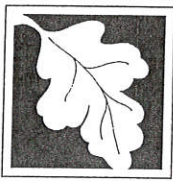


23

RD-8

For Registry of Deeds Use Only

 **COPY**

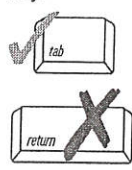


Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands
WPA Form 8B – Certificate of Compliance
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

DEP File Number:
5-1127
Provided by DEP

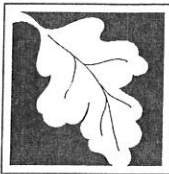
A. Project Information

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



1. This Certificate of Compliance is issued to:
Paul DiBiase - DUC Residential, LLC
Name
P.O. Box 780
Mailing Address
Lynnfield MA 01940
City/Town State Zip Code
2. This Certificate of Compliance is issued for work regulated by a final Order of Conditions or Order of Resource Area Delineation issued to:
Paul DiBiase - DUC Residential, LLC
Name
11-04-14 5-1127
Dated DEP File Number
3. The project site is located at:
Pond View Lane - formerly 232 Essex St. Beverly
Street Address City/Town
Map 44 Now:31Y,31M,31N,31O,31S,31T,
Assessors Map/Plat Number 31U & 31V
The final Order of Conditions or Order of Resource Area Delineation was recorded at the Registry of Deeds for:
Walker Realty, LLC
Property Owner (if different)
Essex 33797 168
County Book Page
Certificate
4. A site inspection was made in the presence of the applicant, or the applicant's agent, on:
October 10, 2017
Date


S0.ESSEX #338 Bk:36443 Pg:213
12/29/2017 12:17 COMPLI Pg 1/5



Massachusetts Department of Environmental Protection

Bureau of Resource Protection - Wetlands

WPA Form 8B – Certificate of Compliance

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

DEP File Number:

5-1227
Provided by DEP

B. Certification

Check all that apply:

☒ **Complete Certification:** It is hereby certified that the work regulated by the above-referenced Order of Conditions has been satisfactorily completed.

☐ **Partial Certification:** It is hereby certified that only the following portions of work regulated by the above-referenced Order of Conditions have been satisfactorily completed. The project areas or work subject to this partial certification that have been completed and are released from this Order are:

☐ **Invalid Order of Conditions:** It is hereby certified that the work regulated by the above-referenced Order of Conditions never commenced. The Order of Conditions has lapsed and is therefore no longer valid. No future work subject to regulation under the Wetlands Protection Act may commence without filing a new Notice of Intent and receiving a new Order of Conditions.

☒ **Ongoing Conditions:** The following conditions of the Order shall continue: (Include any conditions contained in the Final Order, such as maintenance or monitoring, that should continue for a longer period).

Condition Numbers:

SEE ATTACHED ON-GOING CONDITIONS

C. Authorization

Issued by:

Beverly

Conservation Commission

10-10-17

Date of Issuance

This Certificate must be signed by a majority of the Conservation Commission and a copy sent to the applicant and appropriate DEP Regional Office (See <http://www.mass.gov/eea/agencies/massdep/about/contacts/>).

Signatures:

[Signature]
[Signature]
[Signature]
[Signature]

[Signature]
[Signature]
[Signature]



5-1127
Provided by DEP

The applicant is responsible for ensuring that this Certificate of Compliance is recorded in the Registry of Deeds or the Land Court for the district in which the land is located.

To:

Please be advised that the Certificate of Compliance for the project at:

Has been recorded at the Registry of Deeds of:

for:

and has been noted in the chain of title of the affected property on:

If recorded land, the instrument number which identifies this transaction is:

If registered land, the document number which identifies this transaction is:

Signature of Applicant

**City of Beverly
CONSERVATION COMMISSION**



Pond View Lane (formerly 232 Essex Street)
Map 44 Lots 31Y, 31M, 31N, 31O, 31S, 31T, 31U & 31V
Beverly, MA 01915

DEP File #5-1127

Certificate of Compliance

On-Going Conditions

1. The limit of the 25-Foot No Disturb Zone shall be demarcated with markers made of a weather resistant material, and shall be installed such that they are not less than 3 feet above grade to ensure visibility in the field. Each No Disturbance Zone marker shall bear, on their upland side, by way of permanent weather resistant plaque or engraving, the following language: "No Disturbance Of Any Kind Beyond This Point By Order of the Beverly Conservation Commission". Not less than 3 markers shall be installed, with one being installed on Lot 15, one on Lot 16 and one at the bend along the mitigation area at the northwest corner of the subsurface infiltration system – exact location of each marker to be determined in the field with the Conservation Administrator. Maintaining these markers in good condition is required and this requirement shall survive in perpetuity beyond the issuance of a Certificate of Compliance. Maintenance of the markers on Lots 15 & 16 shall be the perpetual responsibility of the individual homeowners of those lots. Maintenance of the marker along the bend of the mitigation area shall be the perpetual responsibility of the Homeowners Association.
2. Roadway snow management and storage shall not occur in wetland resource areas or associated buffer zones within the development. Management, movement and storage of snow on site shall take place in appropriate upland areas outside the 100-foot buffer zone or taken to an appropriate off-site facility. This condition shall survive in perpetuity beyond the issuance of a Certificate of Compliance. Compliance with this condition shall be the perpetual responsibility of the Homeowners Association.
3. All maintenance and inspection reports per the Stormwater Operation and Maintenance Plans shall be submitted to the Conservation Agent on an annual basis no later than December 31st of each year. This condition shall run in perpetuity beyond the issuance of a Certificate of Compliance. Compliance with this condition shall be the perpetual responsibility of the Homeowners Association.

4. There shall be no dumping of leaves, grass clippings, trash or any kind of refuse in the resource area. Compliance with this condition shall be the perpetual responsibility of the individual homeowners whose lots contain wetland resources and/or buffer zones as well as the Homeowners Association where land containing wetland resource areas and/or buffer zones is located within the protected open space under the ownership of the Homeowners Association.
5. Herbicides, pesticides or fungicides shall not be applied within 100 feet of the wetland. Compliance with this condition shall be the perpetual responsibility of the individual homeowners whose lots contain wetland resources and/or buffer zones as well as the Homeowners Association where land containing wetland resource areas and/or buffer zones is located within the protected open space under the ownership of the Homeowners Association.
6. No sodium-based products shall be used for control of ice or snow within 100 feet of the wetland. Compliance with this condition shall be the perpetual responsibility of the individual homeowners whose lots contain wetland resources and/or buffer zones as well as the Homeowners Association where land/roadway containing wetland resource areas and/or buffer zones is under the ownership of the Homeowners Association.
7. Prevention of flooding, erosion and sedimentation are ongoing and do not expire at the end of three (3) years or with the issuance of the Certificate of Compliance. Compliance with this condition shall be the perpetual responsibility of the individual homeowners whose lots contain wetland resources and/or buffer zones as well as the Homeowners Association where land containing wetland resource areas and/or buffer zones is under the ownership of the Homeowners Association.