

ENF Environmental Notification Form

For Office Use Only
Executive Office of Environmental Affairs

EOEA No.: 13323
MEPA Analyst: Janet Hutchins
Phone: 617-626-1023

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: UPTON - NORTHBRIDGE LAND SWAP		
Street: Quaker Street, (adjacent to Blackstone River State Park) **		
Municipality: Northbridge	Watershed: Blackstone	
Universal Transverse Mercator Coordinates:	Latitude: 42.1259	Longitude: 71.6318
Estimated commencement date: N/A	Estimated completion date: N/A	
Approximate cost: N/A	Status of project design: N/A %complete	
Proponent: Eugene Gurvits, Trustee of Hammer I Realty Trust		
Street: c/o James R. Peluso, Esq., Bernkopf Goodman LLP, 125 Summer Street, Suite 1300		
Municipality: Boston	State: MA	Zip Code: 02110-1621
Name of Contact Person From Whom Copies of this ENF May Be Obtained: James R. Peluso, Esquire		
Firm/Agency: Bernkopf, Goodman LLP	Street: 125 Summer Street, Suite 1300	
Municipality: Boston	State: MA	Zip Code: 02110-1621
Phone: (617) 790-3362	Fax: (617) 790-3300	E-mail: jpeluso@bg-llp.com

** See also Environmental Notification Form for Lackey Street, Upton, MA filed herewith.

- 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 301 CMR 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): NONE

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

List Local or Federal Permits and Approvals: NONE

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

- Land
 Water
 Energy
 ACEC

- Rare Species
 Wastewater
 Air
 Regulations

- Wetlands, Waterways, & Tidelands
 Transportation
 Solid & Hazardous Waste
 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 checked="" type="checkbox"/> Other Permits <i>(including Legislative Approvals) – Specify:</i> Chapter 231 of the Acts of 2000
Total site acreage	0.3405			
New acres of land altered		N/A		
Acres of impervious area	N/A	N/A	N/A	
Square feet of new bordering vegetated wetlands alteration		N/A		
Square feet of new other wetland alteration		N/A		
Acres of new non-water dependent use of tidelands or waterways		N/A		
STRUCTURES				
Gross square footage	N/A	N/A	N/A	
Number of housing units	N/A	N/A	N/A	
Maximum height (in feet)	N/A	N/A	N/A	
TRANSPORTATION				
Vehicle trips per day	N/A	N/A	N/A	
Parking spaces	N/A	N/A	N/A	
WATER/WASTEWATER				
Gallons/day (GPD) of water use	N/A	N/A	N/A	
GPD water withdrawal	N/A	N/A	N/A	
GPD wastewater generation/treatment	N/A	N/A	N/A	
Length of water/sewer mains (in miles)	N/A	N/A	N/A	

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: Being exchanged for other land, per Chapter 231 of Acts of 2000, a copy of which is attached) No

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

Yes (Specify: Limited restrictions with reverter to be included in Deed from the Commonwealth) 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 _____) 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.*)

For a project description, see Project Description attached here and made a part hereof. See also the related Environmental Notification Form for Lackey Street, Upton, Massachusetts, the parcel to be exchanged with the Commonwealth of Massachusetts for the parcel described herein, filed herewith.

ENVIRONMENTAL NOTIFICATION FORM

PROPONENT: EUGENE GURVITS, AS TRUSTEE OF
HAMMER I REALTY TRUST

PROJECT DESCRIPTION

This Environmental Notification Form is being filed in connection with an agreed exchange of two parcels of vacant, conservation land to correct a title defect with respect to a parcel of residential property now known as 64 Lackey Street, and formerly known as Lackey Road, Upton, Massachusetts (the "Affected Parcel"), that appears to date back over one hundred fifty years, but was not uncovered until 1992.

Vincent F. Lioce and Kenneth E. Thomas (the "Owners") purchased the Affected Parcel by Deed dated February 13, 1985. In or about 1992, it came to the attention of the Owners that: (a) a portion of their property was claimed by the State to be a part of the Upton State Forest; (b) a portion of their house was actually located on land belonging to the Upton State Forest; and (c) as a result, their residence did not meet the necessary set backs to comply with the Town of Upton zoning requirements.

As a result, the Owners and the Commonwealth agreed to swap comparable areas of land to allow the Affected Parcel to comply with zoning requirements and for the Commonwealth to receive a comparable parcel of conservation land located along the Blackstone River off Plummer Road in Northbridge, Massachusetts (the "Exchange Parcel") to be added to the Blackstone River Heritage State Park. On August 10, 2000, the Massachusetts legislature passed and the Governor signed Chapter 231 of the Acts of 2000, which specifically provides for and authorizes this exchange. A copy of said Chapter 231 is enclosed as a part of this Form.

The Commonwealth of Massachusetts, acting through its Division of Capital Asset Management and Maintenance has agreed to the exchange upon compliance with the environmental notification provisions of 301 CMR 11.00. All other requirements for the property exchange have been satisfied.

This Environmental Notification Form is being filed by Eugene Gurvits, Trustee of Hammer I Realty Trust, the current owner of the Exchange Parcel at the request of the Division of Capital Asset Management and Maintenance.

Also attached hereto and made a part hereof are the first three pages of an Environmental Notification Form containing information about the Exchange Parcel

#292899 v1/3640/8921

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MEPA Analyst:	Janet Hutchins
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** See also Environmental Notification Form for Quaker Street, Northbridge, MA filed herewith.

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