



Atlantic Coast Engineering LLC  
256 Hull St  
Hingham, MA. 02043  
Office: (781) 378 – 2593  
<http://atlanticcoastengineeringllc.com>

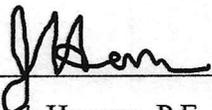
November 13, 2024  
Conservation Commission  
Hingham Town Hall  
210 Central Street  
Hingham, MA 02043

RE: Request for Approval of Proposed Steel Pile Replacement, 15 Merrill Street

Dear Members of the Conservation Commission,

I am writing to request approval for the proposed replacement of the 4 steel float piles and longitudinal 4x8 bracing at the pier located at 15 Merrill Street, Parcel ID 11-0-5. This project aims to enhance the structural integrity of the pier while ensuring compliance with the Massachusetts Wetlands Protection Act and the Town of Hingham Wetlands Protection Bylaw. The proposed pile replacement will be conducted with minimal impact on the surrounding environment, particularly considering the nearby shellfish habitats.

We are committed to adhering to all regulations and best practices during the construction process. If you have any questions or require further information, please feel free to contact me at (781) 378-2593.

  
\_\_\_\_\_  
Joseph Hannon, P.E.

## PROJECT NARRATIVE

### Subject: Notice of Intent Application for 15 Merrill Street, Hingham

#### Introduction

This Notice of Intent application is being filed for the proposed replacement of 4 steel piles that support the float and to remove/replace the existing longitudinal 4x8 bracing located at 15 Merrill Street, Parcel ID 11-0-5. The proposed project occurs within Flood Zone VE 14. This application is submitted in accordance with the Massachusetts Wetlands Protection Act and the Town of Hingham Wetlands Protection Bylaw.

#### 1. Site Description

The site features an existing pier and is surrounded by natural habitats typical of coastal areas. An environmental review confirmed that the site includes the following resource areas:

##### **Flood Zone VE 14**

Adjacent coastal resource areas

Notes:

The site **is not located within** an area mapped as Priority Habitat or Estimated Habitat for Rare Species according to the Massachusetts Natural Heritage & Endangered Species Program (MaNHESP).

There are **no certified** vernal pools on the site.

The site **is not located** within an Area of Critical Environmental Concern (ACEC).

The Site **contains shellfish**

#### 2. Proposed Activities

The purpose of this application is to authorize the replacement of the 4 float support steel piles for the existing float and to remove/replace the existing 4x8 longitudinal bracing at 15 Merrill Street. The existing pier is over 20 years old and requires rehab work to ensure structural integrity.

The proposed project has been designed in accordance with MassDEP's guidelines for maintaining the integrity of coastal resource areas, including the following measures: Avoidance of impacts to sensitive marine habitats. Use of non-toxic materials for pile replacement. Maintenance of adequate spacing to allow for marine life movement. Implementation of erosion and sediment control measures throughout the construction process. Erosion controls will be installed prior to the start of work to protect the surrounding wetland resource areas.

#### 3. Summary

The proposed pile replacement and bracing replacement project at 15 Merrill Street has been designed to meet current standards, incorporating protective measures to minimize impacts to wetland and coastal resource areas. We believe the project complies with the interests of the Massachusetts Wetlands Protection Act and the Town of Hingham Wetland Regulations. Based on our expertise and familiarity with the site, we assert that the proposed project employs the best practices to mitigate potential adverse effects on wetland resources and fulfill the requirements for a positive Order of Conditions. Erosion control measures will remain in place until a Certificate of Compliance has been issued by the Hingham Conservation Commission, confirming that the project has been executed according to the conditions set forth in the Order of Conditions.

ATLANTIC COAST ENGINEERING LLC

256 HULL ST  
HINGHAM, MA 02043

1844

53-13/110 MA  
26959

DATE 11/13/24

PAY TO THE ORDER OF

MA DEP.

\$ 37.50

Thirty seven & 50/100

DOLLARS

BANK OF AMERICA  Hingham

ACH R/T 011000138

FOR NO1: 15 Merrill St.



⑈001844⑈ ⑆011000138⑆ 004665795921⑈



ATLANTIC COAST ENGINEERING LLC

256 HULL ST  
HINGHAM, MA 02043

1845

53-13/110 MA  
26959

DATE 11/13/24

PAY TO THE ORDER OF

Town of Hingham

\$ 100.00

One hundred & 0/100

DOLLARS

BANK OF AMERICA  15 Merrill St.

ACH R/T 011000138

FOR NO1 Town Bylaw Fee



⑈001845⑈ ⑆011000138⑆ 004665795921⑈



ATLANTIC COAST ENGINEERING LLC

256 HULL ST  
HINGHAM, MA 02043

1846

53-13/110 MA  
26959

DATE 11/13/24

PAY TO THE ORDER OF

Town of Hingham

\$ 62.50

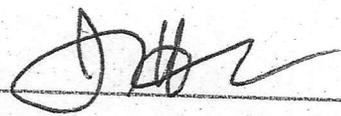
Sixty two & 50/100

DOLLARS

BANK OF AMERICA 

ACH R/T 011000138

FOR NO1: 15 Merrill St. Pier Rehab



⑈001846⑈ ⑆011000138⑆ 004665795921⑈



TOWN OF HINGHAM  
BOARD OF ASSESSORS



CERTIFICATION SHEET

**Property Address: 15 Merrill Street**  
**Parcel ID: 11-0-5**

Pursuant to the provisions of Chapter 131 Section 40 of the MA General Laws and Article 22 of the Town of Hingham General Bylaws (Wetlands Protection By-law), we hereby certify that the list attached hereto is a true list of names and addresses of abutters concerning a matter to be heard by the Hingham Conservation Commission involving the above-referenced property.

As used herein the term "abutter" means:

- Owners of adjoining land within 100 feet of the property line where the activity proposed;
- Owners of adjoining land within 300 feet of the property line where the activity proposed for coastal projects; or
- Owners of land directly opposite on any public or private street or way; or across a body of water.

All as they appear on the most recent applicable tax list.

BOARD OF ASSESSORS

CERTIFICATION DATE

10/30/2024

Parcel ID: 11-0-5  
HINGHAM BAY AT MERRILL  
15 MERRILL STREET  
HINGHAM, MA 02043

Parcel ID: 11-0-11  
RADER HOLLY N TT  
5 MERRILL REALTY TRUST  
80 WASHINGTON STREET BLDG J-40  
NORWELL, MA 02061

Parcel ID: 11-0-12  
HINGHAM YACHT CLUB INC  
PO BOX 165  
HINGHAM, MA 02043

Parcel ID: 11-0-2  
NICHOLAS ANNE R & NESTOR  
ANNE R NICHOLAS 2010TRUST  
21 MERRILL STREET  
Hingham, MA 02043

Parcel ID: 11-0-6  
GILLIS EDWIN J TRUSTEE  
CROW POINT REALTY TRUST  
7 MERRILL STREET  
HINGHAM, MA 02043

Parcel ID: 11-0-9  
GILLIS EDWIN J & ANDREA  
7 MERRILL STREET  
HINGHAM, MA 02043

Parcel ID: 17-0-101  
BLAKE RICHARD A JR &  
10 PARKER DRIVEWAY  
HINGHAM, MA 02043

Parcel ID: 17-0-102  
PINCH TIMOTHY & KATHRYN  
29 CUSHING AVENUE  
HINGHAM, MA 02043

Parcel ID: 17-0-103  
FERRARA ERIC V & NICOLE L  
27 CUSHING AVENUE  
HINGHAM, MA 02043

Parcel ID: 17-0-116  
VITA JOSEPH A & GINA  
8 MALCOLM STREET  
HINGHAM, MA 02043

Parcel ID: 17-0-117  
KELLEY JOHN J III  
10 MALCOLM STREET  
HINGHAM, MA 02043

Parcel ID: 17-0-118  
BONNER JOSEPH H &  
JOSEPH H BONNER  
14 MALCOLM STREET  
Hingham, MA 02043

Parcel ID: 17-0-119  
DONOVAN BRIAN W & JULIE A  
18 MALCOLM STREET  
HINGHAM, MA 02043

Parcel ID: 17-0-120  
RICHMOND JOHN C & MARY C  
20 MALCOLM STREET  
HINGHAM, MA 02043

Parcel ID: 17-0-121  
MCLOY MATTHEW JASON &  
KARA MOHEBAN L MCLOY  
15 MALCOLM STREET  
HINGHAM, MA 02043

Parcel ID: 17-0-122  
BUCKLEY JOHN T & DIANE  
5558 HIGHWAY A1A UNIT 111  
VERO BEACH, FL 32963

Parcel ID: 17-0-123  
CATALDO MELANIE A  
16 MERRILL STREET  
HINGHAM, MA 02043

Parcel ID: 17-0-124  
ATKINSON NORMA P & SARA  
MERRIL ST NOMINEE TR  
10 MERRILL STREET  
HINGHAM, MA 02043

Parcel ID: 17-0-125  
LANDON ERIN C & OBRIEN  
8 MERRILL STREET  
HINGHAM, MA 02043

Parcel ID: 17-0-126  
MIRSHEKARI ALI JOHN &  
2 MERRILL STREET  
HINGHAM, MA 02043

Parcel ID: 17-0-127  
PIERCE MATTHEW BRIAN &  
2 STANDISH STREET  
HINGHAM, MA 02043

Parcel ID: 17-0-128  
HAWES JAMES W & ELLEN W  
25 MARION STREET  
HINGHAM, MA 02043

Parcel ID: 17-0-129  
PAGANO DANIEL J & SAGE A  
9 MALCOLM STREET  
HINGHAM, MA 02043

## NOTIFICATION TO ABUTTERS

Under the MA Wetlands Protection Act and  
Hingham Wetlands Protection By-Law

In accordance with the second paragraph of the Massachusetts General Laws Chapter 131 §40, and Section 7.5 of the Hingham Wetland Regulations, you are hereby notified of the following:

Hingham Bay at Merrill LLC has filed a Notice of Intent  
*Applicant Name* *Application Type*

with the Town of Hingham Conservation Commission seeking permission to remove, fill, dredge, or alter an Area Subject to Protection under the Wetlands Protection Act, M.G.L. 131 §40, and/or the Town of Hingham Wetlands Protection By-Law [Article 22].

The address of the property where work is proposed: 15 Merrill Street  
The proposed work includes: Existing Pier: Float Pile Replacement and replace bracing.

Copies of the application may be examined at the Conservation Office located at Hingham Town Hall, 210 Central Street, Hingham, MA during the following business hours:

Monday, Wednesday, Thursday: 7:30AM- 4:30PM  
Tuesday: 7:30AM - 7:00PM  
Fridays: closed

For more information, to request copies of the application, or obtain information about the public hearing please contact the Conservation Office at (781)741-1445 or by emailing [Conservation@hingham-ma.gov](mailto:Conservation@hingham-ma.gov)

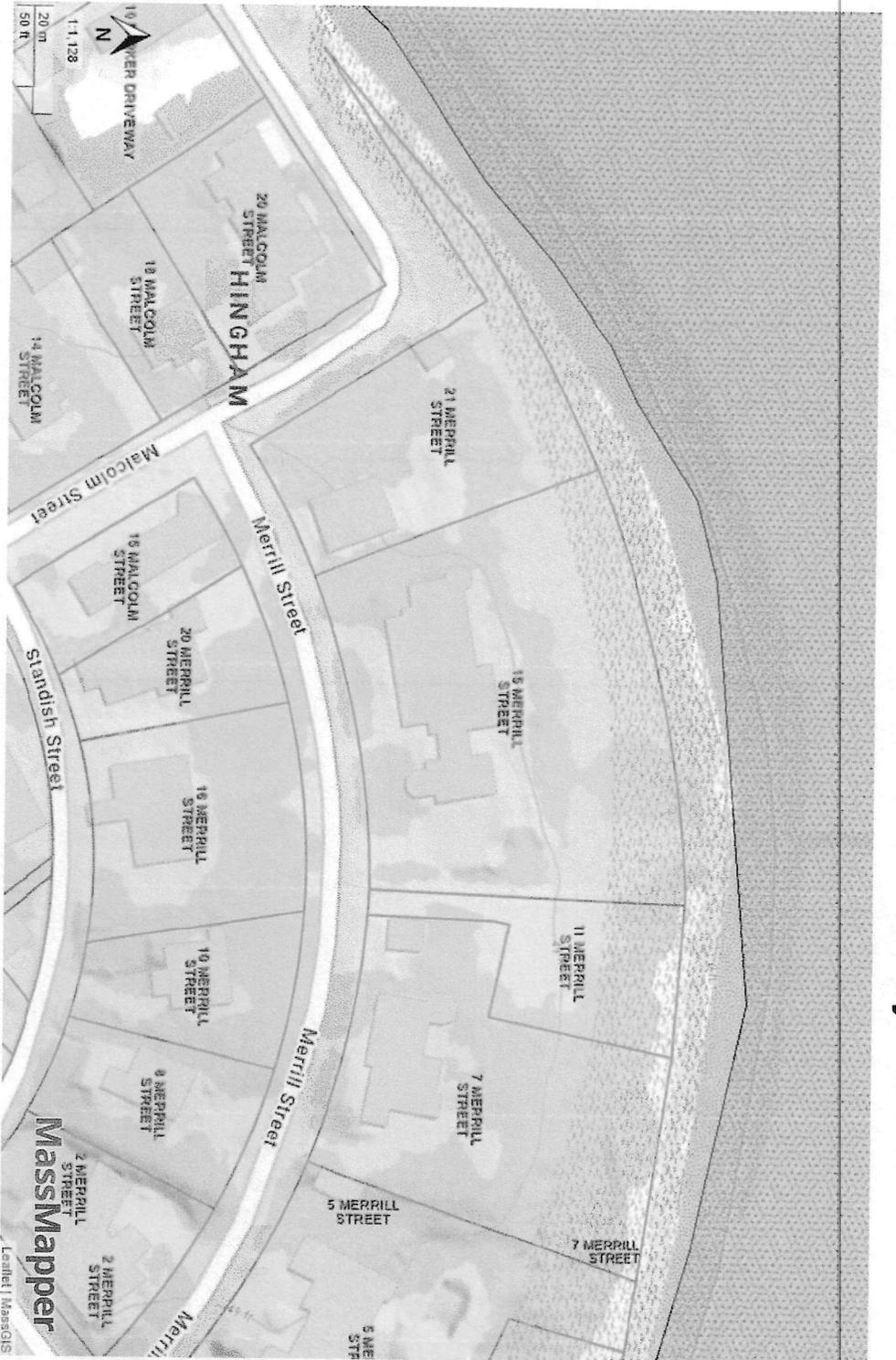
You may also request copies of the application from the  applicant or  applicant's representative by contacting Jed Hannon at ( 617 ) 963 6044 between the hours of 900 and 400 on the following days: Monday-Friday

*An Administrative fee may be applied for providing copies of the application or plans.*

Notice of the public hearing, including the date, time, and place will be published at least five (5) business days in advance of the hearing in the Patriot Ledger. Notice will also be posted on the town website at least forty-eight (48) hours in advance of the public hearing. To view the agenda, go to [Agenda Center • Hingham, MA • CivicEngage \(hingham-ma.gov\)](#)

The Department of Environmental Protection (DEP) Southeast Regional Office can also provide information about this application or the MA Wetlands Protection Act. DEP is located at 20 Riverside Drive, Lakeville, MA 02347 and can be reached by telephone at (508) 946-2700.

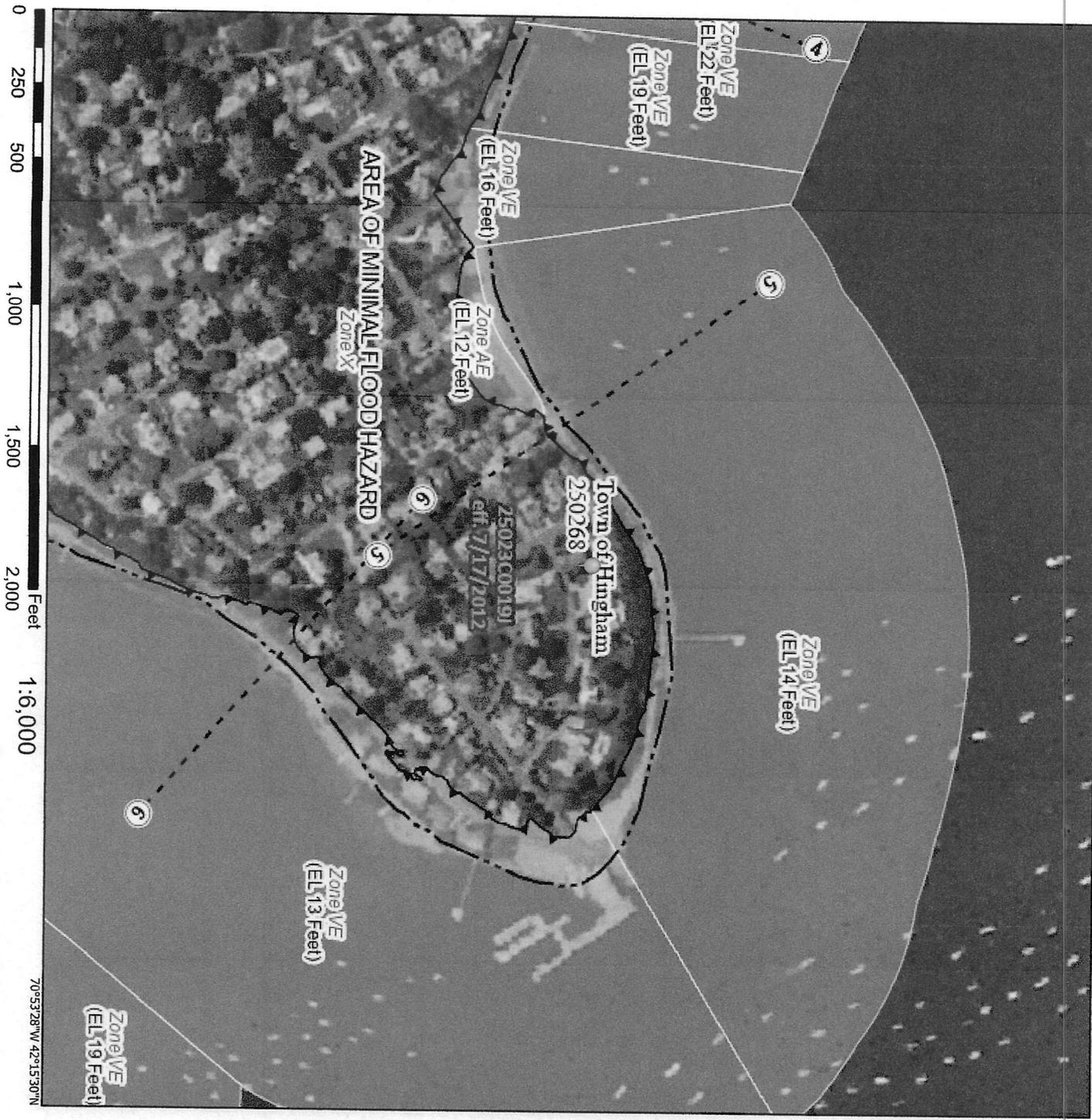
# Shellfish Suitability Areas



- Shellfish Suitability Areas**
- AMERICAN OYSTER
  - BAY SCALLOP
  - BLUE MUSSEL
  - EUROPEAN OYSTER
  - OCEAN QUAHOG
  - QUAHOG
  - RAZOR CLAM
  - SEA SCALLOP
  - SOFT-SHELLED CLAM
  - SURF CLAM
- Property Tax Parcels**

# National Flood Hazard Layer FIRMette

70°54'6"W 42°15'57"N



## Legend

SEE FIS REPORT FOR DETAILED LEGEND AND INDEX MAP FOR FIRM PANEL LAYOUT

|                                   |   |
|-----------------------------------|---|
| <b>SPECIAL FLOOD HAZARD AREAS</b> | Without Base Flood Elevation (BFE)<br>Zone A, V, AE<br>With BFE or Depth Zone AE, AO, AH, VE, AR<br>Regulatory Floodway |
|-----------------------------------|---|

0.2% Annual Chance Flood Hazard. Areas of 1% annual chance flood with average depth less than one foot or with drainage areas of less than one square mile Zone X

|                                    |  |
|------------------------------------|--|
| <b>OTHER AREAS OF FLOOD HAZARD</b> | Future Conditions 1% Annual Chance Flood Hazard Zone X<br>Area with Reduced Flood Risk due to Levee. See Notes, Zone X<br>Area with Flood Risk due to Levee Zone D |
|------------------------------------|--|

|                           |   |
|---------------------------|---|
| <b>OTHER AREAS</b>        | NO SCREEN<br>Area of Minimal Flood Hazard Zone X<br>Effective LOMRS                                       |
| <b>GENERAL STRUCTURES</b> | Area of Undetermined Flood Hazard Zone D<br>Channel, Culvert, or Storm Sewer<br>Levee, Dike, or Floodwall |

|                       |  |
|-----------------------|--|
| <b>OTHER FEATURES</b> | 20.2<br>17.5<br>9<br>36<br>Limit of Study<br>Jurisdiction Boundary<br>Coastal Transact Baseline<br>Profile Baseline<br>Hydrographic Feature  |
| <b>OTHER</b>          | Cross Sections with 1% Annual Chance<br>Water Surface Elevation<br>Coastal Transact<br>Base Flood Elevation Line (BFE)<br>Limit of Study<br>Jurisdiction Boundary<br>Coastal Transact Baseline<br>Profile Baseline<br>Hydrographic Feature |

|                   |   |
|-------------------|---|
| <b>MAP PANELS</b> | Digital Data Available<br>No Digital Data Available<br>Unmapped |
|-------------------|---|

The pin displayed on the map is an approximate point selected by the user and does not represent an authoritative property location.



This map complies with FEMA's standards for the use of digital flood maps if it is not void as described below. The basemap shown complies with FEMA's basemap accuracy standards

The flood hazard information is derived directly from the authoritative NFHL web services provided by FEMA. This map was exported on 10/22/2024 at 3:34 PM and does not reflect changes or amendments subsequent to this date and time. The NFHL and effective information may change or become superseded by new data over time.

This map image is void if the one or more of the following map elements do not appear: basemap imagery, flood zone labels, legend, scale bar, map creation date, community identifiers, FIRM panel number, and FIRM effective date. Map images for unmapped and unmodernized areas cannot be used for regulatory purposes.

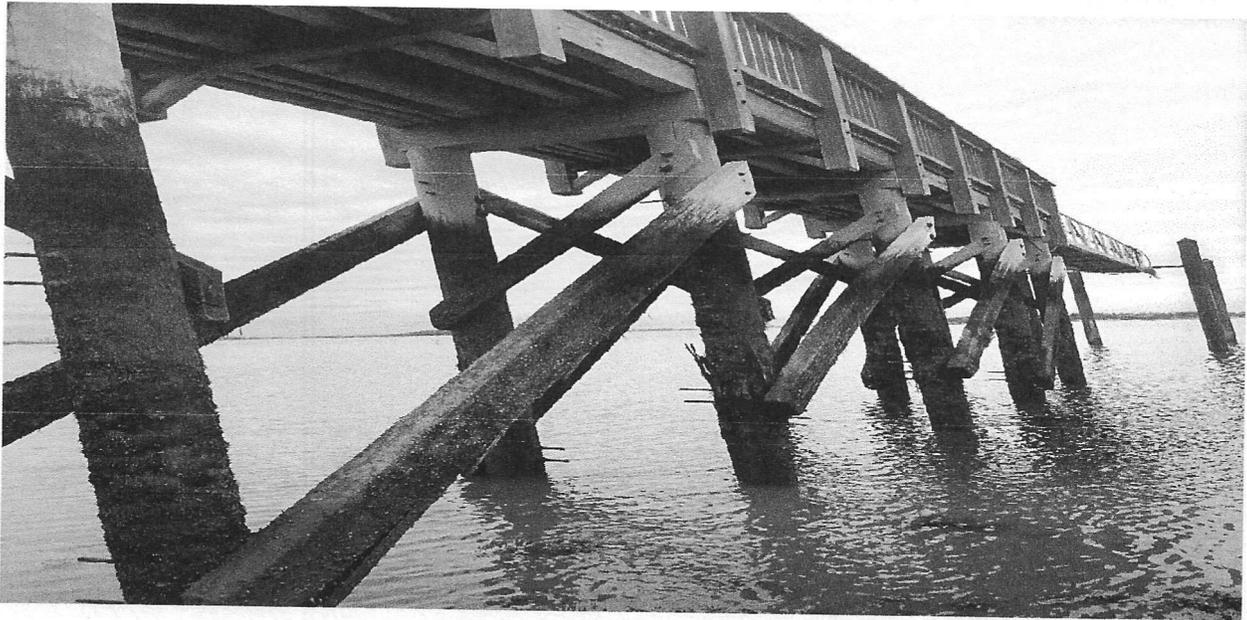
15 MERRIL ST HINGHAM 8.26.2024





15 Merril St Pier Pictures:





**AFFADAVIT OF SERVICE**  
Under the MA Wetlands Protection Act and  
Hingham Wetlands Protection By-Law

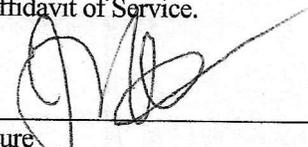
(To be submitted to the Hingham Conservation Commission and the MA Department of Environmental Protection when filing an application requiring abutter notification)

I, Joseph Hannon P.E, hereby certify under the pains and penalties of perjury  
*Name of person making Affidavit*  
that on 11/13/24 I gave notification to abutters in compliance with the second paragraph of  
*Date*  
the Massachusetts General Laws Chapter 131, Section 40, and the Hingham Wetlands Protection By-Law and  
Wetland Regulations, by Certified USPS Mail in connection with the following matter:  
*Type of Service*

A Notice of Intent was filed under the MA Wetlands Protection Act and Hingham Wetlands Protection By-Law with the Hingham Conservation Commission on:

11/13/24 for property located at 15 Merrill Street.  
*Date* *Property Address*

The form of the notification and a list of abutters to whom notice was given and their addresses are attached to this Affidavit of Service.

  
\_\_\_\_\_  
Signature

11/13/24  
\_\_\_\_\_  
Date



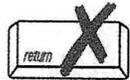
Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

**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 |
| Hingham                     |
| 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):

|                              |                       |              |
|------------------------------|-----------------------|--------------|
| 15 Merrill Street            | Hingham               | 02043        |
| a. Street Address            | b. City/Town          | c. Zip Code  |
| Latitude and Longitude:      | 42.26226              | -70.89604    |
|                              | d. Latitude           | e. Longitude |
| 11                           | 0-5                   |              |
| f. Assessors Map/Plat Number | g. Parcel /Lot Number |              |

2. Applicant:

|                            |                      |             |
|----------------------------|----------------------|-------------|
| a. First Name              | b. Last Name         |             |
| Hingham Bay at Merrill LLC |                      |             |
| c. Organization            |                      |             |
| 15 Merrill St              |                      |             |
| d. Street Address          |                      |             |
| Hingham                    | MA                   | 02043       |
| e. City/Town               | f. State             | g. Zip Code |
| 617-908-6465               | mbotzos@mcc-gill.com |             |
| h. Phone Number            | i. Fax Number        |             |
|                            | j. Email Address     |             |

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

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

4. Representative (if any):

|                                |                                      |             |
|--------------------------------|--------------------------------------|-------------|
| Joseph                         | Hannon                               |             |
| a. First Name                  | b. Last Name                         |             |
| Atlantic Coast Engineering LLC |                                      |             |
| c. Company                     |                                      |             |
| 256 Hull Street                |                                      |             |
| d. Street Address              |                                      |             |
| Hingham                        | Ma                                   | 02043       |
| e. City/Town                   | f. State                             | g. Zip Code |
| 617-963-6044                   | jedh@atlanticcoastengineeringllc.com |             |
| h. Phone Number                | i. Fax Number                        |             |
|                                | j. Email address                     |             |

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

|                   |                   |                       |
|-------------------|-------------------|-----------------------|
| 100               | 37.50             | 62.50                 |
| a. Total Fee Paid | b. State Fee Paid | c. City/Town Fee Paid |



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 |  |
| Hingham                     |  |
| City/Town                   |  |

**A. General Information (continued)**

6. General Project Description:

Existing Pier: Pile Replacement and replace bracing

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:

Plymouth

a. County

40727

c. Book

b. Certificate # (if registered land)

146

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.



**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 \_\_\_\_\_

Hingham  
 City/Town

**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.



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 |
| Hingham                     |
| City/Town                   |

**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 type="checkbox"/> Designated Port Areas                            | Indicate size under Land Under the Ocean, below   |  |
| b. <input checked="" type="checkbox"/> Land Under the Ocean                  | 4<br>1. square feet<br>2. cubic yards dredged   |  |
| c. <input type="checkbox"/> Barrier Beach                                    | Indicate size under Coastal Beaches and/or Coastal Dunes below  |  |
| d. <input checked="" type="checkbox"/> Coastal Beaches                       | 4<br>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<br>2. cubic yards dredged  |  |
| j. <input checked="" type="checkbox"/> Land Containing Shellfish             | 4<br>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 | 4<br>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 |
|-----------------------------------|---|



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 |  |
| Hingham                     |  |
| City/Town                   |  |

## 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

- 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**

8/1/2021  
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\*

- 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

- 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/mass-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 - Bourne to Rhode Island border, and the Cape & Islands:

North Shore - Plymouth 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).



Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

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

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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 \_\_\_\_\_
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.



Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

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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.

Existing Pier: Pile Replacement and replace bracing

a. Plan Title

Atlantic Coast Engineering LLC

Joseph Hannon P.E

b. Prepared By

c. Signed and Stamped by

11.13.24

1" = 30 ft.

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:

1845

11/13/24

2. Municipal Check Number

3. Check date

1844

11/13/24

4. State Check Number

5. Check date

ACE

ACE

6. Payor name on check: First Name

7. Payor name on check: Last Name



**Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands**

**WPA Form 3 – Notice of Intent**

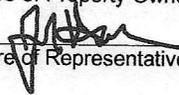
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

|                             |
|-----------------------------|
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| Hingham                     |
| City/Town                   |

**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.

|   |          |
|---|----------|
|  | 11/13/24 |
| 1. Signature of Applicant   | 2. Date  |
| 3. Signature of Property Owner (if different)                                     | 4. Date  |
|  | 11/13/24 |
| 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.



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:

15 Merrill Street

a. Street Address

1844

c. Check number

Hingham

b. City/Town

37.50

d. Fee amount

2. Applicant Mailing Address:

a. First Name

Hingham Bay at Merrill LLC

c. Organization

15 Merrill Street

d. Mailing Address

Hingham

e. City/Town

617-908-6465

h. Phone Number

i. Fax Number

Ma

f. State

02043

g. Zip Code

mbozoz@mcc-gill.com

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

**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).

