



The Board of Selectmen will hold a public hearing in the Selectmen's Meeting Room at the Town Hall, 10 Nickerson Avenue, Middleborough, MA on Monday, February 23, 2015 at 7:30 PM, for the purpose of discussing an application filed by Outback Engineering, Inc. on behalf of Paul Turner Realty Trust for a Special Permit under the Water Resource Protection District By-law to allow for a portion of the proposed driveway to be located within the 25' buffer to the bordering vegetated wetlands. This driveway is for a proposed single family home. This property is shown as Assessors Map 3, Lot 4946, Zoning District – Residence Rural, WRPD District Z4. Anyone wishing to be heard on this matter should appear at the time and place designated.

Allin Frawley
Leilani Dalpe
John M. Knowlton
Diane Stewart
Stephen J. McKinnon
BOARD OF SELECTMEN

Publish: February 12th and 19th, 2015

Private party responsible for payment

Town responsible for payment

Please provide Selectmen's office with amount due.

Advertiser #300074



165 East Grove Street
Middleborough, MA 02346

Tel # 508-946-9231

Fax # 508-947-8873

Civil Engineers ✦ Land Surveyors ✦ Wetland Scientists ✦ Soils Laboratory

January 20, 2015

Board of Selectman
Town of Middleboro
10 Nickerson Avenue
Middleboro, MA 02346

RE: WRPD Special Permit for Lot 3 River Street Map 3, Lot 4946

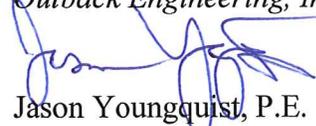
Dear Board Members,

On behalf of the applicant Paul Turner Realty Trust, we are requesting a Special Permit per Section 8.2.9 (3) of the Water Resource Protection Districts By-Law to allow the construction of a driveway within twenty-five (25) feet of a fresh water wetland. The project is located at Lot 3 River Street (Map 3, Lot 4946), in the Water Resource Protection District Z4 overlay zone and involves the construction of a single family home with its associated driveway and grading. Due to the configuration of the existing wetlands, which create a peninsula of uplands, the upland portion of the property cannot be accessed without crossing a small portion of the 25' wetland buffer along River Street. The proposed driveway and minimal grading will result in 354 s.f. of disturbance in the 25' buffer zone and all other work will remain outside the 25' buffer zone. The proposed work is in harmony with the intent of Water Resource Protection By-Law and will not impact the health and safety of the community or the quality or quantity of drinking water. The proposed driveway will follow the existing topography and silt fence will be installed during construction to prevent sediment from entering the wetlands and any disturbed areas not used for the driveway will be loamed and seeded.

This proposed project has been issued an Order of Condition by the Middleboro Conservation Commission allowing the proposed work. The proposed driveway is in compliance with the M.G.L. Ch 131§40 Wetland Protection Act and is defined as a limited project to allow access to an upland area where no other reasonable means are available. The proposed work will not have any adverse environmental impact on drinking water or the environment. The project will have no stored hazardous waste, sludge, deicing chemicals, fertilizers, or oil and will not have any adverse environmental impact on drinking water or the environment.

I look forward to meeting with the Board to discuss this project. Please notify me of the hearing date and time so I may attend to answer any questions the Board may have. If you have any questions or comments please feel free to contact me at (508) 946-9231 ext. 207.

Sincerely
Outback Engineering, Inc.


Jason Youngquist, P.E.

PETITION APPLICATION FOR A WRPD SPECIAL PERMIT

Five (5) complete paper sets of the petition application, including **all required documents**, such as engineering plans, must be filed with the Town Clerk at 20 Centre Street (former Eastern Bank building), 1st floor, Middleborough, MA. The Town Clerk's office will forward all petitions for a Special Permit to the Board of Selectmen's office.

I/We hereby petition your Board for a public hearing for a Special Permit, which is subject to Board of Selectmen approval under the **Water Resource Protection District By-law**.

A. Location of property in question:

Street address: Lot-3 River St.
Map & Lot Map 3 Lot 4946
Zoning District RR
(General Use, Business, Industrial, Residence A, Residence B, or Residence Rural)
WRPD District Z4
(Z1, Z2, Z3, Z4)

B. To allow for:

A portion of the proposed driveway to be located within the 25' Buffer to the bordering vegetated wetlands. Driveway is for a proposed single family home.

(As shown on the attached plan)

Example: To allow for an addition of 12' x 20' to the building at 1234 Nickerson Avenue, Map #, Zoning district, WRPD District (A or B), presently used as a residence for the purpose of a dental office by the owner occupant. There will be a maximum of three employees.

C. Submitted by:

Paul Turner
Printed full name (Individual)

Paul Turner
Signature (Individual)

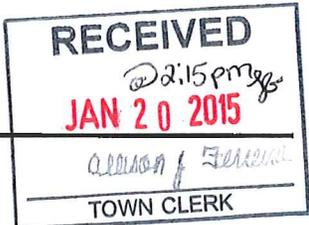
Paul E. Turner Corp.
Printed company name/engineering firm

Paul E. Turner Pres/Exec
Signature (company/engineering rep.)

3 Fairway Dr. Lakeville
Address

ptrealtytrust@gmail.com
Email address

508-479-7117
Daytime telephone



CHECKLIST FOR SITE PLANS

(Applicant must initial each item or the application/petition will not be accepted.)

No.	Description	Initial	N/A
1.	One (1) electronic version of the site plans must be filed with the Board of Selectmen's office via email at jshanley@middleborough.com .	<u>JY</u>	_____
2.	Five (5) paper copies of the site plan must be filed with the Town Clerk's office, along with five (5) paper sets of the petition application (see top of "Petition Application" form).	<u>JY</u>	_____
a.	Show locus to reasonable scale (use corner of the site plan page).	<u>JY</u>	_____
b.	Show existing and proposed street lines, number & name.	<u>JY</u>	_____
c.	Show existing and/or proposed building, including accessory buildings.	<u>JY</u>	_____
d.	Show driveway and driveway openings.	<u>JY</u>	_____
e.	Show natural waterways (if any).	<u>JY</u>	_____
f.	Show distance from structure to wetlands.	<u>JY</u>	_____
g.	Show the location of all wetlands, which must be determined by a wetland's specialist, i.e., flagged on site plans, the area which is within twenty-five (25) feet of the wetland, the total area and location of the portion of any lot within one hundred (100) feet of any wetland and the land disturbing activity or activities proposed within the one hundred (100) and twenty-five (25) foot zones.		
h.	Show setback dimensions or distances from street and abutters.	<u>JY</u>	_____
i.	Show the footage for all lines of the property and the total area (either in square footage or acreage).	<u>JY</u>	_____
j.	Show topography, wetland delineations, local storm water discharge points, on site drainage systems and septic systems.	<u>JY</u>	_____
k.	Show details for work done or proposed for any component outlined in No. 1(j) (above).	<u>JY</u>	_____
l.	The plan is stamped by BOTH a registered Land Surveyor and a Civil Professional Engineer.	<u>JY</u>	_____

Note: If the site has no approval required other than a home lot, then a Land Surveyor stamp will be accepted.



2-6466

1" = 186 ft

Property Information

Property ID 003-4946
 Location RIVER ST
 Owner PAUL E TURNER CORP



**MAP FOR REFERENCE ONLY
 NOT A LEGAL DOCUMENT**

The Town makes no claims and no warranties, expressed or implied, concerning the validity or accuracy of the GIS data presented on this map.

Parcels updated 12/31/2012

300 ft. Abutters



CHECKLIST FOR PROJECT WRITTEN NARRATIVE

No.	Description	Initial	N/A
1.	Provide a written narrative explaining how you see the project complying with the WRPD bylaws and regulations.	<u>JY</u>	_____
2.	The submittal contains a Certified Abutter's list obtained from the Assessor's office, Town Hall, 10 Nickerson Ave.	<u>JY</u>	_____
3.	If your petition requests alterations or additions to a building, or structure, you should bring detailed plans which show the proposed alterations or additions.	_____	<u>JY</u>
4.	The submittal contains calculations for any proposed on-site stormwater <u>retainage</u> , storage tanks and spill containment, on site drainage and recharge.	_____	<u>JY</u>
5.	The submittal contains a statement that the project has been designed to minimize large scale lot disturbances and has implemented methods to encourage infiltration of site runoff and preservation of groundcover.	_____	<u>JY</u>
6.	The submittal contains a statement that there will be no removal of soil closer than four (4) feet to the groundwater table, as determined through Title 5 Soil Evaluation methods.	_____	<u>JY</u>
7.	The submittal contains a statement that if there is to be storage of hazardous wastes, sludges, deicing chemicals, fertilizers, or oil, that the appropriate methods have been provided to contain any spillage.	<u>JY</u>	_____
8.	The submittal contains a statement that outside stored material will have no impact to the groundwater.	<u>JY</u>	_____



February 15, 2015

Board of Selectmen
Town Hall Building
10 Nickerson Avenue
Middleborough, MA 02346

**Re: Initial Engineering Review
WRPD Application - Lot 3 River Street
ADE Job Number 2518.34**

Dear Board Members:

Atlantic Design Engineers, Inc. has completed our initial engineering review of the site plans for the above referenced project relative to a Special Permit request under the Water Resource Protection District (WRPD) bylaw. The plan is dated 11/13/14 and is prepared by Outback Engineering for Paul Turner Realty Trust of Lakeville, MA.

We have the following comments:

1. The project involves construction of a new driveway for a proposed single family dwelling and a portion (354 SF) of the driveway falls within the 25 foot no disturb zone to the adjacent wetland. The width of the driveway and the amount of disturbance to the 25 foot no disturb zone has been minimized.
2. The project has received an Order of Conditions from the Conservation Commission and has been considered a "limited project" as there is no other reasonable means of access to the upland area of the lot. Therefore, in our opinion, the project complies with Section 8.2.9.3.d.i of the WRPD bylaw.
3. The following are provided for the Board's consideration in their approval of the project:
 - The Board may want to consider requiring the driveway to be gravel to minimize the runoff to the adjacent wetland.
 - The Board may want to consider requiring some sort of permanent visual barrier (fence, vegetation, signs, etc.) at the limit of the 25 foot no disturb zone to prevent further/future encroachment into it. The majority of the development is immediately adjacent to the no disturb zone.

- The board may want to consider replication of the 354 SF of no build zone encroachment. Considering the openness of the lot, this could be in the form of appropriate plantings adjacent to the wetland in the area of where the encroachment occurs.

Please call if you have any questions or comments.

Sincerely,

ATLANTIC DESIGN ENGINEERS, INC.



Richard J. Tabaczynski, P.E.
Project Manager

CC: Outback Engineering, Inc.



Town of Middleborough

CONSERVATION COMMISSION

20 CENTRE STREET
MIDDLEBOROUGH, MASSACHUSETTS 02346

PHONE: 1-508-946-2406
FAX: 1-508-946-2309

MEMORANDUM

TO: Board of Selectmen

CC: Ruth Geoffroy, Town Planner
Robert Buker, Health Officer
Robert Whalen, Building Commissioner
Chris Peck, DPW Director

FROM: Patricia Cassady, Conservation Agent 

DATE: February 18, 2015

RE: W.R.P.D. Application: Lot 3, River Street (Map 3, Lot 4946)

The Conservation Commission issued an Order of Conditions on November 6, 2014 and an Amended Order of Conditions on December 22, 2014 for Lot 3 River Street (Map 3, Lot 4946) under DEP File # SE220-1212 for the new construction of a single family house, including associated site activities and amended to show the 25' no touch buffer to the approved wetland line. The plan of record is by Outback Engineering, Inc., stamped by Jeffrey D. Youngquist, PLS and Jason A. Youngquist, PE with a revision date of November 13, 2014.

Under the WRPD the exemptions for work allowed within the 25' no disturb zone this activity of a driveway within that zone does not qualify as one of the exemptions. This project was not filed with the Conservation Commission in the Notice of Intent or the Request to Amend the Order of Conditions as a limited project and is not proposed to cross any wetlands to access an upland area. This property is mapped as a Zone 4, however the 25' no disturb zone to a wetland resource area still applies. See a copy of the exemptions for Zone 4 attached. Therefore the driveway proposed in the 25' no disturb zone cannot be approved under the WRPD Bylaw.

If you have any questions regarding this application don't hesitate to contact the Conservation Department at 508-946-2406.

pjc

- a. Landfilling of sludge or septage as defined in 310 CMR 32.05 - *Land Application of Sludge and Sewage* unless such storage is in compliance with 310 CMR 32.30 and 310 CMR 32.31-*Land Application of Sludge and Sewage*.
- b. Storage of sludge and septage, unless such storage is in compliance with 310 CMR 32.30 and 310 CMR 32.31-*Land Application of Sludge and Sewage*.
- c. Municipal Sanitary Landfill
- d. There shall be no building, structure or land disturbing activity within twenty-five (25) feet of a "fresh water wetland" as defined by MGL Ch. 131, Section 40 – Massachusetts Wetlands Protection Act or a "wetland" as defined by 33CFR 328.3 and 40 CFR 230.3, the regulations promulgated under Section 404 of the Federal Clean Water Act, as of the effective date of this By-law except that necessary for:
 - i. limited projects as defined by 310 CMR 10.53 (3);
 - ii. creation of wetland replacement or flood storage mitigation;
 - iii. installation of drainage outfalls or outlet swales where no alternative is feasible due to elevation and hydraulic connection but not including primary drainage structures such as detention/retention basins, berms, water quality swales, etc.;
 - iv. maintenance and construction of trails, creation of public parks or resource improvement projects such as the cleaning of streams.may be permitted upon issuance of a Special Permit by the SPGA which shall consider the report and recommendations of the Board of Health, Planning Board and Conservation Commission. Such Special Permit may be conditional upon safeguards and requirements to protect water resources, health, safety and welfare, and shall be in compliance with the provisions of Section I. below. The SPGA shall determine to its satisfaction that any land disturbing activity or activities shall be in compliance with this provision and to that end may reasonably require any of the following:
 - v. determination of Applicability by the Conservation Commission;
 - vi. a plan certified by a Registered Land Surveyor which shows the location of all wetlands as set forth above and the area which is within twenty-five (25) feet of the wetland.
- e. Facilities that generate and treat, store or dispose of hazardous waste subject to MGL 21C and 310 CMR 30.000-*Hazardous Waste Regulations* as amended.
- f. Automobile service and repair shops including those accessory to new and used car dealerships.
- g. Automobile graveyards, junkyards and salvage yards, as defined in MGL Chapter 140B, Section 1 *Control of Certain Junkyards*.

Jacqueline Shanley

From: Patricia Cassady
Sent: Wednesday, February 18, 2015 3:51 PM
To: Jacqueline Shanley
Subject: RE: WRPD & Earth Removal Memo's from Conservation

Categories: Red Category

Hi Jackie,

As I just stated on the phone the WRPD for Lot 3 River Street is NOT exempt under one of the exemptions in the WRPD Bylaw for zone 4. It was NOT filed with the Con. Com. As a limited project nor does it qualify as a limited project.

If Rich or any of the BOS want to call me directly about it I would be happy to discuss it with them.

Thanks,
Tricia

From: Jacqueline Shanley
Sent: Wednesday, February 18, 2015 3:33 PM
To: Patricia Cassady
Subject: RE: WRPD & Earth Removal Memo's from Conservation

Hi,

Can you tell me if I'm reading your response correctly? You wrote that this cannot be approved under the WRPD Bylaw and that the project was not filed with Con Com for N.O.I. right?

I ask because Atlantic Design Engineers, who review for us, seems to be saying the complete opposite.

☺

If I miss you today, I will catch up with you tomorrow. I have an 8:30 a.m. meeting here that will probably last at least an hour.

Thanks.

Jackie

Jackie Shanley
Executive Assistant to Board of Selectmen
Town of Middleborough
10 Nickerson Ave.

Jacqueline Shanley

From: Patricia Cassady
Sent: Friday, February 20, 2015 11:05 AM
To: Jacqueline Shanley
Subject: RE: Atlantic Design-WRPD River St

That is what I figured. If you speak to him again tell him to feel free to call me in the future if he has any questions regarding a permit that the Conservation Commission has issued.

Thanks,
Tricia

From: Jacqueline Shanley
Sent: Friday, February 20, 2015 11:02 AM
To: Patricia Cassady
Subject: RE: Atlantic Design-WRPD River St

Thank you. I just saw and spoke with Richard Tabaczynski and showed him your memo to the Board. He explained to me that he only wrote in his review that the project was issued an OOC and is a limited project because that is what Outback Engineering wrote in their application cover letter.

Jackie Shanley
Executive Assistant to Board of Selectmen
Town of Middleborough
10 Nickerson Ave.
Middleborough, MA 02346
508 946-2405 Tel.
508 946-0058 Fax
jshanley@middleborough.com

From: Patricia Cassady
Sent: Friday, February 20, 2015 10:56 AM
To: Jacqueline Shanley
Subject: RE: Atlantic Design-WRPD River St



Hi Jackie,

Yeah this is not a limited project because the Notice of Intent was not filed that way (see attached). The driveway also would not qualify as a limited project because it is not crossing wetlands, it is the 25-foot no disturb which is not recognized under the Wetlands Protection Act.

Hope this makes it clear.

**Outback
Engineering**
Incorporated

165 East Grove Street
Middleboro, MA 02346

Tel # 508-946-9231

Fax # 508-947-8873

Civil Engineers + Land Surveyors + Wetland Scientists + Soil Laboratory

May 20, 2014

Middleboro Conservation Commission
Middleboro Town Offices
20 Center Street
Middleboro, MA 02346

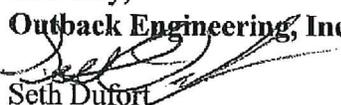
RE: Notice of Intent, Lot 3 off River Street, Map 3 Lot 4946, Middleboro, MA

Dear Commission Members:

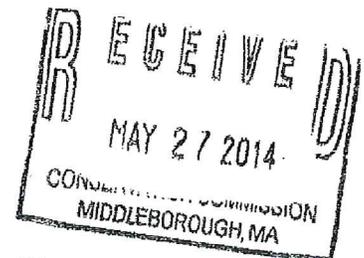
On behalf of the applicant Paul Turner Realty Trust, enclosed herewith please find eight (8) copies of a Notice of Intent and the accompanying plan regarding the above-referenced filing. Also enclosed you will find a check in the amount of \$262.50 payable to the Town of Middleboro to cover the filing fee along with a check payable to the South Coast Media Group in the amount of \$78.49 for the legal advertisement.

The applicant proposes to construct a single family house including the associated site work. A portion of the construction will fall within the 100' buffer zone to Bordering Vegetated Wetlands (BVW) and Top of Bank. To prevent siltation from reaching the resource areas a silt fence is shown on the plan.

Should you have any questions, require additional information, or desire to walk the site, please do not hesitate to contact me at the above listed phone number. **Please notify me of the date, time and venue of the public hearing.** Thank you.

Sincerely,
Outback Engineering, Inc.

Seth Dufort
Wetland Scientist

cc: Paul Turner Realty Trust
DEP, Southeast



FILE

TABLE OF CONTENTS

SECTION

Notice of Intent

Wetland Fee Transmittal Form

Figure 1: U.S.G.S. Topographic Site Locus Map with NHESP Data Priority and Estimated Habitat Layers

Attachment A: Abutter's List, Abutter Notification, Affidavit of Service

Attachment B Wetland Delineation Data Sheets

Attachment C: Subsurface Sewage Disposal System Design Lot 3 River Street Site Plan



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

Provided by MassDEP:

WPA Form 3 – Notice of Intent

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

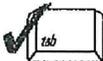
MassDEP File Number

Document Transaction Number

Middleboro

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.

A. General Information

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

Lot 3, off River Street

a. Street Address

Middleboro

b. City/Town

02346

c. Zip Code

Latitude and Longitude:

d. Latitude

e. Longitude

Map 3

f. Assessors Map/Plat Number

Lot 4946

g. Parcel /Lot Number

2. Applicant:

Paul Turner Realty Trust

a. First Name

b. Last Name

c. Organization

3 Fairway Drive

d. Street Address

Lakeville

e. City/Town

MA

f. State

02347

g. Zip Code

h. Phone Number

i. Fax Number

j. Email Address

3. Property owner (required if different from applicant): Check if more than one owner

same as applicant

a. First Name

b. Last Name

c. Organization

d. Street Address

e. City/Town

f. State

g. Zip Code

h. Phone Number

i. Fax Number

j. Email address

4. Representative (if any):

Seth

a. First Name

Dufort

b. Last Name

Outback Engineering, Inc.

c. Company

165 East Grove Street

d. Street Address

Middleboro

e. City/Town

MA

f. State

02346

g. Zip Code

h. Phone Number

i. Fax Number

j. Email address

5. Total WPA Fee Paid (from NOI Wetland Fee Transmittal Form):

\$500.00

a. Total Fee Paid

\$237.50

b. State Fee Paid

\$262.50

c. City/Town Fee Paid



Massachusetts Department of Environmental Protection
 Bureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent

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

Provided by MassDEP:

MassDEP File Number

Document Transaction Number

Middleboro

City/Town

A. General Information (continued)

6. General Project Description:

New construction single family house, including associated site activities.

7a. Project Type Checklist:

- | | |
|---|---|
| 1. <input checked="" type="checkbox"/> Single Family Home | 2. <input type="checkbox"/> Residential Subdivision |
| 3. <input type="checkbox"/> Limited Project Driveway Crossing | 4. <input type="checkbox"/> Commercial/Industrial |
| 5. <input type="checkbox"/> Dock/Pier | 6. <input type="checkbox"/> Utilities |
| 7. <input type="checkbox"/> Coastal Engineering Structure | 8. <input type="checkbox"/> Agriculture (e.g., cranberries, forestry) |
| 9. <input type="checkbox"/> Transportation | 10. <input type="checkbox"/> Other |

7b. Is any portion of the proposed activity eligible to be treated as a 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:

2. Limited Project

** not limited Project*

8. Property recorded at the Registry of Deeds for:

Plymouth

a. County

Bk 38898

c. Book

b. Certificate # (if registered land)

Pg 108

d. Page Number

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

- 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.
- Inland Resource Areas (see 310 CMR 10.54-10.58; if not applicable, go to Section B.3, Coastal Resource Areas).

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

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

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
a. <input type="checkbox"/> Bank	1. linear feet	2. linear feet
b. <input type="checkbox"/> Bordering Vegetated Wetland	1. square feet	2. square feet
c. <input type="checkbox"/> Land Under Waterbodies and Waterways	1. square feet	2. square feet
	3. cubic yards dredged	

Incorporated 1669



CRANBERRY CAPITAL
OF THE WORLD

Town of Middleborough

Massachusetts

Department of Public Works

48 Wareham Street

Middleborough, MA 02346

Phone 508-946-2481 Fax 508-946-2484



DIVISIONS

Highway

Sanitation

Insect & Pest Control

Tree Warden

Wastewater

Water

Christopher Peck
D. P. W. Director

February 11, 2015

Town of Middleborough
Board of Selectmen
10 Nickerson Avenue
Middleborough, Ma 02346

Subject: River Street- Lot 3- WRPD Special Permit Application

Dear Board Members,

At your request I have reviewed Water Resource Protection District (WRPD) Application Lot 3 River Street on behalf of the Middleborough Highway Department. As part of the package we received the following:

- "Petition Application for a WRPD Special Permit", Narrative and plans, prepared Outback Engineering, Inc., dated January 20, 2015.

At this time the Highway Department offers the following comments:

1. The applicant should be required to apply for a Town of Middleborough road opening permit for any underground utilities that will be installed within the road layout of River Street. This permit may be obtained at the Department of Public Works.
2. The applicant shall be required to apply for a curb cut permit for the proposed driveway. This permit may be obtained at the Department of Public Works.

Very Truly Yours,

Christopher Peck
Director of Public Works

Cc: Town Manager
Planning Board



Town of Middleborough
20 Centre Street, Second Floor
Middleborough, Massachusetts 02346

Robert J. Whalen
Building Commissioner
Tel. 508-946-2426
Fax 508-946-2305

February 9, 2015

Middleborough Board of Selectmen
Middleborough Town Offices
10 Nickerson Ave
Middleborough, MA 02346

RE: W.R.P.D. Application located at Lot#3 River Street, Assessor's Map: 003 Lot: 4946

Honorable Board,

I have reviewed the plan submitted for Paul Turner Realty Trust designed by Outback Engineering, Inc for W.R.P.D. application for the location of Lot #3 River Street. This application is for a Special Permit under the Water Resource Protection District By-Law to allow the construction of a driveway for a single family dwelling within the twenty-five (25) feet of a fresh water wetland area.

This use would be allowed under 310 CMR 10.53 (e) limited projects.

Respectfully submitted,

Robert J. Whalen
Building Commissioner
Zoning Enforcement Officer

RJW/d



Town of Middleborough

Massachusetts

Board of Selectmen

MEMORANDUM

TO: Ruth Geoffroy, Planning Director
Patricia Cassady, Conservation Commission Agent
Robert Whalen, Building Commissioner
Robert Buker, Health Officer
Chris Peck, DPW Director

FROM: Jackie Shanley
Executive Assistant to the Board of Selectmen

DATE: February 3, 2015

SUBJECT: **W.R.P.D. Application – Paul Turner Realty Trust, Lot 3, River Street, Map 3, Lot 4946**

Attached is a W.R.P.D. application filed by Outback Engineering, Inc. for a Special Permit under the Water Resource Protection District By-law.

This application will be heard by the Board of Selectmen at its meeting on **February 23, 2015 at 7:30 PM.**

Please provide **remarks or concerns** regarding the request to the Selectmen's Office **by, or before, Noon on Wednesday, February 18th.**

Thank you.

Attachments