

# **Town of Rowley**

Conservation Commission
Phone: (978) 948-2330 Fax: (978) 948-7196
Conservation@townofrowley.org

# REQUEST FOR CERTIFICATE OF COMPLIANCE CHECKLIST Under the Wetlands Protection Act and Rowley's Wetlands Bylaw

Submit two (2) copies of the following to request a Certificate of Compliance:

- ☑ Completed WPA Form 8A Request for Certificate of Compliance.
- ☑ Wetland Bylaw Fee Calculation Form (see Forms & Checklists on webpage).
- ☐ Check for appropriate fee (made out to Town of Rowley).
- A written statement signed (submit original signature), wet stamped and dated from a Registered Professional Engineer of the Commonwealth certifying that the work has been completed in compliance with the Order of Conditions, documents, and the final approved plans (or approved revisions). Any discrepancies or deviations between the proposed plan and post-construction conditions shall be noted and explained.
- An as-built topographic plan of the same scale as the approved plan, wet stamped and signed with original signature and date by a Registered Professional Engineer or Land Surveyor of the Commonwealth, showing post-construction conditions for the public record. This plan will include as built elevations of all drainage ways constructed within 100' of any wetland or 200' of a perennial stream, distances to all structures, and all elevations within 100' of wetlands and 200' of perennial streams. The as-built plan must show all wetland resource area boundaries with associated buffer zones and any No Cut/No Disturbance Zones taken from the plan(s) approved in this OC. The as built plan must show elevations of all filled, altered, or replicated wetlands.
- Email an electronic PDF copy of all documents to <u>conservation@townofrowley.org</u>. All documents and plans will be provided as separate electronic files for record management purposes.
- ☐ Any additional materials which may be required under the Order of Conditions. Please read the Order of Conditions to determine <u>all</u> requirements to obtain a Certificate of Compliance.

Send hard copies by mail or hand deliver to: Rowley Conservation Commission P.O. Box 24 39 Central Street, Room #4 Rowley, MA 01969



October 19, 2023

Conservation Commission Town Hall Annex Room 4 39 Central Street PO Box 24 Rowley, MA 01969

Re:

DEP File No. 063-0659

101 Main Street

Owner/Applicant: Gerald Fandetti, Firehouse Inn, LLC

#### **Dear Commission Members:**

In accordance with Conditions 12 & 30 of the Order of Conditions issued on August 24, 2017, find enclosed an As-Built Site Conditions plan for the above-referenced project. Also enclosed is the Form 8A – Request for Certificate of Compliance, final monitoring report from DeRosa Environmental Consulting, Inc. and the \$250 fee.

I hereby certify that all work has been satisfactorily completed in accordance with the approved plans as revised and the Order of Conditions with the following minor exceptions:

- The approved deck and steps behind the restaurant, 4' wide stone dust path and associated overlook area on the southern half of the site were not constructed.
- A stockade fence was constructed around the generator and HVAC pads along the southern face of the restaurant approximately 34' from WF A15.
- Approximately 145 LF of additional post and rail fencing was installed to the south and east of the restaurant and associated patio.
- A shed (166 SF±) was constructed to the southeast of the restaurant approximately 33' from the wetland.

The above referenced changes should have no measurable impact on the stormwater design of the lot and should have no measurable impact to the abutters or the resource areas.

At this time, we ask that the Commission issue a Certificate of Compliance for this project.

If you should have any questions regarding this matter, please do not hesitate to contact our office.

Sincerely,

THE MORIN-CAMERON GROUP, INC.

John morin

John M. Morin, PE

President

JMM/kmm

**Enclosures** 

cc: Firehouse Inn, LLC (via email)



# **Massachusetts Department of Environmental Protection**

Bureau of Resource Protection - Wetlands

# WPA Form 8A - Request for Certificate of Compliance

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

DEP File Number:

063-0659

Provided by DEP

## A. Project Information

Important: When filling out forms on the computer, use only the tab key to move your cursor do not use the return key.





Upon completion of the work authorized in an Order of Conditions, the property owner must request a Certificate of Compliance from the issuing authority stating that the work or portion of the work has been satisfactorily completed.

1.	This request is being made by:						
	Gerald Fandetti, Firehouse Inn, LLC						
	Name						
	350 Main Street Mailing Address						
	Cambridge	MA	02142				
	City/Town	State	Zip Code				
	Phone Number		1				
2.	This request is in reference to work regulated by a final Order of Conditions issued to:						
	Gerald Fandetti, Firehouse Inn, LLC						
	Applicant August 24, 2017	063-0659					
	Dated	DEP File Number					
3.	The project site is located at:						
٥.			•				
	101 Main Street Street Address	Rowley City/Town	F				
	Map 25	Parcel 92					
	Assessors Map/Plat Number	Parcel/Lot Numbe	r				
	Property Owner (if different)	20424	450				
	So. Essex County	<u>36134</u> Book	459 Page				
		2001.	. ago				
	Certificate (if registered land)						
5.	This request is for certification that (che	nis request is for certification that (check one):					
	The made and the district of the state of th						
	the work regulated by the above-referenced Order of Conditions has been satisfactorily completed.						
	the following portions of the work regulated by the above-referenced Order of Conditions have been satisfactorily completed (use additional paper if necessary).						
	The above referenced Order of Oct	ditions has larged and in the surface of the	eman valid and the				
	I I life above-relefenced Order of Con	iditions has lapsed and is therefore no lor	iger valid, and the				



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

## WPA Form 8A – Request for Certificate of Compliance

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

DEP File Number:

063-0659

Provided by DEP

## A. Project Information (cont.)

6.		of Conditions for this project, or the portion of the project subject to this request, containg any plans stamped by a registered professional engineer, architect, landscape and surveyor?
	⊠ Yes	If yes, attach a written statement by such a professional certifying substantial compliance with the plans and describing what deviation, if any, exists from the plans approved in the Order.
	☐ No	

## **B. Submittal Requirements**

Requests for Certificates of Compliance should be directed to the issuing authority that issued the final Order of Conditions (OOC). If the project received an OOC from the Conservation Commission, submit this request to that Commission. If the project was issued a Superseding Order of Conditions or was the subject of an Adjudicatory Hearing Final Decision, submit this request to the appropriate DEP Regional Office (see <a href="http://www.mass.gov/eea/agencies/massdep/about/contacts/find-the-massdep-regional-office-for-your-city-or-town.html">http://www.mass.gov/eea/agencies/massdep/about/contacts/find-the-massdep-regional-office-for-your-city-or-town.html</a>).



# Town of Rowley Conservation Department

Town Hall Annex – Room 4 39 Central St, P.O. Box 24, Rowley, MA 01969 Phone: 978-948-2330 Fax: 978-948-7196 conservation@townofrowley.org

### WETLAND BYLAW FEE CALCULATION FORM

Property Address:	Мар:	Parcel:	Lot:
		# of Activities or	
APPLICATION NAME / ACTIVITY	LOCAL BYLAW FEE	Measurement	Subtotal
Request for a Determination of Applicability (RDA)	\$75		
Abbrev. Notice of Resource Area Delineation (ANRAD)			
	\$1/linear foot, first 100'; \$0.50/lf,		
	second 100'; \$0.10/lf, each additional		
Single Family House Project	t foot		
	*\$1/linear foot, first 1000'; \$0.50/lf,		
	second 1000'; \$0.10/lf, each		
All Other Projects	additional foot		
Notices of Intent (NOI)			
Category 1 Activity			
Category 2 Activity	\$250		
Category 3 Activity			
Category 4 Activity			
Category 5 Activity	/ \$2/foot	· ·	
Category 6 Activity - If no ANRAD was filed for the project site,	1		*
then a local Cat. 6 fee must be paid in accordance with the			
ANRAD fee schedule	See ANRAD fee schedule		
Request to Amend an OOC (RAOC)	\$100		
Resource Area Alterations (for NOI & RAOC)			
Buffer Zone, 50'-100' from resource area boundary	\$0.05 / square foot		
Buffer Zone, 25'-50' from resource area boundary	\$0.10 / square foot		
Buffer Zone, 0'-25' from resource area boundary	\$0.25 / square foot		(*)
Bordering Vegetated Wetlands & Salt Marsh	\$0.35 / square foot		
Bank			
Land Under Water & Waterways			
Bordering Land Subject to Flooding & CLSSF**	· · · · · · · · · · · · · · · · · · ·		
***Riverfront Area only	1 10		
Isolated Vegetated Wetlands			
Land within Groundwater Protection Area Zone	The state of the s		••1
Land within Groundwater Protection Area Zone II	A STATE STATE OF STATE S		<u> </u>
Other Local-only Jurisdictional Resource Areas			
Extension Permit	\$100		
Certificate of Compliance	Projects under one acre in size: \$100 - over an acre in size \$250		\$250
For filings resulting from enfo	orcement action, double the Local E	Bylaw Fee Total	
	LOCAL BYL	AW FEE TOTAL	\$250 .
As Determined by the Commission, Fee Total no	t to exceed \$15,000 except Enforcen	nent	
NOTES:			
Local Bylaw Fee maximum of \$100, if, when determined necessary by M.G.L. Ch. 44, sec. 53G	y Commission, applicant agrees to ANRAD	review by outside	consultant under
*Coastal Land Subject to Storm Flowage			
**Local Bylaw Fees for RDA, NOI, & RAOC increase 50% when proje		L	
ocal Bylaw Fees passed by a Unanimous vote of the Commission on	10/1/2019, effective 10/2/2019		

# Briar Barn Inn, LLC 101 Main Street Rowley, MA 01969



SEZEMIELD

8/28/2023

PAY TO THE ORDER OF

МЕМО

Town of Rowley

\*\*250.00

Two Hundred Fifty and 00/100\*\*\*

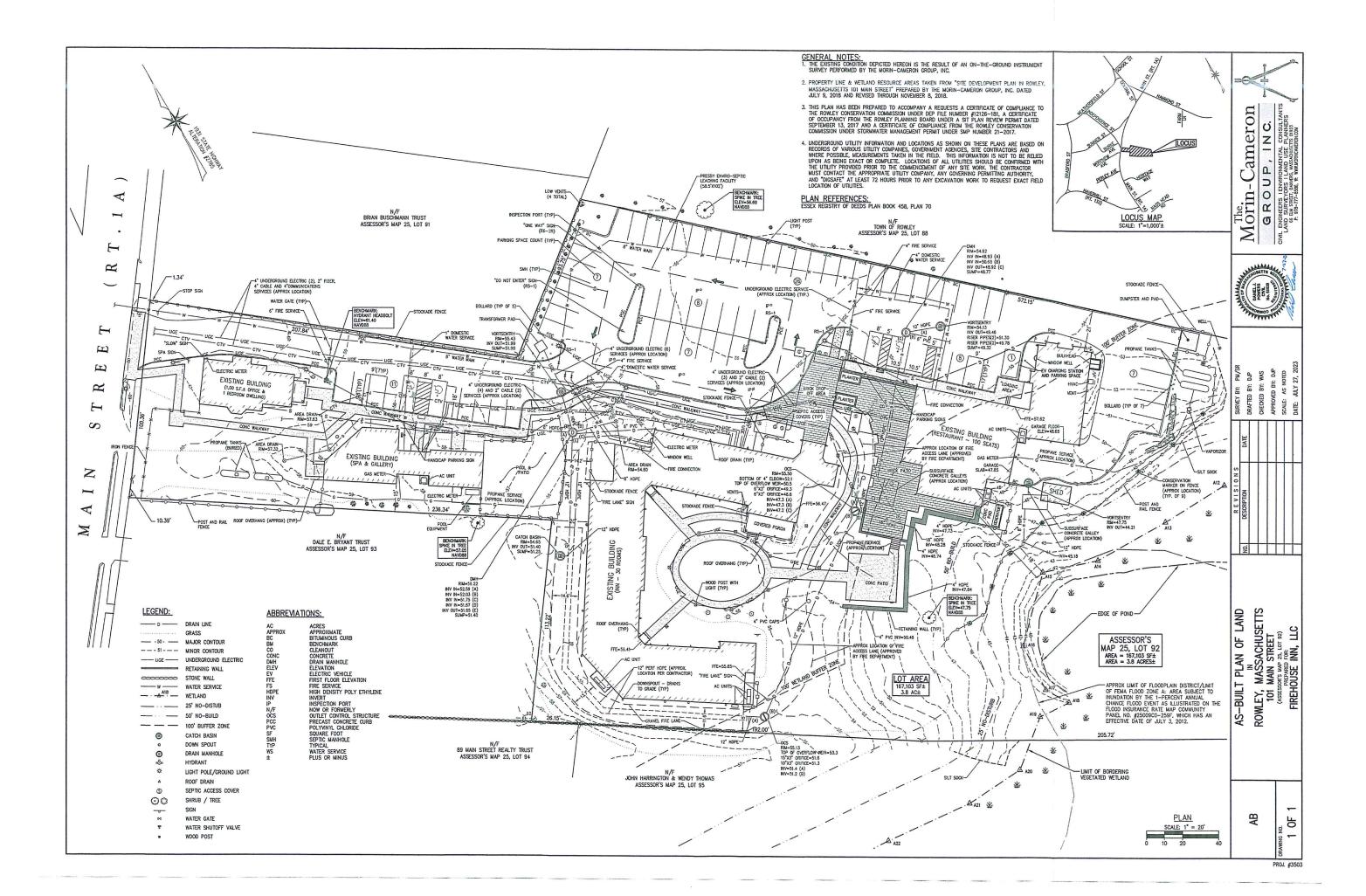
Town of Rowley Dept 1750 P.O Box 4110

**DOLLARS** 

Woburn, MA 01888-4110

Order of Conditions Permit

a





September 12, 2023

#### BY HAND DELIVERY AND ELECTRONIC MAIL

150 Newburyport Turnpike Suite C-9 Rowley, MA 01969

978.948.7717 Office

derosaenvironmental.com

Mr. Brent Baeslack, Conservation Agent Town of Rowley Conservation Commission Town Hall Annex Room #4 39 Central Street P.O. Box 24 Rowley, MA 01969 conservation@townofrowley.org

RE:

**Final Monitoring Report:** 

101 Main Street | Rowley, MA 01969

DEP File Number: 63-0659 Book: 36134/Page: 459

Dear Mr. Baeslack & Members of the Commission,

Our office has prepared the following Final Plant Monitoring Report to meet the requirements of the Order of Conditions Special Conditions Number 30 (MassDEP File #63-0659). We were authorized to prepare this filing at the request of Firehouse Inn, LLC, owner of the property known as Assessor's Map 25, Lot 92, located at 101 Main Street in the Town of Rowley, Massachusetts.

Summarized below is the final plant monitoring report and attached Photo Appendix (Appendix A).

## Final Plant Monitoring Report

The objective of this plant monitoring report is to provide a summary and photographic evidence of the health and establishment of the restoration area in accordance with the approved plans (Appendix B).

### Project Background

In November of 2017, invasive species including Japanese Knotweed (*Reynoutria japonica*) and glossy buckthorn (*Frangula alnus*) were removed from the restoration area using whole plant removal methodology. The invasive species were removed through use of a mini excavator and by hand. After the removal of the invasive species, all exposed soils were augmented as needed with 1-part loam, 1-part sand, and 1-part compost and then seeded and hay mulched for stability throughout the winter.

Throughout the growing season of 2018, the restoration area was prepared for plantings by hand-pulling any sprouting invasive plant material. In October of 2018, native plants were placed and installed throughout the restoration area, in accordance with the approved plan (Appendix B).

#### Invasive Species Removal

The existing invasive species were removed using whole plant removal techniques in the fall of 2018. The dominant invasive species on site included Japanese knotweed, Asiatic bittersweet, and glossy buckthorn. Continued removal of new invasive sprouts was conducted on a routine basis, including throughout the summer of 2023. Since 2018, the invasive species populations have been significantly reduced and are now outcompeted by native plant species.

#### Native Plant Growth & Vigor

A final field inspection was conducted on September 11, 2023, by Keeley McCall-Tunell, Ecological Horticulturalist, at DeRosa Environmental. At that time, the Site was very healthy, and the native plant species have thoroughly established across the site and are outcompeting invasive plants. Native plant species planted on the Site include, red maples (*Acer rubrum*), white oak (*Quercus alba*), winterberry (*Ilex verticillata*), red osier dogwood (*Cornus sericea*), American elderberry (Sambucus canadensis), and witch hazel (*Hamamelis virginiana*). The Site currently meets the OOC requirement of at least 75% native species establishment. All soil is stabilized, and invasive species are currently outcompeted by native species.

#### Wildlife Habitat

The resurgence of native plant communities on the site provides substantially improved wildlife habitat compared to the pre-existing invasive species which occupied the Site. The reestablished native shrub and herbaceous communities provided improved food, cover, nesting, and overwintering sites for wildlife.

## Concluding Remarks

In conclusion, it is our firm's professional opinion that plantings have been installed in substantial agreement with the approved plan, that these plantings are establishing well, and that these plantings are providing the intended function of the restoration area.

We are available to meet with you on site to review the project and to answer any questions if you desire. Should you have any questions or would like to arrange a site walk, please call any time at (978) 948-7717.

Should you have any questions, please call any time at (978) 948-7717.

Respectfully submitted,

DeRosa Environmental Consulting, Inc.

Keeley McCall-Tunell Ecological Horticulturalist MJD/kmt

Kely McCall-Tunel

Cc: Gerald Fandetti (by email) John Morin (by email) Michael J. DeRosa, Principal Professional Wetland Scientist

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# Appendix A

Photo Appendix

Photo 1: November, 2017

Invasive species were removed from the restoration area using whole plant removal techniques in November of 2017 to prepare for native plant installation.



Photo 2: November, 2017

Exposed soils were seeded and hay mulched for stabilization over the winter.



Photo 3: May, 2018

Throughout the 2018 growing season, the restoration area was monitored and any invasive species seedlings that appeared were removed by hand. The seed germinated and created a dense groundcover. Any areas where the seed did not germinated was re-seeded and hay mulched.



Photo 4: October, 2018

Plantings were laid out and installed according to the approved plan in October of 2018.



Photo 5: October, 2018

Smaller plant material was installed by hand. Larger trees were installed with the help of a mini excavator. Any disturbed soils were seeded and haymulched.



Photo 6: August, 2019

The herbaceous layer continued to establish, creating a dense ground cover. The canopy and shrub layers are also doing well.



Photo 7: September, 2019

Photo taken of a healthy winterberry shrub one year after planting. The shrub is healthy with an abundance of red berries.



Photo 8: September, 2019

Photo of the restoration area showing a dense and established ground cover, as well as trees after one growing season.



Photo 9: October, 2020

Japanese knotweed saplings continue to be removed by hand on a regular basis as part of the ongoing management plan. The invasive population has been drastically reduced since initial removal.



Photo 10: October, 2020

Native canopy trees planted in the restoration area are all fully established and show upright growth. They no longer rely on stakes and ties for support.

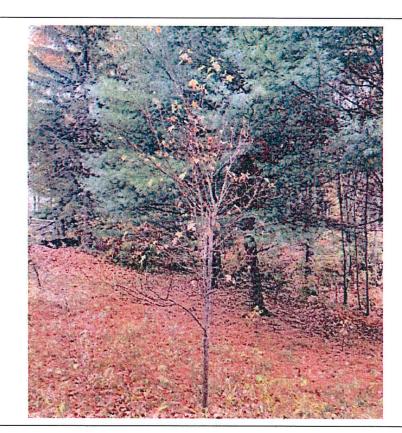


Photo 11: October, 2020

Overview of the restoration area. Native plantings are all fully established and invasive species populations have been greatly reduced.



Photo 12: June, 2023

Photo of conservation markers installed on site, in compliance with the Order of Conditions.

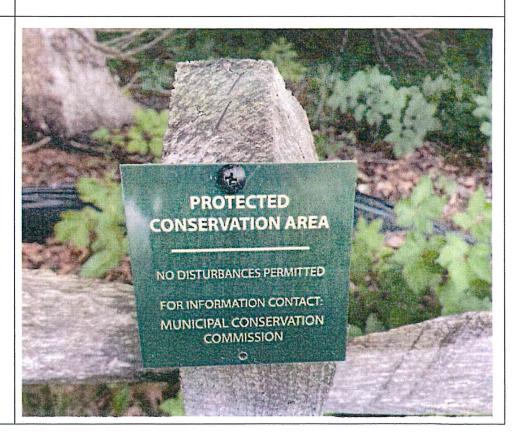


Photo 13: June, 2023

Native herbaceous species are thoroughly established across the site. Native cinnamon fern, sensitive fern, and goldenrod are visible in this photo and are thriving throughout the mitigation area.

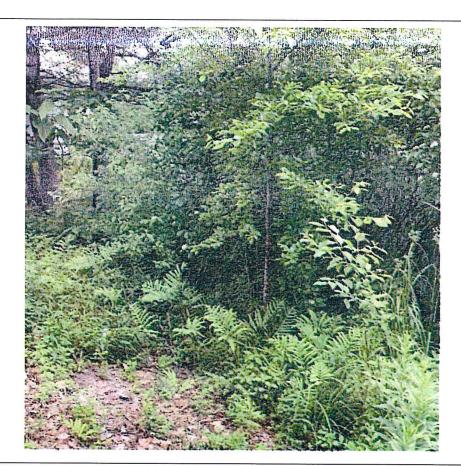


Photo 14: June, 2023

Photo of cinnamon fern. Cinnamon fern has continued to spread and propogate throughout the site since the invasive species were removed.



Photo 15: June, 2023

Photo of one of the white oaks planted as part of the mitigation plan. The oak has grown significantly since it was planted in 2018, is producing adequate leaves, and appears to be healthy.



Photo 16: June, 2023

Photo of one of the red maples planted as part of the mitigation plan. The maples all appear to be healthy with adequate foliage.



Photo 17: June, 2023

Elderberry shrubs were planted in 2018 and are well established on the site. The flowers of elderberries, pictured here, provide pollination opportunities for pollinators. The complex structure of elderberry shrubs provides important habitat for many animal species

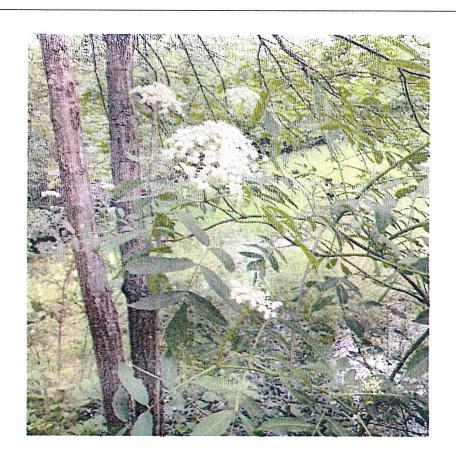


Photo 18: June, 2023

Photo of witch hazel, fully established on the site. The shrubs planted as part of the mitigation area are healthy and continue to provide improved habitat opportunities for native fauna.



Photo 19: July, 2023

Native herbaceous species, such as Canadian goldenrod, dominate the ground cover and are outcompeting invasive species. The trees (planted in 2018), are well established and have full foliage.



Photo 20: July, 2023

A variety of native shrubs, such as witch hazel, were planted throughout the restoration area to replace the invasive glossy buckthorn. The native shrubs are healthy, and continue to outcompete the invasive species.



Photo 21: September, 2023

This area was previously dominated by invasive species. Native shrubs and herbaceous plants are now thoroughly established throughout the restoration area.



Photo 22: September, 2023

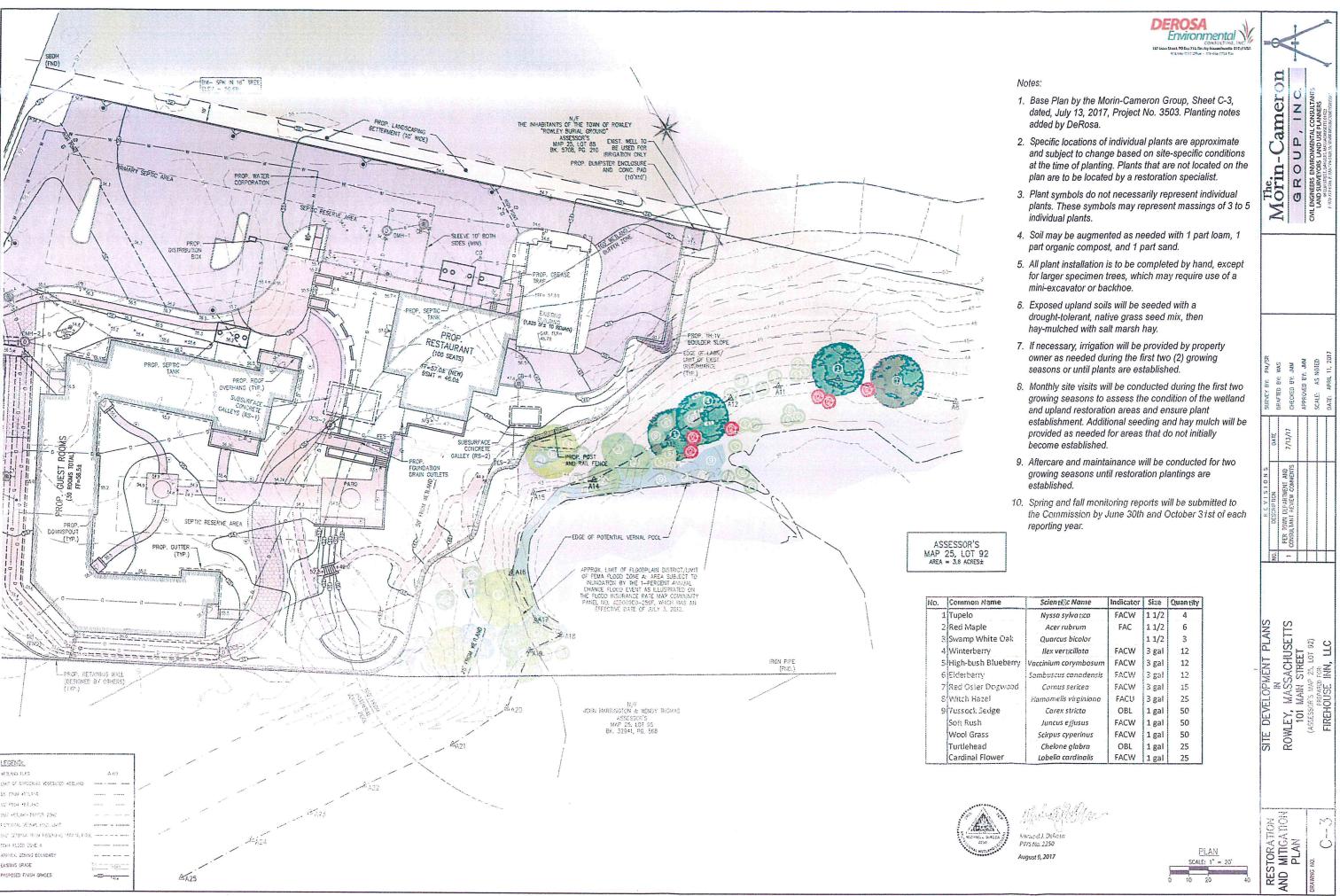
All previously exposed soil is thoroughly stabilized with native herbaceous plants. The leaf litter visible in this photo will improve soil health as nutrients are added to the soil as the duff decomposes.



Photo 23: September, 2023

This area, previously dominated by buckthorn and Asiatic bittersweet, now supports a diverse array of native plant species. Regular invasive species removal and management practices have allowed the desired native species to establish throughout the site, thus improving overall habitat function.





# Appendix C

## Professional Qualifications

Keeley McCall-Tunell Michael DeRosa





REPRESENTATIVE PROJECTS

Private Residence | Restoration Project lpswich, MA Keeley McCall-Tunell, MPS

Ecological Horticulturalist

Keeley is a graduate of the University of Minnesota, where she earned a master's in horticulture with a focus on ecological restoration. Her coursework focused on plant propagation, restoration, soils, and sustainable horticulture and management practices.

Keeley initially joined DeRosa Environmental Consulting in 2018, working as a horticulture specialist. During this time, Keeley assisted with field projects and invasive species monitoring and management. Keeley also assisted the DeRosa team with planting and after care for plants. After a two-year departure, during which Keeley worked at The Trust for Public Land, an environmental nonprofit focused on land protection and promoting greenspace access, Keeley rejoined the DeRosa team in 2021. Her work is guided by her love for the outdoors and passion for conservation.

Keeley also has experience working with the horticulture department at the Como Park Conservatory, the largest public garden in Minnesota. At Como, Keeley worked in the green houses and the outdoor gardens. She has experience working in formal gardens, informal gardens, and water gardens.

Keeley grew up on the shores of Lake Superior, where she developed a love for the outdoors and wildlife, and above all, the water. In her hometown, Lake Superior is a central component to recreation and community life. Keeley enjoys hiking, camping, kayaking, skiing, and whenever possible, sailing.

#### **EDUCATION**

MPS, Horticulture | 2022 University of Minnesota, Saint Paul, MN

BA, Social Work | 2017 Bethel University, St. Paul, Minnesota

#### **PROFESSIONAL EXPERIENCE**

Ecological Horticulturalist | 2022- present DeRosa Environmental Consulting Inc

Environmental Specialist | 2021-2022 DeRosa Environmental Consulting Inc

Philanthropy Associate | 2019-2021 The Trust for Public Land

Horticultural Scientist | 2018 DeRosa Environmental Consulting Inc

Horticulture Intern | Summer 2018 Como Park Conservatory



#### REPRESENTATIVE PROJECTS

Ipswich River Watershed Association
Ipswich MA

Miles River Task Force | Watershed Restoration Beverly Wenham Hamilton Ipswich MA

Paumier Residence | Dune Restoration Manchester MA

Matignon High School Athletic Fields | Landfill Cap Remediation Cambridge/Somerville MA

Turner Hill Golf Course | Wetland Mitigation & Pond Design Ipswich MA

Saint Aidan's Church | UST Remediation Brookline MA

Saint Kevin's School | AST Remediation Dorchester MA

Saint Joseph's School | UST Remediation Salem MA

Ipswich Country Club | Wetland Restoration Ipswich MA

Ould Newbury Golf Club | LID Runoff Design Newbury MA

Ferncroft Country Club | Pond Restoration Topsfield/Middleton MA



#### Michael J. DeRosa

Principal, LSP, LEED AP BC&D

Michael J. DeRosa, Principal and project manager specializing in habitat restoration and wetland restoration projects. He has more than 24 years experience working with ecological systems focused on restoration and rehabilitation of damaged landscapes. Ecological principles inform his design and restoration practices.

Mike was the principal wetland permitting leader for the Turner Hill Resort Center in Ipswich Massachusetts. He has consulted with the Archdiocese of Boston since 1989 in all environmental areas. His firm is known for their expertise in wetland and wildlife habitat restoration and rehabilitation and invasive species control and management.

Mike incorporated DeRosa Environmental Consulting, Inc., in May 1994 after spending 8 years working in the environmental consulting industry as technical director and project manager. Prior to his consulting career he was a researcher at the Harvard School of Tropical Public Health working with infectious diseases and tick transmitted Lyme disease, in particular.

Mike has been involved with many projects associated with MGL Ch. 21e and Massachusetts Contingency Plan (MCP) projects. He received his Licensed Site Professional (LSP Lic. 3452) registration in 1993. Mike is uniquely credentialed in hazardous waste site assessment and remediation and has over 24 years experience in wetland permitting, habitat restoration and mitigation. Mike has permitted projects with all federal, state and local environmental agencies. Mike is on the Practice Faculty at The Boston Architectural College. His new passion is the incorporation of urban agriculture and food justice initiatives in mixed use community based projects.

#### **EDUCATION**

MA, Boston University, 1993 North Carolina State University, 1986 Harvard University, 1985 BA, University of Denver, 1982

#### PROVECTIONAL ELPERCHEES

Principal, LSP, LEED AP BC&D DeRosa Environmental Consulting, Inc. | 1994-Present Technical director, Environmental Engineering Division Web Engineering Associates, Inc. | 1990-1994 Project manager/Environmental Scientist, Dennison Environmental, Inc. | 1988-1989 Population Ecologist & Wetlands Specialist, Lelito Environmental Consultants, LLC | 1987-1988 Research Assistant, North Caroline State University | 1985-1987 Air Pollution Analyst Entropy Environmentalists, Inc. | 1985-1987 Senior Research Assistant Harvard University | 1983-1985 Naturalist The Trustees of Reservations | 1983-1985

#### PROFESSIONAL MEMBERSHIPS/AFFILIATIONS

New England Wildflower Society

USGBC | United States Green Building Council

NGWA | National Ground Water Association

AMWS | Association of Massachusetts Wetland Scientists

LSPA | Licensed Site Professional Association

SWS | Society of Wetland Scientists

MACC | Massachusetts Association of Conversation Commissioners

#### CERTIFICATIONS AND SPECIAL TRAINING

Licensed Site Professional (LSP), Lic. No. 3452
Professional Wetland Scientist (PWS)
LEED Accredited Professional | 10342989
Certified Ecologist, The Ecological Society of America |
June 2002 – May 2007
CERCLA 40 Hour Hazardous Materials Safety Training |
OSHA 29 CFR 1910.120
Confined Space Entry Training | OSHA 29 CFR 1910.146
Management Training Workshop | Dun and Bradstreet
Hazardous Materials Chemistry Seminar | University of Toledo
Unmanned Aircraft License | FAA | Exp. 2/28/2019