

Commonwealth of Massachusetts
Executive Office of Environmental Affairs ■ MEPA Office

ENF Environmental Notification Form

For Office Use Only
Executive Office of Environmental Affairs
 EOE No.: 14334
 MEPA Analyst: AME CANADAY
 Phone: 617-626-1035

The information requested on this form must be completed to begin MEPA Review in accordance with the provisions of the Massachusetts Environmental Policy Act, 301 CMR 11.00.

Project Name: NFAA-DFW Land Exchange		
Street: Old County Road		
Municipality: East Sandwich	Watershed: Cape and Islands	
Universal Transverse Mercator Coordinates:	Latitude: 41° 43.688' N Longitude: 70° 25.829' W	
Estimated commencement date: Q1 2009	Estimated completion date: Q1 2009	
Approximate cost: \$10,000	Status of project design: 95% complete	
Proponent: Nye Family of America Association, Inc.		
Street: 85 Old County Road, P.O. Box 134		
Municipality: East Sandwich	State: MA	02537
Name of Contact Person From Whom Copies of this ENF May Be Obtained: Jack Vaccaro		
Firm/Agency: Vaccaro Environmental Consulting	Street: 137 Route 6A, P.O. Box 955	
Municipality: Sandwich	State: MA	Zip Code: 02563
Phone: (508) 888-5855	Fax: (508) 888-0564	E-mail: jackvaccaro@msn.com

- Does this project meet or exceed a mandatory EIR threshold (see 301 CMR 11.03)?
 Yes No
- Has this project been filed with MEPA before?
 Yes (EOEA No. _____) No
- Has any project on this site been filed with MEPA before?
 Yes (EOEA No. _____) No
- Is this an Expanded ENF (see 301 CMR 11.05(7)) requesting:
- a Single EIR? (see 301 CMR 11.06(8)) Yes No
 - a Special Review Procedure? (see 301 CMR 11.09) Yes No
 - a Waiver of mandatory EIR? (see 301 CMR 11.11) Yes No
 - a Phase I Waiver? (see 301 CMR 11.11) Yes No

Identify any financial assistance or land transfer from an agency of the Commonwealth, including the agency name and the amount of funding or land area (in acres):

The project involves a mutually beneficial exchange of lands between the Nye Family of America Association, Inc ("NFAA") and the Division of Fisheries and Wildlife ("DFW"). The NFAA seeks to secure approximately 1.4 acres of land immediately adjacent to its museum complex on Old County Road, in exchange for approximately 2.74 acres of undeveloped land abutting other DFW land off Old County Road. No alteration to either of the two parcels is proposed at this time.

Are you requesting coordinated review with any other federal, state, regional, or local agency?
 Yes (Specify _____) No

List Local or Federal Permits and Approvals:

Which ENF or EIR review threshold(s) does the project meet or exceed (see 301 CMR 11.03):

- | | | |
|--|---------------------------------------|--|
| <input checked="" type="checkbox"/> Land | <input type="checkbox"/> Rare Species | <input type="checkbox"/> Wetlands, Waterways, & Tidelands |
| <input type="checkbox"/> Water | <input type="checkbox"/> Wastewater | <input type="checkbox"/> Transportation |
| <input type="checkbox"/> Energy | <input type="checkbox"/> Air | <input type="checkbox"/> Solid & Hazardous Waste |
| <input type="checkbox"/> ACEC | <input type="checkbox"/> Regulations | <input type="checkbox"/> Historical & Archaeological Resources |

Summary of Project Size & Environmental Impacts	Existing	Change	Total	State Permits & Approvals
LAND				<input type="checkbox"/> Order of Conditions <input type="checkbox"/> Superseding Order of Conditions <input type="checkbox"/> Chapter 91 License <input type="checkbox"/> 401 Water Quality Certification <input type="checkbox"/> MHD or MDC Access Permit <input type="checkbox"/> Water Management Act Permit <input type="checkbox"/> New Source Approval <input type="checkbox"/> DEP or MWRA Sewer Connection/ Extension Permit <input type="checkbox"/> Other Permits (including Legislative Approvals) – Specify:
Total site acreage	4.13 acres			
New acres of land altered		0		
Acres of impervious area	0	0	0	
Square feet of new bordering vegetated wetlands alteration		0		
Square feet of new other wetland alteration		0		
Acres of new non-water dependent use of tidelands or waterways		0		
STRUCTURES				
Gross square footage	480 sf	0	480 sf	
Number of housing units	0	0	0	
Maximum height (in feet)	25 ft.	-	25 ft.	
TRANSPORTATION				
Vehicle trips per day	0	0	0	
Parking spaces	0	0	0	
WATER/WASTEWATER				
Gallons/day (GPD) of water use	0	0	0	
GPD water withdrawal	0	0	0	
GPD wastewater generation/ treatment	0	0	0	
Length of water/sewer mains (in miles)	0	0	0	

CONSERVATION LAND: Will the project involve the conversion of public parkland or other Article 97 public natural resources to any purpose not in accordance with Article 97?

- Yes (refer to project description, page 3) No

Will it involve the release of any conservation restriction, preservation restriction, agricultural preservation restriction, or watershed preservation restriction?

- Yes (Specify _____) No

RARE SPECIES: Does the project site include Estimated Habitat of Rare Species, Vernal Pools, Priority Sites of Rare Species, or Exemplary Natural Communities?

Yes (Both parcels are located within Priority Habitat) No

HISTORICAL / ARCHAEOLOGICAL RESOURCES: Does the project site include any structure, site or district listed in the State Register of Historic Place or the inventory of Historic and Archaeological Assets of the Commonwealth?

Yes (The parcels are located within the Old King's Highway Historic District) No

If yes, does the project involve any demolition or destruction of any listed or inventoried historic or archaeological resources?

Yes (Specify _____) No

AREAS OF CRITICAL ENVIRONMENTAL CONCERN: Is the project in or adjacent to an Area of Critical Environmental Concern?

Yes (Specify _____) No

PROJECT DESCRIPTION: The project description should include (a) a description of the project site, (b) a description of both on-site and off-site alternatives and the impacts associated with each alternative, and (c) potential on-site and off-site mitigation measures for each alternative (*You may attach one additional page, if necessary.*)

The Nye Family of America Association ("NFAA"), a federally recognized non-profit organization, and the Division of Fisheries and Wildlife ("DFW") have agreed to exchange two parcels of land adjacent to their other properties off Old County Road in East Sandwich. The proposed land exchange serves the mission and purposes of both agencies, and has been endorsed and formally approved by their governing bodies. The two parcels involved in this exchange are as follows:

- Parcel 1, consisting of 2.74 acres of land, now held by the Nye Family of America, is to be conveyed to the Division of Fisheries and Wildlife.
- Parcel 2, consisting of 1.39 acres of land, now held by the Division of Fisheries and Wildlife, is to be conveyed to the Nye Family of America – Benjamin Nye Homestead & Museum.

The conveyance of Parcel 1 will ensure that the NFAA will be able to adequately protect and maintain the 1681 Benjamin Nye Homestead & Museum and the 1889 East Sandwich Grange Hall which are now on two small and separated parcels of land consisting of only 6,000 square feet each. Parcel 1 will also convey to the Nye Family of America the badly deteriorated former water mill building (circa 1858), which the Association, intends to eventually restore as an historic water-milling & land-use museum. Because these three buildings represent a Cape Cod agricultural tradition spanning three centuries, it is essential that they be unified under one non-profit ownership. The Benjamin Nye Homestead is listed on the National Register of Historic Places, one of only four buildings in Sandwich individually listed on the National Register of Historic Places.

The conveyance of Parcel 2 will augment and strengthen the Division of Fisheries and Wildlife's key land holdings. Parcel 2 is surrounded on three sides by the Division's existing conservation land. The conveyance will include ownership of a road right of way that will provide direct access from Old County Road to the Division's major holding known as the East Sandwich Game Farm.