

# Wendell Wetland Services

105 Montague Road  
Wendell, MA 01379  
(978) 544-5607  
ward.ves@gmail.com

December 6, 2024

Shutesbury Conservation Commission  
P.O. Box 274  
Shutesbury, MA 01330-0560

RE: Proposed Deck Extension, 58 Lake Drive

Dear Commission Members:

On behalf of Karen and Jim Burns Jr., please find two copies of a *Notice of Intent* for the above referenced project, along with a check for \$ 67.50 for the Town's portion of the state filing fee.

This project is for the "squaring off" of the existing deck attached to the single family home on the site, with a new set of stairs beneath it. This work is within the 100-foot "buffer zone" to the "bank" resource area along Lake Wyola, which is a concrete retaining wall. The proposed work location is presently lawn and landscaped area. No work is proposed within the "Bordering Land Subject to Flooding" resource area (the 100-year floodplain), which is elevation 836. At its closest point, the deck extension will be just slightly less than 50 feet from Lake Wyola.

A total of 11 holes will be hand-excavated for the proposed concrete piers. Prior to construction, a straw waddle will be installed upgradient of the bank and Bordering Land Subject to Flooding resource areas in order to protect them from erosion during construction. Any excess soil will be removed from the site. Any disturbed areas adjacent to the new concrete posts will be loamed and sown with grass seed, and will be returned to lawn. Sediment and erosion control will remain in place until the work area is stable and adjacent areas are re-vegetated, or until the Commission has granted permission for its removal.

We respectfully request that the Commission issue an Order of Conditions for the work, along with any special conditions that the Commission finds necessary in order protect the Interests Identified in The Act and the Shutesbury General Wetlands Protection Bylaw.

Sincerely,  
Wendell Wetland Services

Ward W. Smith, SPWS  
Senior Professional Wetland Scientist

cc: DEP (efile)



**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

Shutesbury  
 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):

58 Lake Drive  
 a. Street Address

Shutesbury  
 b. City/Town

01072  
 c. Zip Code

Latitude and Longitude:  
 42.49876 N  
 d. Latitude

72.43210 W  
 e. Longitude

ZB  
 f. Assessors Map/Plat Number

43  
 g. Parcel /Lot Number

2. Applicant:

Karen E. and James F. Jr.  
 a. First Name

Burns  
 b. Last Name

c. Organization

51 Evergreen Road  
 d. Street Address

Tewksbury  
 e. City/Town

MA  
 f. State

01876  
 g. Zip Code

(978) 273-0394  
 h. Phone Number

i. Fax Number

karenjamie@icloud.com  
 j. Email Address

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

Karen E. and James F. Jr.  
 a. First Name

Burns  
 b. Last Name

58 Lake Drive Realty Trust  
 c. Organization

51 Evergreen Road  
 d. Street Address

Tewksbury  
 e. City/Town

MA  
 f. State

01876  
 g. Zip Code

(978) 273-0394  
 h. Phone Number

i. Fax Number

karenjamie@icloud.com  
 j. Email address

4. Representative (if any):

Ward  
 a. First Name

Smith  
 b. Last Name

Wendell Wetland Services  
 c. Company

105 Montague Road  
 d. Street Address

Wendell  
 e. City/Town

MA  
 f. State

01379  
 g. Zip Code

(978) 544-5607  
 h. Phone Number

i. Fax Number

ward.ves@gmail.com  
 j. Email address

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

\$ 110.00  
 a. Total Fee Paid

\$ 42.50  
 b. State Fee Paid

\$ 67.50  
 c. City/Town Fee Paid



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Bureau of Resource Protection - Wetlands

# WPA Form 3 – Notice of Intent

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

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## A. General Information (continued)

### 6. General Project Description:

It is proposed to "square off" the existing deck by extending the deck to the south and installing a stairway beneath it. This area is currently lawn and landscaping. No work will take place closer to Lake Wyola than the existing deck (just less than 50 feet). Sediment and erosion control will be installed prior to hand excavating for the required eleven concrete columns.

### 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)

### 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:

Franklin

a. County

6451

c. Book

b. Certificate # (if registered land)

32

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.

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	

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
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) - <b>specify coastal or inland</b>	

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.

Table with 3 columns: Resource Area, Size of Proposed Alteration, Proposed Replacement (if any). Rows include Designated Port Areas, Land Under the Ocean, Barrier Beach, Coastal Beaches, Coastal Dunes.

Table with 3 columns: Resource Area, Size of Proposed Alteration, Proposed Replacement (if any). Rows include Coastal Banks, Rocky Intertidal Shores, Salt Marshes, Land Under Salt Ponds, Land Containing Shellfish, Fish Runs, Land Subject to Coastal Storm Flowage.

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](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**

- online mapping  
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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 Bureau of Resource Protection - Wetlands  
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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](mailto: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](mailto: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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**Online Users:**  
Include your document transaction number (provided on your receipt page) with all supplementary information you submit to the Department.

**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

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- 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.





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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.

Deck Addition Plan

a. Plan Title

Max GAJ, Draftsman and Designer

b. Prepared By

10/12/24

d. Final Revision Date

c. Signed and Stamped by

as noted

e. Scale

Site Plan with notes by WWS

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:

1084

2. Municipal Check Number

Paid Online

4. State Check Number

Ward

6. Payor name on check: First Name

12/6/2024

3. Check date

5. Check date

Smith

7. Payor name on check: Last Name



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Bureau of Resource Protection - Wetlands

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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.

1. Signature of Applicant

2. Date

3. Signature of Property Owner (if different)

4. Date

5. Signature of Representative (if any)

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.

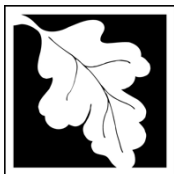
### For MassDEP:

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.



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 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:

58 Lake Drive Shutesbury  
 a. Street Address b. City/Town  
 Paid Online  
 c. Check number d. Fee amount

2. Applicant Mailing Address:

Karen E. and James F. Jr. Burns  
 a. First Name b. Last Name  
 c. Organization  
 51 Evergreen Road  
 d. Mailing Address  
 Tewksbury MA 01876  
 e. City/Town f. State g. Zip Code  
 (978) 273-0394 karenjamie@icloud.com  
 h. Phone Number i. Fax Number j. Email Address

3. Property Owner (if different):

Karen E. and James F. Jr. Burns  
 a. First Name b. Last Name  
 58 Lake Drive Realty Trust  
 c. Organization  
 51 Evergreen Road  
 d. Mailing Address  
 Tewksbury MA 01876  
 e. City/Town f. State g. Zip Code  
 (978) 273-0394 karenjamie@icloud.com  
 h. Phone Number i. Fax Number j. Email Address

**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.

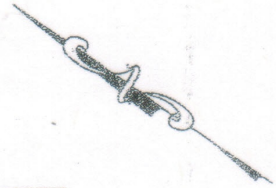
To calculate filing fees, refer to the category fee list and examples in the instructions for filling out WPA Form 3 (Notice of Intent).





**NOT AN ACTUAL SURVEY!!**  
 LINES DRAWN FOR SEPTIC  
 LOCATION PURPOSES ONLY!  
 (Base map by R Izer, PLS, 11/2020)

SCALE IN FEET

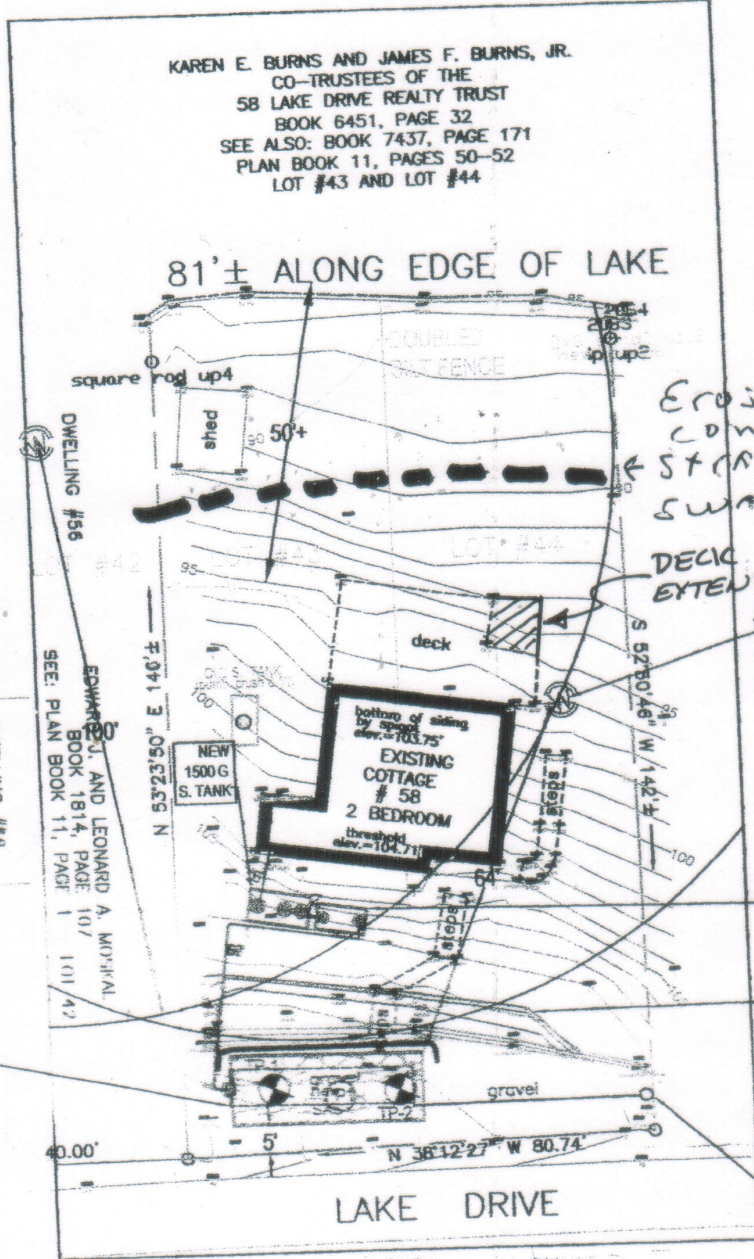


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**PLOT PLAN**  
**MAP ZB LOT 43**  
**SCALE: 1"=30'**  
**0.26+/- AC**

KAREN E. BURNS AND JAMES F. BURNS, JR.  
 CO-TRUSTEES OF THE  
 58 LAKE DRIVE REALTY TRUST  
 BOOK 6451, PAGE 32  
 SEE ALSO: BOOK 7437, PAGE 171  
 PLAN BOOK 11, PAGES 50-52  
 LOT #43 AND LOT #44

81'± ALONG EDGE OF LAKE



Erosion  
 control  
 straw  
 swaddle

DECK  
 EXTENSION

EXISTING WELL  
 AT #58  
 (64'± from leach area)  
 Test pending

NEW 1000G  
 PUMP CHAMBER

ENGINEERED (KEYED)  
 WALL BLOCKS, 109' TO 113'  
 RECOMMENDED. (design by  
 others).

150'± to Jones  
 well at #64.

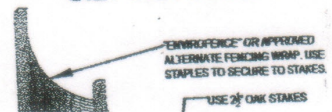
NEW L.F.D.  
 w/liner  
 12' X 34'

LAKE DRIVE

VENT

SILT FENCE DETAIL

**LEGEND**  
 (PT) PERC HOLE LOCATION, NUMBER  
 (T) TEST HOLE LOCATION, NUMBER



ENVIRONMENTAL OR APPROVED  
 ALTERNATE FENCING WRAP. USE  
 STAPLES TO SECURE TO STAKES.  
 USE OF OAK STAKES

To the best of my knowledge these plans are drawn to comply with owner's and/ or builder's specifications and any changes made on them after prints are made will be done at the owner's and / or builder's expense and responsibility. The contractor shall verify all dimensions and enclosed drawing.  
 MAX GAJ, DRAFTSMAN AND DESIGNER is not liable for errors once construction has begun. While every effort has been made in the preparation of this plan to avoid mistakes, the maker can not guarantee against human error. The contractor of the job must check all dimensions and other details prior to construction and be solely responsible thereafter.

DRAWING PREPARED FOR  
 58 LAKE DRIVE  
 SHUTESBURY, MA

**ELEVATIONS**

DRAWINGS PROVIDED BY  
 MAX GAJ, DRAFTSMAN AND DESIGNER  
 500 AMHERST RD. BELCHERTOWN, MA 01007  
 BUILDING CODES REFERENCED:  
 NINTH EDITION CMR180  
 2021 INTERNATIONAL RESIDENTIAL CODE

DATE:

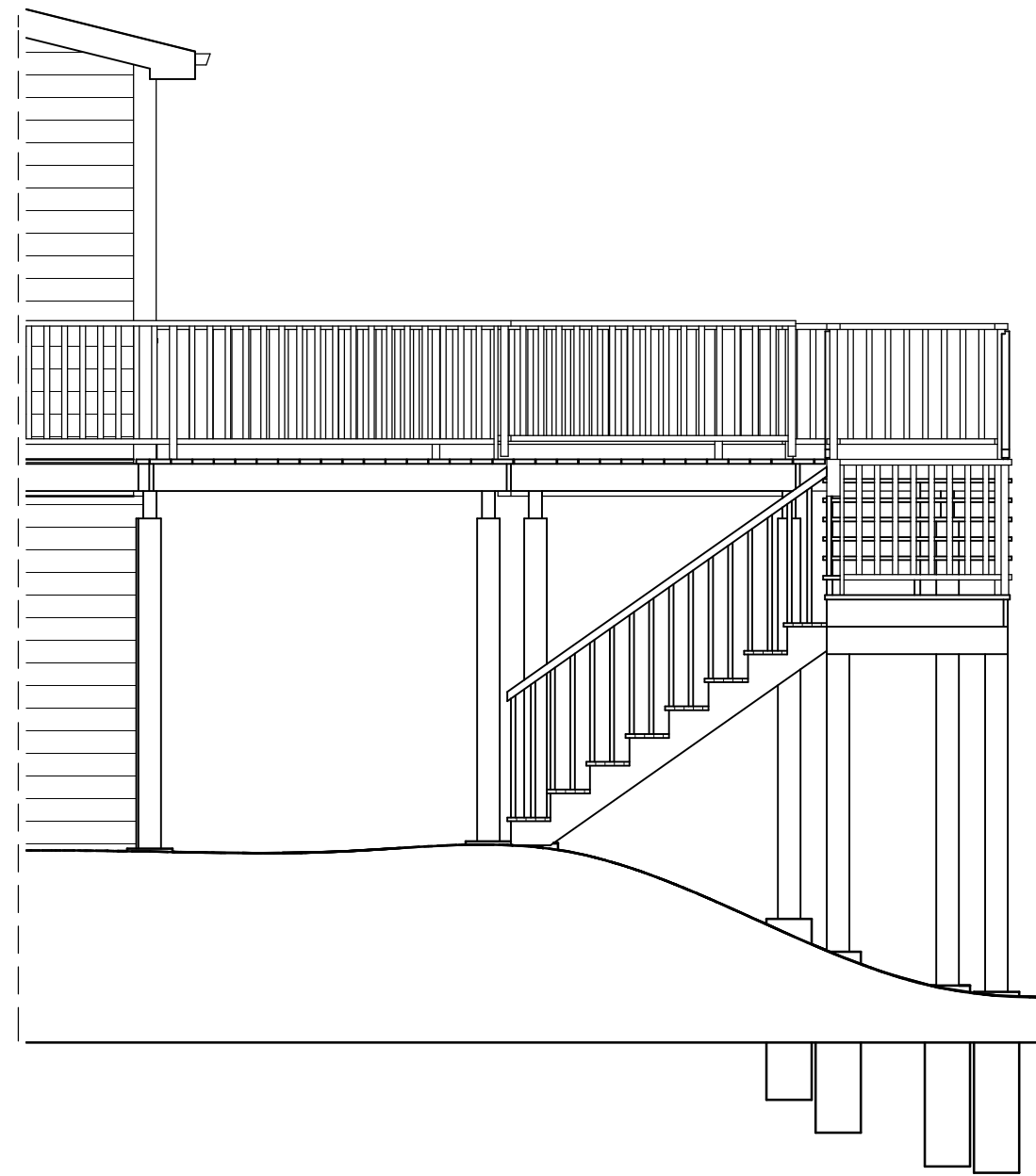
10/12/24

SCALE:

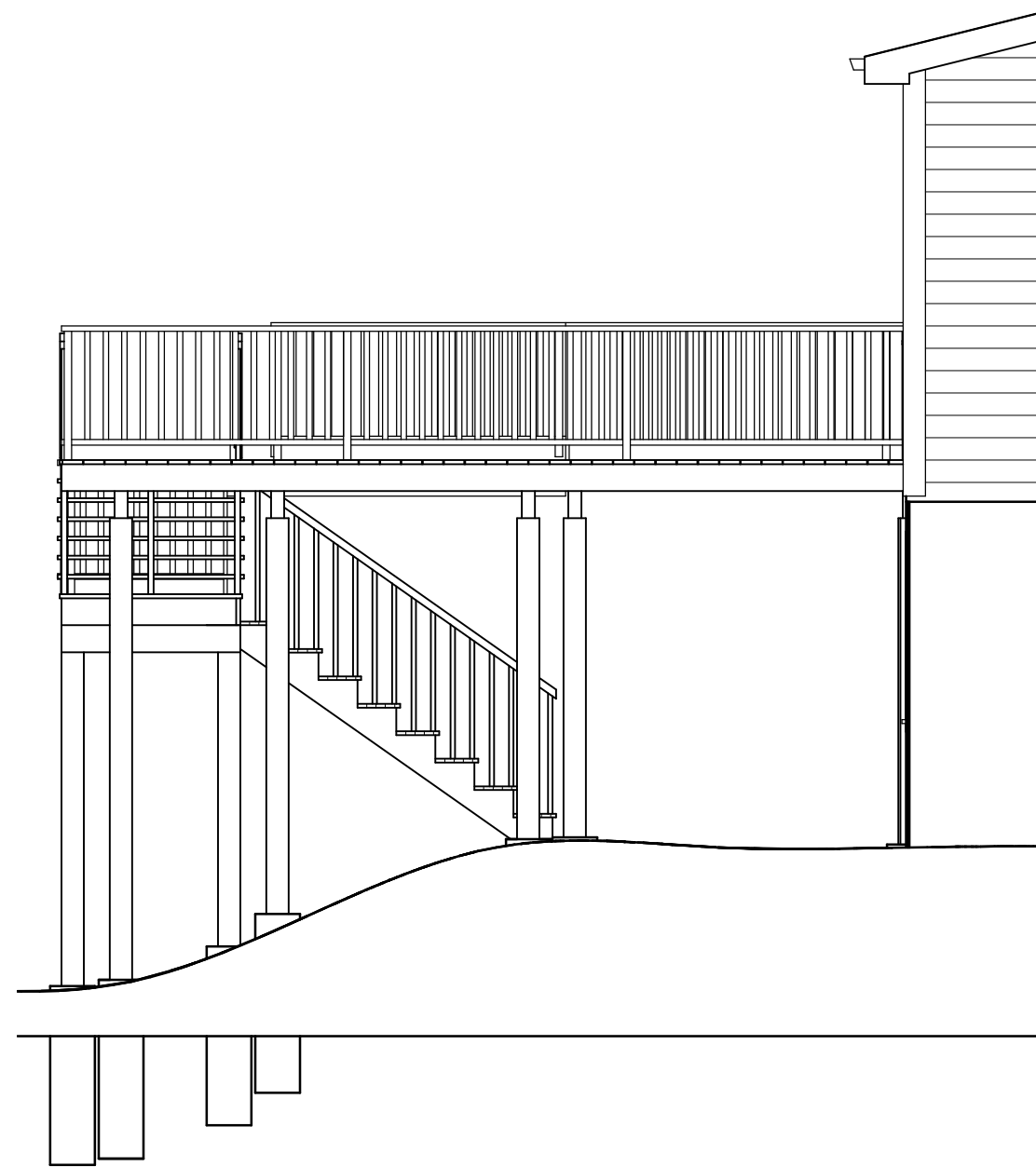
1/4"=1'0"

SHEET:

**P-1**



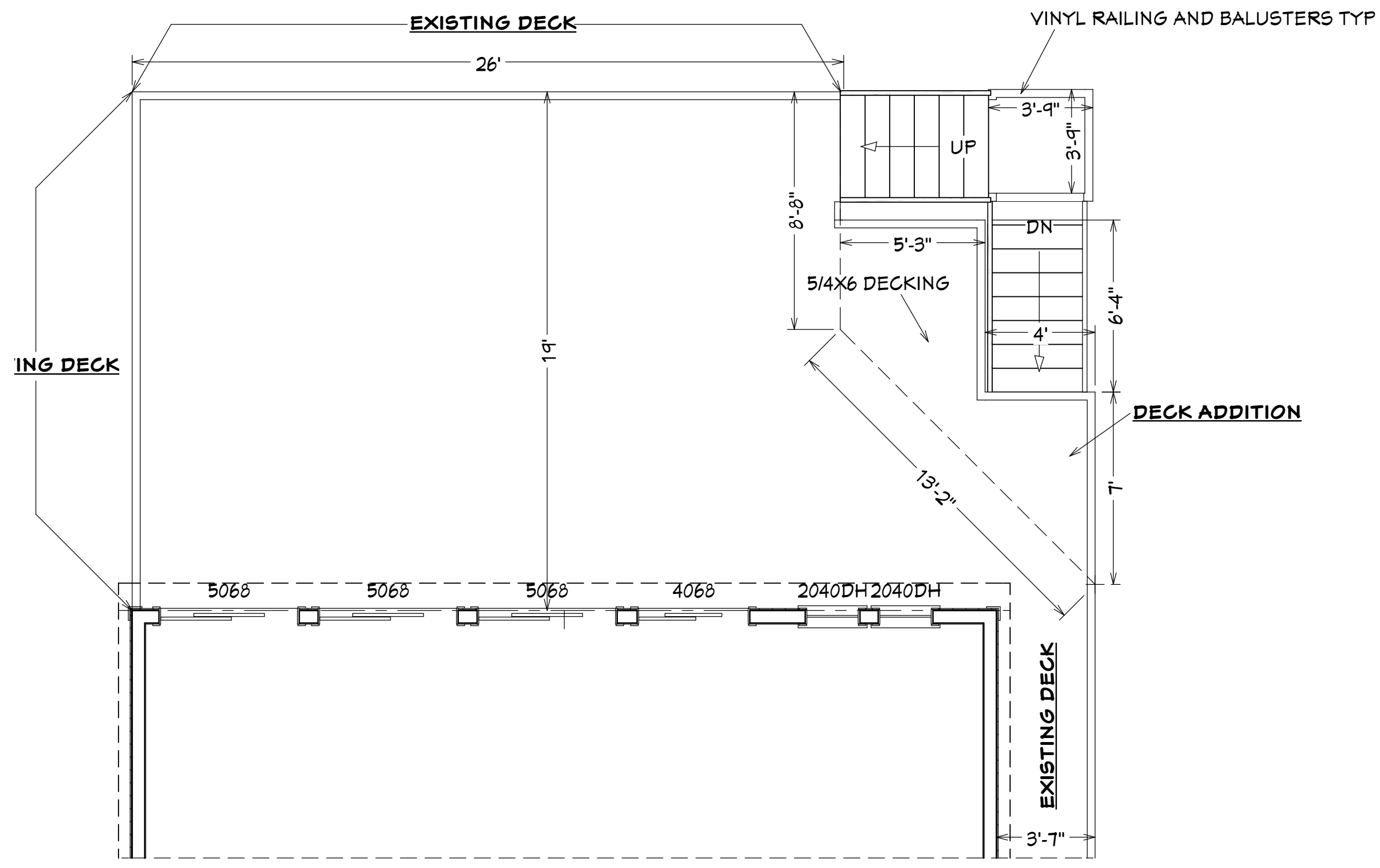
**LEFT ELEVATION 1/4"=1'0"**



**RIGHT ELEVATION 1/4"=1'0"**



**FRONT ELEVATION 1/4"=1'0"**



DRAWING PREPARED FOR  
58 LAKE DRIVE  
SHUTESBURY, MA

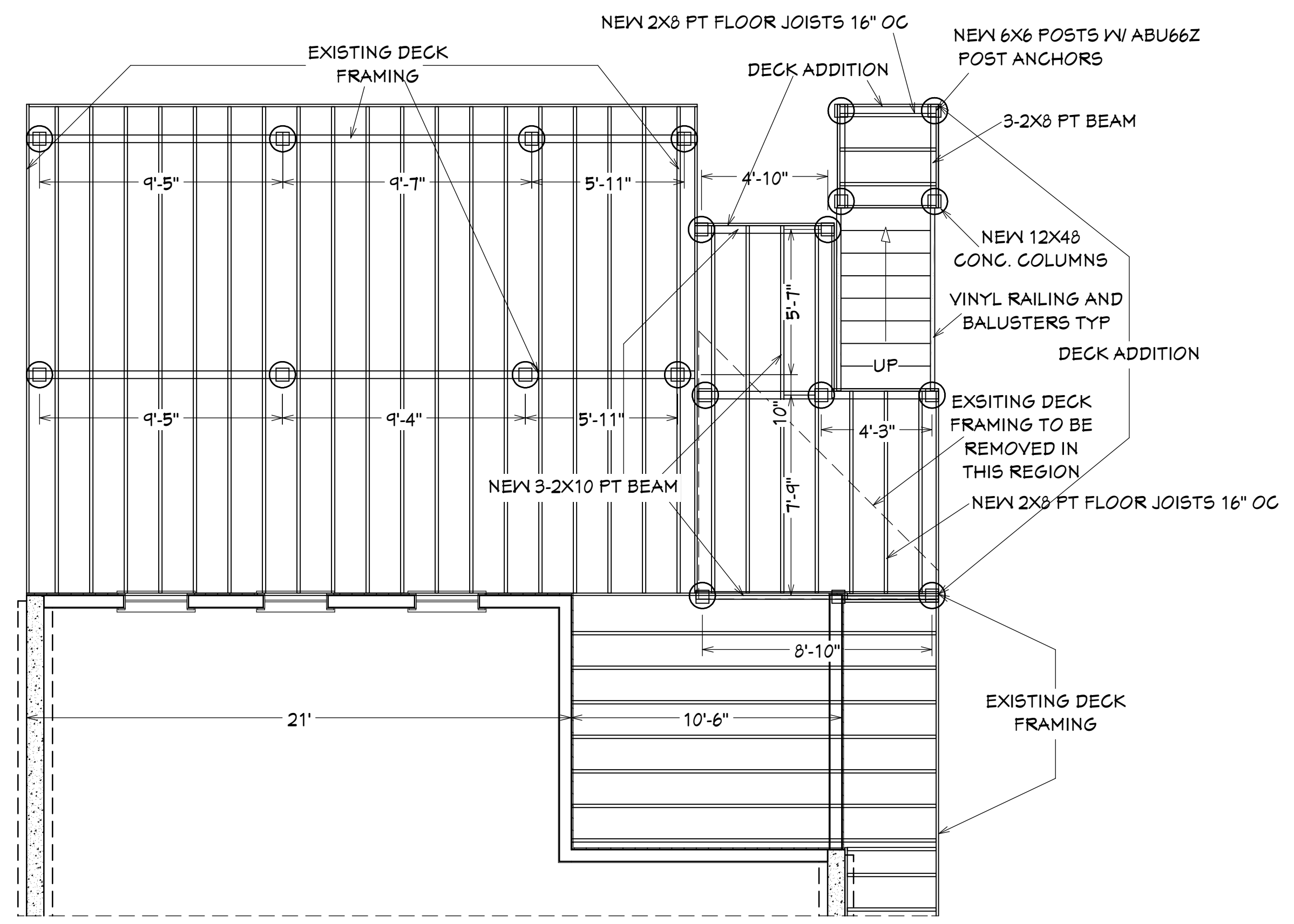
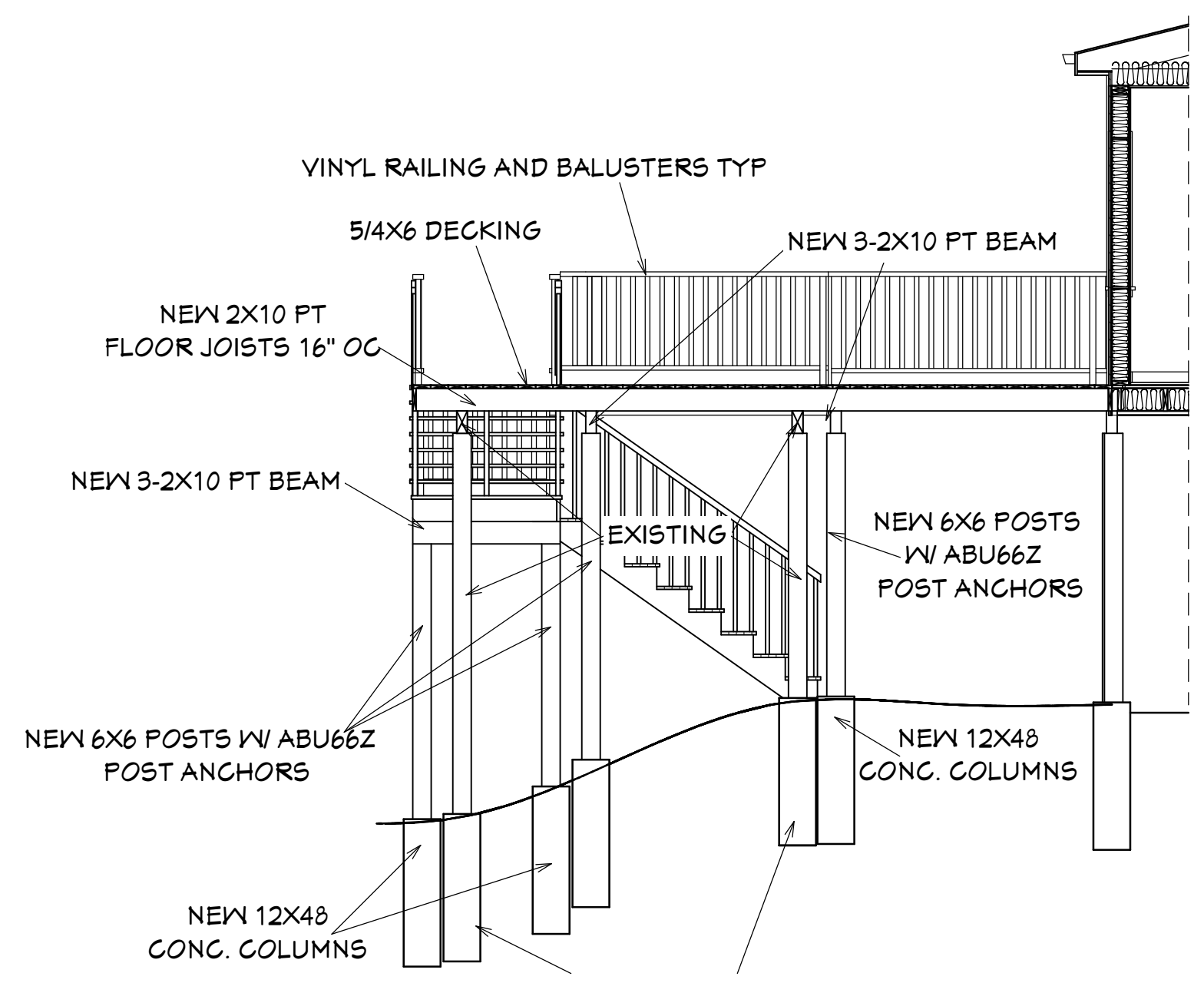
**FLOOR PLAN**

DRAWINGS PROVIDED BY  
MAX GAJ, DRAFTSMAN AND DESIGNER  
500 AMHERST RD. BELCHERTOWN, MA 01007  
BUILDING CODES REFERENCED:  
NINTH EDITION CMR180  
2021 INTERNATIONAL RESIDENTIAL CODE

DATE:  
10/12/24

SCALE:  
1/4"=1'0"

SHEET:  
**P-2**



DRAWING PREPARED FOR  
58 LAKE DRIVE  
SHUTESBURY, MA

# DECK FRAMING PLAN

DRAWINGS PROVIDED BY  
MAX GAI, DRAFTSMAN AND DESIGNER  
500 AMHERST RD. BELCHERTOWN, MA 01007  
BUILDING CODES REFERENCED:  
NINTH EDITION CMR180  
2021 INTERNATIONAL RESIDENTIAL CODE

DATE:  
10/12/24

SCALE:  
1/4"=1'0"

SHEET:  
**P-3**





COMMONWEALTH OF MASSACHUSETTS  
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
WESTERN REGIONAL OFFICE  
436 DWIGHT STREET, SPRINGFIELD, MA 01103 413-784-1100

MAURA T. HEALEY  
Governor

REBECCA L. TEPPER  
Secretary

KIMBERLEY DRISCOLL  
Lieutenant Governor

BONNIE HEIPLE  
Commissioner

DATE: December 9, 2024

Municipality SHUTESBURY  
(city/town)

RE: NOTIFICATION OF WETLANDS PROTECTION ACT FILE NUMBER

The Department of Environmental Protection has received a Notice of Intent filed in accordance with the Wetlands Protection Act (M.G.L. c. 131, §40):

Applicant: KAREN E. AND JAMES F. JR. BURNS  
Address: 51 EVERGREEN ROAD  
TEWKSBURY, MA 01876

Owner: 58 LAKE DRIVE REALTY TRUST  
Address: 51 EVERGREEN ROAD  
TEWKSBURY, MA, 01876

LOCUS: 58 LAKE DRIVE

**This project has been assigned the following file # : WE 286-0307**

**A FILE NUMBER ONLY INDICATES THAT THE APPLICATION CONTAINS THE MINIMAL SUBMITTAL REQUIREMENTS AND IS ADMINISTRATIVELY COMPLETE - NOT THAT THE INFORMATION IN THE APPLICATION IS ADEQUATE FOR ISSUANCE OF AN ORDER OF CONDITIONS.**

Although a file # is being issued, please note the following:

Appropriate native vegetation needs to be added near the top of Bank so as to provide shading to the water column and food for the fisheries and wildlife. That vegetation will also help with wave action, if done correctly. The commission can require this additional vegetation in order to help with protecting the interests of the Act.

**ADDITIONAL REQUIREMENTS:**

A Chapter 91 license may be required. Application and transmittal forms are available on the MassDEP website <http://www.mass.gov/eea/agencies/massdep/water/approvals/wetlands-and-waterways-forms.html#2>. For additional information, contact MassDEP Waterways Program by email at [dep.waterways@mass.gov](mailto:dep.waterways@mass.gov) or visit <https://www.mass.gov/waterways-program-chapter-91>.

If you have any questions regarding this letter, please contact: MARK STINSON @ (413)-961-9583

Cc: Shutesbury Conservation Commission, TOWN HALL, Shutesbury, MA, 01072  
Owner: 58 LAKE DRIVE REALTY TRUST, 51 EVERGREEN ROAD, TEWKSBURY, MA, 01876  
Representative: WENDELL WETLAND SERVICES, 105 MONTAGUE ROAD, WENDELL, MA, 01379

This information is available in alternate format. Call Donald M. Gomes, ADA Coordinator at 617-556-1057. TDD# 1-866-539-7622 or 1-617-574-6868.



KAREN E. AND JAMES F. JR. BURNS  
51 EVERGREEN ROAD  
TEWKSBURY, MA 01876