NOTICE OF INTENT

For

Giri Haverhill, LLC

PROPOSED
Hotel & Retail/Restaurant
401 Lowell Avenue
Haverhill, Massachusetts
Essex County

Prepared by:

BOHLER ENGINEERING
352 Turnpike Road
Southborough, MA 01772
(508) 480-9900 TEL.

Josh G. Swerling
Massachusetts P.E. Lic. # 41697

COMMONWEALTH OF MASSACHUSETTS
JOSHUA G. SWERLING
CIVIL
No. 41697
REGISTERED PROFESSIONAL ENGINEER

BOHLER
ENGINEERING

September 1, 2016

BE #W1511212

BOHLER
ENGINEERING

352 Turnpike Road
Southborough, MA 01772
PHONE 508.480.9900

September 1, 2016

Haverhill Conservation Commission
C/O Robert Moore, Jr., Environmental Health Technician
Haverhill City Hall – Room 300
4 Summer Street
Haverhill, MA 01830

RE: Notice of Intent Application
Proposed Hotel & Retail/Restaurant
401 Lowell Avenue
Haverhill, MA

Dear Commission Members,

On behalf of the Applicant, Giri Haverhill, LLC, we are submitting a Notice of Intent Application for the redevelopment of the existing Best Western Hotel site located at 401 Lowell Avenue. The subject property is identified as Map #569, Block #2 Lot #2 on the City of Haverhill's Tax Assessor's Maps.

Enclosed with this application is the original plus one copy of the following materials:

- Project Narrative;
- Executed WPA Form 3 – Notice of Intent;
- Wetland Fee Transmittal Form;
- Filing Fee in the amount of $537.50 for Town's share;
- Copy of Filing Fee in the amount of $512.50 for State's share;
- HCC Form 3 – Notice of intent Application including:
    a. Application Checklist
    b. Affidavit of Service for Abutter Notification
    c. Abutter Notification Form
    d. Local Ordinance Calculation Form
- Filing Fee (Local Ordinance) in the amount of $3,014.25;
- 300-foot abutters list;
- Wetland Resource Area Report by Norse Environmental Service, Inc., dated August 19, 2016;
- USGS Locus Map; and
- FEMA Flood Map.

Also provided are nine (9) paper copies (24" x 36") of Site Development Plans dated September 1, 2016 prepared by Bohler Engineering, and one copy of the Stormwater Management Report dated September 1, 2016 prepared by Bohler Engineering.

BOHLER
ENGINEERING

We trust that the enclosed information is sufficient to facilitate your review. We ask that you kindly schedule this matter for a public hearing at the earliest appropriate time. Should you have any questions or require additional information, please do not hesitate to contact us at (508) 480-9900.

Sincerely,

BOHLER ENGINEERING

Michael J. Dryden, Project Manager

Josh G. Swerling, P.E

Enclosures

CC: Ash Sangani, Giri Hotels
Lorraine Sheehan, Giri Hotels

W1511212-NOI-Cover Letter.Doc

Project Narrative

1. Introduction

The Notice of Intent contained herein is filed pursuant to M.G.L. Chapter 131, Section 40, the Massachusetts Wetlands Protection Act (WPA) and its implementing regulations 310 CMR 10.00, as well as the City of Haverhill Wetlands Protection Ordinance for proposed activities within jurisdictional resource areas.

This proposed project consists of the re-development of an existing Best Western hotel site located at 401 Lowell Avenue in the City of Haverhill, Massachusetts. The site, which contains approximately 2.38 acres of land, is situated on the easterly side of the Blue Star Memorial Highway (Route 495) and westerly side of Lowell Avenue, and contains an existing 3-story hotel building and associated infrastructure. The western edge of the site contains wooded land with wetlands located just beyond the property line.

The proposed project will consist of razing the eastern and southern portions of the existing hotel building and maintaining and retrofitting the western 2-story portion to accommodate a single 5-story hotel. A new standalone 6,600± square foot (SF) retail and 3,000± SF restaurant building is proposed in the eastern portion of the site. Site amenities for the construction of the buildings will include new paved parking and pedestrian areas, stormwater management system and utilities.

2. Wetland Resource Areas and Locally Restricted Areas

Vegetated Wetlands

The wetland resource areas were delineation in the field by Norse Environmental Services, Inc. on December 23, 2015 and field located by Control Point Associates, Inc. on January 6, 2016. Two (2) bordering vegetated wetland areas were identified and delineated to the west of the subject site. The northern-most area is delineated by wetland flags WF-1A through WF-9A, and the southern-most area is delineated by wetland flags WF-1B through 4B on the enclosed plans. Additional information regarding Wetland Resource Areas is included in the enclosed Report prepared by Norse Environmental Services, Inc., dated August 19, 2016.

Work is proposed only within the 100-foot buffer zones, no direct alterations to wetland areas are proposed. Portions of the work within the 100-foot buffer zone to the wetlands include demolition of existing site features as well as construction of new building additions, paved parking spaces, pedestrian walkways and components of the stormwater management system.

It should be noted that the majority of the area being disturbed within the 100-foot buffer zone was previously disturbed when the site was originally constructed.

Locally Restricted Areas

The City of Haverhill Wetlands Protection Ordinance, Chapter 253, establishes a twenty-five (25) foot no-build no-disturbance zone (NBNDZ) as well as a fifty (50) foot no-build zone (NBZ).

There is no proposed disturbance within the twenty-five (25) foot NBNDZ.

Approximately 2,427 SF of the existing building is currently located within the fifty (50) foot NBZ. This portion of the existing building will be maintained and retrofitted in place as part of the project. No additional building structures will be constructed in the NBZ.

Approximately 357 SF of existing paved parking lot is currently located within the fifty (50) foot NBZ. The parking lot is proposed to be demolished and reconstructed as part of the project and will be reduced by approximately 178 SF in the proposed condition.

Proposed construction disturbance located within the fifty (50) foot NBZ is associated with the demolition and removal of the existing parking area as well as the construction of the new paved parking area, components of the stormwater management system, and construction associated with the building expansion and renovations.

3. Stormwater Management

The proposed project will include the construction of a new stormwater management system designed in accordance with the Department of Environmental Protection Stormwater Standards as they apply to redevelopment projects. The proposed stormwater management system will consist of deep sump catch basins, manholes, Contech CDS water treatment unit, Stormceptor water quality treatment inlet, and a subsurface infiltration system. It is notable that the drainage system fully complies with the TSS removal and infiltration requirements.

Implementation of the stormwater components will result in a substantial improvement over existing site conditions, as minimal stormwater controls exist today. Refer to the Drainage Report included with this filing for detailed information and calculations regarding stormwater management compliance.

4. Erosion and Sediment Controls

The Site Development Plans (bound separately) include erosion controls, consisting of silt fence and straw bales along the proposed limits of work to prevent migration of sediment into resource areas, staging and stockpiling areas, construction entrances, and catch basin inlet protection. A detailed erosion and sediment control plan will be developed as part of the Stormwater Pollution Prevention Plan (SWPPP) under the NPDES General Permit for large construction activities.

The erosion and sediment control plan will include the use of both stabilization and structural controls and will include (but not limited to) the following:

- Temporary seeding;
- Permanent seeding;
- Permanent plantings;
- Mulching;
- Geotextiles;
- Protection of trees;
- Preservation of mature vegetation;
- Erosion Control Barrier;
- Check dams;
- Sediment Traps;
- Rip rap; and
- Storm drain inlet protection.

The SWPPP will also detail additional construction controls/practices that shall be undertaken to reduce pollution in storm water runoff including the following:

- Practices to control off-site mud tracking from the construction site;
- Dust suppression practices;
- Proper material stockpiling practices – Stockpiling will not occur within 100 feet of the buffer zone;
- Proper sanitary wastes disposal;
- Earthwork procedures timed and conducted in manners aimed to minimize erosion and sedimentation;
- Waste materials;
- Concrete waste from concrete trucks;
- Contaminated soils;
- Hazardous substances & hazardous waste;
- Preparation of a snow removal plan;
- Spill prevention and control measures; and
- Inspection and maintenance procedures

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

Haverhill
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):

401 Lowell Avenue	Haverhill	01832
a. Street Address	b. City/Town	c. Zip Code
Latitude and Longitude:	42.7744	-71.1164
	d. Latitude	e. Longitude
Map #569	Block #2, Lot #2	
f. Assessors Map/Plat Number	g. Parcel /Lot Number	

2. Applicant:

Ash	Sangani	
a. First Name	b. Last Name	
Giri Haverhill, LLC		
c. Organization		
225 West Squantum Street		
d. Street Address		
Quincy	MA	02171
e. City/Town	f. State	g. Zip Code
617-770-3722		asangani@girihotels.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):

Michael	Dryden	
a. First Name	b. Last Name	
Bohler Engineering		
c. Company		
352 Turnpike Road		
d. Street Address		
Southborough	MA	01772
e. City/Town	f. State	g. Zip Code
508-480-9900	508-480-9080	mdryden@bohlereng.com
h. Phone Number	i. Fax Number	j. Email address

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

$1,050.00	$512.50	$537.50
a. Total Fee Paid	b. State Fee Paid	c. City/Town Fee Paid

A. General Information (continued)

6. General Project Description:

Redevelopment of an existing hotel site to accommodate a new 5-story hotel and a new 1-story retail/restaurant, along with associated sitework, utility infrastructure, and stormwater management systems. Some work will occur within the 100-foot buffer zone to a Bordering Vegetated Wetland.

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:

Essex (South)	
a. County	b. Certificate # (if registered land)
33219	153
c. Book	d. Page Number

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

1. ☒ Buffer Zone Only – Check if the project is located only in the Buffer Zone of a Bordering Vegetated Wetland, Inland Bank, or Coastal Resource Area.
2. ☐ Inland Resource Areas (see 310 CMR 10.54-10.58; if not applicable, go to Section B.3, Coastal Resource Areas).

Check all that apply below. Attach narrative and any supporting documentation describing how the project will meet all performance standards for each of the resource areas altered, including standards requiring consideration of alternative project design or location.

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. ☐ Bank	1. linear feet	2. linear feet
b. ☐ Bordering Vegetated Wetland	1. square feet	2. square feet
c. ☐ 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. ☐ Bordering Land Subject to Flooding	1. square feet	2. square feet
	3. cubic feet of flood storage lost	4. cubic feet replaced
e. ☐ Isolated Land Subject to Flooding	1. square feet	
	2. cubic feet of flood storage lost	3. cubic feet replaced

f. ☐ Riverfront Area

1. Name of Waterway (if available) - **specify coastal or inland**

2. Width of Riverfront Area (check one):

☐ 25 ft. - Designated Densely Developed Areas only

☐ 100 ft. - New agricultural projects only

☐ 200 ft. - All other projects

3. Total area of Riverfront Area on the site of the proposed project: _____ square feet

4. Proposed alteration of the Riverfront Area:

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

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

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

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

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

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.

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
a. ☐ Designated Port Areas	Indicate size under Land Under the Ocean, below	
b. ☐ Land Under the Ocean	1. square feet 2. cubic yards dredged	
c. ☐ Barrier Beach	Indicate size under Coastal Beaches and/or Coastal Dunes below	
d. ☐ Coastal Beaches	1. square feet	2. cubic yards beach nourishment
e. ☐ Coastal Dunes	1. square feet	2. cubic yards dune nourishment
	Size of Proposed Alteration	Proposed Replacement (if any)
f. ☐ Coastal Banks	1. linear feet	
g. ☐ Rocky Intertidal Shores	1. square feet	
h. ☐ Salt Marshes	1. square feet	2. sq ft restoration, rehab., creation
i. ☐ Land Under Salt Ponds	1. square feet 2. cubic yards dredged	
j. ☐ Land Containing Shellfish	1. square feet	
k. ☐ 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. ☐ Land Subject to Coastal Storm Flowage	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 _____

C. Other Applicable Standards and Requirements

☐ This is a proposal for an Ecological Restoration Limited Project. Skip Section C and complete Appendix A: Ecological Restoration Limited Project Checklists – Required Actions (310 CMR 10.11).

Streamlined Massachusetts Endangered Species Act/Wetlands Protection Act Review

1. Is any portion of the proposed project located in **Estimated Habitat of Rare Wildlife** as indicated on the most recent Estimated Habitat Map of State-Listed Rare Wetland Wildlife published by the Natural Heritage and Endangered Species Program (NHESP)? To view habitat maps, see the *Massachusetts Natural Heritage Atlas* or go to http://maps.massgis.state.ma.us/PRI_EST_HAB/viewer.htm.

   a. ☐ Yes ☒ No

   If yes, include proof of mailing or hand delivery of NOI to:

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

   October 1, 2008
   b. Date of map

   If *yes*, the project is also subject to Massachusetts Endangered Species Act (MESA) review (321 CMR 10.18). To qualify for a streamlined, 30-day, MESA/Wetlands Protection Act review, please complete Section C.1.c, and include requested materials with this Notice of Intent (NOI); *OR* complete Section C.2.f, if applicable. *If MESA supplemental information is not included with the NOI, by completing Section 1 of this form, the NHESP will require a separate MESA filing which may take up to 90 days to review (unless noted exceptions in Section 2 apply, see below).*

   c. Submit Supplemental Information for Endangered Species Review*

      1. ☐ Percentage/acreage of property to be altered:

         (a) within wetland Resource Area _____ percentage/acreage

         (b) outside Resource Area _____ percentage/acreage

      2. ☐ Assessor's Map or right-of-way plan of site

2. ☐ Project plans for entire project site, including wetland resource areas and areas outside of wetlands jurisdiction, showing existing and proposed conditions, existing and proposed tree/vegetation clearing line, and clearly demarcated limits of work **

   (a) ☐ Project description (including description of impacts outside of wetland resource area & buffer zone)

   (b) ☐ Photographs representative of the site

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* Some projects **not** in Estimated Habitat may be located in Priority Habitat, and require NHESP review (see http://www.mass.gov/eea/agencies/dfg/dfw/natural-heritage/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.

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

(c) ☐ MESA filing fee (fee information available at http://www.mass.gov/dfwele/dfw/nhesp/regulatory_review/mesa/mesa_fee_schedule.htm). 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, http://www.mass.gov/dfwele/dfw/nhesp/regulatory_review/mesa/mesa_exemptions.htm; the NOI must still be sent to NHESP if the project is within estimated habitat pursuant to 310 CMR 10.37 and 10.59.)

2. ☐ Separate MESA review ongoing. a. NHESP Tracking # b. Date submitted to NHESP

3. ☐ Separate MESA review completed.
Include copy of NHESP "no Take" determination or valid Conservation & Management Permit with approved plan.

3. For coastal projects only, is any portion of the proposed project located below the mean high water line or in a fish run?

a. ☒ Not applicable – project is in inland resource area only b. ☐ Yes ☐ No

If yes, include proof of mailing, hand delivery, or electronic delivery of NOI to either:

South Shore - Cohasset to Rhode Island border, and the Cape & Islands:

Division of Marine Fisheries -
Southeast Marine Fisheries Station
Attn: Environmental Reviewer
1213 Purchase Street – 3rd Floor
New Bedford, MA 02740-6694
Email: DMF.EnvReview-South@state.ma.us

North Shore - Hull to New Hampshire border:

Division of Marine Fisheries -
North Shore Office
Attn: Environmental Reviewer
30 Emerson Avenue
Gloucester, MA 01930
Email: DMF.EnvReview-North@state.ma.us

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. Other Applicable Standards and Requirements (cont'd)

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

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.

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.

Site Development Plans
a. Plan Title

Bohler Engineering
b. Prepared By

Josh G. Swerling, P.E.
c. Signed and Stamped by

September 1, 2016
d. Final Revision Date

1"=20'
e. Scale

Stormwater Report
f. Additional Plan or Document Title

September 1, 2016
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:

2990
2. Municipal Check Number

8/19/2016
3. Check date

2989
4. State Check Number

8/19/2016
5. Check date

Giri Haverhill, LLC
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

Provided by MassDEP:

MassDEP File Number

Document Transaction Number

Haverhill
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.

1. Signature of Applicant

2. Date 8/19/16.

3. Signature of Property Owner (if different)

4. Date 8.31.16

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.

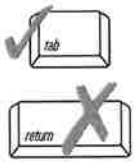
The original and copies must be sent simultaneously. Failure by the applicant to send copies in a timely manner may result in dismissal of the Notice of Intent.

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:

401 Lowell Avenue a. Street Address	Haverhill b. City/Town
2989 c. Check number	$512.50 (State share) d. Fee amount

2. Applicant Mailing Address:

Ash a. First Name	Sangani b. Last Name	
Giri Haverhill, LLC c. Organization		
225 West Squantum Street d. Mailing Address		
Quincy e. City/Town	MA f. State	02171 g. Zip Code
617-770-3722 h. Phone Number	i. Fax Number	asangani@girihotels.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

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

B. Fees

Fee should be calculated using the following process & worksheet. ***Please see Instructions before filling out worksheet.***

Step 1/Type of Activity: Describe each type of activity that will occur in wetland resource area and buffer zone.

Step 2/Number of Activities: Identify the number of each type of activity.

Step 3/Individual Activity Fee: Identify each activity fee from the six project categories listed in the instructions.

Step 4/Subtotal Activity Fee: Multiply the number of activities (identified in Step 2) times the fee per category (identified in Step 3) to reach a subtotal fee amount. Note: If any of these activities are in a Riverfront Area in addition to another Resource Area or the Buffer Zone, the fee per activity should be multiplied by 1.5 and then added to the subtotal amount.

Step 5/Total Project Fee: Determine the total project fee by adding the subtotal amounts from Step 4.

Step 6/Fee Payments: To calculate the state share of the fee, divide the total fee in half and subtract $12.50. To calculate the city/town share of the fee, divide the total fee in half and add $12.50.

Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

NOI Wetland Fee Transmittal Form

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

B. Fees (continued)

Step 1/Type of Activity	Step 2/Number of Activities	Step 3/Individual Activity Fee	Step 4/Subtotal Activity Fee
Category 3b: each building (for development) including site	1	$1,050.00	$1,050.00

Step 5/Total Project Fee: _____

Step 6/Fee Payments:

Total Project Fee:	$1,050.00 a. Total Fee from Step 5
State share of filing Fee:	$512.50 b. 1/2 Total Fee **less** $12.50
City/Town share of filling Fee:	$537.50 c. 1/2 Total Fee **plus** $12.50

C. Submittal Requirements

a.) Complete pages 1 and 2 and send with a check or money order for the state share of the fee, payable to the Commonwealth of Massachusetts.

Department of Environmental Protection
Box 4062
Boston, MA 02211

b.) **To the Conservation Commission:** Send the Notice of Intent or Abbreviated Notice of Intent; a **copy** of this form; and the city/town fee payment.

To MassDEP Regional Office (see Instructions): Send a copy of the Notice of Intent or Abbreviated Notice of Intent; a **copy** of this form; and a **copy** of the state fee payment. (E-filers of Notices of Intent may submit these electronically.)

GIRI HAVERHILL LLC
1212 HANCOCK STREET
SUITE 200
QUINCY, MA 02169

KENNEBUNK SAVINGS BANK
KENNEBUNK, ME
52-7450/2112

2990

08/19/2016

PAY TO THE ORDER OF The City of Haverhill $ **537.50

Five hundred thirty-seven and 50/100********** DOLLARS

The City of Haverhill
City Hall - Room 210
4 Summer Street
Haverhill, MA 01830

MEMO Best Western - 401 Lowell Ave, Haverhill

AUTHORIZED SIGNATURE

⑈002990⑈ ⑆211274502⑆ 44 004589⑈

GIRI HAVERHILL LLC
1212 HANCOCK STREET
SUITE 200
QUINCY, MA 02169

KENNEBUNK SAVINGS BANK
KENNEBUNK, ME
52-7450/2112

2989

08/19/2016

PAY TO THE ORDER OF Commonwealth of Massachusetts $ **512.50

Five hundred twelve and 50/100********** DOLLARS

Commonwealth of Massachusetts

MEMO

AUTHORIZED SIGNATURE

⑈002989⑈ ⑆211274502⑆ 44 004589⑈

City of Haverhill Conservation Commission

HCC Form 3 – Notice of Intent Local Application Form

A. STATUTE APPLICABILITY

This application is being filed with the Commission in accordance with the following (check all that apply):

- ☒ Massachusetts Wetlands Protection Act, M.G.L. Chapter 131, Section 40
- ☒ Haverhill Municipal Ordinance Chapter 253

B. GENERAL INFORMATION

Applicant Giri Haverhill, LLC
Property Owner Same
Representative Bohler Engineering
Location (Street Address) 401 Lowell Avenue
Assessor's Parcel Identification Map #569, Block #2, Lot #2

C. APPLICATION CHECKLIST

The Commission requires the submittal of this original, completed Form; ten (10) paper copies of site plans; and one (1) paper copy of all other materials. Additionally, the Commission requires the submittal of individual PDFs of this Form and all listed application materials. If practical, related items may be combined into a single PDF. PDFs should not mix larger format sheets (e.g. site plans) with smaller sheets (e.g. letters). These submittal requirements also apply to supplemental information provided during the public hearing. The following materials shall be submitted with this form (check all that apply):

- ☒ Completed, current WPA Form 3, 3A, or 4 and NOI Wetland Fee Transmittal Form
- ☒ Project Narrative with description of resource areas & delineation methodology and demonstration of compliance with pertinent Performance Standards
- ☒ Construction Period Pollution Prevention and Erosion and Sedimentation Control Plan
- ☒ Site Plans clearly describing the location and nature of the work, including such information as site boundaries, wetlands, topography, existing and proposed conditions, vegetation cover, soils, erosion & sedimentation controls, Title 5 compliance, flood storage calculations…(24" x 36" max. sheet size)
- ☐ MassDEP Bordering Vegetated Wetland Delineation Field Data Forms, as appropriate
- ☐ Wetland Resource Area Impact Mitigation Plan prepared in accordance with MA Inland Wetland Replication Guidelines, if applicable
- ☐ Demonstration of compliance with MA River & Stream Crossing Standards, if applicable (The HCC applies the General Standards to all resource area crossings for wildlife passage.)
- ☐ Simplified or Detailed Wildlife Habitat Evaluation (Appendix A or B), if applicable (See "MA Wildlife Habitat Protection Guidance for Inland Wetlands")
- ☒ Demonstration of compliance with MA Stormwater Management Standards, including but not limited to
  - ☒ Stormwater Report with pertinent calculations
  - ☒ Checklist for Stormwater Report
  - ☒ Long-Term Pollution Prevention Plan
  - ☒ Operation and Maintenance Plan
  - ☒ Illicit Discharge Compliance Statement

City of Haverhill Conservation Commission

HCC Form 3 – Notice of Intent Local Application Form

- ☒ 8½" x 11" sections of the following maps with project location clearly identified
  - ☒ USGS Quadrangle
  - ☒ MassGIS Orthophoto
  - ☒ City of Haverhill Parcel ID Map, also identifying properties within 300' of subject property
  - ☒ NRCS Soils Map and Resource Report
  - ☒ FEMA Flood Insurance Rate Map, if applicable
  - ☐ MA NHESP Estimated Habitats of Rare Wildlife and Priority Habitats of Rare Species, if applicable
  - ☐ MassDEP/UMass-Amherst Habitat of Potential Regional or Statewide Importance, if applicable
- ☐ Proof of NOI filing with the MA Natural Heritage & Endangered Species Program, if applicable
- ☒ Appropriate Filing Fees, payable to the City of Haverhill, under the Act and Ordinance
- ☐ Other: _____

D. LOCAL PERMIT DOCUMENTATION

In accordance with 310 CMR 10.05(4)(e), list all obtainable permits, variances, and approvals required by local ordinance with respect to the proposed activity and status of same: _____

Site Plan Approval - Application Filed

E. APPLICATION CERTIFICATION

I have read the Department of Environmental Protection's "Instructions for Completing Application" and the City's Municipal Ordinance under Chapter 253, with all applicable regulations and policies, for the filing of this application with the Haverhill Conservation Commission and agree to its terms and conditions, as amended. I understand the submitted NOI, its plans, and all its supporting materials are public records and may be uploaded to the City's website for public review. As required by the Commission, the wetland resource area(s) are flagged, the corners of proposed structures are staked, and the centerline of proposed roadway(s) and/or driveway(s) are marked, as appropriate, to facilitate site inspections by Commissioners and Conservation Staff.

Signed: _____ (APPLICANT) 8/19/16 (DATE)

F. SITE ACCESS ACKNOWLEDGEMENT

I hereby grant the Haverhill Conservation Commission and its officials permission to enter upon my property at 401 Lowell Avenue / Map #569, Block #2, Lot #2 (STREET ADDRESS AND ASSESSOR'S PARCEL ID) to review the filed Notice of Intent and future site conditions for compliance with the issued Order of Conditions. The sole purpose of this acknowledgement is to allow the Commission and its officials to perform their duties under the Massachusetts Wetlands Protection Act and the City's wetlands protection ordinance.

Signed: _____ (PROPERTY OWNER) 8/19/16 (DATE)

G. AFFIDAVIT OF SERVICE FOR ABUTTER NOTIFICATION

I, Michael J. Dryden, hereby certify under the pains and penalties of perjury that on
(NAME OF PERSON MAKING AFFIDAVIT)

or before September 1, 2016 I gave notification to all abutters pursuant to the requirements of the second
(DATE)

paragraph of Massachusetts General Laws Chapter 131, Section 40, the DEP Guide to Abutter Notification dated April 8, 1994, and Haverhill Municipal Ordinance Chapter 253, Section 5 in connection with the following matter:

A Notice of Intent filed under the Massachusetts Wetlands Protection Act and said ordinance by Giri Haverhill, LLC with the Haverhill Conservation Commission on
(NAME OF APPLICANT)

or before September 1, 2016 for property located at 401 Lowell Avenue / Map #569, Block #2, Lot #2
(DATE) (STREET ADDRESS AND ASSESSOR'S PARCEL ID)

The list of the abutters to whom the Abutter Notification Form sent, with their addresses and Assessor's parcel identification information that corresponds with the submitted map section, are attached to this application.

Signed: _____ 8·31·16
(NAME OF PERSON MAKING AFFIDAVIT) (DATE)

H. ABUTTER NOTIFICATION FORM

In accordance with the second paragraph of Massachusetts General Laws Chapter 131, Section 40 (the Wetlands Protection Act) and Haverhill Municipal Ordinance Chapter 253, Section 5, you are hereby notified of the following:

1. The name of the applicant is Giri Haverhill, LLC
2. Brief Project Description: Re-development consisting of a 5-story hotel building and standalone retail/ restaurant with associated parking areas, stormwater management & utilities.
3. The applicant has filed a Notice of Intent ("NOI") with the Haverhill Conservation Commission seeking permission to remove, fill, dredge or alter an Area Subject to Protection Under the Wetlands Protection Act and/or Haverhill Municipal Ordinance Chapter 253 and/or to perform work within the buffer zone of such an Area.
4. The address of the lot where the activity is proposed is 401 Lowell Avenue / Map #569, Block #2, Lot #2
   (INCLUDE ASSESSOR'S MAP/BLOCK/LOT)
5. Copies of the NOI may be examined at *the Haverhill Conservation Department Office* between the hours of *8am and 4pm* from *Monday through Friday*. Contact information is below. You may also find helpful application materials on the "Projects Under Review" section of the Commission's website.
6. Copies of the NOI may be obtained from either (check one) the applicant _____, or the applicant's representative __X__, by calling this telephone number (508) 480 - 9900 between the hours of 8:00 AM and 5:00 PM on the following days of the week Monday-Friday
7. Information regarding the *date, time, and place* of the public hearing may be obtained from the *Haverhill Conservation Department Office* between the hours of *8am and 4pm* from *Monday through Friday*. Contact information is below. You may also consult the "Agenda" section of the Commission's website.

NOTE: Notice of the public hearing, including its date, time and place, will be published at least five (5) days in advance in the *Haverhill Gazette newspaper*.

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

NOTE: You may contact the Haverhill Conservation Department for more information about this application, the Wetlands Protection Act, and Haverhill Municipal Ordinance Chapter 253. Please note the Department has only one staff person; every effort will be made to assist you in a timely manner.

Website: http://www.cityofhaverhill.org/departments/conservation_commission/index.php.
Email: conservation@cityofhaverhill.com
Phone: 978.374.2334

NOTE: For additional information about this application and the Act, you may contact the MA Department of Environmental Protection Northeast Regional Office Service Center.

Website: http://www.mass.gov/eea/agencies/massdep/about/contacts/northeast-region.html
Phone: 978.694.3200

City of Haverhill Conservation Commission

HCC Form 3 – Notice of Intent Local Application Form

I. LOCAL ORDINANCE FEE CALCULATION FORM

ACTIVITY	LOCAL ORDINANCE FEE	# of Activities or Measurement	Subtotal
***Abbrev. Notice of Resource Area Delineation (ANRAD)**			
Single Family House Project	$1/linear foot, first 100'; $0.50/lf, second 100'; $0.10/lf, each additional foot		
All Other Projects	***$1/linear foot, first 1000'; $0.50/lf, second 1000'; $0.10/lf, each additional foot	267.8 lf	$267.80
%*Notices of Intent (NOI)			
Category 1 Activity	$100		
Category 2 Activity	$250		
Category 3 Activity	$525	1	$525
Category 4 Activity	$725		
Category 5 Activity	$2/foot		
Category 6 Activity - If no ANRAD was filed for the project site, then a local Cat. 6 fee must be paid in accordance with the ANRAD fee schedule	See ANRAD fee schedule		
Resource Area Alterations			
Buffer Zone, 75'-100' from resource area boundary	$0.05 / square foot	11,194 SF	$559.70
Buffer Zone, 35'-75' from resource area boundary	$0.10 / square foot	12,300 SF	$1,230.00
Buffer Zone, 0'-35' from resource area boundary	$0.25 / square foot	1,547 SF	$386.75
Bordering Vegetated Wetland	$0.50 / square foot		
Bank	$5 / linear foot		
Land Under Water	$0.50 / square foot		
Land Subject to Flooding	$0.05 / square foot		
Riverfront Area	$0.05 / square foot		
Riverfront Area with the watershed of a potable water supply	$0.50 / square foot		
Land within 100' of a Certified Vernal Pool	$0.25 / square foot		
Local-only Jurisdictional Resource Area	$0.25 / square foot		
Land within 200' of a potable water supply	$0.50 / square foot		
		ADVERTISING FEE*	$45
		LOCAL ORDINANCE FEE TOTAL	
		For filings resulting from enforcement action, double the Local Ordinance Fee Total	$3,014.25

NOTES:

*Application is subject to an additional $45 Local Advertising Fee payable to the City of Haverhill prior to **EACH** advertising

***Local Ordinance Fee maximum of $100, if, when determined necessary by Commission, applicant agrees to ANRAD review by outside consultant under M.G.L. Ch. 44, sec. 53G

%Local Ordinance Fees for RDA, NOI, & RMOC increase 50% when project is also proposed within a Riverfront Area

Local Ordinance Fees passed by a 7 – 0 vote of the Commission on October 28, 2010, effective January 1, 2011

2991

GIRI HAVERHILL LLC
1212 HANCOCK STREET
SUITE 200
QUINCY, MA 02169

KENNEBUNK SAVINGS BANK
KENNEBUNK, ME
52-7450/2112

08/19/2016

PAY TO THE ORDER OF The City of Haverhill $ **3,014.25

Three thousand fourteen and 25/100********** DOLLARS

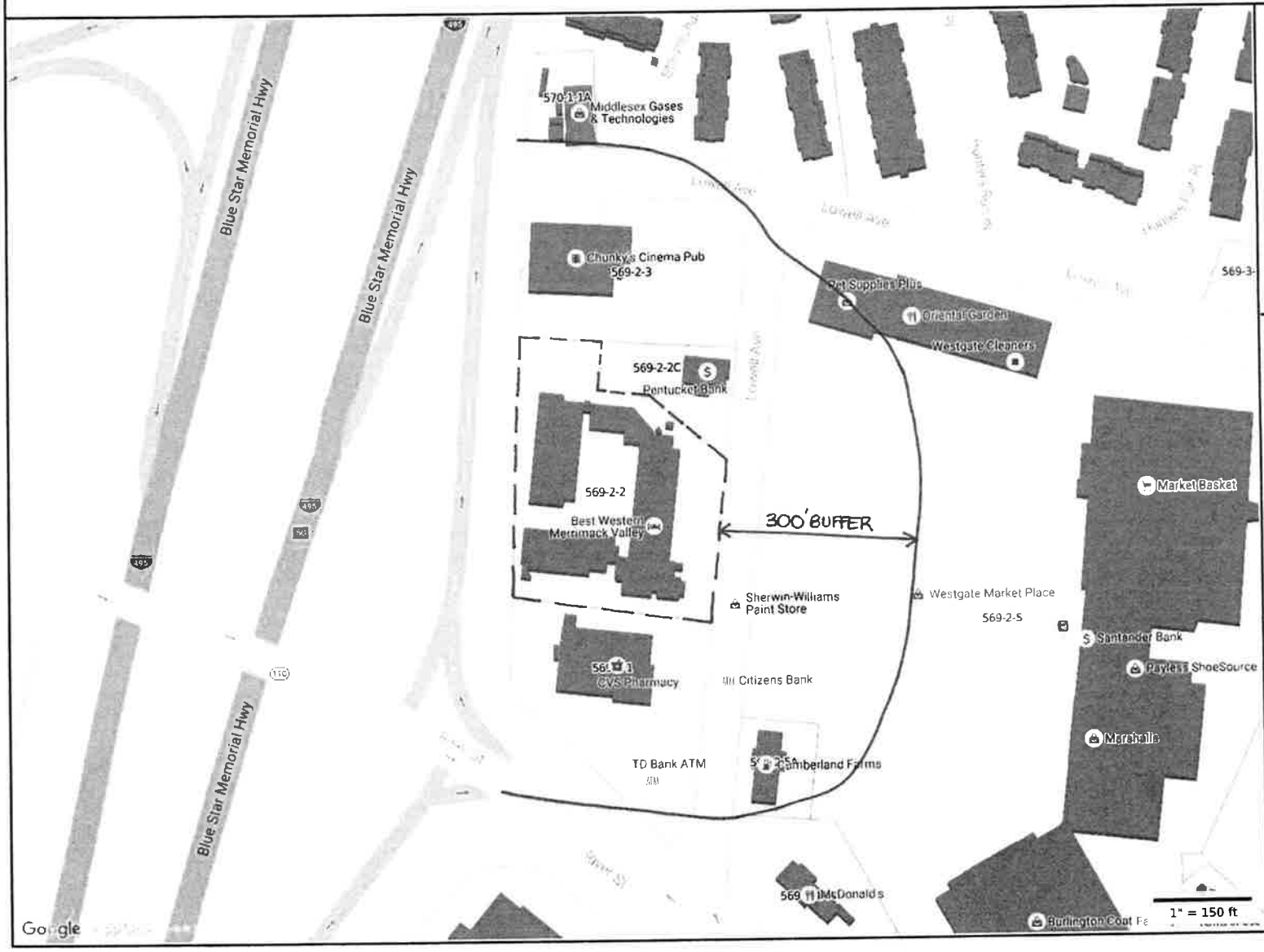
The City of Haverhill
City Hall - Room 210
4 Summer Street
Haverhill, MA 01830

MEMO Best Western - 401 Lowell Ave, Haverhill

AUTHORIZED SIGNATURE

⑈002991⑈ ⑆211274502⑆ 44 004589⑈

W1511212 Haverhill - Assessors Map



MAP FOR REFERENCE ONLY
NOT A LEGAL DOCUMENT

City of Haverhill, MA makes no claims and no warranties, expressed or implied, concerning the validity or accuracy of the GIS data presented on this map.

Parcels updated March 1, 2016
Properties updated March 1, 2016

569-2-3
Three Hundred Seventy One
5 Bedford Farm
Suite 202
Bedford NH, 03110

569-2-2C
Pentucket Motor Lodges, Inc.
60 Bailey Blvd.
Haverhill MA, 01830

569-2-1
Pentucket Motor Lodges, Inc.
60 Bailey Blvd.
Haverhill MA, 01830

569-2-4AA
Valley Properties, Inc.
875 East Street
Tewksbury MA, 01876

569-2-5A
Cumberland Farms Inc.
100 Crossing Blvd.
Framingham MA, 01702

569-2-5
Valley MB, LLC
875 East Street
Tewksbury MA, 01876

570-1-1A
Middlesex Welding Supply Co.
P.O. Box 490249
Everett MA, 02149

570-1B-58
Leahy Christen
58 Steeplechase Court
Haverhill MA, 01832

NORSE ENVIRONMENTAL SERVICES, INC.
92 Middlesex Road, Unit 4
Tyngsboro, MA 01879
TEL. (978) 649-9932 • FAX (978) 649-7582
Website: www.norseenvironmental.com

August 19, 2016

Michael Dryden
Bohler Engineering
352 Turnpike Road
Southborough, Ma. 01772

Re:Lowell Avenue
Haverhill, Ma.

Sir;

Resource areas were delineated on the above site on 12/21/15 by this office. The resource areas are two small wetlands typical of a red maple swamp, marked with blue flagging and aluminum tags labeled as an A and B series. The wetlands are both created by street runoff and drainage from Route 495. These are both Bordering Vegetated Wetlands as defined in 310 CMR 10.55(2) as some areas of flow are visible, enough to meet the definition of an intermittent stream in 310 CMR 10.56(2)). The boundaries are a topographic break, where the land rises along the edges of the wetlands, so soil probes were not necessary to determine the wetland.

Vegetation on site includes:

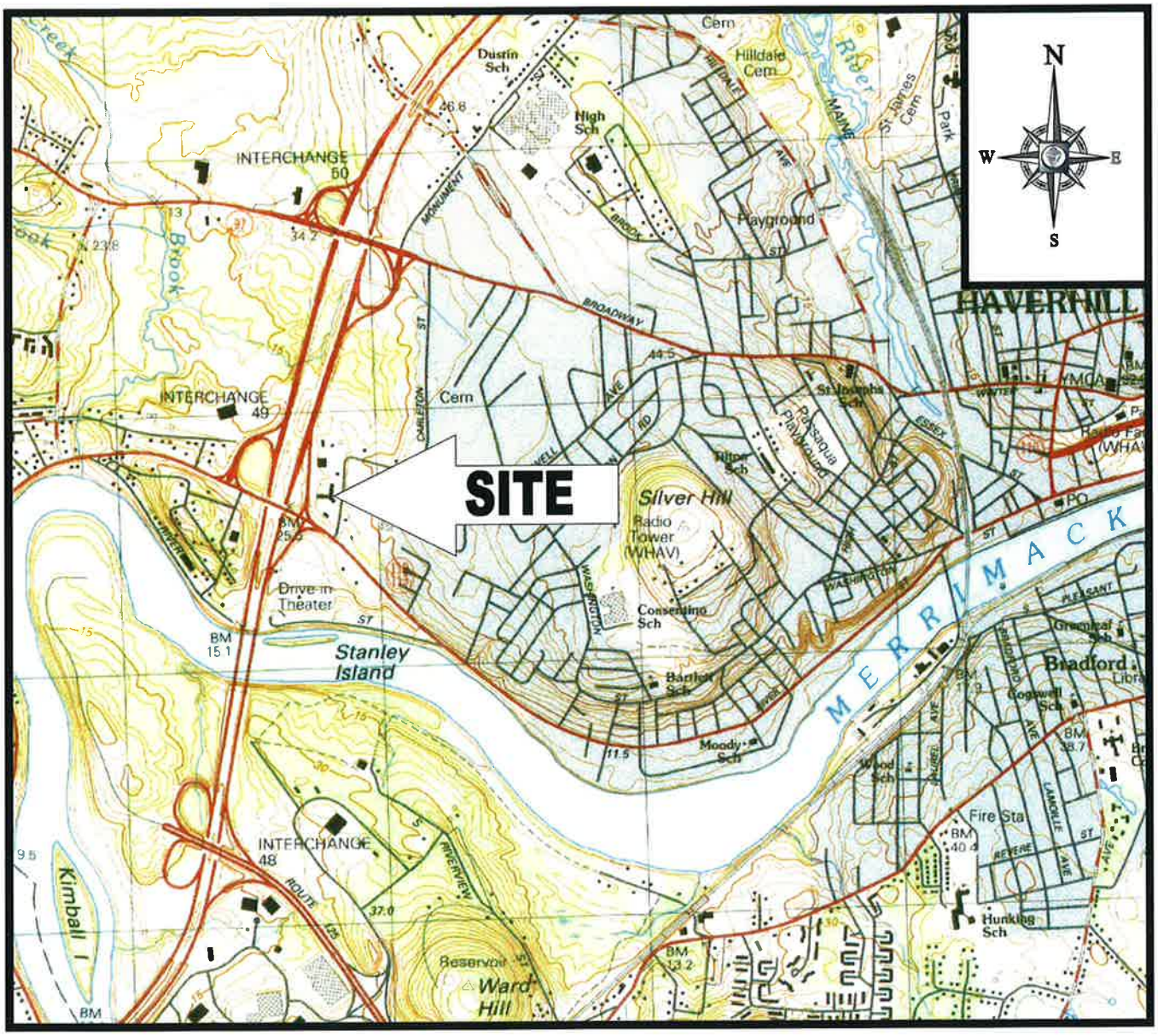
American Elm	Ulmus americana	FacW-
Glossy Buckthorn	Rhamnus frangula	Fac
Marsh Fern	Thelypteris thelypteroides	FacW
Poison Ivy	Radicans toxidendron	Upl
Red Maple	Acer rubrum	Fac
Sensitive Fern	Onoclea sensibilis	Obl
Northern Arrow-wood	Viburnum recognitum	FacW-
Skunk Cabbage	Symplocarpus foetidus	Obl

Ma. GIS mapping of the site shows no Priority Habitat as listed by Natural Heritage. No certified vernal pools are shown in the area, and this wetland is unlikely to be a vernal pool as it does not confine sufficient water. No FEMA flood mapping of the area is shown.

Please contact me if you have any questions.

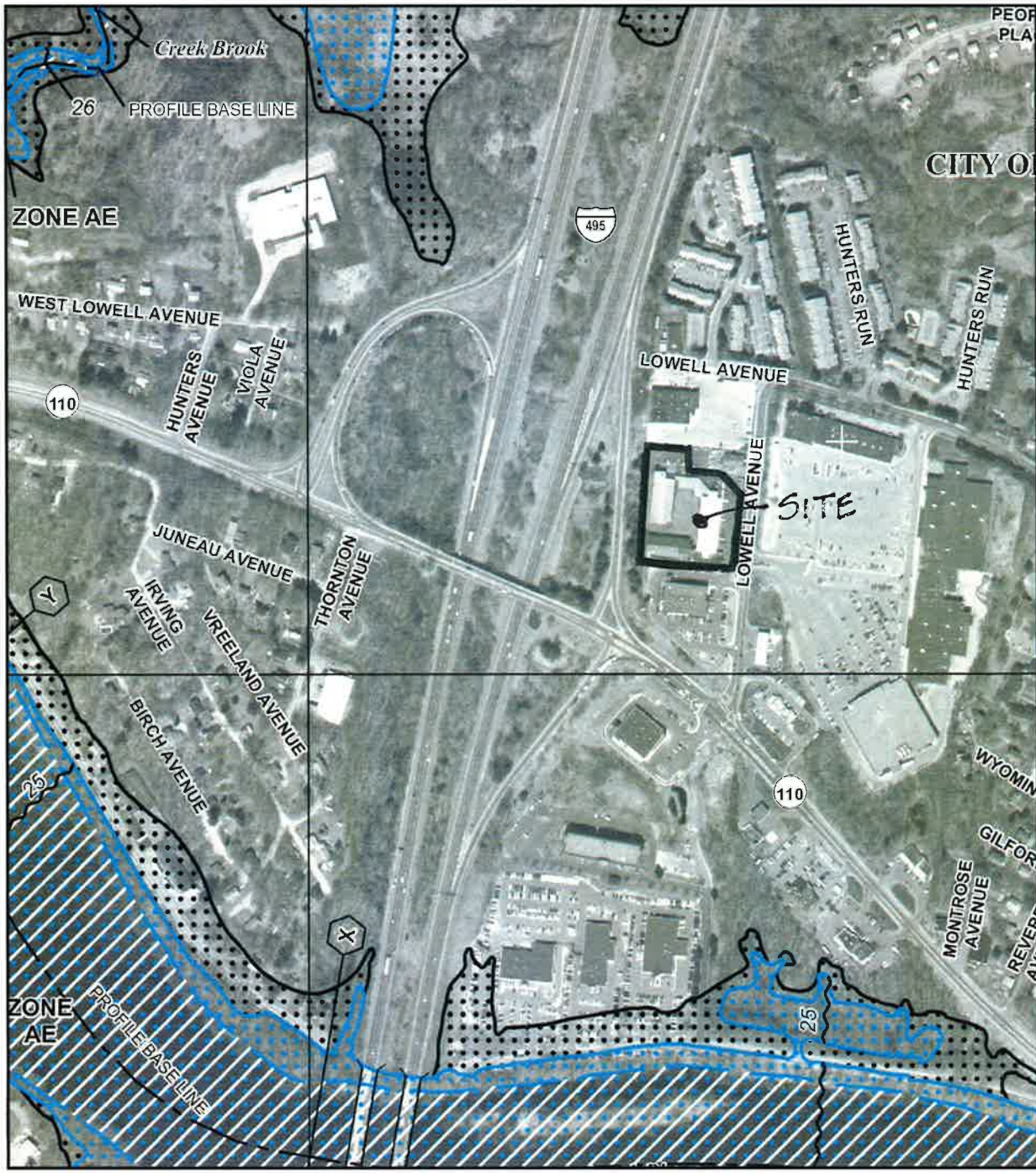
Sincerely,

Steven Eriksen



LOCATION MAP

SCALE: 1"=2000'
PLAN REFERENCE: HAVERHILL, MASSACHUSETTS USGS QUADRANGLE



MAP SCALE 1" = 500'

250 0 500 1000 FEET

METERS

NFIP

NATIONAL FLOOD INSURANCE PROGRAM

PANEL 0088F

FIRM

FLOOD INSURANCE RATE MAP

ESSEX COUNTY, MASSACHUSETTS (ALL JURISDICTIONS)

PANEL 88 OF 600

(SEE MAP INDEX FOR FIRM PANEL LAYOUT)

CONTAINS:

COMMUNITY	NUMBER	PANEL	SUFFIX
HAVERHILL, CITY OF	250085	0088	F
METHUEN, CITY OF	250093	0088	F

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

MAP NUMBER
25009C0088F

EFFECTIVE DATE
JULY 3, 2012

Federal Emergency Management Agency

This is an official copy of a portion of the above referenced flood map. It was extracted using F-MIT On-Line. This map does not reflect changes or amendments which may have been made subsequent to the date on the title block. For the latest product information about National Flood Insurance Program flood maps check the FEMA Flood Map Store at www.msc.fema.gov