



COMMONWEALTH OF MASSACHUSETTS
 EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
 DEPARTMENT OF ENVIRONMENTAL PROTECTION
 NORTHEAST REGIONAL OFFICE
 150 PRESIDENTIAL WAY, WOBURN, MA 01801 978-694-3200

MAURA T. HEALEY
 Governor

REBECCA L. TEPPER
 Secretary

KIMBERLEY DRISCOLL
 Lieutenant Governor

BONNIE HEIPLE
 Commissioner

DATE: February 17, 2026

Municipality HAVERHILL
 (city/town)

RE: NOTIFICATION OF WETLANDS PROTECTION ACT FILE NUMBER

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

Applicant: MITCHELL MESSER
 Address: 32 LAZARUS WAY
 SALEM, NH 03079

Owner:
 Address:

LOCUS: 310 EAST BROADWAY

This project has been assigned the following file # : NE 033-1593

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

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

The site plans are lacking important details for approval. An existing conditions plan showing contours, tree lines, BVW and BLSF would be helpful. The BVW delineation and existing contours must be extended beyond WF-23A towards to the northern property line to show which direction the BVW and contours go. The limit of work and erosion control line are proposed immediately along WF 20A through 23A, which will result in BVW alteration that have not been shown. The BVW alterations (temporary and/or permanent) and restoration and/or replication must be quantified and shown on the revised site plans in accordance with 310 CMR 10.55(4). Furthermore, any BVW alterations proposed, the proponent must demonstrate how alteration can be avoided and minimized (and mitigated), including reconfiguring the compensatory flood storage. Sheet C-2 should also be revised to show the proposed tree line on the site and clarify where filling and compensatory flood storage are proposed in support the cut and fill chart. It appears that the configuration of the compensatory flood storage will narrow the floodplain "opening" to the BVW in the vicinity of WF20A to 22A in comparison to existing conditions. Therefore, this must be revised. Based on the site plans it also appears that filling of elevation 16 is proposed but is not reflected in the cut and fill chart. This chart should show the volume being filled for each elevation up to the 100-year flood (i.e., elevation 15 to 16; elevation 16 to 17; elevation 17 to 17.8.) A spot elevation is needed in the northeast corner of the project site. Revised plans should explain how the compensatory flood storage area will be permanently stabilized and whether it will be planting with native species or used as lawn. If it's the latter, MassDEP

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

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MITCHELL MESSER
 32 LAZARUS WAY
 SALEM, NH 03079

recommends the proponent restore areas immediately along the BVW with native species, thereby limiting the extent of lawn up to the edge of the BVW. The plan set are stamped as "draft- issued for review". The revised plan set should be stamped and signed by a PE.

If you have any questions regarding this letter, please contact: PAMELA MERRILL @ pamela.merrill@mass.gov

Cc: Haverhill Conservation Commission, City Hall 4 Summer Street, Haverhill, MA, 01830

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