SIGNS DURING CONSTRUCTION AS REQUIRED BY THE ENGINEER FOR OTHER INCIDENTAL CONSTRUCTION ACTIVITIES. ALL SIGNAGE AND TRAFFIC CONTROL DEVICES USED MUST CONFORM TO THE 2009 "MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES" (MUTCD)
17.	THE CONTRACTOR SHALL PERFORM HIS WORK IN A MANNER ACCEPTABLE TO THE ENGINEER SO THAT INTERFERENCE WITH AND INCONVENIENCE TO BUSINESS CONCERNS AND ABUTTERS, ON ACCOUNT OF THE CONSTRUCTION WORK, IS KEPT TO A MINIMUM.
18.	THE CONTRACTOR SHALL NOT BE ALLOWED TO PARK EQUIPMENT OR STOCKPILE EQUIPMENT OR MATERIAL ON THE TRAVELED WAYS OVERNIGHT OR WHEN NOT IN USE.
19.	THE CONTRACTOR SHALL MAINTAIN SAFE AND RESPONSIBLE ACCESS TO AND FROM ABUTTING PROPERTY, PRIVATE WAYS, DRIVEWAYS AND ALL ALLEYS AT ALL TIMES DURING THE CONSTRUCTION PERIOD.
20.	ALL DETECTABLE WARNING PANELS SHALL BE MOUNTED IN CEMENT CONCRETE AND INSTALLED IN ACCORDANCE WITH MASSDOT CONSTRUCTION STANDARD DETAIL E107.6.5.

# Y NOTES:

RD UTILITY INFORMATION FROM THE VARIOUS UTILITY COMPANIES AND PUBLIC CIES, ARE APPROXIMATE ONLY AND ACTUAL LOCATIONS MUST BE DETERMINED IN IELD.

TILITY COMPANIES, PUBLIC AND PRIVATE MUST BE NOTIFIED, INCLUDING THOSE IN ROL OF UTILITIES NOT SHOWN ON THIS PLAN, (SEE CHAPTER 370, ACTS OF 1963, ACHUSETTS) PRIOR TO DESIGNING, EXCAVATING, BLASTING, INSTALLING, FILLING, GRADING, PAVEMENT RESTORING OR REPAVING.

OCATION OF EXISTING PIPES OR OTHER UNDERGROUND STRUCTURES OR ERTY LINES ARE NOT WARRANTED TO BE EXACT, NOR IS IT WARRANTED THAT ALL RGROUND PIPES OR STRUCTURES ARE SHOWN. THE CONTRACTOR SHALL CALL "DIG " (1-811-344-7233) 72 HOURS (EXCLUDING SATURDAYS, SUNDAYS AND HOLIDAYS) R TO ANY EXCAVATION TO OBTAIN ACCURATE UTILITY LOCATIONS.

RTS SHOWN ON PLAN ARE NOT GUARANTEED TO BE ACCURATE. DUE TO THE ATIONS OF FIELD OBSERVATION AND SURVEY TECHNIQUES THE INVERTS ARE SHOWN PROXIMATE ONLY AND SHALL NOT BE WARRANTED TO BE CORRECT. ADDITIONAL INVESTIGATION IS NECESSARY WHERE ACCURATE MEASUREMENTS ARE REQUIRED ESIGN OF CRITICAL AREAS.

XISTING CONDITIONS PLAN IS TO BE USED FOR THE SPECIFIED PROJECT ONLY AND I WARRANTED TO BE COMPLETE FOR ANY OTHER FUTURE PROJECTS.

ONAL GRID EMERGENCY TELEPHONE NUMBERS:

ERGENCY: 1-800-233-5325 V SERVICE: 1-877-696-4743 STOMER SUPPORT: 1-800-732-3400

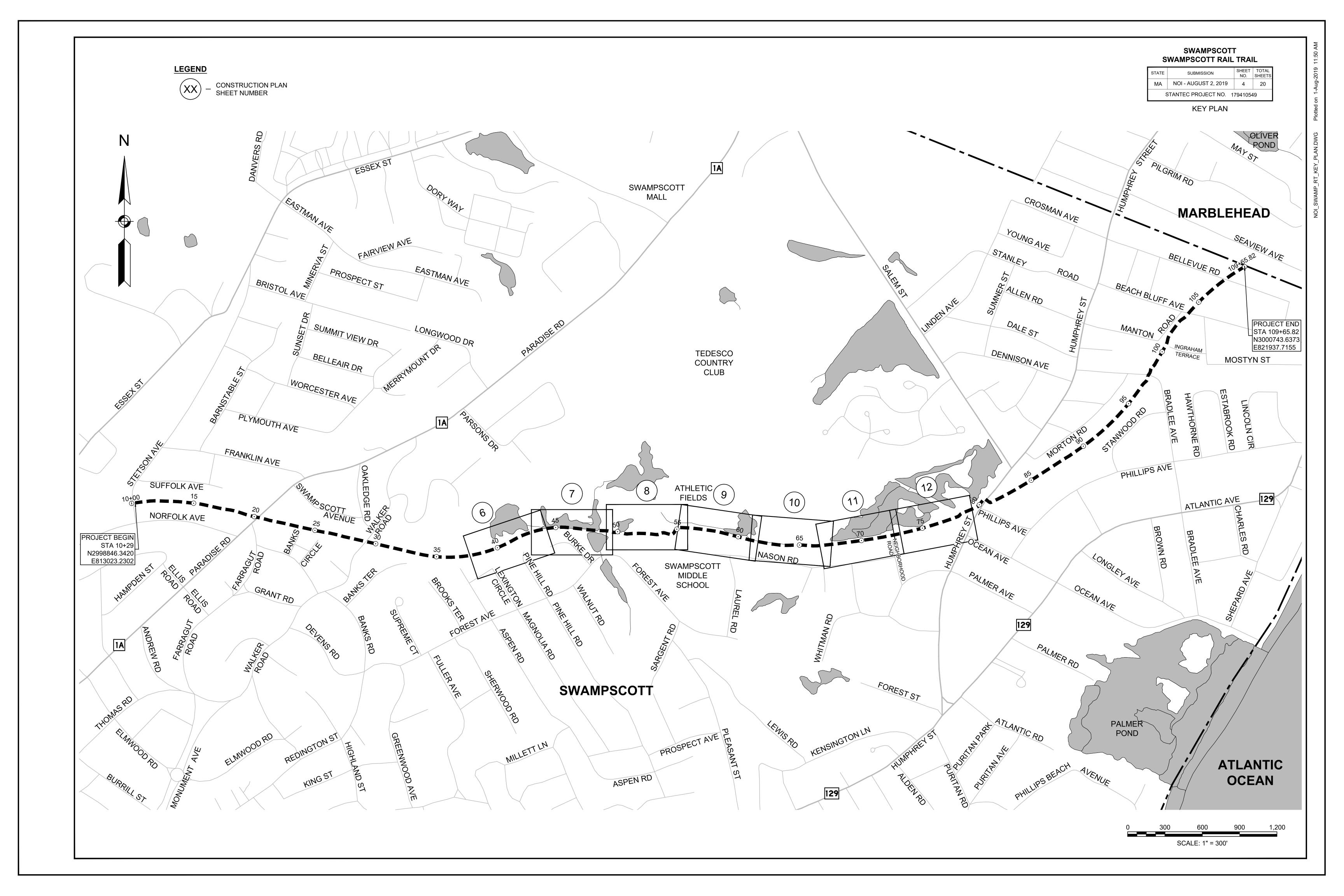
CTRIC:

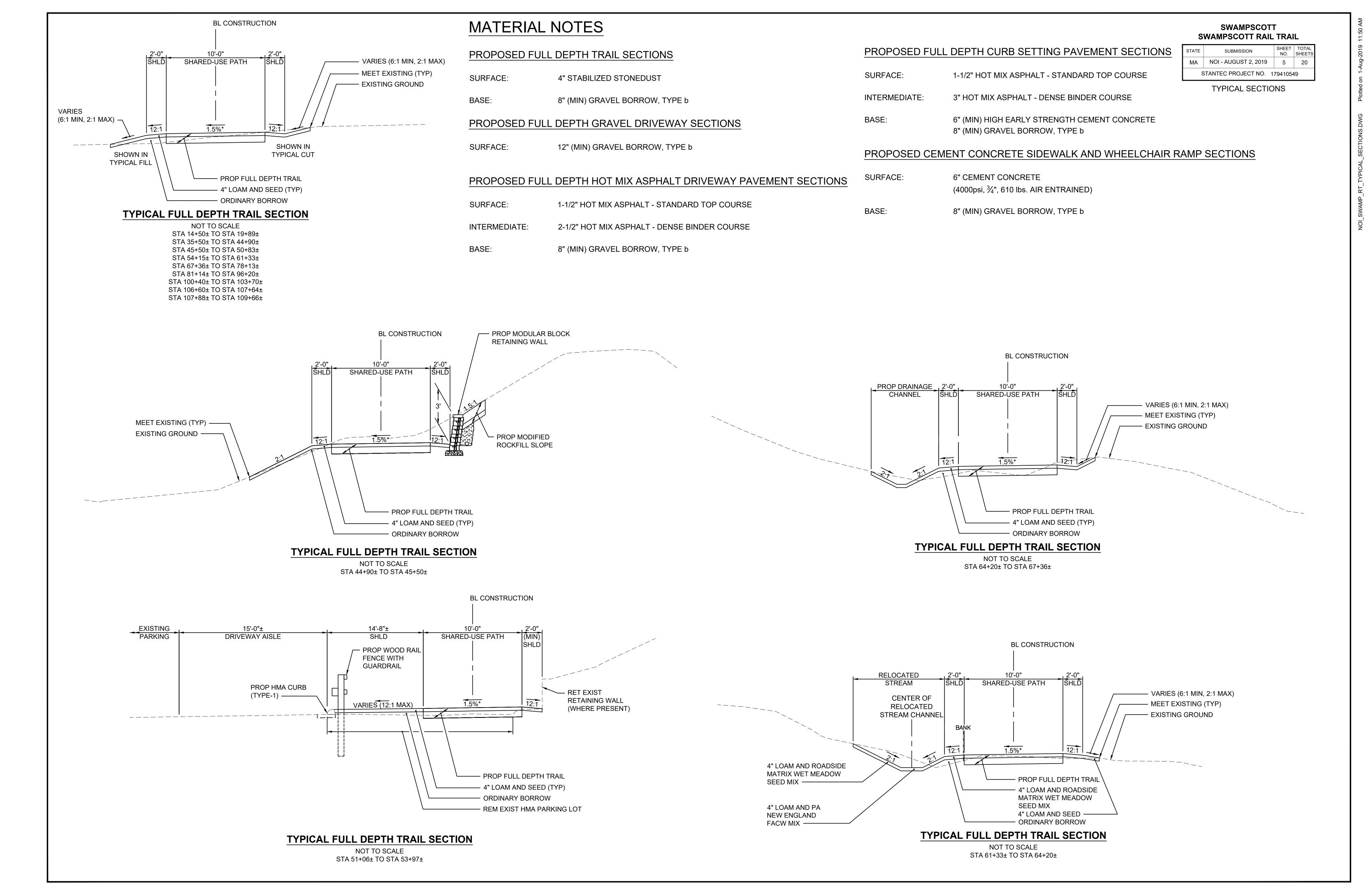
TAGE/EMERGENCY: 1-800-465-1212 V SERVICE: 1-800-375-4730 STOMER SERVICE: 1-800-322-3223

# SWAMPSCOTT SWAMPSCOTT RAIL TRAIL

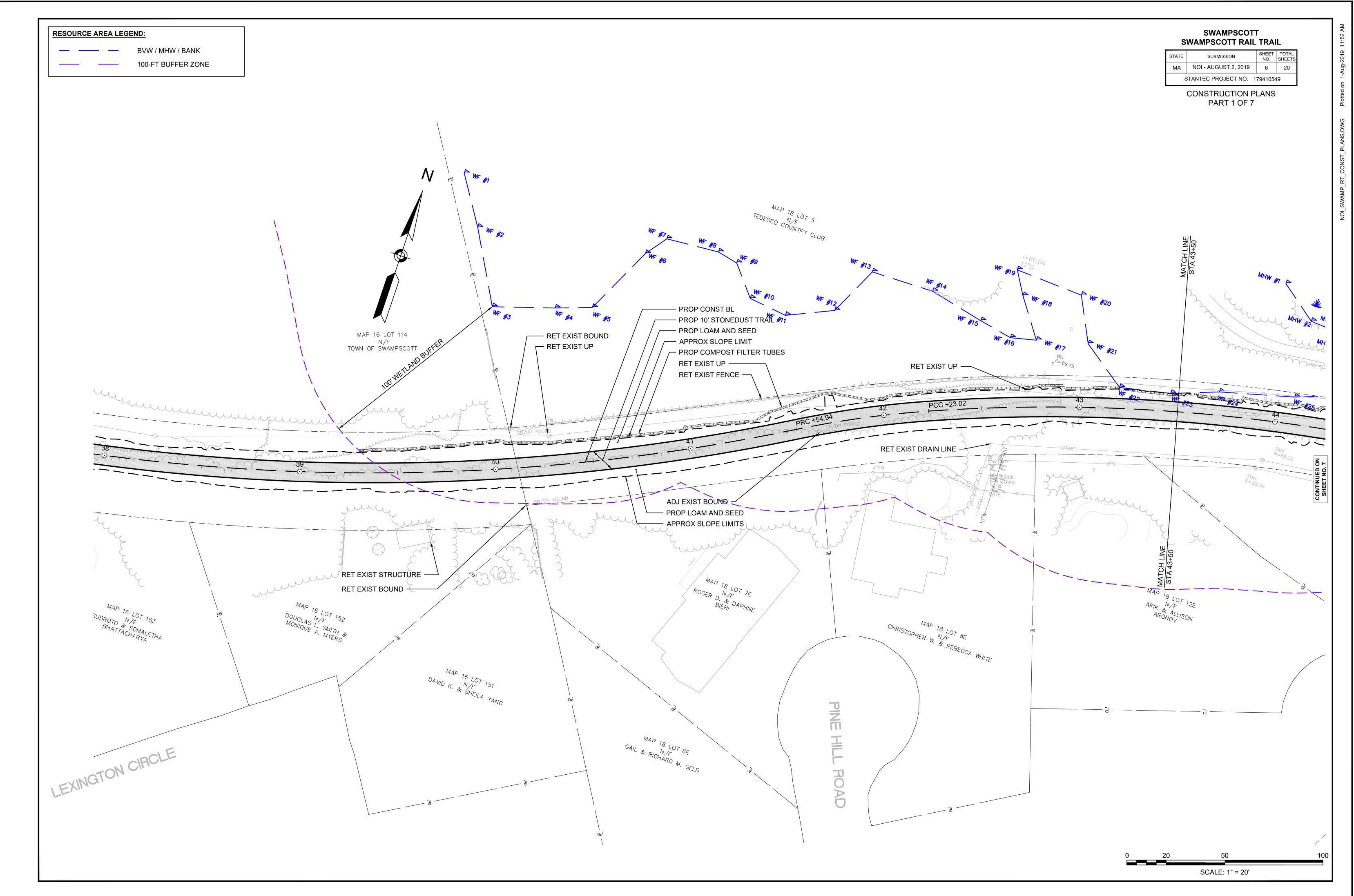
SWAWPSCOTT RAIL TRAIL					
STATE	SUBMISSION	SHEET NO.	TOTAL SHEETS		
MA	MA NOI - AUGUST 2, 2019		20		
STANTEC PROJECT NO. 179410549					

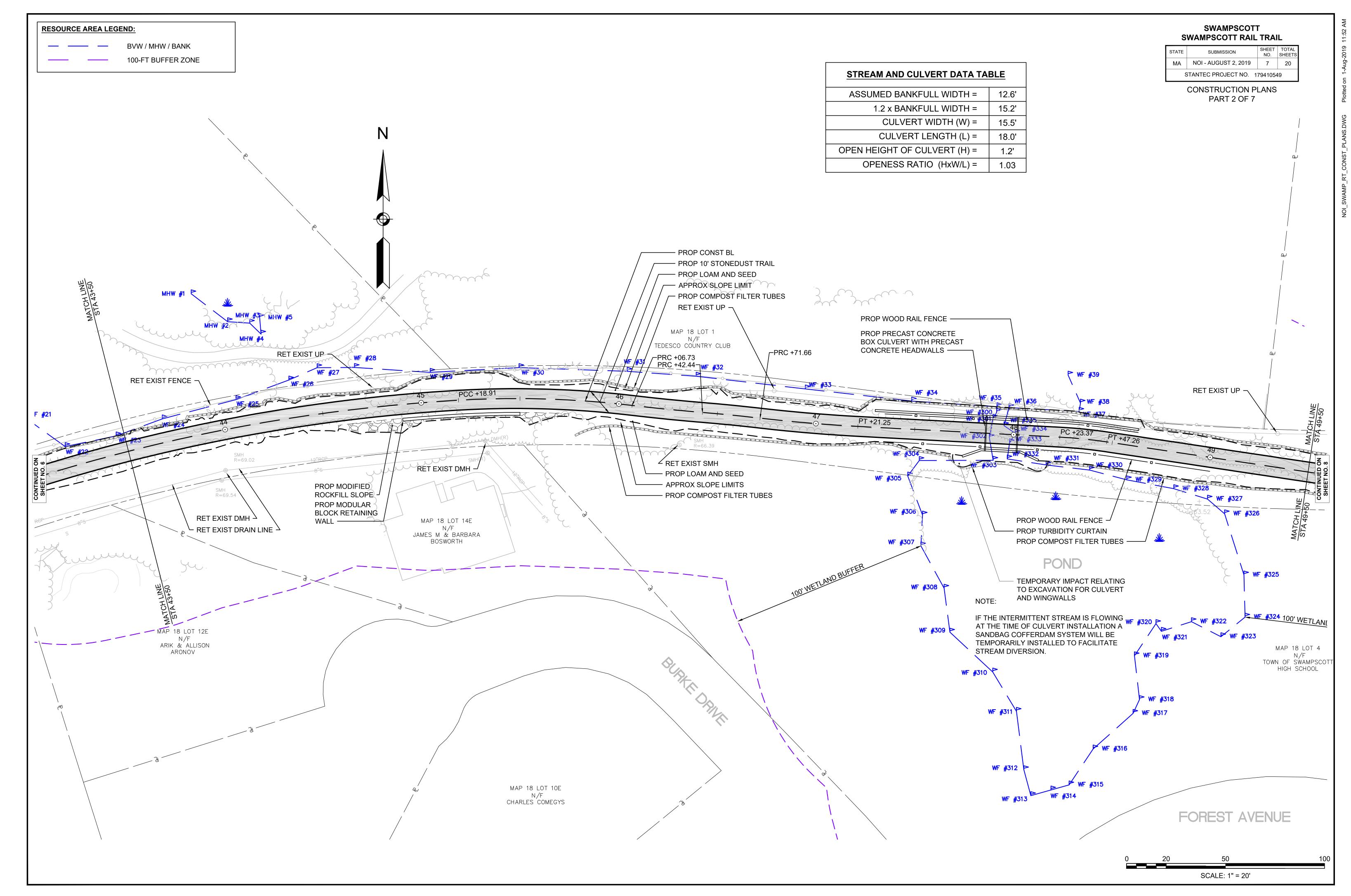
**GENERAL NOTES** 

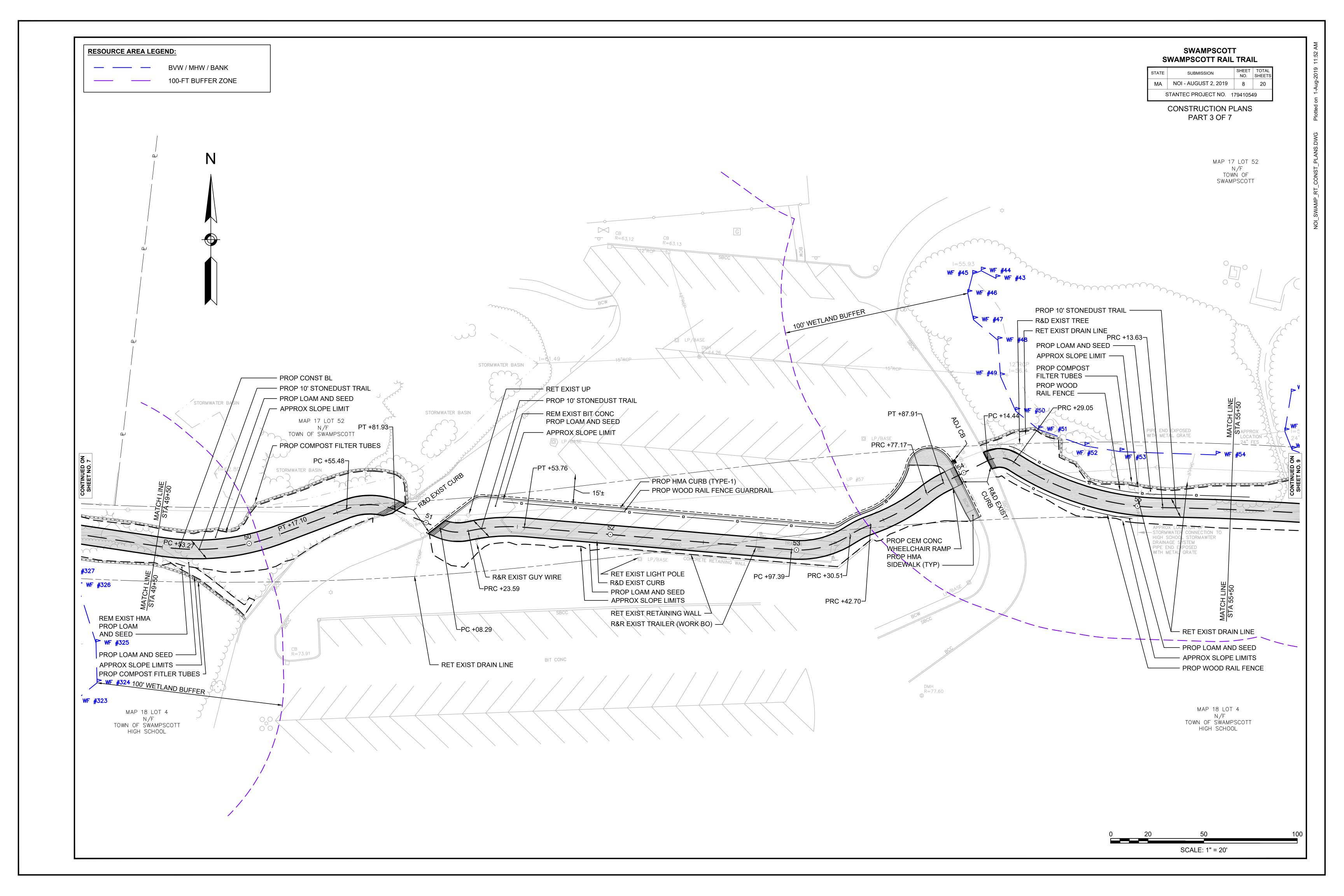


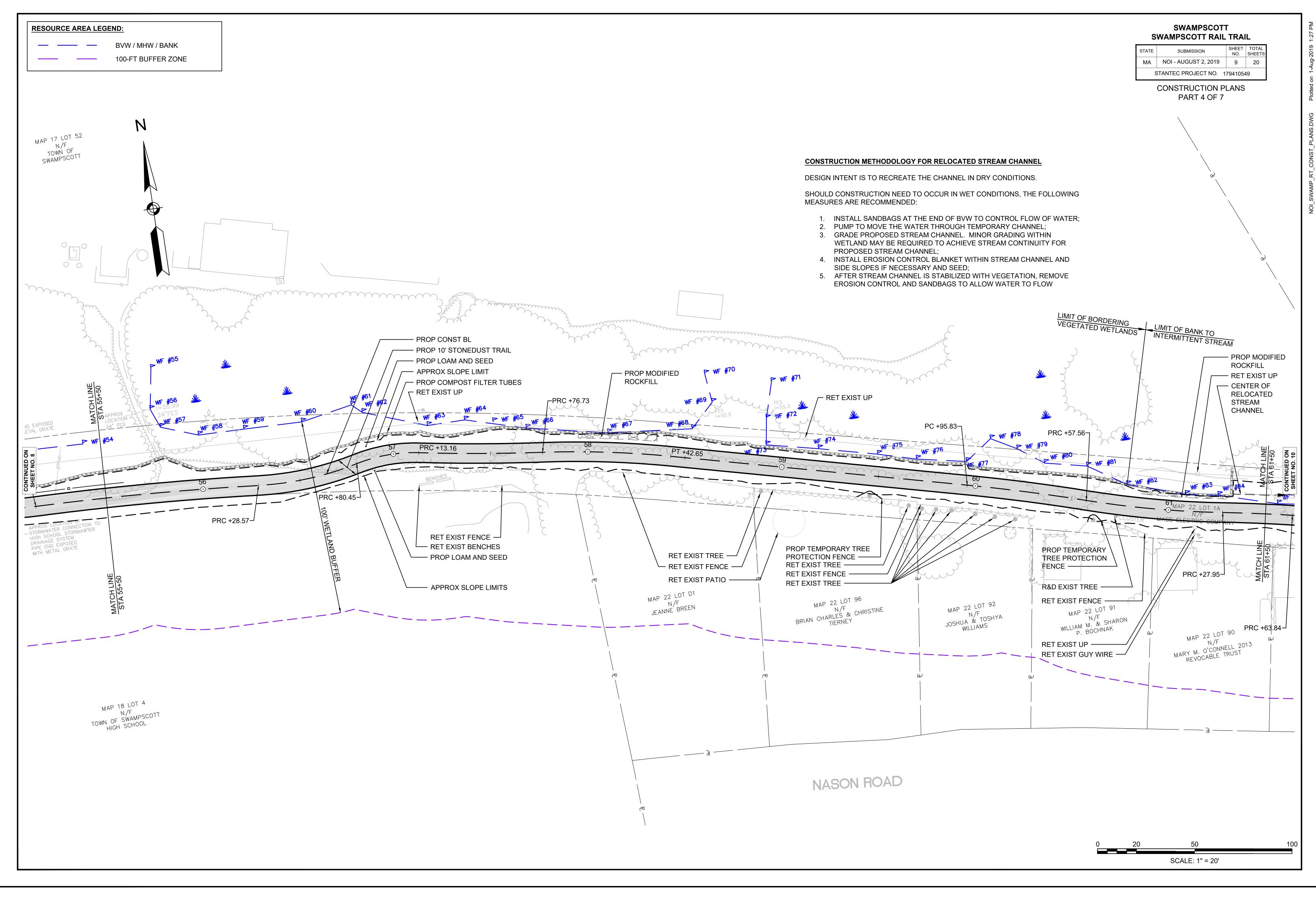


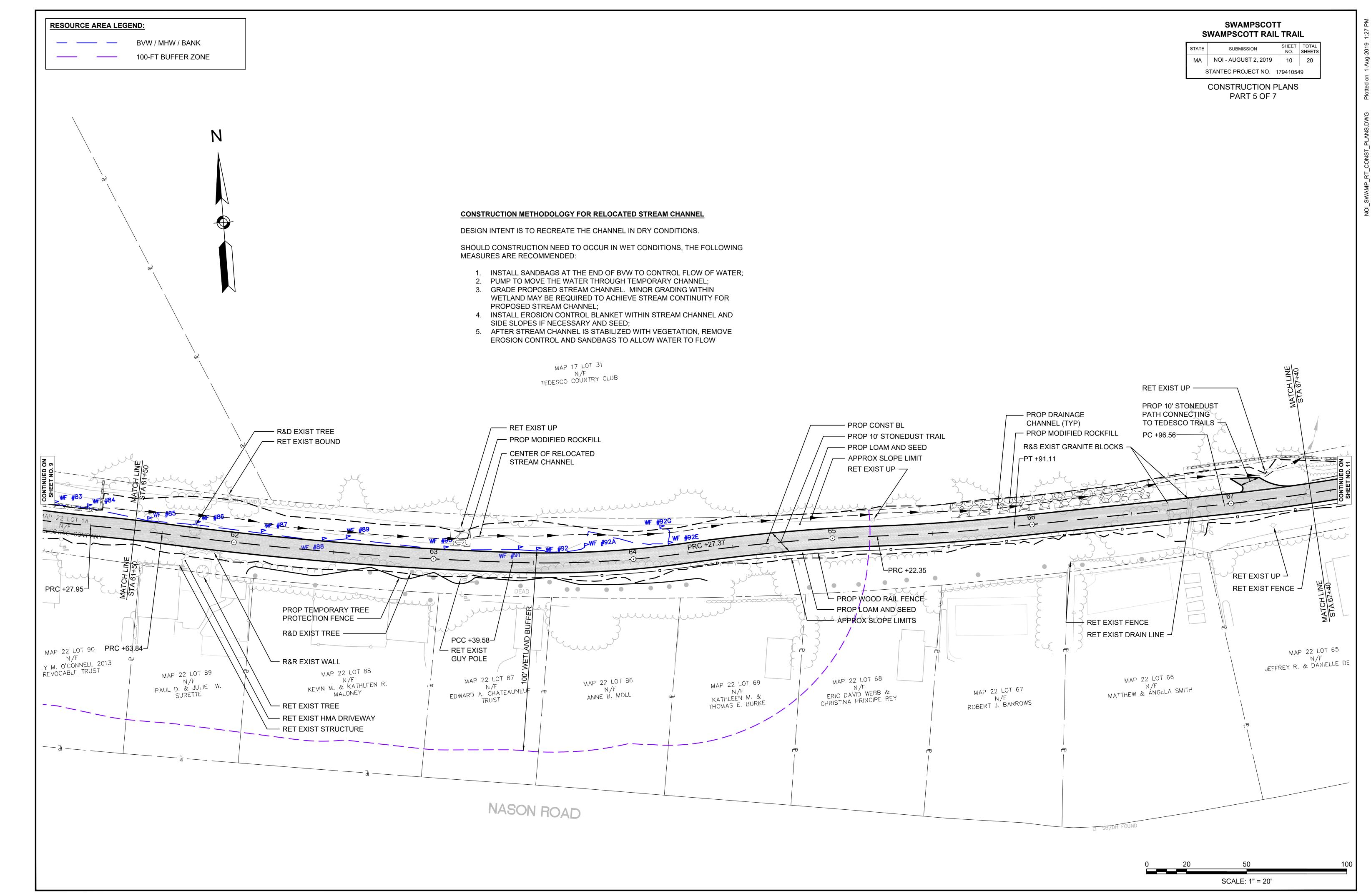
PROPOSED FULL DEPTH TRAIL SECTIONS		PROPOSED FULL DE	
SURFACE:	4" STABILIZED STONEDUST	SURFACE:	1-1
BASE:	8" (MIN) GRAVEL BORROW, TYPE b	INTERMEDIATE:	3"
PROPOSED FULL	_ DEPTH GRAVEL DRIVEWAY SECTIONS	BASE:	6" 8"
SURFACE:	12" (MIN) GRAVEL BORROW, TYPE b	PROPOSED CEM	-
PROPOSED FULL	_ DEPTH HOT MIX ASPHALT DRIVEWAY PAVEMENT SECTIONS	SURFACE:	6" ( (40
SURFACE:	1-1/2" HOT MIX ASPHALT - STANDARD TOP COURSE	BASE:	、 8"(
INTERMEDIATE:	2-1/2" HOT MIX ASPHALT - DENSE BINDER COURSE		
BASE:	8" (MIN) GRAVEL BORROW, TYPE b		

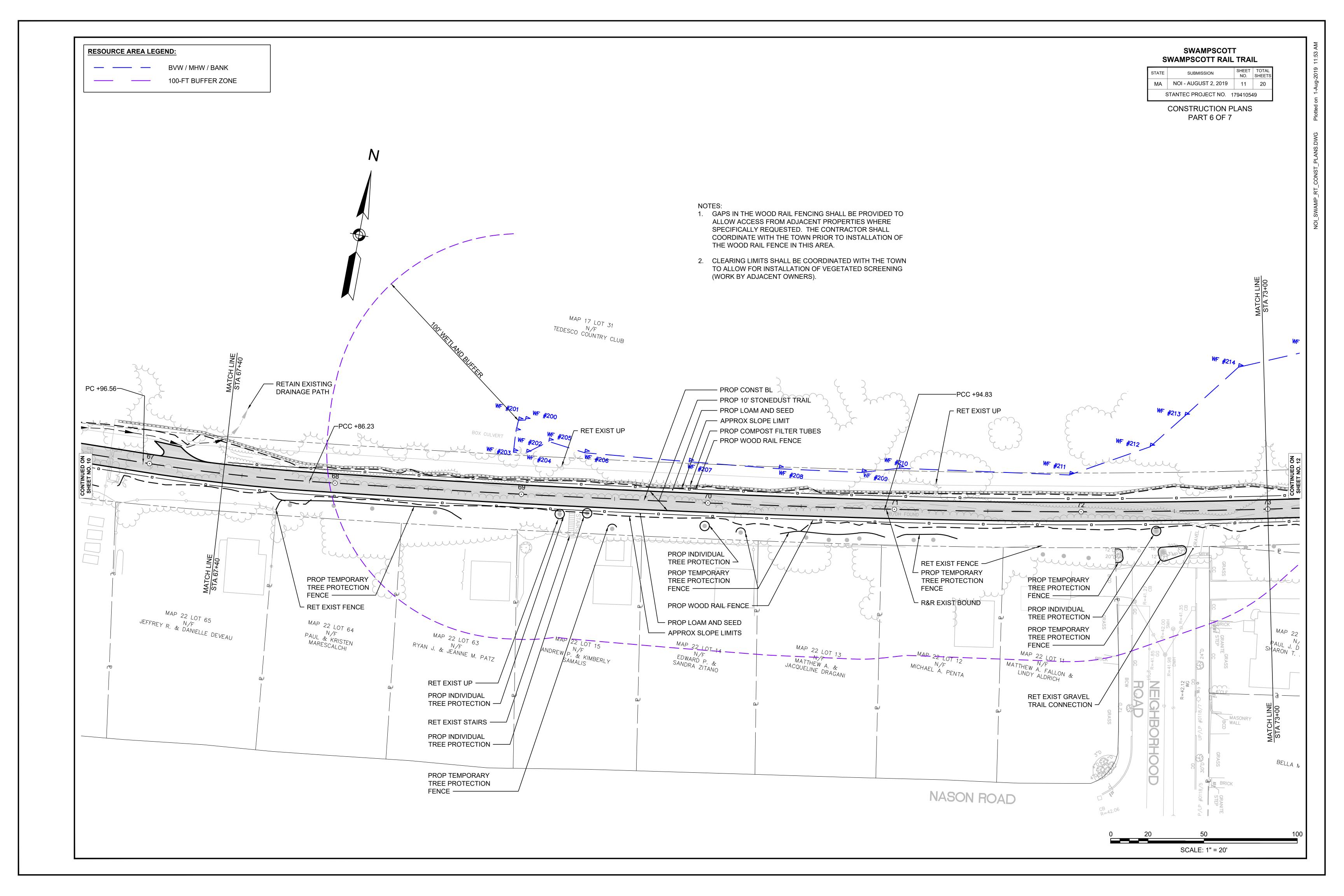


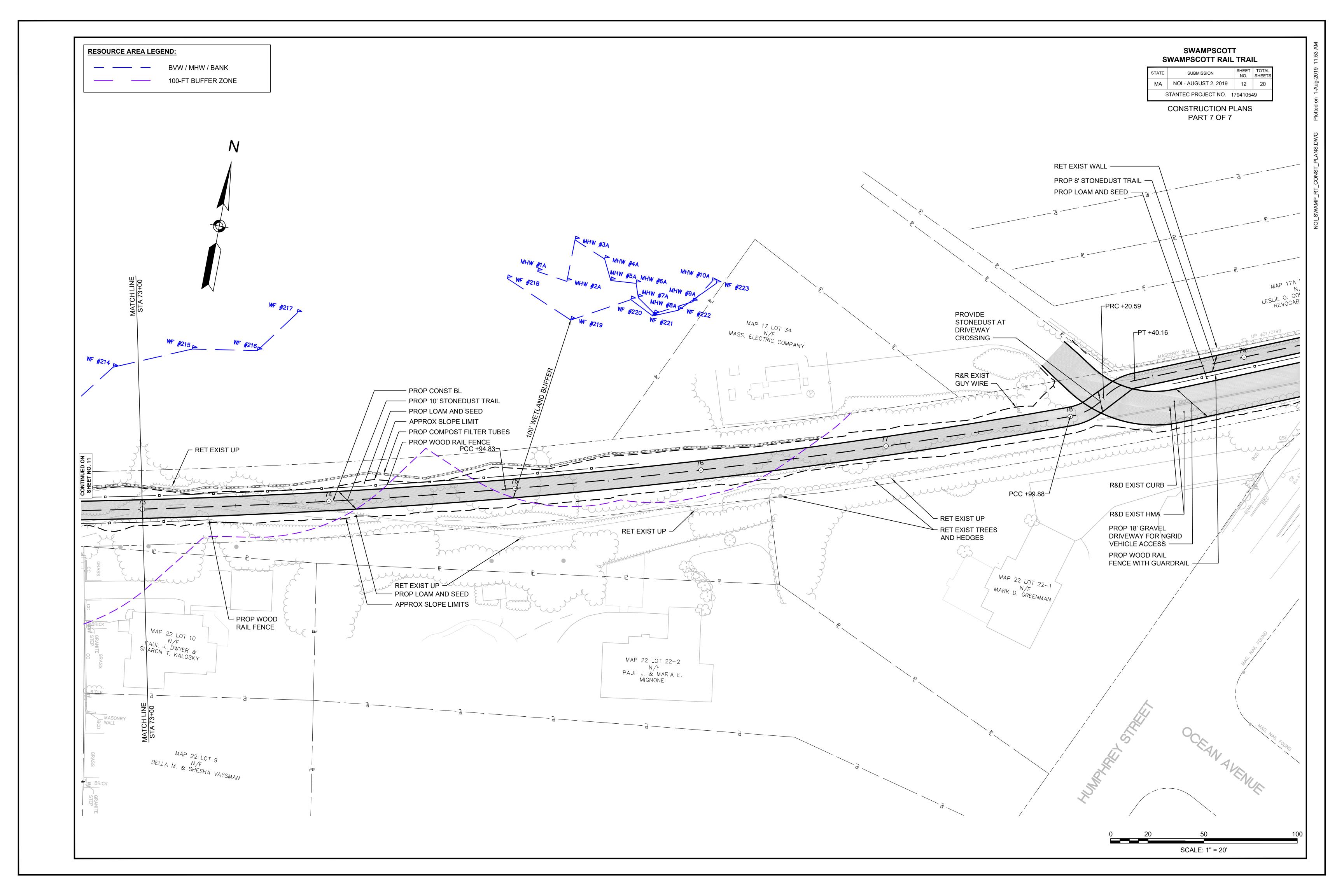


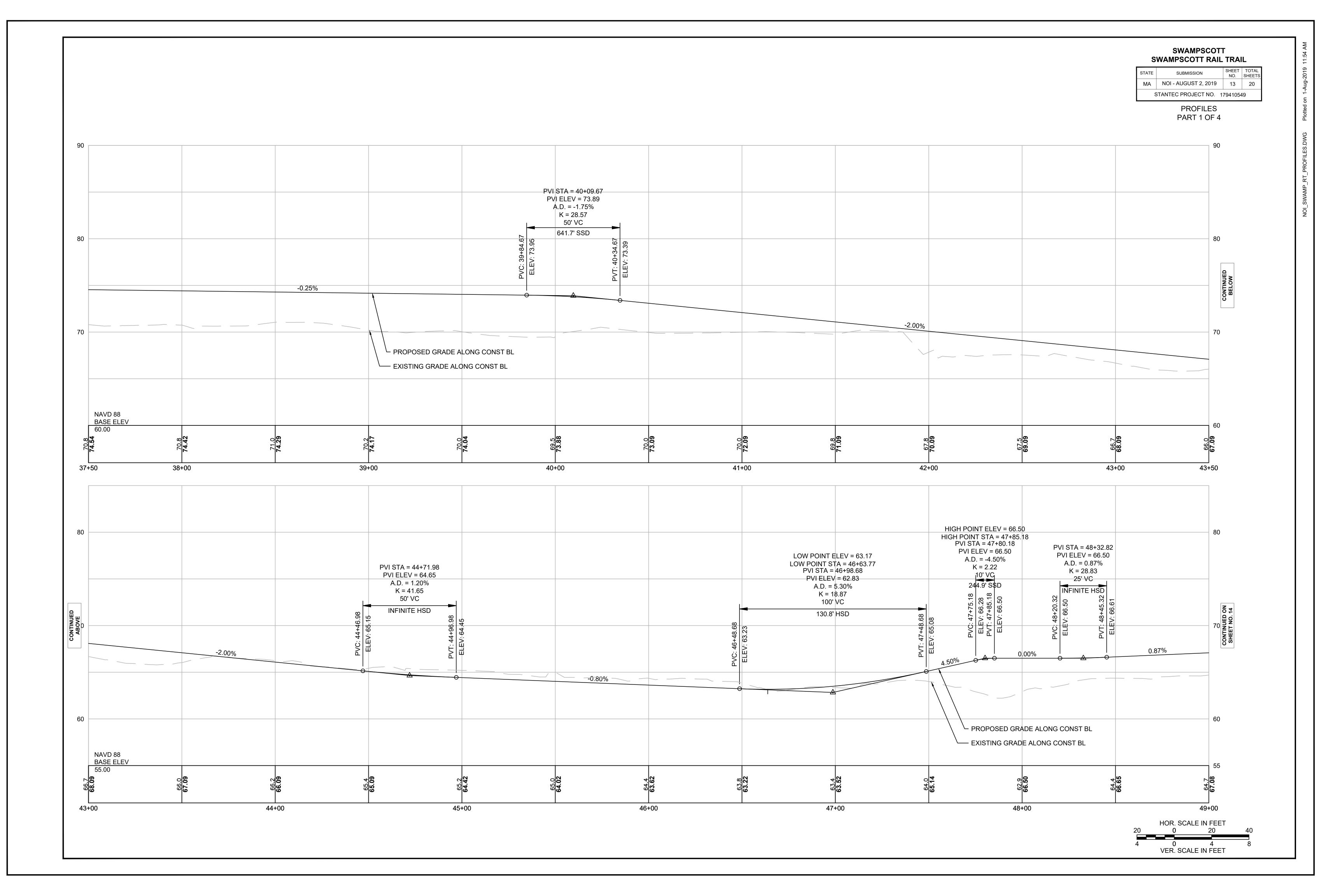


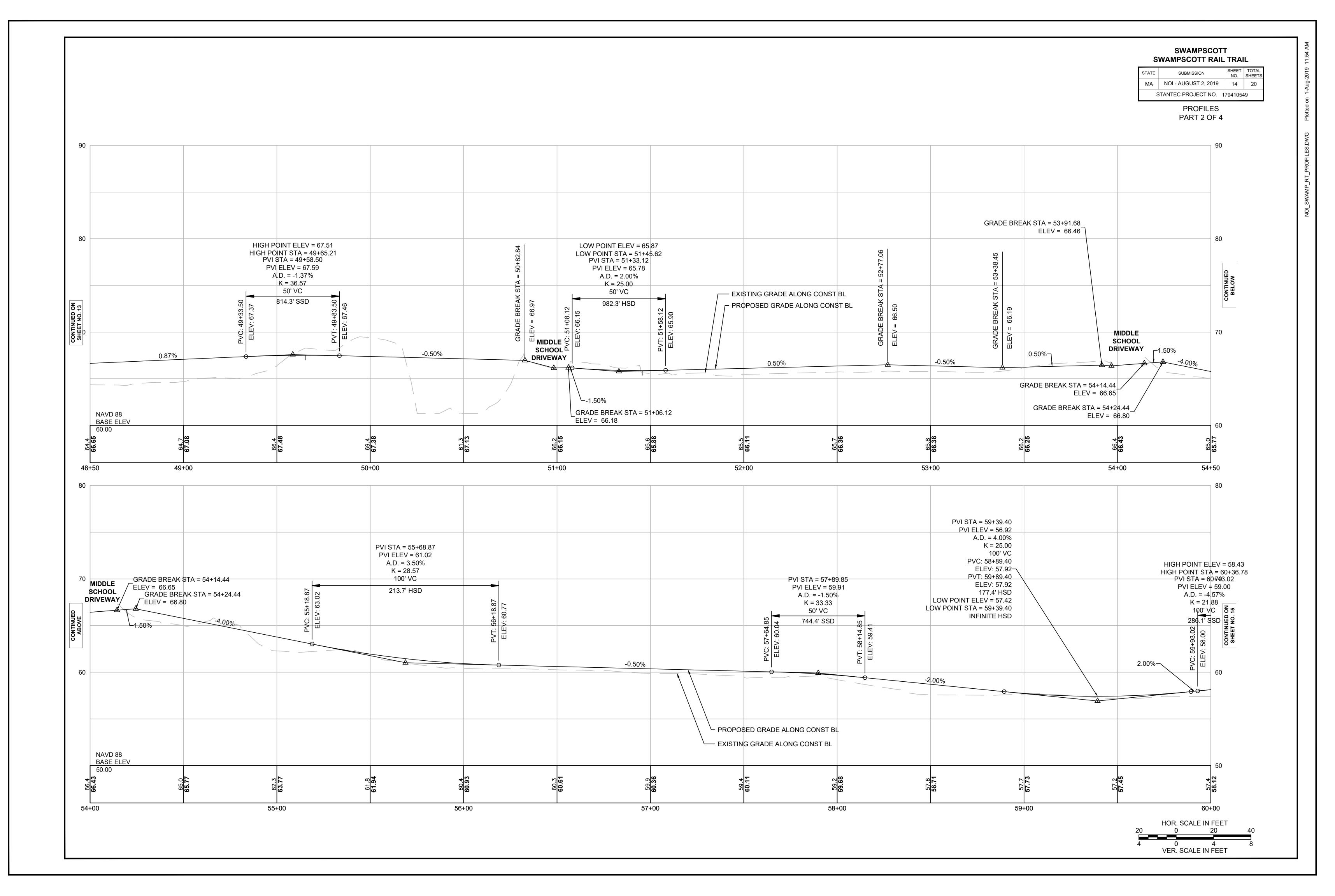


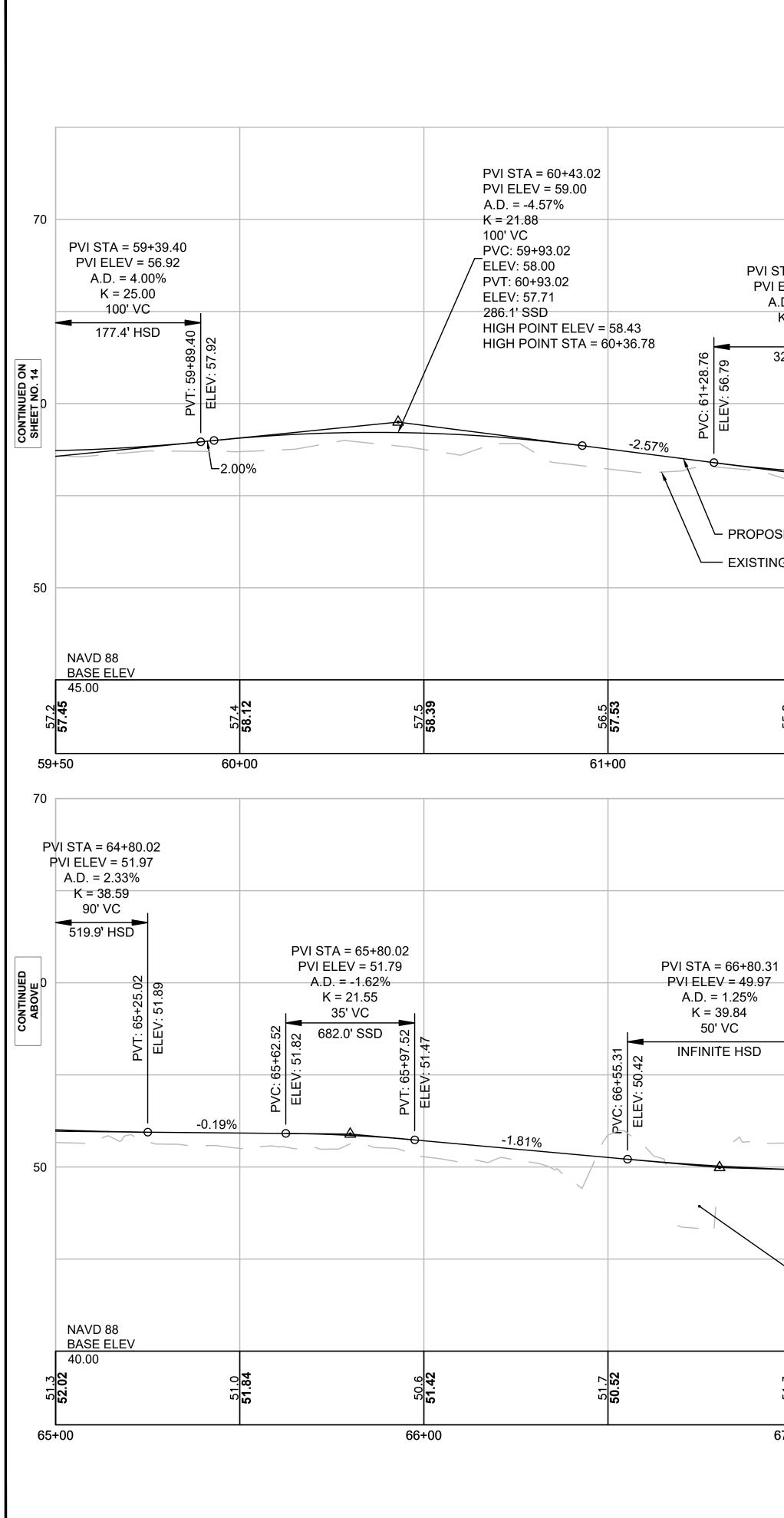






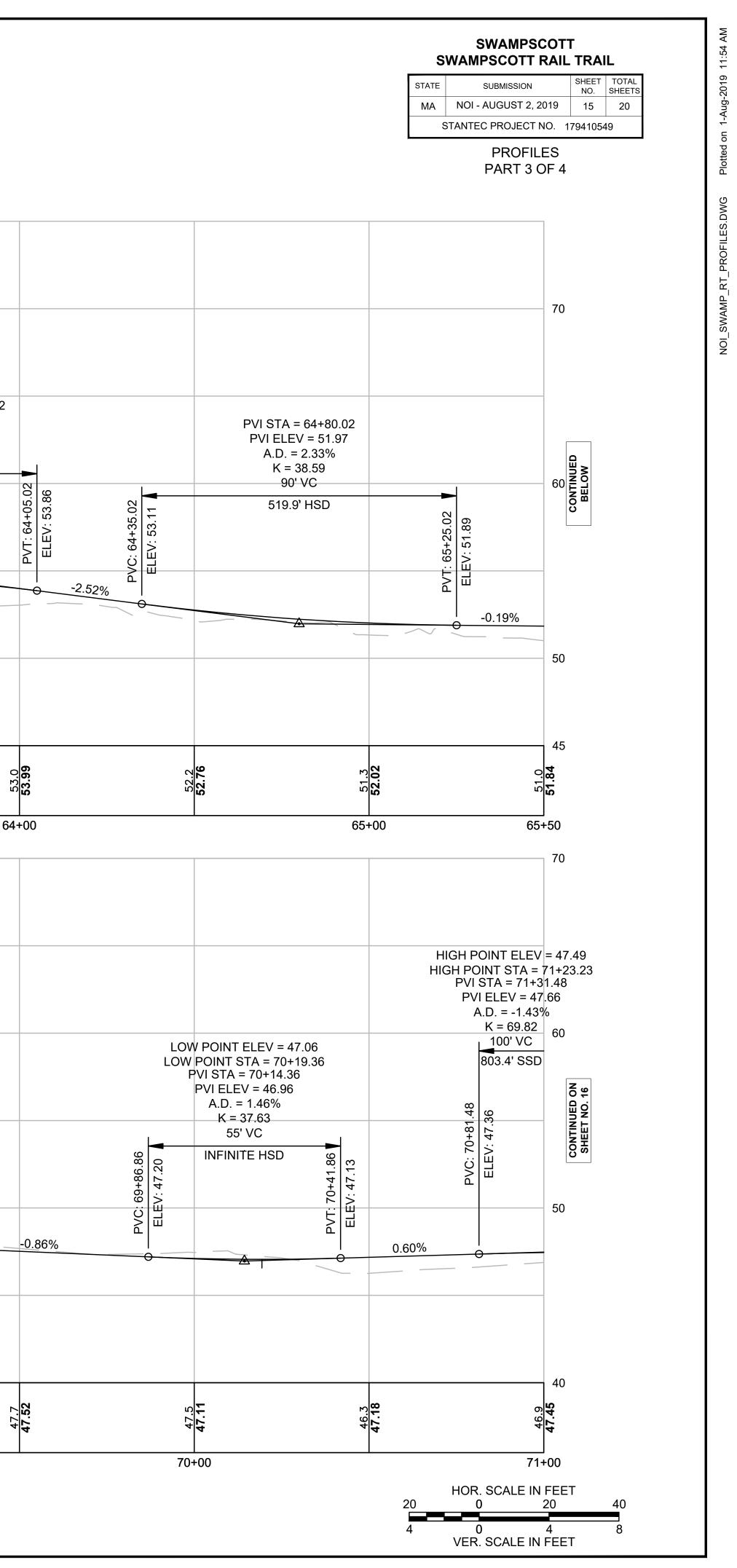


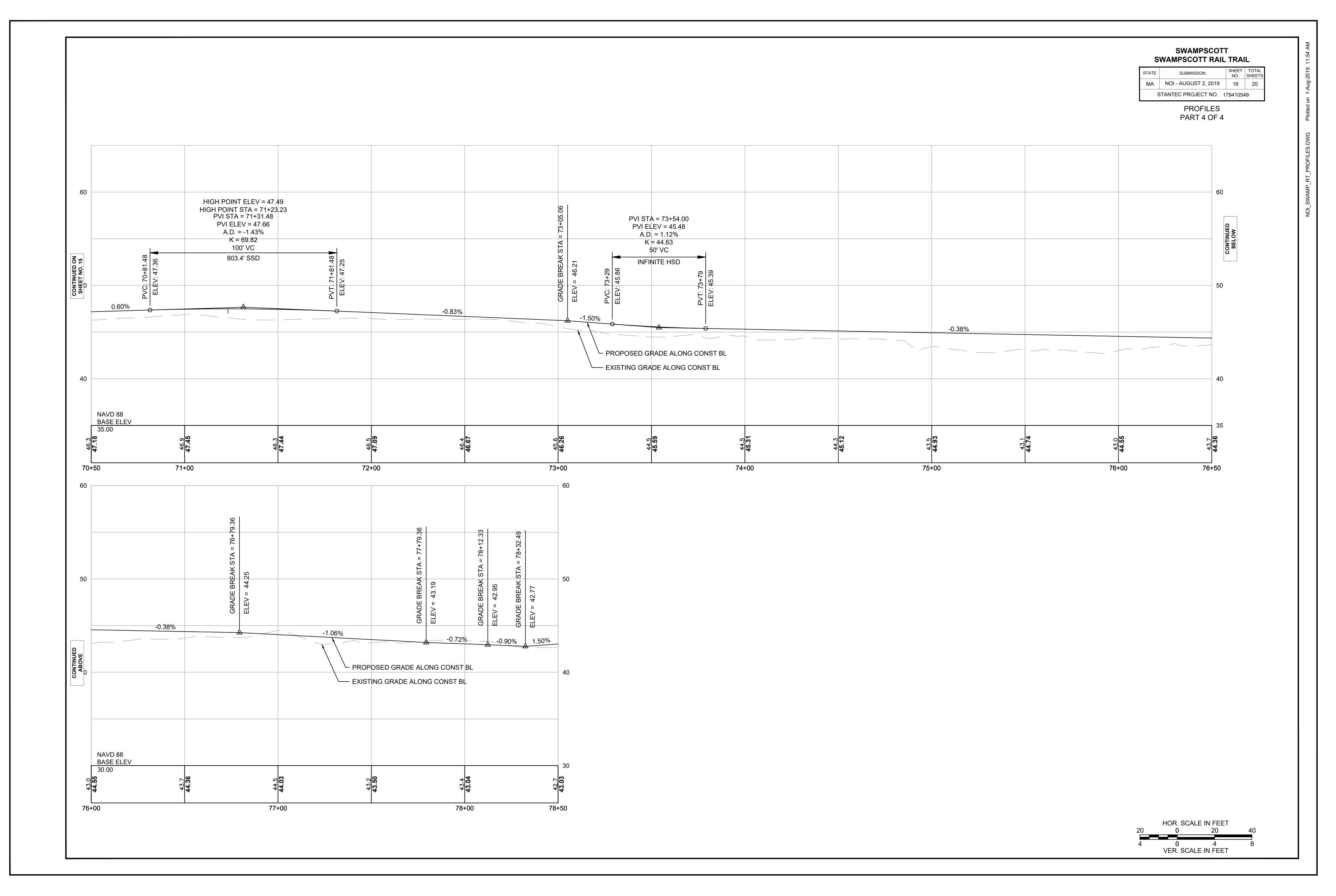


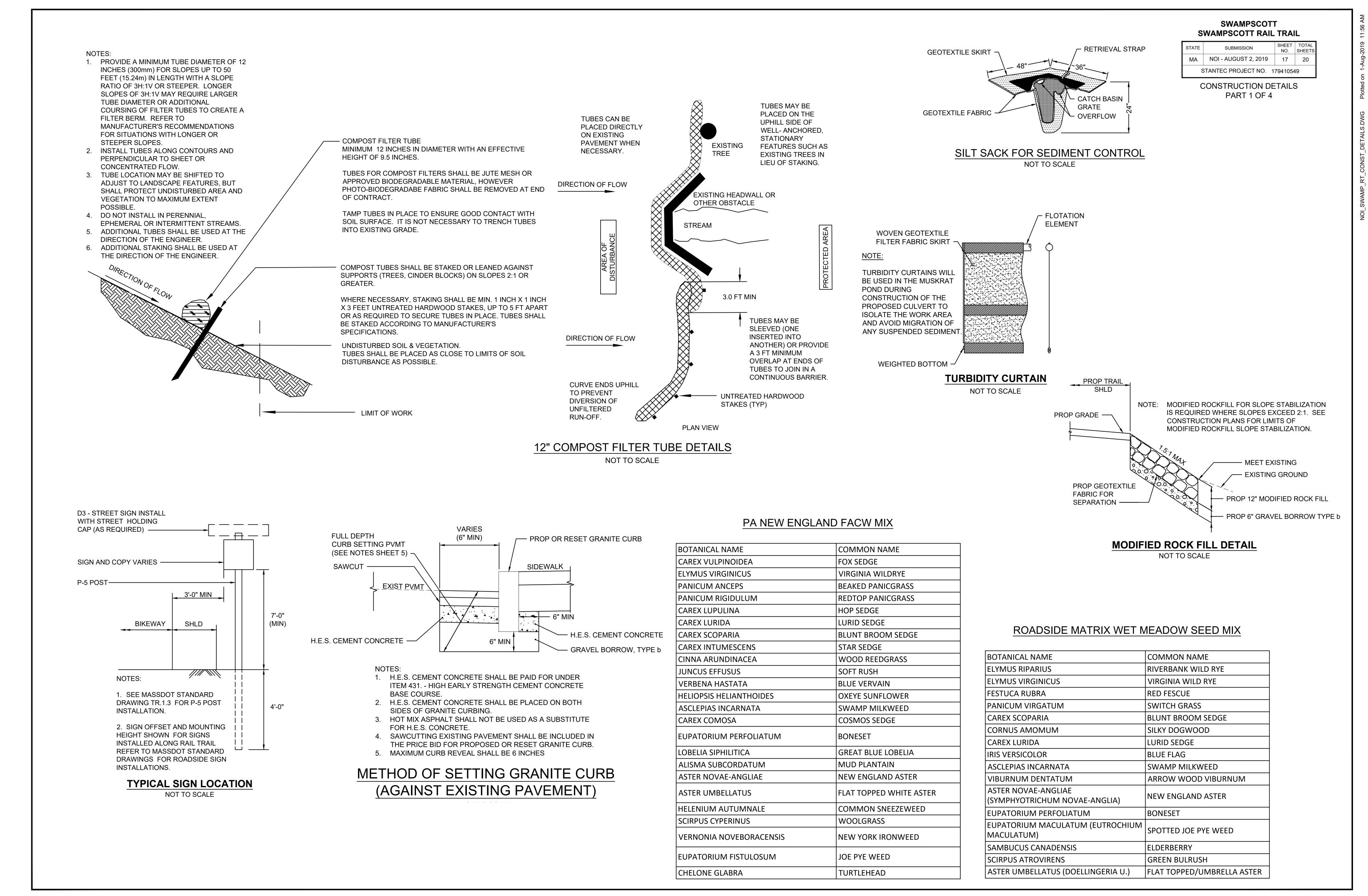


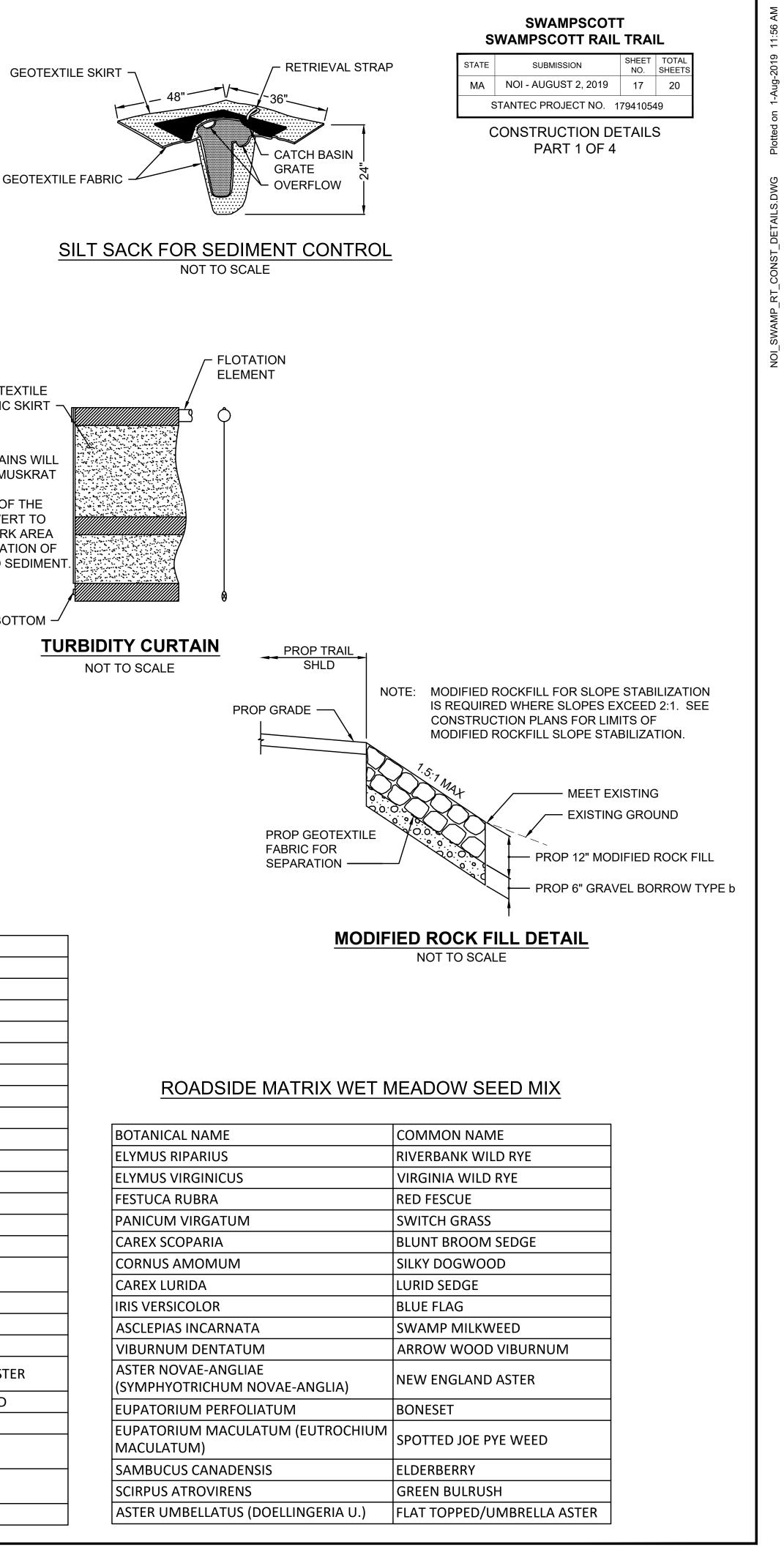
EL D K	HIGH POINT S' PVI STA = A = 61+53.76 PVI ELEV EV = 56.15 A.D. = 15' = 19.46 50' VC 0.5' HSD B - C: 20.12 C - 0.00% C - 0.00% O - 0.00%	61+99.72 / = 56.15 -1.94% 7.73 VC	PVI STA = 62+70.99 PVI ELEV = 54.77 A.D. = 1.69% K = 29.59 50' VC INFINITE HSD 06:56+29:124 B 12 12 12 12 12 12 12 12 12 12 12 12 12	-0.25%	PVI STA = 63+80.02 PVI ELEV = 54.49 A.D. = -2.27% K = 22.03 50' VC 500.4' SSD
	ED GRADE ALONG CONST BL GRADE ALONG CONST BL				
55.8	98.99 99.99 62+			+00 54.70 54.3	54.57
	PVT: 67+05.31 ELEV: 49.83	GRADE BREAK STA = 67+79.36 ELEV = 49.42		GRADE BREAK STA = 68+64.36 ELEV = 48.54	GRADE BREAK STA = 69+24.36 ELEV = 47.74
	-0.56% PROPOSED EXISTING G	Image: Construction    GRADE ALONG CONST BL    RADE ALONG CONST BL	1.03%	ELEV B B B B B B B B B B B B B B B B B B B	
	+00 50.5		<b>49.21</b> 48.4		+00

HIGH POINT ELEV = 56.15









<b>F</b>		
BOTANICAL NAME	COMMON NAME	
CAREX VULPINOIDEA	FOX SEDGE	
ELYMUS VIRGINICUS	VIRGINIA WILDRYE	
PANICUM ANCEPS	BEAKED PANICGRASS	
PANICUM RIGIDULUM	REDTOP PANICGRASS	
CAREX LUPULINA	HOP SEDGE	
CAREX LURIDA	LURID SEDGE	
CAREX SCOPARIA	BLUNT BROOM SEDGE	
CAREX INTUMESCENS	STAR SEDGE	
CINNA ARUNDINACEA	WOOD REEDGRASS	
JUNCUS EFFUSUS	SOFT RUSH	
VERBENA HASTATA	BLUE VERVAIN	
HELIOPSIS HELIANTHOIDES	OXEYE SUNFLOWER	
ASCLEPIAS INCARNATA	SWAMP MILKWEED	
CAREX COMOSA	COSMOS SEDGE	
EUPATORIUM PERFOLIATUM	BONESET	
LOBELIA SIPHILITICA	GREAT BLUE LOBELIA	
ALISMA SUBCORDATUM	MUD PLANTAIN	
ASTER NOVAE-ANGLIAE	NEW ENGLAND ASTER	
ASTER UMBELLATUS	FLAT TOPPED WHITE ASTER	
HELENIUM AUTUMNALE	COMMON SNEEZEWEED	
SCIRPUS CYPERINUS	WOOLGRASS	
VERNONIA NOVEBORACENSIS	NEW YORK IRONWEED	
EUPATORIUM FISTULOSUM	JOE PYE WEED	
CHELONE GLABRA	TURTLEHEAD	

