



July 16, 2014  
TEC Job No. 9064.210

City of New Bedford  
Conservation Commission  
133 William Street, Room 304  
New Bedford, MA 02740

**Re: Request for Certificate of Compliance  
DEP File No. SE 49-285  
Maritime Terminal Inc. - Fish Island**

Dear Commissioners,

Tibbetts Engineering Corp (TEC) on behalf of our client Maritime Terminal, Inc. hereby submits a request for a Certificate of Compliance for the above referenced project. We further certify the project was completed in substantial compliance with the approved Order of Conditions and design plans with the following exceptions:

The work proposed for the east side bulkhead was not performed because of budget constraints.

The wooden pile cluster proposed at the northwest corner of the bulkhead was not installed. A large rubber tire is chained to a clip anchor as fender protection in this area.

Four (4) of the eight (8) proposed 20 foot long rubber fenders are installed.

Attached are two (2) copies of the application and As-built plan(s) along with the Filing Fee Calculation Worksheet and \$300.00 fee.

A PDF file of the application and plan(s) will be transmitted to the conservation agent as requested.

You may contact me with any questions at [cwhite@tibbettsengineering.com](mailto:cwhite@tibbettsengineering.com) or 508-822-6934 ext. 103.

Sincerely,  
**TIBBETTS ENGINEERING CORP.**

Christopher M. White, P.E.  
Geotechnical Engineer/Civil Engineer

CMW/kbr

Cc: DEP  
Client

Enclosure

P:\\\\Land Project 2007\9064.210\Letter to Commissioners of New Bedford Cons Comm 7-16-14



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

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

**A. Project Information**

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



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

1. This request is being made by:

Maritime Terminal, Inc.  
Name  
276 MacArthur Drive  
Mailing Address  
New Bedford MA 02740  
City/Town State Zip Code  
(508) 742-0468  
Phone Number

2. This request is in reference to work regulated by a final Order of Conditions issued to:

Maritime Terminal, Inc.  
Applicant  
5/3/00 SE 49-285  
Dated DEP File Number

3. The project site is located at:

Fish Island New Bedford  
Street Address City/Town  
Map 60 Portion of Lot 1  
Assessors Map/Plat Number Parcel/Lot Number

4. The final Order of Conditions was recorded at the Registry of Deeds for:

Maritime Terminal, Inc.  
Property Owner (if different)  
Bristol 70 445  
County Book Page  
13123  
Certificate (if registered land)

5. This request is for certification that (check one):

- the work regulated by the above-referenced Order of Conditions has been satisfactorily completed.  
 the following portions of the work regulated by the above-referenced Order of Conditions have been satisfactorily completed (use additional paper if necessary).

The north side bulkhead sheeting and concrete cap work was completed along with removal of the old wooden fender piles and installation of new wooden and rubber fenders (the east side bulkhead repair work was not performed).

- the above-referenced Order of Conditions has lapsed and is therefore no longer valid, and the work regulated by it was never started.



---

### A. Project Information (cont.)

6. Did the Order of Conditions for this project, or the portion of the project subject to this request, contain an approval of any plans stamped by a registered professional engineer, architect, landscape architect, or land surveyor?

Yes      If yes, attach a written statement by such a professional certifying substantial compliance with the plans and describing what deviation, if any, exists from the plans approved in the Order.

No

---

### B. Submittal Requirements

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



**CITY OF NEW BEDFORD  
MASSACHUSETTS**

**CONSERVATION COMMISSION  
2009 FILING FEE CALCULATION WORKSHEET\***

**PROJECT LOCATION:**

FISH ISLAND MAP 60 LOT(S) 1

APPLICANT: MARITIME TERMINAL, INC.

**CONSERVATION COMMISSION FEES (check all that apply):**

- REQUEST FOR DETERMINATION OF APPLICABILITY
- NOTICE OF INTENT
- INQUIRY AS TO NEED FOR AN AMENDED ORDER\*\*
- AMENDED ORDER OF CONDITIONS
- ANRAD (Abbreviated Notice of Resource Area Delineation)
- EXTENSION PERMIT
- CERTIFICATE OF COMPLIANCE
- AFTER THE FACT FILING
- RESTORATION PLAN FEE (no NOI filing required)
- LIFTING AN ENFORCEMENT ORDER
- PENALTIES

**(A.) ALTERATION FEES:**

Application and field review of a project proposed in a Wetland Resource Area or its Buffer Zone is \$150.00 plus the applicable alteration fee as follows

	<u>AMOUNT DUE</u>
• Application and Field Review Fee ( \$150.00 )	\$ _____
• \$0.50 X _____ SF Wetland Resource Area	\$ _____
• \$0.05 X _____ SF Land Subject Coastal Flooding	\$ _____
• \$0.20 X _____ SF Developed Riverfront Area	\$ _____
• \$1.00 X _____ SF Undeveloped Riverfront Area	\$ _____
• \$5.00 X _____ LF Coastal Bank	\$ _____
• \$0.10 X _____ SF Buffer Zone	\$ _____

**(B.) EXTENSION of an Order of Conditions:**

- Minor Project ... \$100.00 + \_\_\_\_\_ (¼ local fee from NOI) \$ \_\_\_\_\_
- Other Projects ... \$200.00 + \_\_\_\_\_ (¼ local fee from NOI) \$ \_\_\_\_\_

**(C.) AMENDING A PERMIT:**

- Written inquiry or request to appear to determine the need for an Amended Order:\*\* (\$50.00 fee) \$ \_\_\_\_\_
- Amending OOC: \$150.00 + \_\_\_\_\_ (applicable alteration fee) \$ \_\_\_\_\_

**(D.) RESOURCE BOUNDARY DELINEATION VERIFICATION USING AN RDA APPLICATION:**

- \$150.00 + \$2.00 X \_\_\_\_\_ LF Wetland boundary \$ \_\_\_\_\_

**(E.) ABBREVIATED RESOURCE AREA DELINEATION VERIFICATION (ANRAD)**

- \$150.00 + \$1.00 X \_\_\_\_\_ LF Resource Area boundary \$ \_\_\_\_\_

**(F.) RESOURCE BOUNDARY DELINEATION VERIFICATION CONDUCTED DURING A NOTICE OF INTENT REVIEW**

- \$150.00 + \$3.00 X \_\_\_\_\_ LF Resource Area boundary \$ \_\_\_\_\_

**(G.) DOCKS:**

- \$100.00 + \$4.00 X \_\_\_\_\_ LF of dock \$ \_\_\_\_\_
- Add 150% to total fee if in significant shellfish habitat \$ \_\_\_\_\_

**(H.) AFTER THE FACT FILING:**

- All Total Fees are doubled \$ \_\_\_\_\_

**(I.) RESTORATION PLAN FEE:**

- (\$150.00 + \_\_\_\_\_ Alteration Fee) Multiplied by 2 \$ \_\_\_\_\_

**(J.) LIFTING ON ENFORCEMENT ORDER:**

- \$150.00 fee \$ \_\_\_\_\_

**(K.) CERTIFICATE OF COMPLIANCE:**

- refer to "K" of the Fee schedule \$ 300.00

**(L.) PENALTIES:**

- refer to "L" of the Fee schedule \$ \_\_\_\_\_

**TOTAL AMOUNT DUE (including after-the-fact fee if applicable):** \$ 300.00