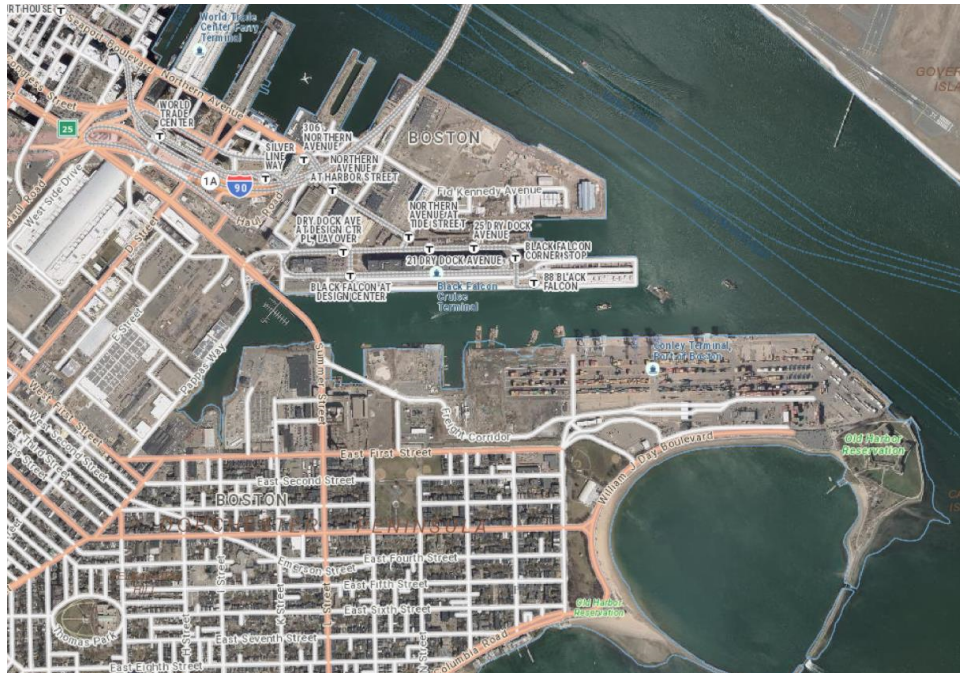


NOTICE OF INTENT APPLICATION

PIER ASPHALT AND DECK REPAIRS



**88 Black Falcon Avenue
Boston, MA**

May 2021

**Applicant:
Massachusetts Port Authority
One Harborside Drive
East Boston, MA, 02128**

Prepared by:



15 Creek Road | Marion, Massachusetts 02738
t: 508.748.0937 | 800.668.3220
www.Foth.com



*Notice of Intent Permit Application
Massachusetts Port Authority
88 Black Falcon Avenue
Boston, MA
May 2021*

DEP Notice of Intent Application WPA Form 3



EXTENSION FORM

The undersigned hereby allows the **Boston Conservation Commission** an extension of time, beyond the statutory limit, to review an application or issue a final decision under the Massachusetts Wetlands Protection Act, M.G.L. Chapter 131, Section 40, and the Boston Wetlands Ordinance, Boston City Code, Ordinances, Chapter 7-1.4d during the state of emergency declared by the Governor on March 10, 2020.

Applicant:

Peter DeBruin Massachusetts Port Authority
a. First Name b. Last Name c. Company

One Harborside Drive
d. Mailing Address

East Boston MA 02128
e. City/Town f. State g. Zip Code

617-568-3583 PDeBruin@massport.com
h. Phone Number i. Fax Number j. Email address

Peter DeBruin 5/19/21
Signature of Applicant Date

Property Owner (if different):

a. First Name b. Last Name c. Company

d. Mailing Address

e. City/Town f. State g. Zip Code

h. Phone Number i. Fax Number j. Email address

Signature of Property Owner (if different) Date

Applications will only be accepted when submitted with a properly executed Extension Form.



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
Boston
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):

<u>88 Black Falcon Avenue</u>	<u>Boston</u>	<u>02210</u>
a. Street Address	b. City/Town	c. Zip Code
Latitude and Longitude:	<u>42deg 20'38" N</u>	<u>71deg 01' 18" E</u>
	d. Latitude	e. Longitude
<u> </u>	<u>0602674016</u>	
f. Assessors Map/Plat Number	g. Parcel /Lot Number	

2. Applicant:

<u>Peter</u>	<u>DeBruin</u>	
a. First Name	b. Last Name	
<u>Massachusetts Port Authority</u>		
c. Organization		
<u>One Harborside Drive</u>		
d. Street Address		
<u>East Boston</u>	<u>MA</u>	<u>02128</u>
e. City/Town	f. State	g. Zip Code
<u>617-568-3583</u>	<u>PDeBruin@massport.com</u>	
h. Phone Number	i. Fax Number	j. Email Address

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

<u> </u>	<u> </u>	
a. First Name	b. Last Name	
<u> </u>		
c. Organization		
<u> </u>		
d. Street Address		
<u> </u>	<u> </u>	<u> </u>
e. City/Town	f. State	g. Zip Code
<u> </u>	<u> </u>	<u> </u>
h. Phone Number	i. Fax Number	j. Email address

4. Representative (if any):

<u>Susan</u>	<u>Nilson</u>	
a. First Name	b. Last Name	
<u>Foth Infrastructure &Environmental, LLC</u>		
c. Company		
<u>15 Creek Road</u>		
d. Street Address		
<u>Marion</u>	<u>MA</u>	<u>02738</u>
e.	f. State	g. Zip Code
<u>508-762-0764</u>	<u>Susan.Nilson@foth.com</u>	
h. Phone Number	i. Fax Number	j. Email address

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

<u>\$312.50</u>	<u>\$237.50</u>	<u>\$75 (per Boston Conservation)</u>
a. Total Fee Paid	b. State Fee Paid	c. City/Town Fee Paid



Massachusetts Department of Environmental Protection
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A. General Information (continued)

6. General Project Description:

The proposed project consists of pier asphalt and deck repairs at the east end of the 88 Black Falcon Avenue.

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

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

10.24(7)(C) Maintenance and improvement of existing public roadways

2. Limited Project Type

If the proposed activity is eligible to be treated as an Ecological Restoration Limited Project (310 CMR10.24(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:

Suffolk	
a. County	b. Certificate # (if registered land)
14940	63
c. Book	d. Page Number

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

- 1. 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.



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

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

<u>Resource Area</u>	<u>Size of Proposed Alteration</u>	<u>Proposed Replacement (if any)</u>
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	

<u>Resource Area</u>	<u>Size of Proposed Alteration</u>	<u>Proposed Replacement (if any)</u>
d. <input type="checkbox"/> Bordering Land Subject to Flooding	1. square feet	2. square feet
	3. cubic feet of flood storage lost	4. cubic feet replaced
e. <input type="checkbox"/> Isolated Land Subject to Flooding	1. square feet	
	2. cubic feet of flood storage lost	3. cubic feet replaced
f. <input type="checkbox"/> Riverfront Area	1. Name of Waterway (if available) - specify coastal or inland	

2. Width of Riverfront Area (check one):

- 25 ft. - Designated Densely Developed Areas only
- 100 ft. - New agricultural 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 Riverfront Area:

a. total square feet _____ b. square feet within 100 ft. _____ c. square feet between 100 ft. and 200 ft. _____

5. Has an alternatives analysis been done and is it attached to this NOI? Yes No

6. Was the lot where the activity is proposed created prior to August 1, 1996? Yes No

3. Coastal Resource Areas: (See 310 CMR 10.25-10.35)

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



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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 document transaction number (provided on your receipt page) with all supplementary information you submit to the Department.

<u>Resource Area</u>	<u>Size of Proposed Alteration</u>	<u>Proposed Replacement (if any)</u>
a. <input checked="" type="checkbox"/> Designated Port Areas	Indicate size under Land Under the Ocean, below	
b. <input type="checkbox"/> Land Under the Ocean	_____	
	1. square feet	

	2. cubic yards dredged	
c. <input type="checkbox"/> Barrier Beach	Indicate size under Coastal Beaches and/or Coastal Dunes below	
d. <input type="checkbox"/> Coastal Beaches	_____	_____
	1. square feet	2. cubic yards beach nourishment
e. <input type="checkbox"/> Coastal Dunes	_____	_____
	1. square feet	2. cubic yards dune nourishment
	<u>Size of Proposed Alteration</u>	<u>Proposed Replacement (if any)</u>
f. <input type="checkbox"/> Coastal Banks	_____	
	1. linear feet	
g. <input type="checkbox"/> Rocky Intertidal Shores	_____	
	1. square feet	
h. <input type="checkbox"/> Salt Marshes	_____	_____
	1. square feet	2. sq ft restoration, rehab., creation
i. <input type="checkbox"/> Land Under Salt Ponds	_____	
	1. square feet	

	2. cubic yards dredged	
j. <input type="checkbox"/> Land Containing Shellfish	_____	
	1. square feet	
k. <input type="checkbox"/> Fish Runs	Indicate size under Coastal Banks, inland Bank, Land Under the Ocean, and/or inland Land Under Waterbodies and Waterways, above	

	1. cubic yards dredged	
l. <input checked="" type="checkbox"/> Land Subject to Coastal Storm Flowage	944 +/-	
	1. square feet	

4. Restoration/Enhancement
If the project is for the purpose of restoring or enhancing a wetland resource area in addition to the square footage that has been entered in Section B.2.b or B.3.h above, please enter the additional amount here.

_____	_____
a. square feet of BVW	b. square feet of Salt Marsh

5. Project Involves Stream Crossings

_____	_____
a. number of new stream crossings	b. number of replacement stream crossings



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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 No **If yes, include proof of mailing or hand delivery of NOI to:**

**Natural Heritage and Endangered Species Program
Division of Fisheries and Wildlife
1 Rabbit Hill Road
Westborough, MA 01581**

b. Date of map _____

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

* Some projects **not** in Estimated Habitat may be located in Priority Habitat, and require NHESP review (see <https://www.mass.gov/endangered-species-act-mesa-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.



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

(c) MESA filing fee (fee information available at <https://www.mass.gov/how-to/how-to-file-for-a-mesa-project-review>).
 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, <https://www.mass.gov/service-details/exemptions-from-review-for-projectsactivities-in-priority-habitat>; 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 # _____ 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 Cape & Islands: North Shore - Hull to New Hampshire border:

Division of Marine Fisheries -
 Southeast Marine Fisheries Station
 Attn: Environmental Reviewer
 836 South Rodney French Blvd.
 New Bedford, MA 02744
 Email: dmf.envreview-south@mass.gov

Division of Marine Fisheries -
 North Shore Office
 Attn: Environmental Reviewer
 30 Emerson Avenue
 Gloucester, MA 01930
 Email: dmf.envreview-north@mass.gov

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.

- c. Is this an aquaculture project? d. Yes No

If yes, include a copy of the Division of Marine Fisheries Certification Letter (M.G.L. c. 130, § 57).



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

4. Is any portion of the proposed project within an Area of Critical Environmental Concern (ACEC)?
a. Yes 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.
b. ACEC
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?
a. Yes No
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:
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.

Online Users:
Include your document transaction number (provided on your receipt page) with all supplementary information you submit to the Department.



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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. List the titles and dates for all plans and other materials submitted with this NOI.

<u>Plans Prepared for Massachusetts Port Authority, Black Falcon Cruise Terminal</u>	
a. Plan Title	
<u>Foth Infrastructure & Environment, LLC</u>	<u>John DeRuggeris, PE</u>
b. Prepared By	c. Signed and Stamped by
<u>5/12/21</u>	<u>Set on Plans</u>
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. Fee 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:

<u>11968</u>	<u>5/18/21</u>
2. Municipal Check Number	3. Check date
<u>11967</u>	<u>5/18/21</u>
4. State Check Number	5. Check date
<u>Susan (Foth Infrastructure & ENvironment, LLC)</u>	<u>Nilson</u>
6. Payor name on check: First Name	7. Payor name on check: Last Name



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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.

Peter DeBruin
1. Signature of Applicant

5/14/21
2. Date

3. Signature of Property Owner (if different)

[Signature]
5. Signature of Representative (if any)

4. Date
5/18/2021
6. 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.



Table of Attachments

Attachment A	Project Narrative and Alternatives
Attachment B	USGS Map
Attachment C	Photographic Documentation
Attachment D	Project Plan Set
Attachment E	FEMA FIRMettes
Attachment F	South Boston Designated Port Area Map
Attachment G	Abutter Documentation
Attachment H	Notice of Intent Fee Documentation



*Notice of Intent Permit Application
Massachusetts Port Authority
88 Black Falcon Avenue
Boston, MA
May 2021*

Attachment A
Project Narrative and Alternatives

Project Narrative, Alternatives, and Performance Standards Pier Asphalt and Deck Repairs

May 2021



Site Overview (Image Source: Google Earth)

Introduction

The proposed project is located at 88 Black Falcon Avenue, Boston, MA (subject property) along the Inner Boston Harbor. The pier is an industrial and commercial site adjacent to the Black Falcon Cruise Terminal. The subject property is located at the east end of the pier which services a range of vessels of varying lengths including cruise ships. The property (Assessors Map Parcel Number 0602674015) is owned by Massachusetts Port Authority (Massport, Applicant). Massport is seeking a permit to replace the damaged asphalt pavement, minor deck repairs, and replace necessary drainage structures along the pier deck. The existing structure has been a commercial and industrial pier and the area to be repaired is travelled by varying types of vehicles. A USGS location map is provided in Attachment B.

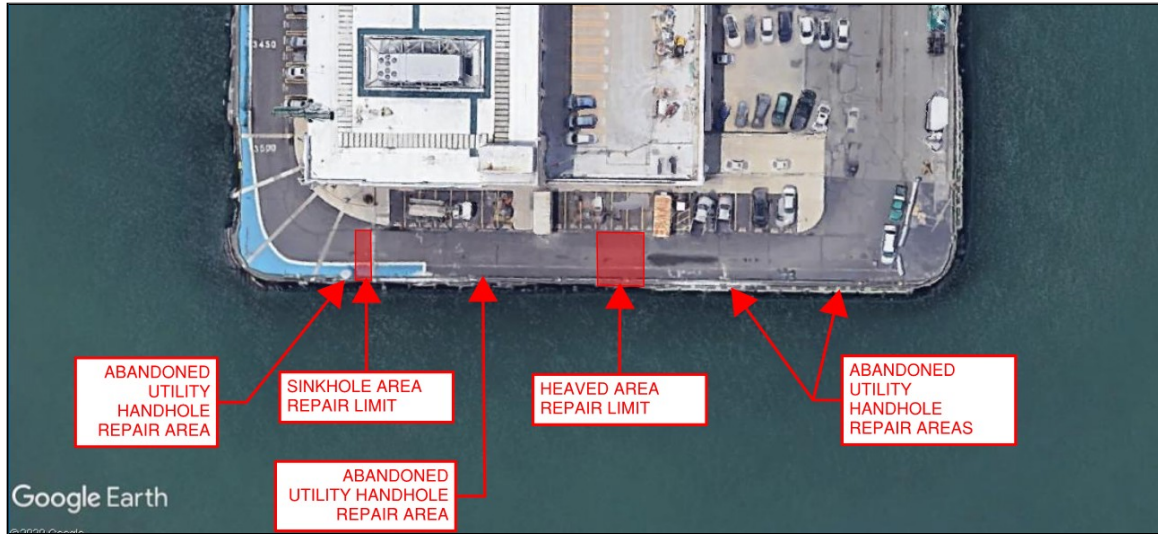
Existing Conditions

The deterioration of the asphalt has occurred over time due to wear and tear that occurs with pavement in the northeast climate. Based on a previous investigation the damage appears to be surface damage and not to the underlying concrete base. The damaged sections of pavement include areas that have heaved asphalt paving and sink holes. The sum of these areas total to approximately 944 square feet with potential for larger repair areas identified following asphalt removal. Photographs of the existing conditions can be found in Attachment C.

Project Goals

The purpose of the proposed project is to repair the pavement, replace a drainage structure located within the heaved asphalt, replace the expansion joints within the pavement repair locations and replace utility access hand-holes at the subject property and allow safe use of the pier roadway.

Proposed Project



The proposed project includes sections along the pier roadway east of the 88 Black Flacon building. This includes four locations for repairs to utility hand holes, a repair to a sink hole, and drainage manhole repair at the location of heaved pavement to be repaired. Each hand hole repair is 5 square feet for 20 square feet total replacement area of hand holes. The sink hole repair will encompass 140 square feet (5' by 28') of roadway, and the drainage manhole repair with the asphalt repair will impact 784 square feet (28' by 28') of the roadway. Total impact to the paved area is 944 square feet.

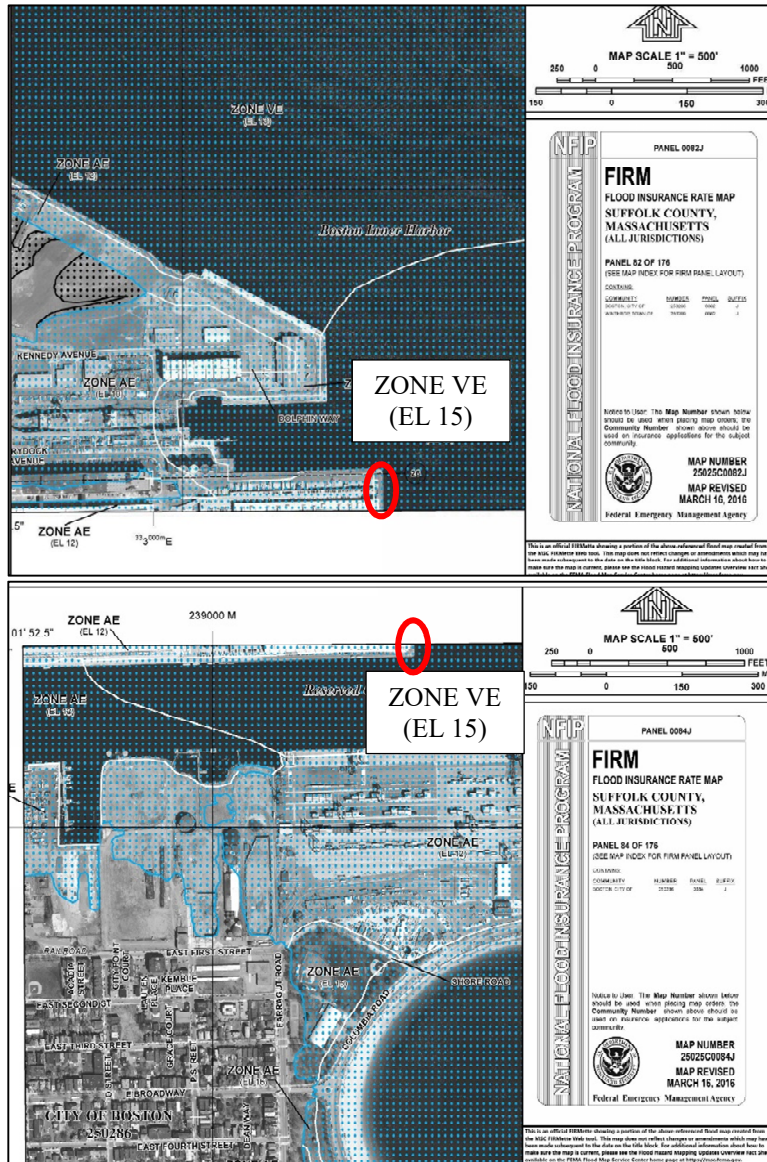
The utility hand-hole repair includes repairing or replacing the existing utility hand-holes as necessary and replacing the existing brick and mortar with more durable material.

The sink hole located near parking space #193 is an approximately 6" diameter sink hole to be repaired which includes square cutting and removal of an area 5' by 28' and includes removal of asphalt pavement and paver blocks.

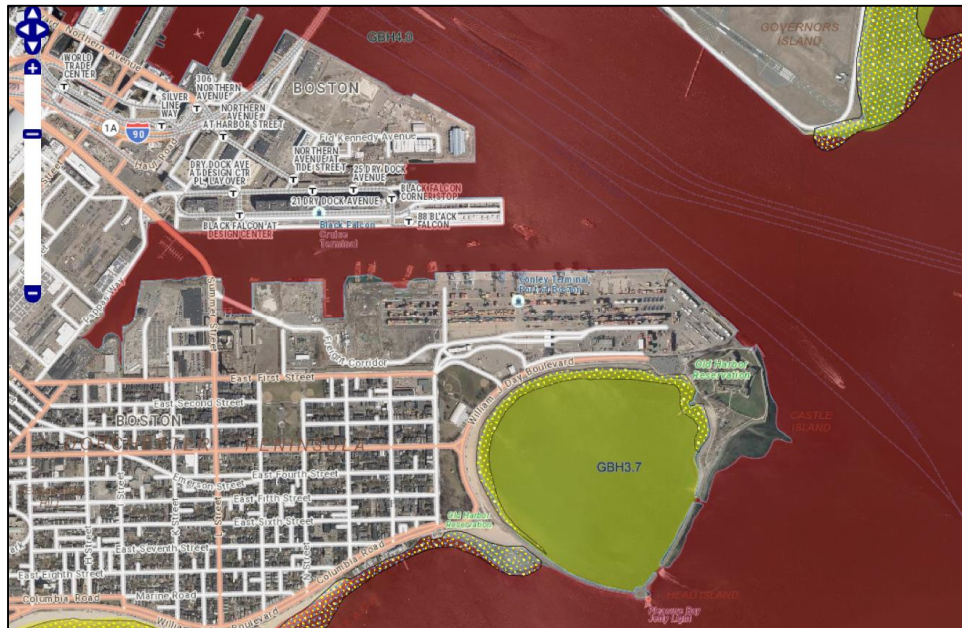
Within the pavement repair locations there will be expansion joint replacement as seen in the plans (Attachment D). In all locations of the repair work the existing timber curb shall be removed during construction, stored, and reinstalled in the same location at the completion of the repair work.

FEMA

The proposed project is located in a FEMA Velocity Flood Zone with a Base Flood Elevation (BFE) of 15 feet NAVD88. The FEMA FIRMette images highlighting the project location are shown below, the full FIRMettes can be found in Attachment E.



The subject property is located along the Reserved Channel in the Boston Inner Harbor. This area is designated as prohibited for shellfishing, see graphic below. The area does not have any suitability designated in the Massachusetts Online GIS database (OLIVER).



Shellfish Prohibited Growing Areas with No Suitability along Subject Property (OLIVER)

The subject property and surrounding has no designated areas of Priority or Estimated habitat for rare, threatened or endangered wildlife species. The project is not located within an Area of Environmental Concern (ACEC).

Alternatives

The following are alternatives to the proposed project that were reviewed in accordance with the project goals and potential wetland resource area impact.

Alternative 1 – No-Action

Alternative 1 is the no-action alternative. This alternative leaves the subject property in its existing state with no repairs or improvements. The existing conditions include a sink hole, heaved pavement, deteriorating utility hand-holes and manhole. This is not environmentally safe or safe for public travel, therefore this alternative was not considered viable.

Alternative 2 – Replacement of East End Pavement and Expansion Joints

Alternative 2 is to replace the entire section of pavement along the end of the terminal pier. This would include removing and replacing approximately 345 linear feet of roadway by 28 foot width, or approximately 9,660 square feet of asphalt removal and replacement. Due to limited areas of damage this is not considered necessary at this time and therefore is not the preferred alternative.

Alternative 3 – Pavement Repair Sections

Alternative 3 is to square saw cut specified areas in a location of a sink hole and another area of heaved pavement and damaged manhole. This alternative includes replacing two expansion joints within the paved areas that are proposed to be repaired. The total impact

area of pavement includes 924 square feet and an additional impact of approximately 20 square feet for replacement of utility hand-holes.

Alternative 3 is the preferred alternative as it will have minimal impact to the area and it will accomplish the project goals and provide safer travel for vehicles.

Construction

Access and Staging

The proposed work can be accessed by the public roadways and the terminal roadway. All work access and staging shall be completed within existing roadway and parking spaces.

Construction Methodology

Site visits to determine repairs necessary did not go beyond surface observations therefore the construction will start with stripping asphalt layer in repair areas to determine if additional repairs are necessary to the concrete below the asphalt. Vehicular and pedestrian traffic will need to be re-routed when the asphalt pavement is removed. Foth will work with Massport to develop an acceptable plan with input from the 88 Black Falcon tenant. Foth will observe the concrete deck below the asphalt surfacing to determine any necessary concrete repairs. The following are the possible types of concrete repair:

- Type 1 Repairs: Upon evaluation of the deck condition, if there is a shallow amount of deterioration observed along the concrete deck surface (< 2-inch), then no repair will be required. Areas will be cleaned with any loose concrete removed and new asphalt pavement will be placed on top the existing concrete surface.
- Type 2 Repairs: For areas where 2-inch to 4-inch in depth of deterioration is present, area(s) will be cleaned and prepared for the repair consisting of grout placement.
- Type 3 Repairs: For areas where > 4-inches in depth of deterioration is present. After review of concrete core photographs and laboratory test results, **Foth does not anticipate that any Type 3 repairs will be required.**

Concrete will be repaired, followed by the repairs or replacement of the manhole, and expansion joints. The concrete pavers will be replaced prior to asphalt paving, as well as the repairs to the utility hand-holes.

Once all of the repairs have been made, the Contractor will then repave all disturbed areas. All repaved areas will receive a waterproofing deck sealer, to be applied to the top of the concrete surface prior to repaving. Upon completion of the pavement installation, the asphalt will be repainted to match previous painting.

The proposed work will require a pneumatic hammer to break up the existing pavement, pressure washer, and small paving equipment for patch repair. Other equipment may include dump trucks for materials and crew trucks.

Coastal Resource Areas

The proposed project is located on a pier that was constructed for a Military Reservation in the early 1900's on what was referred to as the Commonwealth Flats. The pier is not a solid structure but is a cantilevered deck, supported by an inland pile supported gravity structure. The gravity structure is narrow at the top (where it supports the cantilevered deck) and then widens as it extends down to the seafloor where it is supported by piles. The width of the gravity structure at the sea floor is approximately equal to the width of the cantilevered deck above the water. The proposed work is within a designated port area and Land Subject to Coastal Storm Flowage. The work is all within an existing structure and is a limited project based on 310 CMR 10.24(7)(c).

The project site does not have a Coastal Bank delineated on the site as the area is a pier that was constructed on tidal flats and historic plans show the Coastal Bank located at the western end of Black Falcon Ave.

Massachusetts DEP Wetlands Protection Act Regulations, 310 CMR 10.00

310 CMR 10.24 (7)(c) *The following projects may be permitted as a limited project pursuant to 310 CMR 10.24(7) provided the project complies with all applicable provisions of 310 CMR 10.24(1) through (6) and (9) and (10):*

1. *Maintenance and improvement of existing public roadways, but limited to widening less than a single lane, adding shoulders, correcting substandard intersections, and improving drainage systems.*

The proposed work is within the existing roadway and does not widen the road. The work will repair heaved sections of roadway and fix the utility access points along the pier roadway. This is maintenance and improvement work and therefore is a limited project based on 310 CMR 10.24 (7)(c).

310 CMR 10.02 LAND SUBJECT TO COASTAL STORM FLOWAGE *means land subject to any inundation caused by coastal storms up to and including that caused by the 100-year storm, surge of record or storm of record, whichever is greater.*

The entire pier is located within the Land Subject to Coastal Storm Flowage (LSCSF) with the FEMA flood zone extending landward of the pier. The work is within FEMA VE Flood Zone with BFE 15' NAVD88. There are no regulations or performance standards for LSCSF at this time. There are no new resource area impacts as the project includes repairs to the existing structure.

310 CMR 10.25 LAND UNDER THE OCEAN *means land extending from the mean low water line seaward to the boundary of the municipality's jurisdiction and includes land under estuaries.*

Nearshore Areas of land under the ocean means that land extending from the mean low water line to the seaward limit of a municipality's jurisdiction, but in no case beyond the point where the land is 80 feet below the level of the ocean at mean low water. However, the nearshore area shall extend seaward only to that point where the land is 30 feet below the level of the ocean at mean low water for municipalities bordering Buzzard's Bay and Vineyard Sound (west of a line between West Chop, Martha's Vineyard and Nobska Point, Falmouth), 40 feet below the level of the ocean at mean low water for Provincetown's land in Cape Cod Bay, and 50 feet below the level of the ocean at mean low water for Truro's and Wellfleet's land in Cape Cod Bay.

*When land under the ocean underlies an anadromous/catadromous fish run, 310 CMR 10.35(1) through (4) shall apply. **When land under the ocean is in a designated port area, 310 CMR 10.26(1) through (4) shall apply.** When land under the ocean is land containing shellfish, 310 CMR 10.34(1) through (7) shall apply.*

WHEN LAND UNDER THE OCEAN OR NEARSHORE AREAS OF LAND UNDER THE OCEAN ARE FOUND TO BE SIGNIFICANT TO THE PROTECTION OF MARINE FISHERIES, PROTECTION OF WILDLIFE HABITAT, STORM DAMAGE PREVENTION OR FLOOD CONTROL, 310 CMR 10.25(3) THROUGH (7) SHALL APPLY:

The proposed project abuts Land Under the Ocean (LUO) and is on an elevated pier therefore it does not directly impact the LUO. The work shall have no direct or indirect impact to LUO with proper construction methods to assure that no construction debris can flow off the pier to the LUO.

- (3) *Projects not included in 310 CMR 10.25(3) which affect land under the ocean shall if water-dependent be designed and constructed, using best available measures, so as to minimize adverse effects, and if non-water-dependent, have no adverse effects, on marine fisheries habitat or wildlife habitat caused by:*
- (a) *alterations in water circulation;*
 - (b) *destruction of eelgrass (*Zostera marina*) or widgeon grass (*Ruppia maritima*) beds;*
 - (c) *alterations in the distribution of sediment grain size;*
 - (d) *changes in water quality, including, but not limited to, other than natural fluctuations in the level of dissolved oxygen, temperature or turbidity, or the addition of pollutants; or*
 - (e) *alterations of shallow submerged lands with high densities of polychaetes, mollusks or macrophytic algae.*

The proposed project abuts LUO and it will not alter the water circulation, any vegetation or sediment grain size distribution. As previously stated there is no direct or indirect impact to the LUO from the proposed project.

- (4) *Notwithstanding the provisions of 310 CMR 10.25(3) through (6), no project may be permitted which will have any adverse effect on specified habitat sites of rare vertebrate or invertebrate species, as identified by procedures established under 310 CMR 10.37.*

The project site does not have habitat of threatened or endangered species.

310 CMR 10.26 Designated of Port Areas *means those areas designated in 301 CMR 25.00: Designation of Port Areas.*

The proposed project is within the South Boston Designated Port Area (DPA). Attachment F.

WHEN LAND UNDER THE OCEAN IN DESIGNATED PORT AREAS IS FOUND TO BE SIGNIFICANT TO THE PROTECTION OF MARINE FISHERIES, STORM DAMAGE PREVENTION OR FLOOD CONTROL, 310 CMR 10.26(3) AND (4) SHALL APPLY:

- (3) *Projects shall be designed and constructed, using best practical measures, so as to minimize adverse effects on marine fisheries caused by changes in:*
 - (a) *water circulation;*
 - (b) *water quality, including, but not limited to, other than natural fluctuations in the level of dissolved oxygen, temperature or turbidity, or the addition of pollutants.*

The proposed project will not alter the water circulation. The proposed project has no direct or indirect impact to the water circulation or the water quality.

- (4) *Projects shall be designed and constructed, using the best practical measures, so as to minimize, adverse effects on storm damage prevention or flood control caused by changes in such land's ability to provide support for adjacent coastal banks or adjacent coastal engineering structures.*

The proposed project does not change the existing structure within the DPA.

Mitigation and Sea Level Rise

There is no proposed mitigation at this time as the proposed project is all repair and replacement of existing structure and there is no new impact.

Summary

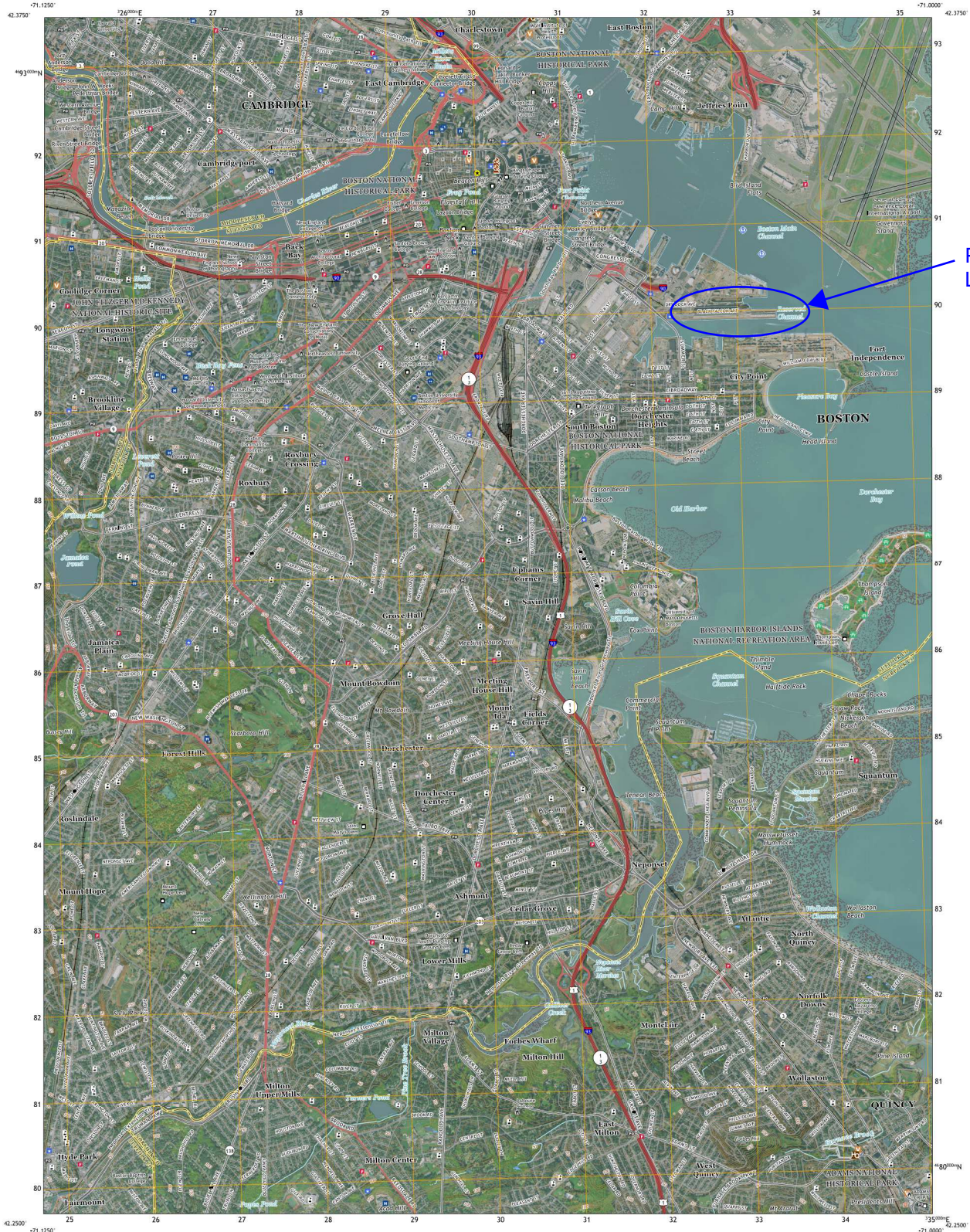
The proposed project will repair existing paved and deck areas and repairs to utility access hand-holes. The proposed project increases public safety and does not increase impact to wetland resource areas.



*Notice of Intent Permit Application
Massachusetts Port Authority
88 Black Falcon Avenue
Boston, MA
May 2021*

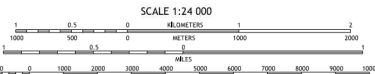
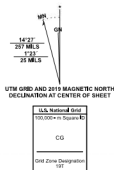
Attachment B

USGS Map



PROJECT LOCUS

Produced by the United States Geological Survey
North American Datum of 1983 (NAD83)
World Geodetic System of 1984 (WGS84) Projection and
1 000-meter grid/Universal Transverse Mercator, Zone 19T
This map is not a legal document. Boundaries may be
generalized for this map scale. Private lands within government
reservations may not be shown. Obtain permission before
entering private lands.
Imagery: NIP, July 2016 • September 2016
Roads: U.S. Census Bureau, 2016
Names: U.S. Census Bureau, 2016
Hydrography: National Hydrography Dataset, 2005 • 2016
Contours: National Elevation Dataset, 2008 • 2012
Boundaries: Multiple sources; see metadata file 2016 • 2017
Wetlands: FWS National Wetlands Inventory 1992 • 2011

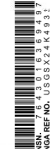


1	2	3
4	5	6
7	8	9

1 Lenington
2 Boston North
3 Lynn
4 Newton
5 Weymouth
6 Norwood
7 Blue Hills
8 Weymouth

- ROAD CLASSIFICATION**
- Expressway
 - Secondary Hwy
 - Interstate Route
 - Local Connector
 - Local Road
 - APP
 - US Route
 - State Route

BOSTON SOUTH, MA
2021





*Notice of Intent Permit Application
Massachusetts Port Authority
88 Black Flacon Avenue
Boston, MA
May 2021*

Attachment C
Photographic Documentation

Photographic Documentation



Above: Heaved Pavement Section
Below: Drainage Hole within Heaved Pavement Section





Above: Sinkhole Location

Below: Existing Conditions of Utility Access Hand-Hole





*Notice of Intent Permit Application
Massachusetts Port Authority
88 Black Flacon Avenue
Boston, MA
May 2021*

Attachment D
Project Plan Set



SITE

LOCUS
NOT TO SCALE



PARCEL ID 0602674010
N/F ECONOMIC DEVELOPMENT &
INDUSTRIAL CORP OF BOSTON

PARCEL ID 0602674014
N/F ZOOM GROUP LLC

PARCEL ID 0602674019
N/F ECONOMIC DEVELOPMENT &
INDUSTRIAL CORP OF BOSTON

PARCEL ID 0602674000
N/F ECONOMIC DEVELOPMENT &
INDUSTRIAL CORP OF
BOSTON MASS CORP

PARCEL ID 0602674012
N/F BOSTON DESIGN CENTER LLC

PARCEL ID 0602674013
N/F JAMESTOWN 21-23-25 DRYDOCK

PARCEL ID 0602674015
N/F MASS PORT AUTHORITY

88 BLACK FALCON

PARCEL ID 0602674015
N/F MASS PORT AUTHORITY

LAND UNDER OCEAN

EXISTING
FENDER (TYP)

LAND UNDER OCEAN

CONTRACT LIMITS
SEE SHEET 2 FOR
ENLARGED DEMO SITE PLAN

ZONE VE (EL 15 FEET)
ZONE AE (EL 13 FEET)

DATUM
OFFSETS

MLW	NAVD88
+12.15	+6.99 HTL
+9.49	+4.33 MHW
+5.16	0
0	-5.16 MLW
-0.35	-5.51 MLLW

OFFSETS PROVIDED
BOSTON TIDE STATION
#8443970

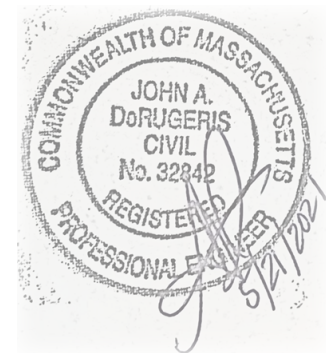
REPAIR NOTES:

1. SEE SHEETS 3 AND 4 FOR TYPICAL REPAIR DETAILS.
2. LIMITS OF REPAIRS ARE APPROXIMATE AND WILL BE FIELD VERIFIED AND REPAIR LIMITS MAY BE LARGER THAN SHOWN.

NOTES:

1. FOR PERMITTING PURPOSES, NOT INTENDED FOR CONSTRUCTION.
2. COASTAL BANK, PER HISTORIC PLANS, IS LOCATED AT WESTERN END OF BLACK FALCON AVENUE AND NOT SHOWN ON PLANS.
3. EXISTING CONDITIONS ARE BASED ON PLANS PROVIDED BY MPA PREPARED BY BOURNE CONSULTING ENGINEERING AND OTHER RECORD DRAWINGS FOR SITE.
4. FEMA FLOOD ZONES ARE BASED ON 2016 PRELIMINARY FEMA FLOOD MAPS.
5. COORDINATES ARE BASED ON THE LAMBERT GRID SYSTEM FOR THE COMMONWEALTH OF MASS, AND WERE TAKEN FROM CONTROL FURNISHED BY THE OWNER AND WAS NOT INDEPENDENTLY VERIFIED.
6. POSSESSION AND USE OF THE MATERIAL CONTAINED ON THESE DRAWINGS IS GRANTED ONLY IN CONNECTION WITH ITS USE AS IT RELATES TO THE TITLED PROJECT, ANY OTHER USE, REPRODUCTION OR DISCLOSURE OF THE INFORMATION CONTAINED HEREON IS EXPRESSLY PROHIBITED WITHOUT THE WRITTEN CONSENT OF FOTH INFRASTRUCTURE & ENVIRONMENT, LLC.

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0 120 240
SCALE: 1" = 240'

OVERALL SITE PLAN

MASSACHUSETTS PORT AUTHORITY
BLACK FALCON CRUISE TERMINAL
88 BLACK FALCON DEVELOPMENT
SHEET 1 OF 4

DATE: 5/12/2021

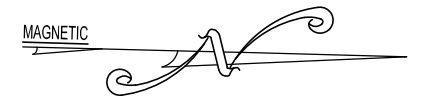
REV. DATE: 5/21/2021

DRAWN BY: CFF

CHECKED BY: JSG

PROJECT NO: M683-C1





LIMIT OF 100' BUFFER ZONE

PARCEL ID 0602674015
N/F MASS PORT AUTHORITY

ZONE AE (EL 12 FEET)
ZONE VE (EL 15 FEET)

88 BLACK FALCON BUILDING

12'-6"±
(V.I.F.)

5'-0"±
(V.I.F.)

28'-0"±
(V.I.F.)

26'-6"±
(V.I.F.)

EXISTING ASPHALT
DECK EL. ± 17' MLW

28'-0"±
(V.I.F.)

28'-0"±
(V.I.F.)

HEAVED ASPHALT REPAIR AREA

SINKHOLE REPAIR AREA

ABANDONED UTILITY HAND
HOLE REPAIR

ABANDONED UTILITY HAND
HOLE REPAIR

DRAINAGE MANHOLE REPAIR

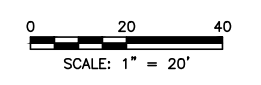
ABANDONED UTILITY HAND
HOLE REPAIR

ABANDONED UTILITY HAND
HOLE REPAIR

LAND UNDER OCEAN

PROP. SITE PLAN

SCALE: 1"=20'



KEY

 APPROX. ASPHALT DECK REPAIR LIMITS

 APPROX. LIMITS OF UTILITY & DRAINAGE HAND HOLE REPAIRS

PROPOSED SITE PLAN

MASSACHUSETTS PORT AUTHORITY
BLACK FALCON CRUISE TERMINAL
88 BLACK FALCON DEVELOPMENT
SHEET 2 OF 4

DATE: 5/12/2021

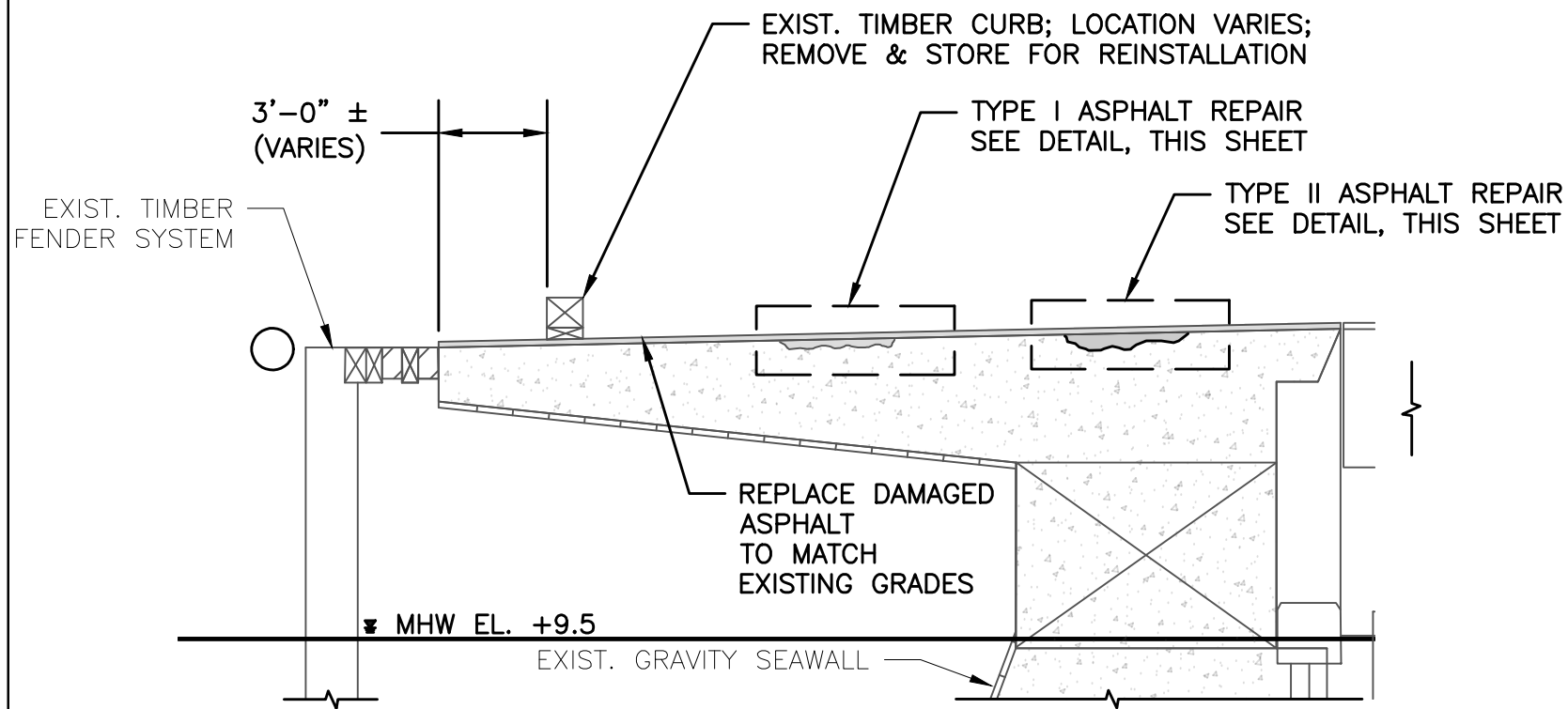
REV. DATE:

DRAWN BY: CFF

CHECKED BY: JSG

PROJECT NO: M683-C1

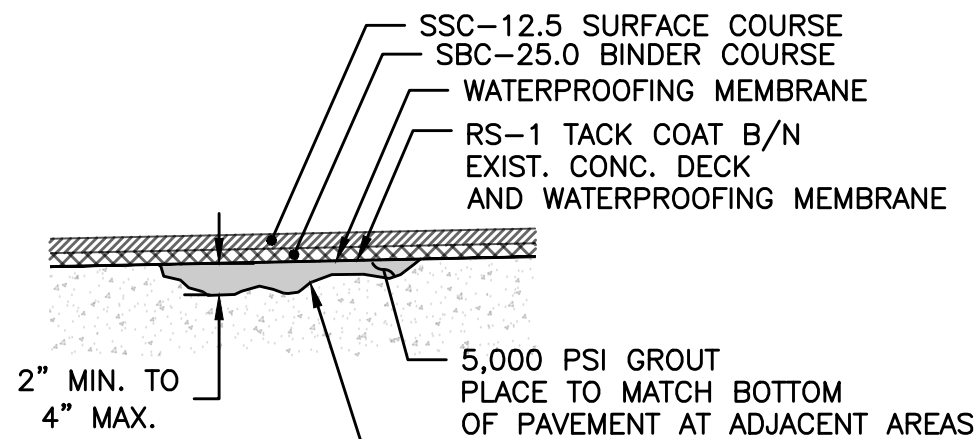
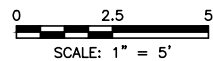




SECTION 1 - DECK REPAIR AREA

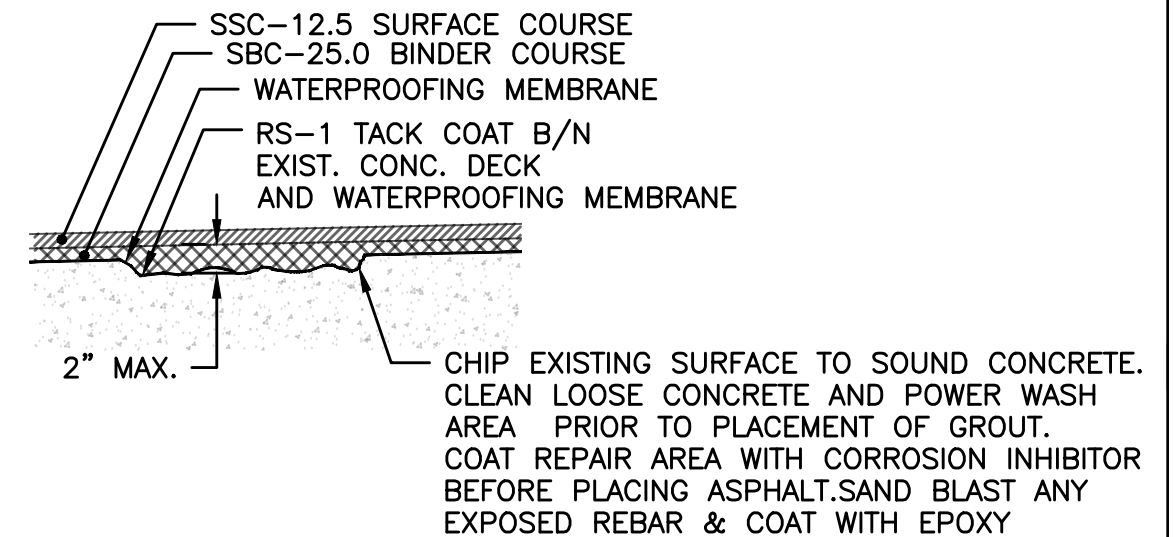
1
S-01

SCALE 1" = 5'-0"



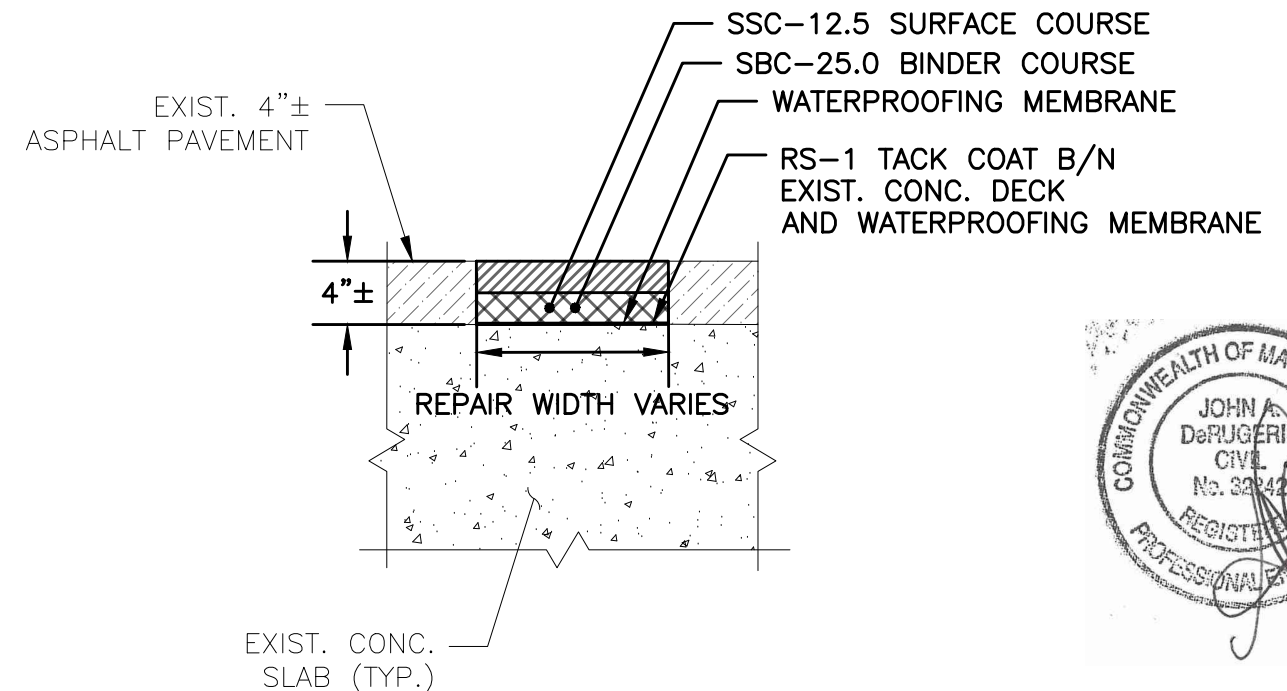
TYPE II ASPHALT REPAIR

SCALE 1" = 1'-0"



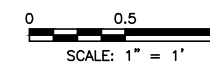
TYPE I ASPHALT REPAIR

SCALE 1" = 1'-0"



TYPICAL ASPHALT RE-PAVING DETAIL

SCALE 1" = 1'-0"



ASPHALT REPAIR DETAILS

MASSACHUSETTS PORT AUTHORITY
BLACK FALCON CRUISE TERMINAL
88 BLACK FALCON DEVELOPMENT
SHEET 3 OF 4

DATE: 5/12/2021

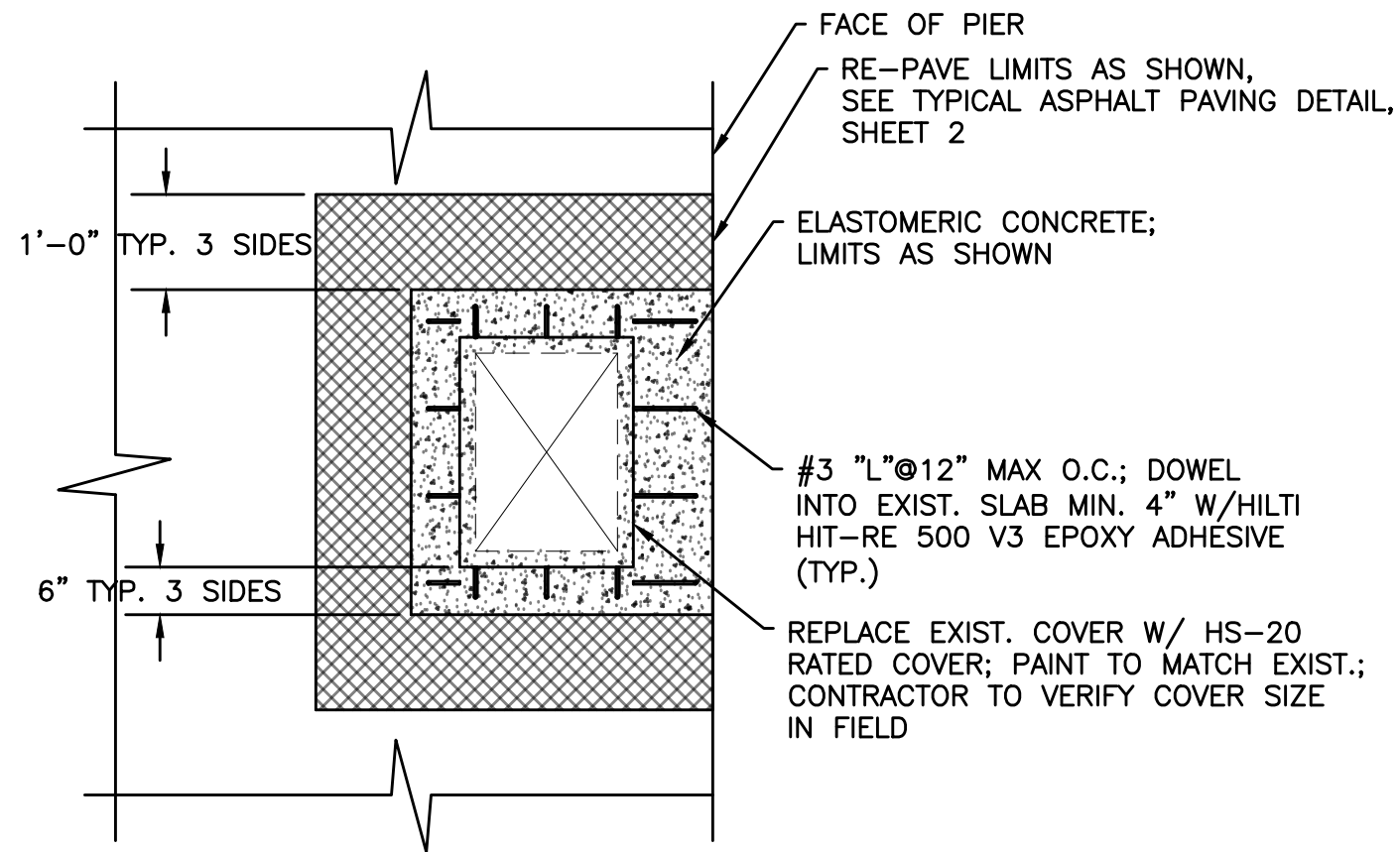
REV. DATE:

DRAWN BY: CFF

CHECKED BY: JSG

PROJECT NO: M683-C1



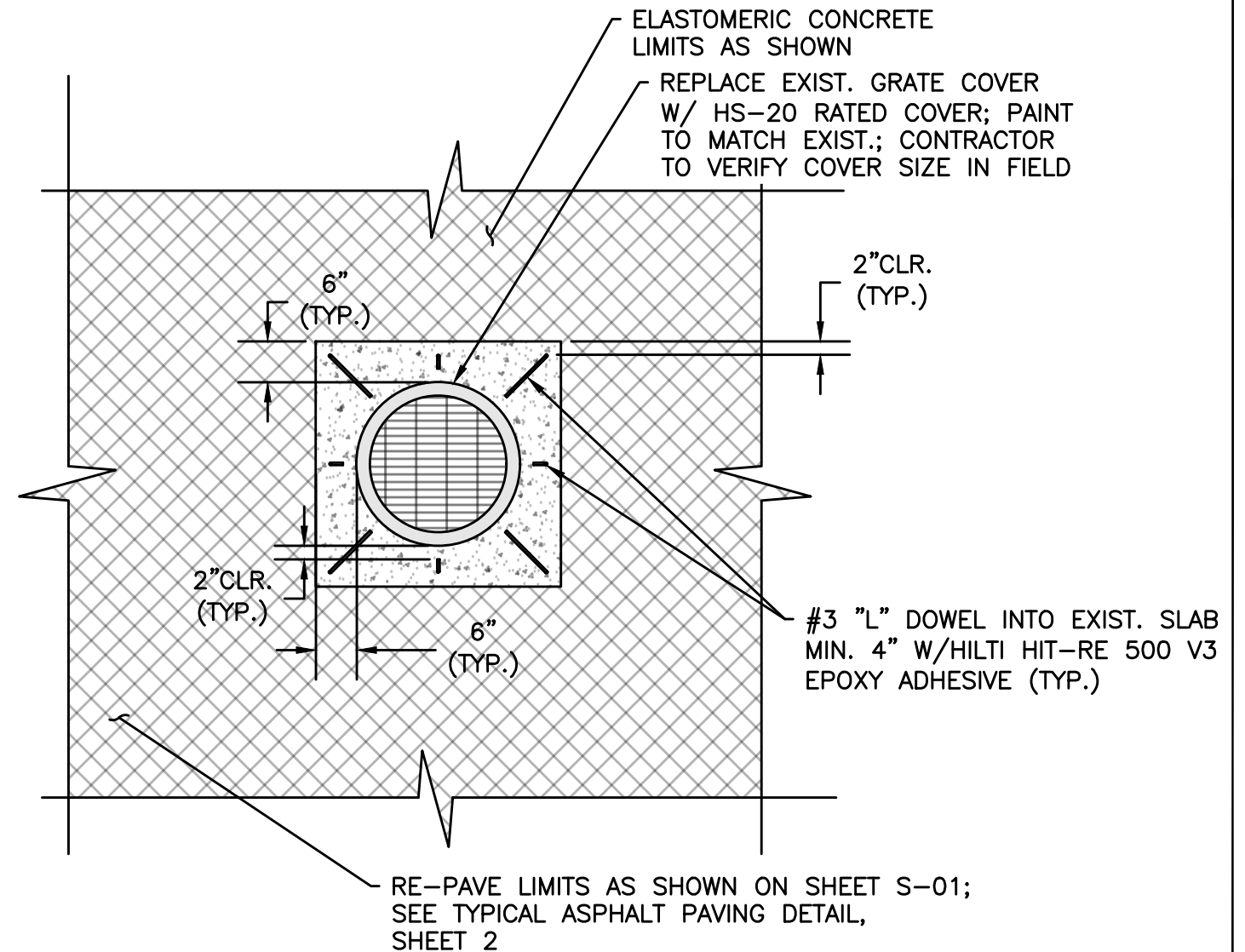


UTILITY ACCESS HANDHOLE REPAIR PLAN

SCALE 1" = 2'-0"

NOTES:

1. TIMBER CURB NOT SHOWN FOR CLARITY.
2. TIMBER FENDER SYSTEM NOT SHOWN FOR CLARITY.

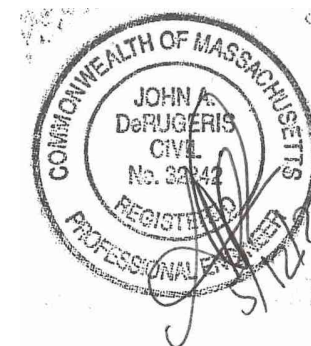


DRAINAGE MANHOLE REPAIR PLAN

SCALE 1" = 2'-0"

0 2.5 5
SCALE: 1" = 5'

0 0.5 1
SCALE: 1" = 1'



MANHOLE/HANDHOLE REPAIR DETAILS

MASSACHUSETTS PORT AUTHORITY
BLACK FALCON CRUISE TERMINAL
88 BLACK FALCON DEVELOPMENT
SHEET 4 OF 4

DATE: 5/12/2021

REV. DATE:

DRAWN BY: CFF

CHECKED BY: JSG

PROJECT NO: M683-C1



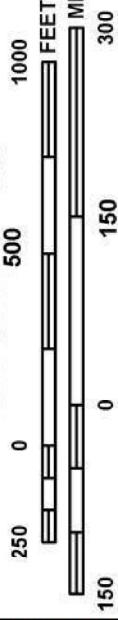


*Notice of Intent Permit Application
Massachusetts Port Authority
88 Black Flacon Avenue
Boston, MA
May 2021*

Attachment E
FEMA FIRMettes



MAP SCALE 1" = 500'



NATIONAL FLOOD INSURANCE PROGRAM

PANEL 0082J

FIRM FLOOD INSURANCE RATE MAP SUFFOLK COUNTY, MASSACHUSETTS (ALL JURISDICTIONS)

PANEL 82 OF 176
(SEE MAP INDEX FOR FIRM PANEL LAYOUT)

CONTAINS:			
COMMUNITY	NUMBER	PANEL	SUFFIX
BOSTON, CITY OF	250286	0082	J
WINTHROP, TOWN OF	250289	0082	J

Notice to User: The Map Number shown below should be used when placing map orders; the Community Number shown above should be used on insurance applications for the subject community.



MAP NUMBER
25025C0082J
MAP REVISED
MARCH 16, 2016

Federal Emergency Management Agency

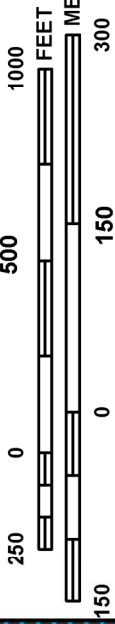
This is an official FIRMette showing a portion of the above-referenced flood map created from the MSC FIRMette Web tool. This map does not reflect changes or amendments which may have been made subsequent to the date on the title block. For additional information about how to make sure the map is current, please see the Flood Hazard Mapping Updates Overview Fact Sheet available on the FEMA Flood Map Service Center home page at <https://msc.fema.gov>.



5" ZONE AE (EL 12) 33,000mE



MAP SCALE 1" = 500'



NATIONAL FLOOD INSURANCE PROGRAM

PANEL 0084J

FIRM FLOOD INSURANCE RATE MAP SUFFOLK COUNTY, MASSACHUSETTS (ALL JURISDICTIONS)

PANEL 84 OF 176
(SEE MAP INDEX FOR FIRM PANEL LAYOUT)

CONTAINS:
COMMUNITY NUMBER 250286
FEDERAL EMERGENCY MANAGEMENT AGENCY
SUFFIX J

Notice to User: The Map Number shown below should be used when placing map orders; the Community Number shown above should be used on insurance applications for the subject community.



MAP NUMBER
2502SC0084J
MAP REVISED
MARCH 16, 2016
Federal Emergency Management Agency

This is an official FIRMette showing a portion of the above-referenced flood map created from the MSC FIRMette Web tool. This map does not reflect changes or amendments which may have been made subsequent to the date on the title block. For additional information about how to make sure the map is current, please see the Flood Hazard Mapping Updates Overview Fact Sheet available on the FEMA Flood Map Service Center home page at <https://msc.fema.gov>.

239000 M

01' 52.5"

ZONE AE
(EL 12)

ZONE AE
(EL 13)

Reserved Channel

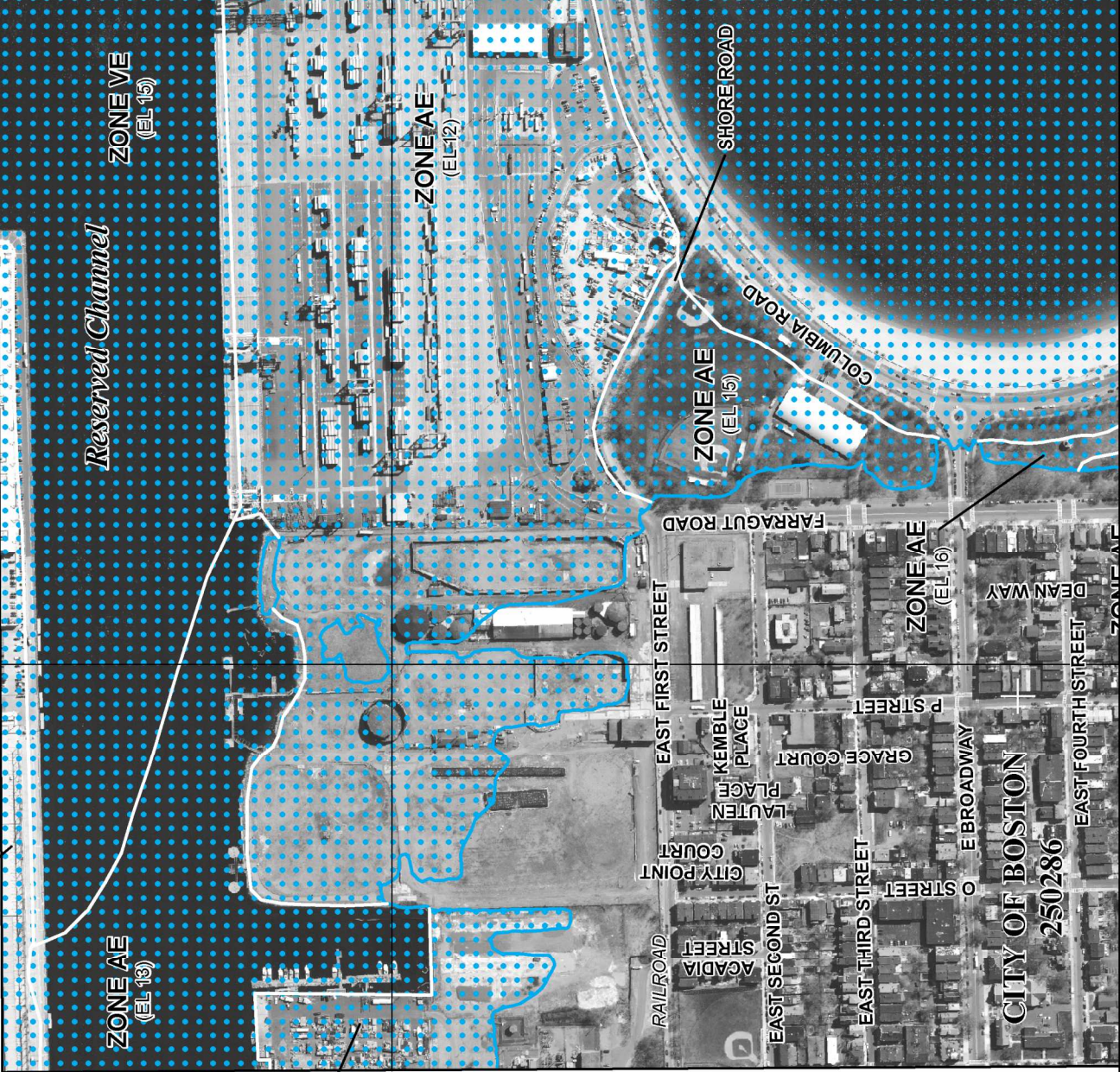
ZONE VE
(EL 15)

ZONE AE
(EL 12)

ZONE AE
(EL 16)

ZONE AE
(EL 16)

CITY OF BOSTON
250286





*Notice of Intent Permit Application
Massachusetts Port Authority
88 Black Falcon Avenue
Boston, MA
May 2021*

Attachment F

South Boston Designated Port Area Map



Boston Inner Harbor

Designated Port Areas (DPAs)

For planning purposes only. In the event of conflict between this map and the accompanying written description, CZM shall issue a written clarification pursuant to the Designation of Port Areas regulations at 301 CMR 25.00



- Chelsea Creek Point of Beginning
- East Boston Point of Beginning
- Mystic River Point of Beginning
- South Boston Point of Beginning
- Chelsea Creek Point of Ending
- East Boston Point of Ending
- Mystic River Point of Ending
- South Boston Point of Ending
- Chelsea Creek DPA Boundary
- East Boston DPA Boundary
- Mystic River DPA Boundary
- South Boston DPA Boundary
- Chapter 91 Presumptive Line
- Municipal Boundary



*Notice of Intent Permit Application
Massachusetts Port Authority
88 Black Flacon Avenue
Boston, MA
May 2021*

Attachment G
Abutter Documentation

**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 Massachusetts Port Authority
- B. The applicant has filed Notice of Intent with the Conservation Commission for the municipality of Boston seeking permission to remove, fill, dredge or alter an Area Subject to Protection Under the Wetlands Protection Act (General Laws Chapter 131, Section 40).

Project Description: *The proposed project includes repairs to asphalt on the east end of the pier, and replacement of utility access hand-holes.*

- C. The address of the lot where the activity is proposed is: 88 Black Falcon, Ave, Boston, MA.
- D. Copies of the Notice of Intent may be examined by emailing The Boston Conservation Commission between the hours of 9:00 AM and 5:00 PM on Monday through Friday at CC@boston.gov. For more information, call: (617)635-3850
Check One: This is the applicant ____, representative ____, or other X (specify);
Boston Conservation Commission.
- E. Copies of the Notice of Intent may be obtained from Foth Infrastructure & Environment, LLC, the applicant's representative, by calling (508)762-0795 or emailing Catherine Ricks at Catherine.Ricks@foth.com between the hours of 8:00 AM and 5:00 PM on the following days of the week: Mon.-Fri.
- F. In accordance with the Commonwealth of Massachusetts Executive Order Suspending Certain Provisions of the Open Meeting Law, the public hearing will take place virtually at <https://zoom.us/j/6864582044>. If you are unable to access the internet, you can call 1-929-205- 6099, enter Meeting ID 686 458 2044 # and use # as your participant ID.
- G. Information regarding the date, time, and place of the public hearing may be obtained from Boston Conservation Commission by calling this telephone number (617) 635-3850 between the hours of 9:00 AM and 5:00 PM on Monday through Friday.
Check One: This is the applicant ____, representative ____, or other X (specify);
Boston Conservation Commission.

Note: Notice of the public hearing, including its date, time, and place, will be published at least five (5) days in advance by the Boston Conservation Commission

Note: Notice of the public hearing, including its date, time, and place, will be posted in the City or Town Hall not less than forty-eight (48) hours in advance.

Note: You also may contact your local Conservation Commission or the nearest Department of Environmental Protection Regional Office for more information about this application or the Wetlands Protection Act. To contact DEP, call:

Western Region: 413-784-1100
Southeast Region: 508-946-2700

Central Region: 508-792-7650
Northeast Region: 617-654-6500

PID	OWNER	ADDRESS	MLG_ADDRESS	MLG_CITYSTATE	MLG_ZIPCODE	LOC_ADDRESS	LOC_CITY	LOC_ZIPCODE
602674012	JAMESTOWN I DESIGN PLACE LP	JAMESTOWN I DESIGN PLACE LP	21 DRYDOCK AV 3RD FL	BOSTON MA	2210	1 DESIGN CENTER PL	BOSTON	2210
602674013	JAMESTOWN 21-23-25 DRYDOCK	JAMESTOWN 21-23-25 DRYDOCK	3625 CUMBERLAND BL 1 OVERTON	NEW YORK NY	10004	21-25 DRYDOCK AV	BOSTON	2210
602674014	RREF II DRYDOCK	RREF II DRYDOCK	60 COLOUMBUS CIRCLE	NEW YORK NY	10023	27 DRYDOCK AV	BOSTON	2210
602674015	MASS PORT AUTHORITY	MASS PORT AUTHORITY	1 HARBORSIDE DR #200S	EAST BOSTON MA	2128	666 R SUMMER ST	SOUTH BOSTON	2127
602674016	DIV BLACK FALCON LLC	DIV BLACK FALCON LLC	125 HIGH ST 21ST FL	BOSTON MA	2110	88 BLACK FALCON AV	SOUTH BOSTON	2127
602674018	JAMESTOWN I DESIGN PLACE LP	JAMESTOWN I DESIGN PLACE LP	1 DESIGN CENTER PL	BOSTON MA	2210	1 DESIGN CENTER PL	BOSTON	2110
602674019	ECONOMIC DEVELOPMENT AND	ECONOMIC DEVELOPMENT AND	1 CITY HALL PLZ (BRA) FLR 9	BOSTON MA	2201	36 DRYDOCK AV	SOUTH BOSTON	2127
602674095	ECONOMIC DEVELOPMENT AND	ECONOMIC DEVELOPMENT AND	1 CITY HALL SQ.9TH FL	BOSTON MA	2201	38 DRYDOCK AV	BOSTON	2210
602674175	ECONOMIC DEVELOPMENT AND	ECONOMIC DEVELOPMENT AND	1 CITY HALL SQ.9TH FL	BOSTON MA	2201	5-11 DRYDOCK AV	BOSTON	2210
602674185	ECONOMIC DEVELOPMENT AND	ECONOMIC DEVELOPMENT AND	1 CITY HALL SQ.9TH FL	BOSTON MA	2201	10 TERMINAL ST	BOSTON	2210
602674190	ECONOMIC DEVELOPMENT AND	ECONOMIC DEVELOPMENT AND	1 CITY HALL SQ.9TH FL	BOSTON MA	2201	TERMINAL ST	BOSTON	2210
602674230	ECONOMIC DEVELOPEMENT AND	ECONOMIC DEVELOPEMENT AND	1 CITY HALL SQ.9TH FL	BOSTON MA	2201	24 DRYDOCK AV	BOSTON	2210



*Notice of Intent Permit Application
Massachusetts Port Authority
88 Black Flacon Avenue
Boston, MA
May 2021*

Attachment H

Notice of Intent Fee Documentation



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:

88 Black Falcon Avenue Boston
 a. Street Address b. City/Town
 11967 \$237.50 DEP
 c. Check number d. Fee amount

2. Applicant Mailing Address:

Peter DeBruin
 a. First Name b. Last Name
 Massachusetts Port Authority
 c. Organization
 One Harborside Drive
 d. Mailing Address
 East Boston MA 02128
 e. City/Town f. State g. Zip Code
 617-568-3583 PDeBruin@massport.com
 h. Phone Number i. Fax Number j. Email Address

3. Property Owner (if different):

a. First Name b. Last Name
 c. Organization
 d. Mailing Address
 e. City/Town f. State g. Zip Code
 h. Phone Number i. Fax Number j. Email Address

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
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B. Fees (continued)

Step 1/Type of Activity	Step 2/Number of Activities	Step 3/Individual Activity Fee	Step 4/Subtotal Activity Fee
Category 2a	1	\$500/2- \$12.50	\$237.50 Only for State Fee
Boston Fee Based on Project Cost	1	\$75	\$75 LOCAL
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

Step 5/Total Project Fee: _____

Step 6/Fee Payments:

Total Project Fee:	<u>\$312.50</u>
	a. Total Fee from Step 5
State share of filing Fee:	<u>\$237.50</u>
	b. 1/2 Total Fee less \$12.50
City/Town share of filing Fee:	<u>\$75.00</u>
	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.)