

Request for Determination of Applicability (RDA)

Under the Massachusetts Wetlands Protection Act

for

**Roadway Resurfacing
Pond Street
Amesbury, Massachusetts**

September 2026

Applicant:
**City of Amesbury
Department of Public Works
39 South Hunt Road
Amesbury, Massachusetts 01913**

Prepared By:
**Comprehensive Environmental Inc.
41 Main Street
Bolton, Massachusetts 01740**



Notice of Intent

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Part A

WPA Form 1- Request for Determination of Applicability





Massachusetts Department of Environmental Protection
Bureau of Water Resources - Wetlands

WPA Form 1- Request for Determination of Applicability Amesbury
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40 Municipality

A. General Information

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



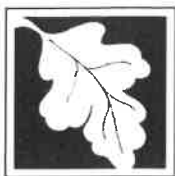
1. Applicant:		
City of Amesbury, Department of Public Works		
First Name	Last Name	
39 S Hunt Road		
Address		
Amesbury	MA	01913
City/Town	State	Zip Code
(978) 388-8116	buckleyj@amesburyma.gov	
Phone Number	Email Address	
2. Property Owner (if different from Applicant):		
City of Amesbury		
First Name	Last Name	
62 Friend Street		
Address		
Amesbury	MA	01913
City/Town	State	Zip Code
Phone Number		
Email Address (if known)		
3. Representative (if any)		
Iain	Church	
First Name	Last Name	
Comprehensive Environmental		
Company Name		
41 Main Street		
Address		
Bolton	MA	01740
City/Town	State	Zip Code
800-725-2550	ichurch@ceiengineers.com	
Phone Number	Email Address (if known)	

B. Project Description

1. a. Project Location (use maps and plans to identify the location of the area subject to this request):	
Pond Street, from Friend St intersection to Powwow River bridge	Amesbury
Street Address	City/Town
42.85696	70.93353
Latitude (Decimal Degrees Format with 5 digits after decimal e.g. XX.XXXXX)	Longitude (Decimal Degrees Format with 5 digits after decimal e.g. XX.XXXXX)
NA	NA
Assessors' Map Number	Assessors' Lot/Parcel Number
b. Area Description (use additional paper, if necessary):	
Existing paved roadway with curb and sidewalk.	
c. Plan and/or Map Reference(s): (use additional paper if necessary)	
Resurfacing Plan	September 2026
Title	Date
Title	Date

[How to find Latitude
and Longitude](#)

[and how to convert
to decimal degrees](#)



B. Project Description (cont.)

2. a. Activity/Work Description (use additional paper and/or provide plan(s) of Activity, if necessary):

The purpose of this project is to resurface Pond Street from the Friend Street intersection to the Powwow River bridge. Resurfacing activities will include the milling and overlaying of the existing paved area. Resurfacing will be confined to the existing roadway and roadway will not be widened. There will be no staging or stockpiling of materials for this project.

- b. Identify provisions of the Wetlands Protection Act or regulations which may exempt the applicant from having to file a Notice of Intent for all or part of the described work (use additional paper, if necessary).

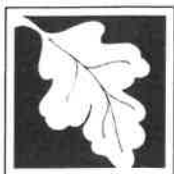
310 CMR 10.02(2)(p)

3. a. If this application is a Request for Determination of Scope of Alternatives for work in the Riverfront Area, indicate the one classification below that best describes the project.

- ☐ Single family house on a lot recorded on or before 8/1/96
- ☐ Single family house on a lot recorded after 8/1/96
- ☐ Expansion of an existing structure on a lot recorded after 8/1/96
- ☐ Project, other than a single-family house or public project, where the applicant owned the lot before 8/7/96
- ☐ New agriculture or aquaculture project
- ☐ Public project where funds were appropriated prior to 8/7/96
- ☐ Project on a lot shown on an approved, definitive subdivision plan where there is a recorded deed restriction limiting total alteration of the Riverfront Area for the entire subdivision
- ☐ Residential subdivision; institutional, industrial, or commercial project
- ☒ Municipal project
- ☐ District, county, state, or federal government project
- ☐ Project required to evaluate off-site alternatives in more than one municipality in an Environmental Impact Report under MEPA or in an alternatives analysis pursuant to an application for a 404 permit from the U.S. Army Corps of Engineers or 401 Water Quality Certification from the Department of Environmental Protection.

- b. Provide evidence (e.g., record of date subdivision lot was recorded) supporting the classification above (use additional paper and/or attach appropriate documents, if necessary.)

Roadway ROW is owned by the City of Amesbury; all work is to be undertaken/ overseen by Amesbury DPW.



Massachusetts Department of Environmental Protection
Bureau of Water Resources - Wetlands

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

C. Determinations

1. I request the Amesbury make the following determination(s). Check any that apply:
Conservation Commission

- ☐ a. whether the **area** depicted on plan(s) and/or map(s) referenced above is an area subject to jurisdiction of the Wetlands Protection Act.
- ☐ b. whether the **boundaries** of resource area(s) depicted on plan(s) and/or map(s) referenced above are accurately delineated.
- ☒ c. whether the **Activities** depicted on plan(s) referenced above is subject to the Wetlands Protection Act and its regulations.
- ☒ d. whether the area and/or Activities depicted on plan(s) referenced above is subject to the jurisdiction of any **municipal wetlands' ordinance or bylaw of:**

Amesbury

Name of Municipality

- ☒ e. whether the following **scope of alternatives** is adequate for Activities in the Riverfront Area as depicted on referenced plan(s).
See attached narrative.

D. Signatures and Submittal Requirements

I hereby certify under the penalties of perjury that the foregoing Request for Determination of Applicability and accompanying plans, documents, and supporting data are true and complete to the best of my knowledge.

I further certify that the property owner, if different from the applicant, and the appropriate DEP Regional Office were sent a complete copy of this Request (including all appropriate documentation) simultaneously with the submittal of this Request to the Conservation Commission.

Failure by the applicant to send copies in a timely manner may result in dismissal of the Request for Determination of Applicability.

Signatures:

I also understand that notification of this Request will be placed in a local newspaper at my expense in accordance with Section 10.05(3)(b)(1) of the Wetlands Protection Act regulations.

Joseph Bulley
Signature of Applicant

SEPTEMBER 15, 2026
Date

[Signature]
Signature of Representative (if any)

09/15/2026
Date

Part B

Project Narrative



1.0 Introduction and Background

The City of Amesbury, Department of Public Works (DPW) owns and maintains all public roads and traffic systems within the City to support and enhance the quality of life for residents, businesses and visitors. In compliance with these responsibilities, the DPW proposes to resurface a deteriorating section of roadway on Pond Street.

1.1 Project Location & Property Owners

The proposed section of Pond Street spans from the Friend Street intersection to the Powwow River bridge (the Site). The roadway is entirely within the public right-of-way and owned by the City of Amesbury.

Refer to **Part D** for the Site USGS Locus Map and **Part F** for the City of Amesbury Parcel Map and List of Abutters. A copy of the notice to abutters is also provided in **Part F**.

1.2 Project Goal

The goal of this project is to resurface the deteriorating asphalt surface on Pond Street from the Friend Street intersection to the Powwow River bridge. This roadway maintenance will prevent further deterioration that may result in public safety hazards and more expensive repairs with larger impacts on resource areas in the future.

1.3 Description of Proposed Work

The existing condition of the Site is a paved roadway with granite curbs and concrete sidewalks on each side of the road.

The proposed resurfacing activity will include milling the deteriorated surface of the existing pavement and overlaying with new hot-mix asphalt. Repaving activity will be limited to the existing footprint of the paved road and will not increase the width of the roadway in any way. No staging or stockpiling of materials is anticipated to occur.

This proposed project will not alter the topography and will not disturb existing natural vegetation. The project site is located within the 200-foot Riverfront Area. Riverfront Area and Powwow River boundaries are shown on project plans in **Part C**. Direct resource area impacts are not anticipated and these areas will be protected from unintended encroachment during construction activities. Due to the project being regular maintenance of an existing public roadway, this project is an exempt activity under the Massachusetts Wetland Protection Act (WPA) and the Amesbury Wetlands Protection Ordinance (the Ordinance).

Additionally, according to the NHESP's online mapping system, the project limits do not fall within areas considered to be Estimated Habitats of Rare Wildlife or Priority Habitats of Rare Species as shown in **Part E**. The project is also not within the FEMA 1% Annual Chance Flood/100-year floodplain boundary (i.e. Bordering Land Subject to Flooding).

1.4 Construction Sequence

The construction process will generally consist of the following items:

1. Install silt sacks in existing catch basins.
2. Mill surface directly into trucks and remove from site.
3. Resurface roadway to match previously existing elevations and footprint.
4. Install roadway striping.
5. Remove silt sacks.

Proposed repaving plans and details are provided in **Part C**.

1.5 Protection Measures

Measures will be taken to minimize sedimentation/siltation into the resource areas and corresponding buffer zones during construction activities. Implementation of catch basin silt sacks will be used during all phases of construction. It is not anticipated that there will be soil disturbing activities during construction, as work will be confined to the existing paved roadway which does not require excavation.

Staging and material storage activities will not be conducted as part of this project.

Contractors will be familiar with oil spill prevention and response measures and spill cleanup materials will be available onsite.

2.0 Activities Subject to Regulation

2.1 Resource Area Impacts

The goal of this project is to maintain an existing paved roadway without widening the roadway or shoulders. The proposed project will take place within the following jurisdictional resource areas:

- Riverfront Area (310 CMR 10.58, Amesbury Wetland Regulations, AWR 19.1)
- Inland Bank Buffer Zone (AWR 2.0)
- Land Under Water Bodies Buffer Zone (AWR 2.0)

The above resource area boundaries are shown on project plans in **Part C**. The work is confined to the footprint of the existing paved roadway, and no construction or activities will occur within the Powwow River itself. As such, this project is an exempt activity per the Massachusetts WPA and the Amesbury Wetlands Protection Ordinance (Ordinance).

2.2 Compliance with Resource Area Performance Standards

The proposed project will meet the applicable Performance Standards for jurisdictional resource areas and associated buffer zones for both 310 CMR 10.00 and the Amesbury Wetland Regulations.

Activities within Riverfront Area (310 CMR 10.58, AWR 19.1)

The Riverfront Area is likely to be significant to protect the private or public water supply, groundwater, provide flood control, prevent storm damage, prevent pollution, protect land containing shellfish, protect wildlife habitat and protect fisheries.

1. *The work shall meet the performance standards for all other resource areas within the riverfront area...When work in the riverfront area is also within the buffer zone to another resource area, the performance standards for the riverfront area shall contribute to the protection of the interests of M.G.L. c. 131, § 40 in lieu of any additional requirements that might otherwise be imposed on work in the buffer zone within the riverfront area.*

The proposed project is not expected to compromise the interests identified above.

2. *No project may be permitted within the riverfront area which will have any adverse effect on specified habitat sites of rare wetland or upland, vertebrate or invertebrate species, as identified by the procedures established under 310 CMR 10.59 or 10.37, or which will have any adverse effect on vernal pool habitat certified prior to the filing of the Notice of Intent.*

No vernal pools have been identified in the area. According to the Natural Heritage and Endangered Species Program (NHESP) online mapping system, the proposed project site is not located in an area of Estimated Habitat of Rare Species or Priority Habitat of Rare Species.

3. *There must be no practicable and substantially equivalent economic alternative to the proposed project with less adverse effects on the interests identified in M.G.L. c. 131 § 40.*

There is no practicable and substantially equivalent economic alternative to the proposed project with less adverse effects on the above resource areas that will also meet the goals of this project. See Alternatives Analysis below.

Alternatives Analysis

There are two project alternatives that were considered when determining the most effective action and least amount of impact to achieve the project goals:

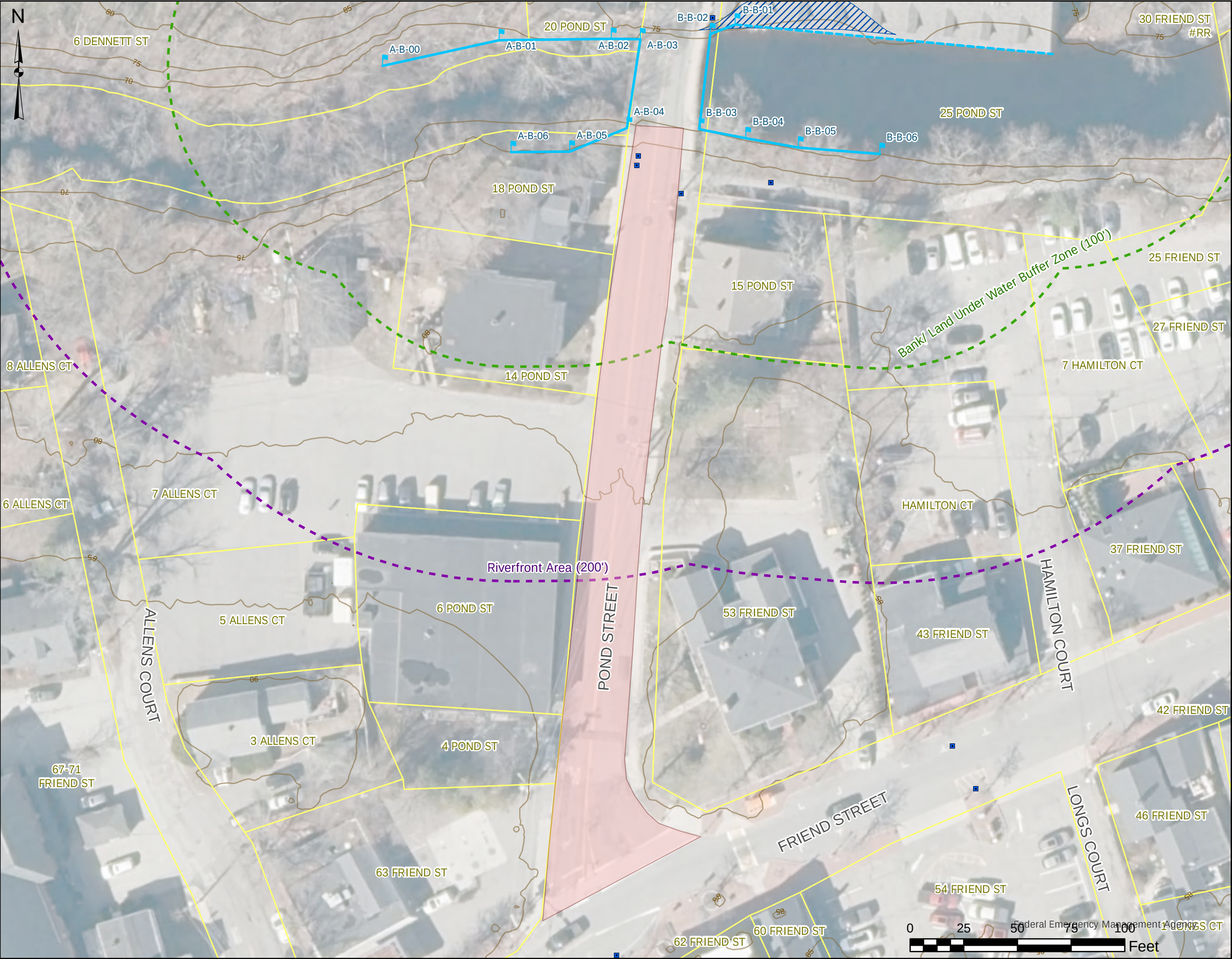
1. No Action Alternative – The goal of this project is to maintain an existing paved roadway. This No Action alternative would not meet the goals of the proposed project by allowing the roadway to continue to deteriorate. No action may result in public safety hazards and more expensive repairs with larger impacts on resource areas in the future.
2. Alternative #1 (Preferred Alternative) – The City of Amesbury developed the proposed plans (attached) and sequence of events to achieve the stated project goals. Due to the project goals and location of resource areas proximate to the existing roadway, no alternate location is feasible. Alternative #1 is not anticipated to result in negative resource area impacts while achieving the project goal and is therefore the preferred alternative.

In conclusion, Alternative #1 would achieve the project goals in the most cost-effective manner for the residents of Amesbury with no significant adverse impact, as well as being an exempt activity under the Massachusetts WPA and Amesbury Wetland Protection Ordinance.

Part C

Project Plans





Legend

- Road Resurfacing Area / Limit of Work
- Catch Basin
- Wetland Flag:
 - Bank
 - Bank Line
 - Bank Line, Extended
 - Bank/LUW Buffer Zone (100')
 - Riverfront Area (200')
- FEMA Flood Zone:
 - 1% Annual Chance Flood Hazard
 - Parcel
 - Contours (5 ft)

Notes:
1. Silt sacks will be installed in existing catch basins within the limit of work.
2. Bank line has been extended beyond flagging limits based on aerial imagery, MassDEP wetlands boundaries and field observations.

No.	Revision/ Issue	Date

Comprehensive Environmental Incorporated



41 Main St, Bolton, MA 01740

Resurfacing Plan
Pond Street

City of Amesbury, MA

Project No.: 175-33
Date: 09/08/2026
Drawn By: IWC
Checked By: SH
Scale: AS SHOWN

Figure:

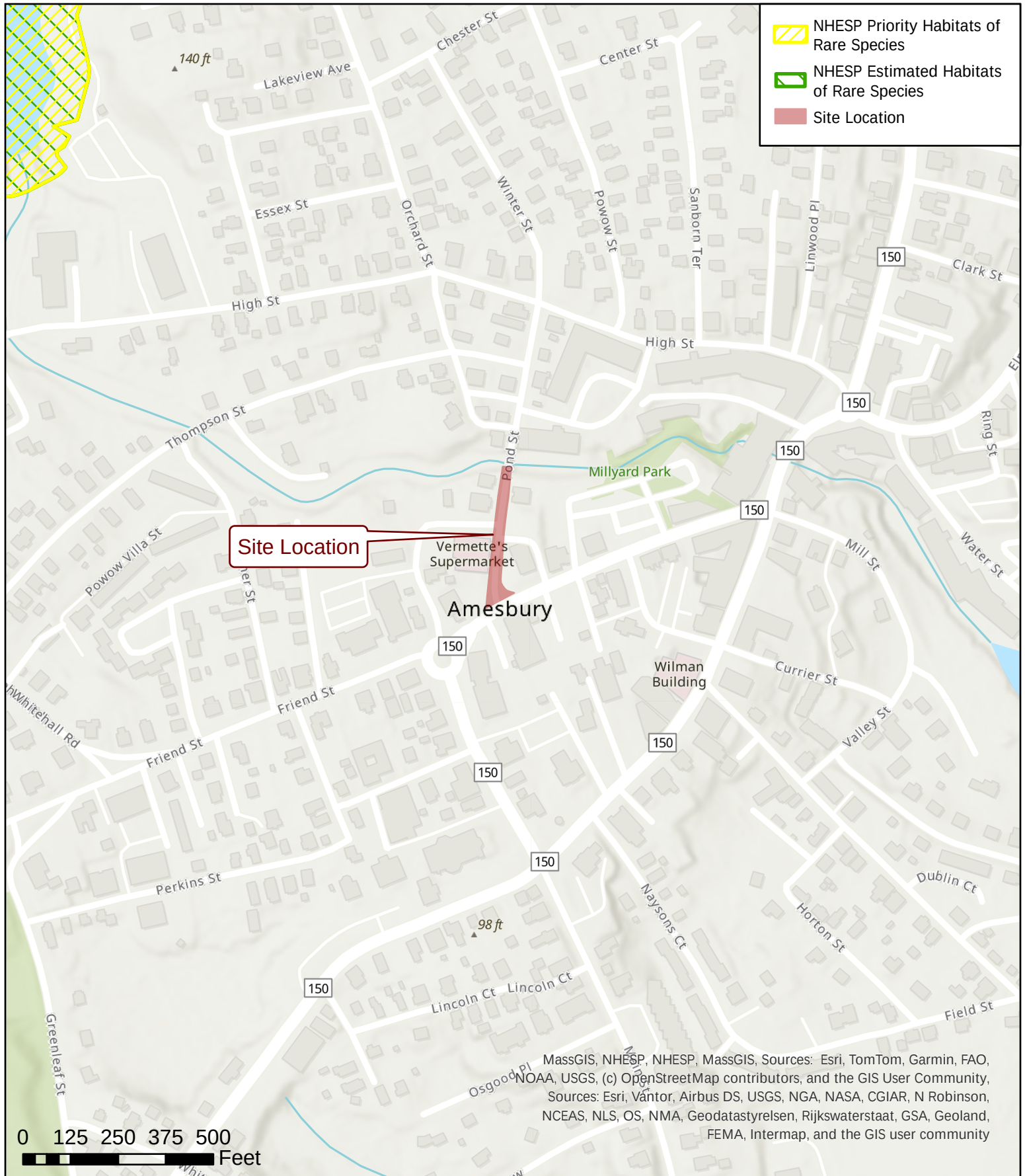
1

Part D
USGS Locus Map

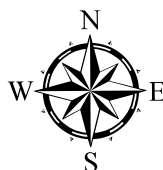


Part E
NHESP Map





**Comprehensive
Environmental
Incorporated**



NHESP Map
Pond Street,
Friend Street Intersection to
the Powwow River Bridge
Amesbury, MA

Date: 9/8/2026

Part F
Certified Abutter List and Notification



AV PID	MBLU	Lot	Lot Cut	Location	Deed Book	Deed Page	Address Line 1	City	State	Zip	Owner Full Name	Co-Owner Full Name
386	52	190		53 FRIEND ST	11302	466	12 PLEASANT STREET SUITE 3	NEWBURYPORT	MA	01950	HOUSING SUPPORT INC	
1103	52	180		4 POND ST	11378	0034	2 STEED AVE	WEST NEWBURY	MA	01985	MV REALTY TRUST	
1104	52	181		6 POND ST	11378	0035	2 STEED AVE	WEST NEWBURY	MA	01985	MV REALTY TRUST	
1099	52	176		7 ALLENS CT	11378	0030	2 STEED AVE	WEST NEWBURY	MA	01985	MV REALTY TRUST	
1105	52	182		14 POND ST	11378	0046	2 STEED AVE	WEST NEWBURY	MA	01985	MV REALTY TRUST	
385	52	189		15 POND ST	32502	0139	9 FLENDALE DRIVE	DANVERS	MA	01923	ZUBEREK ESSEX COUNTY REALTY TRUST	
1106	52	183		18 POND ST	19107	0148	2 STEED AVE	WEST NEWBURY	MA	01985	DONALD L FOWLER	
106694	52	184	2	22 POND ST	43406	051	22 POND ST UNIT 2	AMESBURY	MA	01913	MICHELLE THIBAUT	AARON KEAMAN
521841	52	184	1	20 POND ST	41610	0096	20 POND ST UNIT 1	AMESBURY	MA	01913	KIMBERLY RABOLD	
101720	52	188	A	25 POND ST #1-101	38170	0523	913 HIGHVIEW AVE	MANHATTAN BEACH	CA	90266	CHAHINE HANNALORE	
101721	52	188	B	25 POND ST #1-102	23505	0545	3 LAING CIRCLE	BURLINGTON	MA	01803	HONIG EPHRAIM S.	
101741	52	188	C	25 POND ST #1-103	37750	0503	25 POND ST 1-103	AMESBURY	MA	01913	KEATING KRISTIN	C/O CYNTHIA PROULX
101742	52	188	D	25 POND ST #1-104	36603	0276	25 POND ST #104	AMESBURY	MA	01913	MUSANTE ROSEMARY A	
101743	52	188	E	25 POND ST #1-105	33352	0285	25 POND ST	AMESBURY	MA	01913	KEATING KRISTIN	
101744	52	188	F	25 POND ST #1-106	40693	0043	PO BOX 1755	VAIL	CO	81658	JOHANSSON ULRICA	
101745	52	188	G	25 POND ST #1-201	42247	369	25 POND STREET UNIT 1-201	AMESBURY	MA	01913	KUS KACI & MASON SCHLEU T/E	
101746	52	188	H	25 POND ST #1-202	42502	133	25 POND ST UNIT #1-202	AMESBURY	MA	01913	MCQUEEN MARYBETH	
101747	52	188	I	25 POND ST #1-203	36064	0105	25 POND ST	AMESBURY	MA	01913	MAXWELL LESLEY A	
101748	52	188	J	25 POND ST #1-204	30518	0234	25 POND ST	AMESBURY	MA	01913	TITCOMB ROBIN	
101749	52	188	K	25 POND ST #1-205	42374	140	25 POND ST UNIT 205	AMESBURY	MA	01913	SCHOONMAKER NEIL & KRISTINA SCHOONMAKER (T/E)	
101750	52	188	L	25 POND ST #1-206	32862	0064	25 POND ST #1-206	AMESBURY	MA	01913	BISHOP NATHALIE	
101751	52	188	M	25 POND ST #1-207	38939	0557	25 POND ST 1-207	AMESBURY	MA	01913	WELLINGTON MICHAEL	
101752	52	188	N	25 POND ST #1-208	40081	0302	25 POND ST 1-208	AMESBURY	MA	01913	SANDRA RUNNION TRUST	SANDRA RUNNION TRUSTEE
101753	52	188	O	25 POND ST #1-209	42255	103	1550 LYANNOUGH ROAD	HYANNIS	MA	02601	DIANA E PERKEL TRUST EST UNDER ARTICLE 3 OF THE B PERKEL AND M D PERKEL 2020 LIV TRUS	RACHEL K PERKEL & CAPE COD FIVE CENTS SAVINGS BAK TRUSTEES
101754	52	188	P	25 POND ST #1-210	43500	126	25 POND ST UNIT 210	AMESBURY	MA	01913	HEATHER T BEVILACQUA TRUST	HEATHER T BEVILACQUA TRUSTEE
101760	53	2902	A	39 MILLYARD #1-101	42181	058	39 MILLYARD UNIT# 1-101	AMESBURY	MA	01913	LYNCH TRUDY R	
101761	53	2902	B	39 MILLYARD #1-102	35202	0043	39 MILLYARD #1-102	AMESBURY	MA	01913	CRUPI STEPHEN M	
101762	53	2902	C	39 MILLYARD #1-103	40205	0512	39 MILLYARD 1-103	AMESBURY	MA	01913	MCWILLIAMS KATHLEEN A	FITCH EMMA K JT
101763	53	2902	D	39 MILLYARD #1-104	40719	0514	39 MILLYARD 1-104	AMESBURY	MA	01913	PIERCE JUSTIN KEITH	
101764	53	2902	E	39 MILLYARD #1-105	42326	226	39 MILLYARD UNIT 105	AMESBURY	MA	01913	CAROLYN ANN THOMPSON REALTY TRUST	CAROLYN ANN THOMPSON TRUSTEE
101765	53	2902	F	39 MILLYARD #1-201	42160	242	39 MILLYARD UNIT 1-201	AMESBURY	MA	01913	MCCAULEY STACI ANN AND DEREK DOHERTY J/T	
101766	53	2902	G	39 MILLYARD #1-202	43550	011	39 MILLYARD UNIT 15-202	AMESBURY	MA	01913	MADES DOUGLAS L & REVATI L MADES (T/E)	
101767	53	2902	H	39 MILLYARD #1-203	27145	0173	39 MILLYARD #1-203	AMESBURY	MA	01913	BERGIN CHRISTOPHER J	
101768	53	2902	I	39 MILLYARD #1-204	37540	0276	1783 HEATHER STREET	FERNANDINA BEACH	FL	32034	TRUSTEE OF THE AUSTIN FAMILY TRUST	MUFFIE AUSTIN
101769	53	2902	J	39 MILLYARD #1-205	30615	0060	39 MILLYARD	AMESBURY	MA	01913	BUSH DAVID	
101770	53	2901	A	37 MILLYARD #1-201	41956	499	37 MILLYARD UNIT 14-201	AMESBURY	MA	01913	LINSLEY JOHN B	
101771	53	2901	B	37 MILLYARD #1-202	369800	0002	37 MILLYARD 1-202	AMESBURY	MA	01913	HARTMANN MICHAEL	GREGORY HARMANN J/T
101772	53	2901	C	37 MILLYARD #1-203	41582	390	83 POWOW STREET	AMESBURY	MA	01913	CHRISTINA VIALE IRREVOCABLE INCOME ONLY TRUST	DAVID N VIALE & ALESSANDRO F VIALE (TRUSTEES)
101773	53	2901	D	37 MILLYARD #1-204	43212	597	37 MILLYARD UNIT 1-204	AMESBURY	MA	01913	COGLIANO CECILIA	
101774	53	2901	E	37 MILLYARD #1-205	23188	0476	37 MILLYARD 1-205	AMESBURY	MA	01913	KIRSNER ROBERT E	
101775	53	2901	F	37 MILLYARD #1-206	42777	588	37 MILLYARD #1-206	AMESBURY	MA	01913	EVERETT DREW M	
103298	53	281		16 MILLYARD	7720	0001	16 MILLYARD	AMESBURY	MA	01913	MASTER DEED	WHITTIER PRESS CONDOS
103328	53	2901	G	37 MILLYARD #1-207	23446	0327	37 MILLYARD 1-207	AMESBURY	MA	01913	BROWN CHRISTOPHER	
103329	53	2901	H	37 MILLYARD #1-208	31650	0062	37 MILLYARD	AMESBURY	MA	01913	YAARI GABRIEL A	
103330	53	2901	I	37 MILLYARD #1-209	43538	579	37 MILLYARD 1-209	AMESBURY	MA	01913	LASKOS KOSTA Y	
103331	53	2901	J	37 MILLYARD #1-210	23496	0295	37 MILLYARD 1-210	AMESBURY	MA	01913	BELL BARBARA	
103332	53	2901	K	37 MILLYARD #1-301	34003	0457	37 MILLYARD	AMESBURY	MA	01913	CONNOLLY MARIANNE	
103333	53	2901	L	37 MILLYARD #1-302	33521	0290	37 MILLYARD	AMESBURY	MA	01913	NARDI CARON M	
103334	53	2901	M	37 MILLYARD #1-303	43609	547	37 MILLYARD #303	AMESBURY	MA	01913	HOFFMAN JACKI	
103335	53	2901	N	37 MILLYARD #1-304	34768	0510	32478 SO. PLOVER PL	ORACLE	AZ	85623	SWANSON SUSAN	
103336	53	2901	O	37 MILLYARD #1-305	38174	0158	37 MILLYARD 1-305	AMESBURY	MA	01913	37 MILLYARD 305 REALTY TRUST	MARTHA M LEVINSON TRUSTEE
103337	53	2901	P	37 MILLYARD #1-306	43061	031	37 MILLYARD UNIT #1-306	AMESBURY	MA	01913	BANVILLE-FREITAS MELLISSA AND RUI BANVILLE-FREITAS T/E	
103338	53	2901	Q	37 MILLYARD #1-307	33132	0021	37 MILLYARD	AMESBURY	MA	01913	SANFACON JEFFREY E	
103339	53	2901	R	37 MILLYARD #1-308	23179	0387	37 MILLYARD 1-308	AMESBURY	MA	01913	BROGAN CHRISTOPHER E	
103340	53	2901	S	37 MILLYARD #1-309	36160	0198	37 MILLYARD	AMESBURY	MA	01913	GOUGH DIANE	
103341	53	2901	T	37 MILLYARD #1-310	34538	0191	16 LINCOLN ST	NEWBURYPORT	MA	01950	37 MILLYARD UNIT 14-310 REALTY TRUST	R DIONNE, S HANCOCK, A HANCOCK-DIONNE
103363	53	263	A	42 FRIEND ST #A	42087	005	42 A FRIEND ST	AMESBURY	MA	01913	CALLAHAN JAMES	

[illegible]



See Reverse for Instructions



Name and Address of Sender		TOTAL NO. of Pieces Listed by Sender	TOTAL NO. of Pieces Received at Post Office™	Affix Stamp Here <i>Postmark with Date of Receipt.</i>	
Comprehensive Environmental Inc. 41 Main St. Bolton, MA 01740		Postmaster, per (name of receiving employee)			
USPS® Tracking Number Firm-specific Identifier		Address (Name, Street, City, State, and ZIP Code™)		Postage	Fee
1.		53/2502/I TRUSTEE OF THE AUSTIN FAMILY TRUST 1783 HEATHER STREET FERNANDINA BEACH, FL 32034		 0000	U.S. POSTAGE PAID PEPPERELL, MA 01463 SEP 15, 26 AMOUNT \$4.50 S2324N507136-63
2.		BUSH DAVID 39 MILLYARD AMESBURY, MA 01913			
3.		53/2901/A LINSLEY JOHN B 37 MILLYARD UNIT 14-201 AMESBURY, MA 01913			
4.		53/2901/B HARTMANN MICHAEL 37 MILLYARD 1-202 AMESBURY, MA 01913			
5.		53/2901/C CHRISTINA VIALE IRREVOCABLE INCOME ONLY TRUST 83 POWOW STREET Amesbury, MA 01913			
6.		COGLIANO CECELIA 37 MILLYARD UNIT 1-204 AMESBURY, MA 01913			



See Reverse for Instructions



Certificate of Mailing — Firm

Name and Address of Sender Comprehensive Environmental Inc. 41 Main St. Bolton, MA 01740	TOTAL NO. of Pieces Listed by Sender	TOTAL NO. of Pieces Received at Post Office™	Affix Stamp Here <i>Postmark with Date of Receipt.</i> 		
	Postmaster, per (name of receiving employee)				
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1.	53/2901/J BELL BARBARA 37 MILLYARD 1-210 AMESBURY, MA 01913		 0000	U.S. POSTAGE PAID PEPPERELL, MA 01463 SEP 15, 26 AMOUNT \$4.50 \$2324N507136-63	
2.	CONNOLLY MARIANNE 37 MILLYARD AMESBURY, MA 01913				
3.	NARDI CARON M 37 MILLYARD AMESBURY, MA 01913				
4.	53/2901/M HOFFMAN JACKI 37 MILLYARD #303 AMESBURY, MA 01913				
5.	53/2901/N SWANSON SUSAN 32478 SO. PLOVER PL ORACLE, AZ 85623				
6.	37 MILLYARD 305 REALTY TRUST 37 MILLYARD 1-305 AMESBURY, MA 01913				



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1.	53/2901/P BANVILLE-FREITAS MELLISSA AND RUI BANVILLE-FREITAS T/E 37 MILLYARD UNIT #1-306 AMESBURY, MA 01913	 0000	U.S. POSTAGE PAID PEPPERELL, MA 01463 SEP 15, 26 AMOUNT \$4.50 \$2324N507136-63	
2.	SANFACON JEFFREY E 37 MILLYARD AMESBURY, MA 01913			
3.	BROGAN CHRISTOPHER E 37 MILLYARD 1-308 AMESBURY, MA 01913			
4.	53/2901/S GOUGH DIANE 37 MILLYARD AMESBURY, MA 01913			
5.	53/2901/T 37 MILLYARD UNIT 14-310 REALTY TRUST 16 LINCOLN ST NEWBURYPORT, MA 01950			
6.	CALLAHAN JAMES 42 A FRIEND ST AMESBURY, MA 01913			



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1.	52/188/M WELLINGTON MICHAEL 25 POND ST 1-207 AMESBURY, MA 01913		 0000	U.S. POSTAGE PAID PEPPERELL, MA 01463 SEP 15, 26 AMOUNT \$4.50 \$2324N507136-63	
2.	52/188/N SANDRA RUNNION TRUST 25 POND ST 1-208 AMESBURY, MA 01913				
3.	52/188/O DIANA E PERKEL TRUST EST UNDER ARTICLE 3 OF THE B PERKEL AND M D PERKEL 2020 LIV TRUS 1550 LYANNOUGH ROAD Hyannis, MA 02601				
4.	HEATHER T BEVILACQUA TRUST 25 POND ST UNIT 210 AMESBURY, MA 01913				
5.	53/2902/A LYNCH TRUDY R 39 MILLYARD UNIT# 1-101 AMESBURY, MA 01913				
6.	53/2902/B CRUPI STEPHEN M 39 MILLYARD #1-102 AMESBURY, MA 01913				



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1.	53/2902/C MCWILLIAMS KATHLEEN A 39 MILLYARD 1-103 AMESBURY, MA 01913		 0000	U.S. POSTAGE PAID PEPPERELL, MA 01463 SEP 15, 26 AMOUNT \$4.50 \$2324N507136-63	
2.	PIERCE JUSTIN KEITH 39 MILLYARD 1-104 AMESBURY, MA 01913				
3.	53/2902/E CAROLYN ANN THOMPSON REALTY TRUST 39 MILLYARD UNIT 105 AMESBURY, MA 01913				
4.	MCCAULEY STACI ANN AND DEREK DOHERTY J/T 39 MILLYARD UNIT 1-201 AMESBURY, MA 01913				
5.	53/2902/G MADES DOUGLAS L & REVATI L MADES (T/E) 39 MILLYARD UNIT 15-202 AMESBURY, MA 01913				
6.	BERGIN CHRISTOPHER J 39 MILLYARD #1-203 AMESBURY, MA 01913				



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1.	53/263/B MURPHY MICHAEL 42 FRIEND ST B AMESBURY, MA 01913	 U.S. POSTAGE PAID PEPPERELL, MA 01463 SEP 15, 26 AMOUNT \$4.50 \$2324N507136-63			
2.	DANNAN REALTY TRUST 14 MAUDSLEY VIEW LANE AMESBURY, MA 01913				
3.	53/263/D SHOWS HEATHER ONEILL AND MICHAEL KENNETH SHOWS T/E 44 FRIEND ST UNIT B AMESBURY, MA 01913				
4.	SCHNEIDER SANDRA E 44 FRIEND ST AMESBURY, MA 01913				
5.	53/2901/U MAUCHLY SEBASTIAN EDWARD 37 MILLYARD 1-106 AMESBURY, MA 01913				
6.	BASS COVE ROAD REALTY TRUST 37 MILLYARD UNIT 107 AMESBURY, MA 01913				



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1.	52/188/A CHAHINE HANNALORE 913 HIGHVIEW AVE MANHATTAN BEACH, CA 90266			
2.	HONIG EPHRAIM S. 3 LAING CIRCLE BURLINGTON, MA 01803	 0000	U.S. POSTAGE PAID PEPPERELL, MA 01463 SEP 15, 26 AMOUNT \$4.50 S2324N507136-63	
3.	52/188/C KEATING KRISTIN 25 POND ST 1-103 AMESBURY, MA 01913			
4.	MUSANTE ROSEMARY A 25 POND ST #104 AMESBURY, MA 01913			
5.	52/188/E KEATING KRISTIN 25 POND ST AMESBURY, MA 01913			
6.	JOHANSSON ULRICA PO BOX 1755 VAIL, CO 81658			



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USPS® Tracking Number Firm-specific Identifier	Address (Name, Street, City, State, and ZIP Code™)		Postage	Fee	Parcel Airlift
1.	KUS KACI & MASON SCHLEU T/E 25 POND STREET UNIT 1-201 AMESBURY, MA 01913		 0000	U.S. POSTAGE PAID 01463 PEPPERELL, MA SEP 15, 26 AMOUNT \$4.50 \$2324N507136-63	
2.	MCQUEEN MARYBETH 25 POND ST UNIT #1-202 AMESBURY, MA 01913				
3.	52/188/I MAXWELL LESLEY A 25 POND ST AMESBURY, MA 01913				
4.	TITCOMB ROBIN 25 POND ST AMESBURY, MA 01913				
5.	52/188/K SCHOONMAKER NEIL & KRISTINA SCHOONMAKER (T/E) 25 POND ST UNIT 205 Amesbury, MA 01913				
6.	BISHOP NATHALIE 25 POND ST #1-206 AMESBURY, MA 01913				

**NOTIFICATION TO ABUTTERS
UNDER THE MASSACHUSETTS WETLANDS PROTECTION ACT
AND AMESBURY WETLANDS PROTECTION ORDINANCE**

In accordance with the Massachusetts General Laws, Chapter 131, Section 40, and the Amesbury Wetlands Protection Ordinance, you are hereby notified of the following:

The Amesbury Conservation Commission will hold a public hearing on

10/5/26 at 6:30 pm, located VIRTUALLY
(date) (time) (hearing location)

Amesbury, to consider a Request for Determination of Applicability submitted by
(application type)

to Roadway resurfacing.

(brief description of the proposed project)

at Pond Street, from the Friend Street intersection to the Powwow River Bridge
(project location)

Copies of the application may be examined at the Conservation Commission office, 39 South Hunt Road, Amesbury, MA 01913. The application can also be viewed by visiting the Amesbury Conservation Commission website at <https://www.amesburyma.gov/AgendaCenter/Conservation-Commission-12>. For more information concerning the date, time or place of hearing, contact the Conservation Commission at 978-388-8110.

NOTE: Notice of the public hearing, including its date, time, and place will be posted in City Hall not less than 48 hours in advance. **The meeting link will be on the agenda posted on the City's website.**

NOTE: Notice of the public hearing, including its date, time, and place will be published in the Newburyport Daily News not less than 5 business days prior to the public hearing.

NOTE: You may also contact the Amesbury Conservation Commission or the Department of Environmental Protection (DEP) Wetlands Division- Northeast Regional Office (NERO) for more information about this application or the Wetlands Protection Act. The DEP, Northeast Regional Office can be reached at 978-694-3405.

Covid-19 Notice: This meeting will be conducted under the 'Executive Order Suspending Certain Provisions of the Open Meeting Law G.L. c.30A, §20, signed on March 12, 2020. The public can view this meeting on ACTV Channel 6, and the ACTV website.

To submit a public comment, you can email conservation@amesburyma.gov with PUBLIC COMMENT in the subject line.

AFFIDAVIT OF SERVICE

Under the Massachusetts Wetland Protection Act

I, Iain Church (CEI), hereby certify under the pains and penalties of perjury that on September 15, 2026 I gave notification to abutters in compliance with the second paragraph of Massachusetts General Laws Chapter 131, Section 40, the DEP Guide to Abutter Notification dated April 8, 1994, and the City of Amesbury Wetland Protection Ordinance in connection with the following matter:

A Request for Determination of Applicability filed under the Massachusetts Wetland Protection Act by the City of Amesbury Department of Public Works with the Amesbury Conservation Commission on September 15, 2026 for Pond Street in Amesbury, MA.

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

Iain Church

September 15, 2026

Signature

Date

Name: Iain Church

Organization: Comprehensive Environmental Inc.

Part G
Legal Advertisement



LEGAL NOTIFICATION

AMESBURY CONSERVATION COMMISSION

In accordance with the Wetland Protection Act (Massachusetts General Law, Chapter 131, Section 40 and the Amesbury Wetlands Protection Ordinance:

The applicant, City of Amesbury has filed a Request for Determination of Applicab
Name Form Name

with the Amesbury Conservation Commission for the proposed
roadway resurfacing

Description of work – intent

at Pond Street, from the Friend Street intersection to the, Amesbury, MA 01913.
Address of Property

A Public Hearing will be held VIRTUALLY at 6:30 pm on
Address/Location of meeting Time

10/5/26 at which time all persons and organizations
Month/Day/Year

having interest may be heard. Copies of the application may be examined at the Conservation Commission office, 39 South Hunt Road, Amesbury, MA 01913. The application can also be viewed by visiting the Amesbury Conservation Commission website at
<https://www.amesburyma.gov/AgendaCenter/Conservation-Commission-12>

Regards,

Fred Zackon, Acting Chair

AMESBURY CONSERVATION COMMISSION

Publish: (No later than five (5) days prior to public hearing)

Please send invoice to:

Your Name: City of Amesbury, DPW, Joe Buckley
Street Address: 39 S. Hunt Road
City/Town, State, Zip Code: Amesbury, MA 01913
Telephone / Cell: (978) 388-6652
E-mail Address: buckleyj@amesburyma.gov

Once completed email to: NTLegals@newburyportnews.com

Part H

Wetland Delineation Report



Bank Delineation Report

**Pond Street over the Powwow River
Amesbury, MA**

September 2026

Prepared For:

**City Of Amesbury
Department of Public Works
62 Friend Street
Amesbury, MA 01913**

Prepared By:



**Comprehensive Environmental Inc.
41 Main Street
Bolton, MA 01740**

1. Introduction

A bank delineation was conducted along the Pond Street crossing over the Powwow River in the City of Amesbury, MA on September 2, 2026. Wetland resource areas protectable under the *Massachusetts Wetlands Protection Act* (M.G.L. c. 131, s. 40), the implementing *Regulations* (310 CMR 10.00), and the *City of Amesbury Wetlands Protection Ordinance* were identified and characterized. The delineation included the boundary of Mean Annual High-Water Line (MAHWL, Bank) along the Powwow River. The delineation was marked in the field with sequentially numbered pink flagging tape. The following narrative provides a general site description, wetland delineation methodology, and description of delineated wetland resource areas.

2. Methodology

Wetland resource areas were delineated in conformance with the *Massachusetts Handbook of Delineation of Bordering Vegetated Wetlands* (2022; the Handbook) through observation of vegetative communities, soil characteristics and indications of wetlands hydrology. Visual observations were used to determine wetlands hydrology, including typical indicators such as water marks, water-stained leaves, trees with shallow root systems, drift lines and drainage patterns.

3. General Site Description

The bridge is located approximately 400 feet north of the Pond Street and Friend Street intersection at the Powwow River crossing (42.8575776, -70.9334127).

This section of the Powwow River outlets from Lake Gardner approximately a third of a mile northwest of the bridge crossing on Pond Street. After the Pond Street crossing, the river continues to flow southeast for another 1.25 miles until it's confluence with the Merrimack River.

A mixture of commercial and residential properties surrounds the crossing. The delineated resource areas along this crossing include areas of Bank (and associated Riverfront Area), as seen on project plan sheets in Part C. No BVW was present within the delineated area for the site. Topography of the site is gently sloped towards the river. The area was delineated using the A and B series of flags. Flags A-B-00 through A-B-06 represent the west side of the crossing and B-B-01 through B-B-06 represent the eastern side of the crossing.

4. Description of Resource Area

4.1 Bank

Bank was delineated in the field using signs of annual mean high-water mark with flags A-B-00 through A-B-06 and B-B-01 through B-B-06. The well-defined, steeply sloped banks of the Powwow River range from thirty to forty feet wide and four to ten feet high. Banks were vegetated with upland species and no associated BVW was present.

4.2 Soils

According to USDA soil surveys (Map MA605), moderately sloped, Merrimac fine sandy loam (254B and 254C) and Urban Fill (602) underlay the site.

4.3 Description of Adjacent Uplands

A moderately dense canopy lines the riverbanks on the western side of the crossing that is dominated by white pine (*Pinus strobus*) but also includes Norway maple (*Acer platanoides*) and white ash (*Fraxinus americana*). Shrubs include white walnut (*Juglans cinerea*), Japanese knotweed (*Fallopia japonica*), multiflora rose (*Rosa multiflora*), and saplings from the canopy. The herbaceous stratum includes upland grasses (*Festuca* spp.), mugwort (*Artemisia vulgaris*), curly dock (*Rumex crispus*), and Canada goldenrod (*Solidago canadensis*). Asian bittersweet (*Celastrus orbiculatus*) and poison ivy (*Toxicodendron radicans*) were present in the vine layer.

5. Areas Protected by Amesbury Wetlands Protection Ordinance

Section II of the Amesbury Wetlands Protection Ordinance states:

Except as permitted in writing by the Conservation Commission or as provided for in this Ordinance, no person shall engage in the following activities: removal, filling, dredging, discharging into, building upon, or otherwise altering or degrading the wetland resource areas described in the following sentence.

Amesbury's wetland resource areas consist of:

- 1. Any freshwater bordering on any creek, river, stream, pond or lake;*
- 2. Any bank, beach, dune, flat,; marsh, wet meadow, bog or swamp;*
- 3. Any isolated vegetated wetland;*
- 4. Any vernal pool;*
- 5. Any coastal wetland bordering on any ocean, estuary, creek, river, stream, pond, or lake;*
- 6. Any 100-foot buffer zone on wetland areas 1-5 listed above;*
- 7. Land under any of the wetland areas 1-5 listed above;*
- 8. Any land subject to tidal action, storm flowage, flooding by groundwater or surface water;*
- 9. And the 200-foot riverfront area.*

The areas listed above are located with Riverfront Area protected under the Massachusetts Wetlands Protection Act and the Amesbury Wetlands Protection Ordinance.

Attachment A

Photo Log



Figure 1 Upstream view of the Powwow River from the Pond Street bridge.



Figure 2 Downstream view of the Powwow River from the Pond Street bridge.



Figure 3 Upstream view of the Pond Street bridge.



Figure 4 Downstream view of the Pond Street bridge.