

# ENF Environmental Notification Form

For Office Use Only Executive Office of Environmental Affairs	
EOEA No.:	<u>13135</u>
MEPA Analyst:	<u>DEIRDRE BUCKLEY</u>
Phone: 617-626-	<u>1044</u>

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: Gwendolyn Hobbs Propose to License & Maintain Existing Timber Pier, Ramp & Float		
Street: 32 Arey's Lane		
Municipality: Orleans	Watershed: Cape Cod	
Universal Tranverse Mercator Coordinates:	Latitude: 041° 45' 32" N Longitude: 069° 58' 49" W	
Estimated commencement date: <b>Existing N/A</b>	Estimated completion date: <b>Existing N/A</b>	
Approximate cost: <b>N/A</b>	Status of project design: 100 %complete	
Proponent: Gwendolyn Hobbs		
Street: c/o The Melrose, 601 Main St./ Rt. 28		
Municipality: Harwich Port	State: MA	Zip Code: 02646
Name of Contact Person From Whom Copies of this ENF May Be Obtained: Beth E. Hays		
Firm/Agency: Coastal Engineering Co., Inc.	Street: 260 Cranberry Hwy	
Municipality: Orleans	State: MA	Zip Code: 02653
Phone: 508-255-6511	Fax: 508-255-6700	E-mail: bhays@ceccapecod.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))           | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| a Special Review Procedure? (see 301CMR 11.09) | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| a Waiver of mandatory EIR? (see 301 CMR 11.11) | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| a Phase I Waiver? (see 301 CMR 11.11)          | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> 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): N/A

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

List Local or Federal Permits and Approvals: Local Order of Conditions-Project #03N29, Negative Determination of Applicability

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

- |  |                                       |  |
|--|---------------------------------------|--|
| <input 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 checked="" 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
<b>LAND</b>				<input checked="" type="checkbox"/> Order of Conditions <input type="checkbox"/> Superseding Order of Conditions <input checked="" 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	.13+/-			
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		
<b>STRUCTURES</b>				
Gross square footage	242	0	242	
Number of housing units	0	0	0	
Maximum height (in feet)	4'	0	4'	
<b>TRANSPORTATION</b>				
Vehicle trips per day	0	0	0	
Parking spaces	0	0	0	
<b>WATER/WASTEWATER</b>				
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 (Specify \_\_\_\_\_)  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 (Specify \_\_\_\_\_ )  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 (Specify \_\_\_\_\_ )  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: Pleasant Bay )  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.*)

This project involves the Chapter 91 Licensing of an existing timber pier, accessory to a single family residence. No work is being proposed under this filing. The existing pier includes a fixed section, 4'x28' over a salt marsh, a 3'x10' seasonal ramp, and a 4'x25' seasonal float. The seasonal portions of the pier are removed during the offseason, and stored on the upland.

The project locus is within Arey's Pond, a salt pond within Pleasant Bay. Most of the residences along the shoreline of Arey's Pond have seasonal or permanent piers for recreational boating. There is a Town Landing adjacent to the project locus, as well as a private marina, near to the east of the locus. The Pond is also utilized extensively for boat moorings. In summary, the project site is within an area utilized for private recreational boating purposes.

This pier was in existence, continuous use, and in its current configuration since 1967. The impacts of the use of the pier was evaluated and documented in a report prepared by Woods Hole Group (see Appendix A). The report found that the existence and use of the pier has had no adverse impacts on the resource areas. A shellfish survey and evaluation (see Appendix A) was also conducted which found that the area surrounding the pier is not conducive to shellfish habitat due to the extensive cover of *Ulva* and other Sub-Aquatic Vegetation.

The Orleans Conservation Commission concurred, in the issuance of an Order of Conditions (see Appendix A), that the historic use of the pier has not been adverse to the resource areas. However, to insure similar results in the future, the Orleans Conservation Commission conditioned the use of the pier to its historic use, and limited the size of vessels and size of motors that may utilize the pier.

No work is being proposed, therefore no alternative analysis is presented.