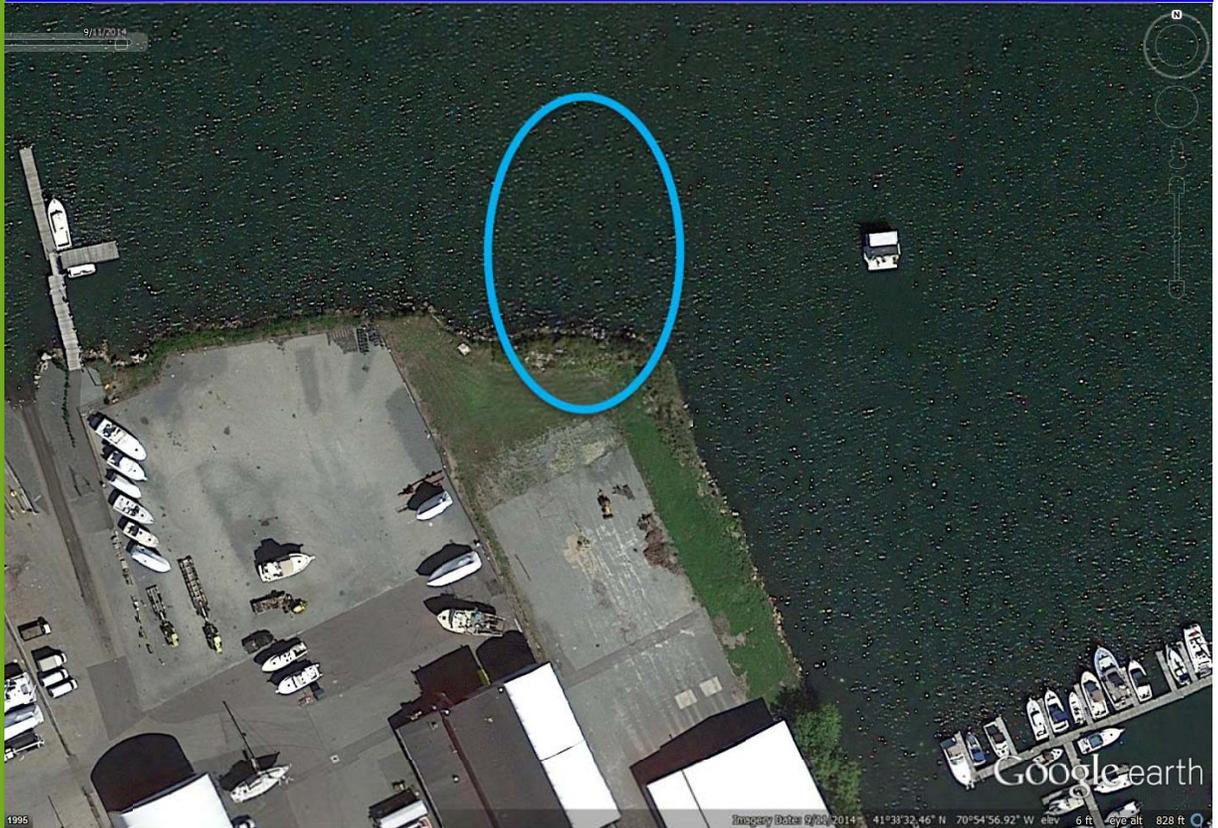


NOTICE OF INTENT

PROPOSED BARGE AND GANGWAY New Bedford, MA



Prepared for:

Shoreline Resources, LLC
137 Popes Island
New Bedford, MA 02730

December 2015

cleengineering

15 Creek Road | Marion, MA 02738
800.668.3220 | www.cleengineering



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

New Bedford

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):

<u>137-143 Popes Island</u>	<u>New Bedford</u>	<u>02730</u>
a. Street Address	b. City/Town	c. Zip Code
Latitude and Longitude:		
<u>60</u>	<u>41d38'33"</u>	<u>70d54'57"</u>
f. Assessors Map/Plat Number	d. Latitude	e. Longitude
	<u>13</u>	
	g. Parcel /Lot Number	

2. Applicant:

<u>Michael</u>	<u>Quinn</u>	
a. First Name	b. Last Name	
<u>Shoreline Resources, LLC</u>		
c. Organization		
<u>137 Popes Island</u>		
d. Street Address		
<u>New Bedford</u>	<u>MA</u>	<u>02730</u>
e. City/Town	f. State	g. Zip Code
<u></u>	<u>mike@quinnfisheries.com</u>	
h. Phone Number	i. Fax Number	j. Email Address

3. Property owner (required if different from applicant): Check if more than one owner

<u></u>	<u></u>	
a. First Name	b. Last Name	
<u></u>		
c. Organization		
<u></u>		
d. Street Address		
<u></u>	<u></u>	<u></u>
e. City/Town	f. State	g. Zip Code
<u></u>	<u></u>	<u></u>
h. Phone Number	i. Fax Number	j. Email address

4. Representative (if any):

<u>Susan</u>	<u>Nilson, P.E.</u>	
a. First Name	b. Last Name	
<u>CLE Engineering, Inc.</u>		
c. Company		
<u>15 Creek Rd</u>		
d. Street Address		
<u>Marion</u>	<u>MA</u>	<u>02738</u>
e. City/Town	f. State	g. Zip Code
<u>508 748-0937</u>	<u>508 748-1363</u>	<u>snilson@CLEengineering.com</u>
h. Phone Number	i. Fax Number	j. Email address

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

<u>\$500</u>	<u>\$237.50</u>	<u>\$262.50</u>
a. Total Fee Paid	b. State Fee Paid	c. City/Town Fee Paid



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Provided by MassDEP:

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New Bedford

City/Town

A. General Information (continued)

6. General Project Description:

The proposed gangway and barge will provide vessel berths for use by Shoreline, which are in considerable demand within the harbor. The proposed barge is 50' x 250' and will be secured in place with two 30" diameter pile spuds. The proposed 15' x 100' gangway will span from shore to the barge and allow for small crane access for transfer of loads to/from vessels.

7a. Project Type Checklist: (Limited Project Types see Section A. 7b.)

- | | |
|---|---|
| 1. <input type="checkbox"/> Single Family Home | 2. <input type="checkbox"/> Residential Subdivision |
| 3. <input type="checkbox"/> Commercial/Industrial | 4. <input type="checkbox"/> Dock/Pier |
| 5. <input type="checkbox"/> Utilities | 6. <input type="checkbox"/> Coastal engineering Structure |
| 7. <input type="checkbox"/> Agriculture (e.g., cranberries, forestry) | 8. <input type="checkbox"/> Transportation |
| 9. <input checked="" type="checkbox"/> 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:

Bristol

a. County

11075

c. Book

b. Certificate # (if registered land)

274

d. Page Number

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

- 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.
- 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.



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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.

Table with 3 columns: Resource Area, Size of Proposed Alteration, Proposed Replacement (if any). Rows include Bank, Bordering Vegetated Wetland, and Land Under Waterbodies and Waterways.

Table with 3 columns: Resource Area, Size of Proposed Alteration, Proposed Replacement (if any). Rows include Bordering Land Subject to Flooding and Isolated Land Subject to Flooding.

Riverfront Area section including width options (25 ft, 100 ft, 200 ft) and total area calculation.

Proposed alteration of the Riverfront Area section with sub-rows for total square feet, square feet within 100 ft, and square feet between 100 ft and 200 ft.

Questions 5 and 6 regarding alternatives analysis and lot creation date.

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

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



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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.

Table with columns: Resource Area, Size of Proposed Alteration, Proposed Replacement (if any). Rows include Designated Port Areas, Land Under the Ocean, Barrier Beach, Coastal Beaches, Coastal Dunes, Coastal Banks, Rocky Intertidal Shores, Salt Marshes, Land Under Salt Ponds, Land Containing Shellfish, Fish Runs, Land Subject to Coastal Storm Flowage, Restoration/Enhancement, and Project Involves Stream Crossings.



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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 Notice of Intent – 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**

10/1/2008

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.1.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 .00023 acres map habitat & Land Under Ocean
percentage/acreage

(b) outside Resource Area

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

* 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.



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Provided by MassDEP:

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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.



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Provided by MassDEP:

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

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

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.



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Provided by MassDEP:

MassDEP File Number

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D. Additional Information (cont'd)

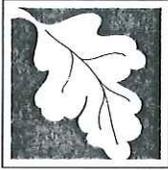
- 3. Identify the method for BVW and other resource area boundary delineations (MassDEP BVW Field Data Form(s), Determination of Applicability, Order of Resource Area Delineation, etc.), and attach documentation of the methodology.
- 4. List the titles and dates for all plans and other materials submitted with this NOI.
 - "Proposed Gangway & Barge", prepared for Shoreline Resources, LLC
 - a. Plan Title
 - by CLE Engineering, Inc., Susan E. Nilson, P.E.
 - b. Prepared By c. Signed and Stamped by
 - dated 12/02/2015, as noted
 - d. Final Revision Date e. Scale
 - Project Exhibits December 2015
 - f. Additional Plan or Document Title 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:

<u>200128</u>	<u>12/02/15</u>
2. Municipal Check Number	3. Check date
<u>200129</u>	<u>12/02/15</u>
4. State Check Number	5. Check date
<u>Shoreline Resources, LLC</u>	
6. Payor name on check: First Name	7. Payor name on check: Last Name



WPA Form 3 – Notice of Intent

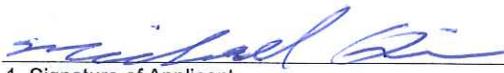
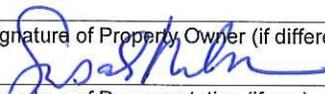
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP:
MassDEP File Number
Document Transaction Number
<u>New Bedford</u>
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
 3. Signature of Property Owner (if different)	4. Date
5. Signature of Representative (if any)	6. Date <u>12/2/15</u>

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

B. Fees (continued)

Step 1/Type of Activity	Step 2/Number of Activities	Step 3/Individual Activity Fee	Step 4/Subtotal Activity Fee
Category 2 (other)	1	\$500	\$500
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
Step 5/Total Project Fee:			\$500

Step 6/Fee Payments:

Total Project Fee:	\$500
State share of filing Fee:	\$237.50
City/Town share of filing Fee:	\$262.50
	a. Total Fee from Step 5
	b. 1/2 Total Fee less \$12.50
	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.)

Table of Attachments

Exhibit A	Project Narrative
Exhibit B	Project Locus Map
Exhibit C	Project Drawings "Proposed Gangway & Barge", prepared for Shoreline Resources, LLC, by CLE Engineering, Inc., dated 12/02/2015, 1 Sheet
Exhibit D	Deed for Subject Property
Exhibit E	Abutter Notification, Radius Map and List of Abutters
Exhibit F	Filing Fee Worksheet & Check Copies

Exhibit A

Project Narrative

The project site is located at 137-143 Popes Island in New Bedford, MA (Assessor's Map 60, Lot 13) along the northern shore of Popes Island (see Exhibit B). Shoreline Resources, LLC ("Proponent") purchased the subject property in 2014. The site is within the Designated Port Area and as such, Shoreline Resources proposes to utilize the property primarily for marine industrial uses.

The proposed gangway and barge will provide vessel berths for use by Shoreline, which are in considerable demand within the harbor. The proposed barge is 50' x 250' and will be secured in place with two 30" diameter pile spuds. The barge drafts approximately 3' and is proposed in a location with existing depths all 5' or greater at mean lower low water. The proposed 15' x 100' gangway will span from shore to the barge and allow for small crane access for transfer of loads to/from vessels. In order to secure the gangway, a 20' x 20' concrete pad is proposed. The depth of the pad and potential for support piles will be determined following selection of crane and associated loadings.

Coastal Resource Areas and Previously Authorized Filled Tidelands:

The spud piles for the barge will be within Land Under Ocean. The pile area covering Land Under Ocean is approximately 10 sf. The gangway will land shoreside for a width of 15' spanning the existing rip rap that serves as a coastal bank for the previously authorized fill. The proposed project is a marine industrial, water dependent project that is designed and will be constructed using the best available measures to avoid/minimize adverse impacts to coastal wetland resource areas. The limits of existing coastal resource areas within the vicinity of the proposed project are delineated on the plans provided.

Exhibit B Project Locus Map

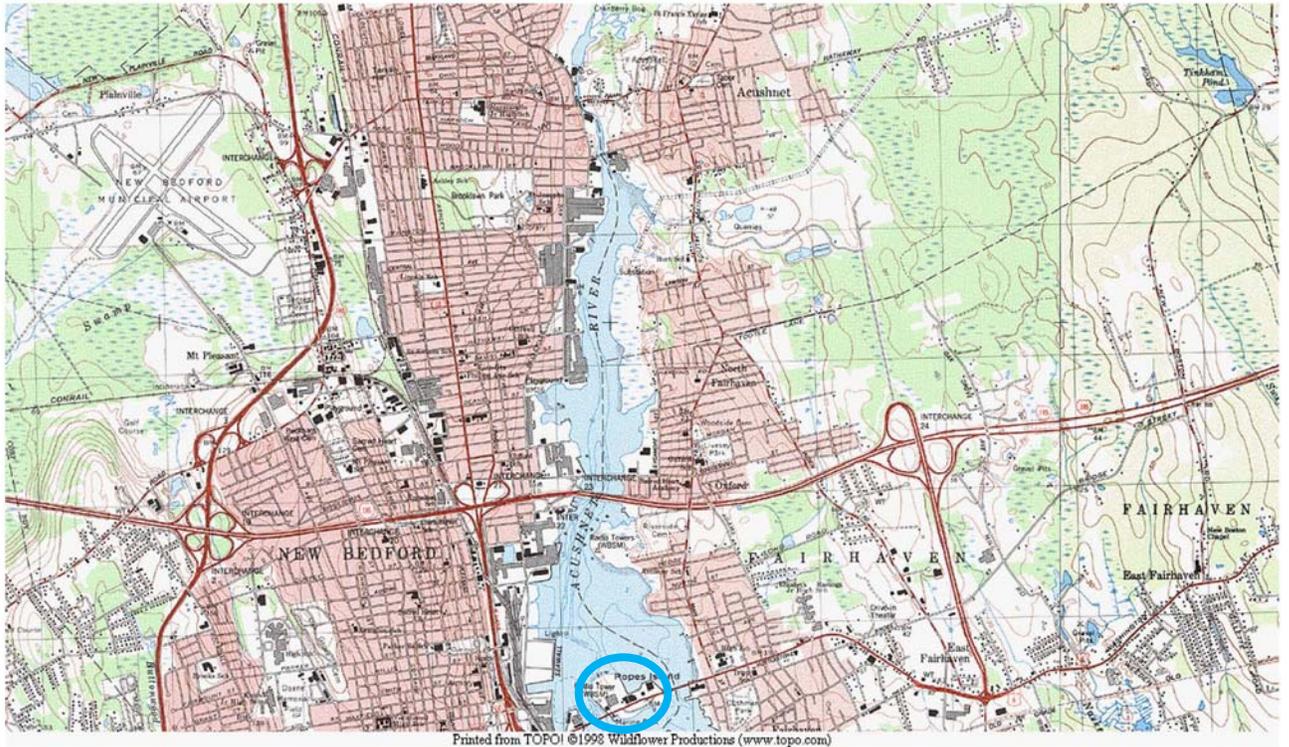
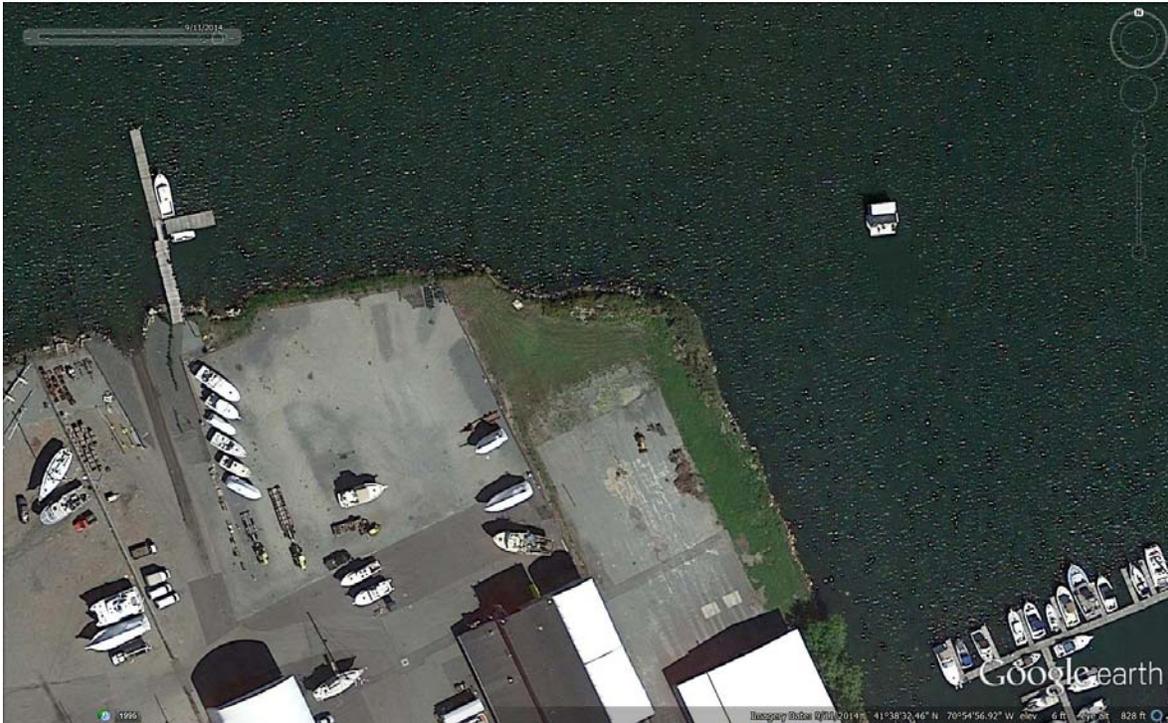


Exhibit C
Site Photographs



Aerial view of site



View looking north

Exhibit C

Project Drawings "Proposed Gangway & Barge", prepared for Shoreline Resources, LLC,
by CLE Engineering, Inc., dated 12/02/2015, 1 Sheet

Notice of Intent
Proposed Gangway & Barge

137-143 Popes Island
Shoreline Resources, LLC
December 2015

Exhibit D

Deed for Subject Property

cleengineering

15 Creek Road | Marion, Massachusetts 02738
t: 508.748.0937 | www.cleengineering.com

REGS OF DEEDS
REG #07
BRISTOL S

05/16/14 11:13AM 01
000000 #9521

FEE \$7296.00

CASH \$7296.00

BK 11075 PG 274
05/16/14 11:11 DOC. 9045
Bristol Co. S.D.

QUITCLAIM DEED

NERI REALTY CO., LLC, a Massachusetts limited liability company, having a mailing address of 15 Hope Street, Bristol, Rhode Island for and in consideration of One Million Six Hundred Thousand and no/100 (\$1,600,000.00) Dollars paid, do hereby grant to **SHORELINE RESOURCES, LLC**, a Massachusetts limited liability company, having a mailing address of 706 Acushnet Avenue, New Bedford, Bristol County, Massachusetts 02740, with *quitclaim covenants*, the land, together with the buildings structures and improvements thereon, being commonly known as 137-143 Popes Island, New Bedford, Bristol County, Commonwealth of Massachusetts, bounded and described as follows:

PARCEL ONE:

BEGINNING at a bound stone in the northerly line of the New Bedford and Fairhaven Bridge at the southwesterly corner of the premises herein conveyed and at the southeasterly corner of land now or formerly of the Union Street Railway Company; thence

EASTERLY in said northerly line of the Bridge, forty-seven (47) feet and three (3) inches to a point which is one hundred (100) feet west from the southeasterly corner of the house lot formerly of Delia M. Wood, measuring in said north line of the Bridge; thence

NORTHERLY and parallel with said Delia M. Wood land, two hundred (200) feet to a point; thence

WESTERLY by other land of said Union Street Railway Company, forty-seven (47) feet and three (3) inches to a stake; and thence

SOUTHERLY by other land of said Union Street Railway Company, two hundred (200) feet to the point of BEGINNING.

Containing 34.71 square rods, more or less.

PARCEL TWO:

BEGINNING at a point in the northerly line of the street or way running across said Island at the southeasterly corner of the premises herein conveyed at a point in the westerly line of land now or formerly of the Auto Selling and Supply Company, Incorporated; thence

NORTHERLY in line of last-named land, about one hundred thirty-three and 5/10 (133.5) feet to the Acushnet River at low water mark; thence

WESTERLY by the said River to land now or formerly of Wilfred C. Rousseau; thence

SOUTHERLY by last-named land, about one hundred forty and 5/10 (140.5) feet to the street or way aforesaid; and thence

EASTERLY by said street or way, fifty (50) feet to the point of BEGINNING

Containing 25.16 square rods, more or less.

PARCEL THREE:

BEGINNING at a point in the northerly line of the street or way running across said Island at the southwesterly corner, of the premises herein conveyed and at the southeasterly corner of the land now or formerly of the Union Street Railway Company; thence

NORTHERLY in line of last-named land, about one hundred forty-seven and 5/10 (147.5) feet to the low water mark of the Acushnet River; thence

EASTERLY by said River to land now or formerly of Wilfred C. Rousseau; thence

SOUTHERLY in line of last-named land, about one hundred forty and 5/10 (140.5) feet to the said northerly line of the street or way running across said Island; thence

WESTERLY in the said northerly line of said or way, fifty (50) feet to the point the BEGINNING.

Containing 26.45 square rods, more or less.

Together with all the Grantors' right, title and interest in and to certain licenses granted by the Commonwealth of Massachusetts, Department of Public Works as follows: License No. 2579, dated March 9, 1943 and recorded in said Registry of Deeds, Book 865 Page 499 and in said Registry of Deeds in Plan Book 35, Page 12; License No. 3639, dated June 2, 1954 recorded in said Registry of Deeds, Book 1118 Page 167 and in said Registry of Deeds in Plan Book 48 Page 50; License No. 3843, dated April 23, 1956 and recorded in said Registry of Deeds, Book 1180 Page 182 and in said Registry of Deeds in Plan Book 52 Page 42; and License No. 3903, dated December 4, 1956 recorded in said Registry of Deeds in Book 1203 Page 339 and in said Registry of Deeds in Plan Book 53 Page 63.

PARCEL FOUR:

BEGINNING at the southwesterly corner of the property to be described at the northwesterly corner of land of parties unknown; thence in a

NORTHERLY direction, three hundred eighty (380) feet; thence in a

EASTERLY direction, forty-seven and 25/100 (47.25) foot to the westerly line of land of parties unknwn; thence by said

WESTERLY line of land of parties unknown, three hundred eighty (380) feet; thence

WESTERLY forty-seven and 25/100 (47.25) feet to the point of BEGINNING.

Being a strip of land forty-seven and 25/100 (47.25) feet wide located along the easterly line of land now or formerly of Popes Island Realty Trust abutting the said westerly line of parties unknown, said strip commencing two hundred (200) feet to the north of the highway known as Route 6. The location of said strip is shown on "Plan of Land in New Bedford, Mass., Popes Island, surveyed for New Bedford Shopping Center, Inc., Oct. 7, 1963", as filed in Bristol County (S.D.) Registry of Deeds, Plan Book 65 Page 19.

PARCEL FIVE:

BEGINNING at the southwesterly corner of the property to be conveyed at the northwesterly corner of other land of parties unknown; thence

NORTH 25° 32' 02" West, three hundred (300) feet; thence

NORTH 64° 27' 58" East to land of parties unknwn, forty-seven and 25/100 (47.25) feet; thence

SOUTH 25° 32' 02" East in line of last named land, three hundred (300) feet to a corner; thence

SOUTH 64° 27' 58" West in line of land of parties unknown, forty-seven and 25/100 (47.25) feet to the point of BEGINNING.

Being Parcel "A" on Subdivision Plan of Land in New Bedford, Mass., Pope's Island for New Bedford – Acushnet Co-Operative Bank, dated August 22, 1983, drawn by Tibbetts Engineering Corp., as recorded in Bristol County (S.D.) Registry of Deeds, Plan Book 109 Page 129.

Excepting, however, from the above-described premises so much of the land as was previously conveyed to New Bedford – Acushnet Co-Operative Bank by Deed dated April 5, 1984 and recorded at Bristol County (S.D.) Registry of Deeds, Book 1888 Page 713.

The aforesaid premises are herewith conveyed subject to all rights, liens, restrictions and encumbrances of record, to the effect that same may exist and be presently in force and effect, including, but not limited to, the following:

Subject to an easement over a portion of Parcel One granted to the Commonwealth Electric Company dated November 4, 1981 and recorded in Bristol County (S.D.) Registry of Deeds, Book 1832 Page 211.

Real Estate Taxes for the current year which are not due and payable as of this date; which the Grantees assume and agree to pay.

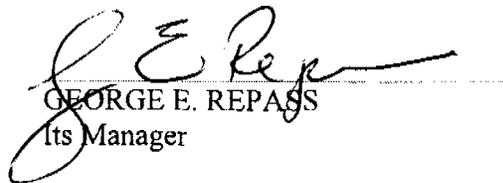
The Grantor entity NERI Realty Co., LLC is not classified as a corporation for the current tax year for Federal Tax purposes.

For Grantors' Title see deed dated February 26, 2008 recorded in the Bristol County S.D. Registry of Deeds in Book 9185 Page 250.

Witness my hand and seal this 14 day of May, 2014.

NERI Realty Co., LLC

By:


GEORGE E. REPASS
Its Manager

STATE OF FLORIDA

County of Martin

On this 14 day of May, 2014, before me, the undersigned notary public then personally appeared **George E. Repass, Manager of NERI Realty Co., LLC**, proved to me through satisfactory evidence of identification, which was photographic identification with signature issued by a federal or state governmental agency, oath or affirmation of a credible witness, personal knowledge of the undersigned, to be the person whose name is signed on the preceding document, and acknowledged to me that he signed it voluntarily for its stated purpose as the free act and deed of NERI Realty Co., LLC.



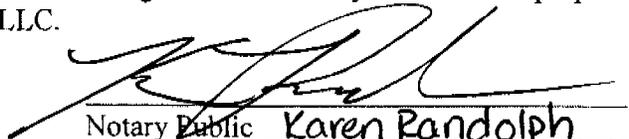

Notary Public Karen Randolph
My commission expires: 2/19/16

Exhibit E

Abutter Notification, Radius Map and List of Abutters

Notification to Abutters Under the Massachusetts Wetlands Protection Act

In accordance with the second paragraph of Massachusetts General Law Chapter 131, Section 40, you are hereby notified of the following:

- A. The name of the applicant is
Shoreline Resources, LLC
- B. The Applicant has filed a Notice of Intent with the Conservation Commission For the municipality of New Bedford, MA seeking permission to remove, fill dredge or alter an Area Subject to Protection Under the Wetlands Protection Act (General Laws Chapter 131, Section 40). The Notice of Intent may also only pertain to work within 100' of an Area Subject to Protection Under the Act. Please see D & E below to find out more about the application.
- C. The location of the lot where the activity is proposed is Assessor's Map 60
Lot(s) 13 ; street address (if applicable) 137-143 Popes Island
- D. Copies of the Notice of Intent may be examined at the New Bedford Conservation Commission Office – Room 304 of City Hall, 133 William St., New Bedford between the hours of 8:30 AM and 4:00 PM Monday through Friday. For more information, call 508-991-6188.
- E. Copies of the Notice of Intent may be obtained from either (check one) the applicant or the applicant's representative by calling this number 508.748.0937 between the hours of 9 AM and 4 PM on the following days of the week Mon.-Fri..
- F. Information regarding the date, time and place of the public hearing may be obtained from New Bedford Conservation Commission by calling 508-991-6188 between the hours of 8:00 AM and 4:00 PM Monday through Friday

Note: Notice of the Public Hearing, including its date, time and place shall be published at least (5) days in advance in The Standard Times.

Note: Notice of the public Hearing, including the date, time and location shall be posted in City Hall not less than forty-eight (48) hours in advance.

Note: you may also contact your local Conservation Commission or the MADEP Southeast Regional Office @ 508-946-2700 for more information about this Notice or the Wetlands Protection Act.

Exhibit F

Filing Fee Worksheet & Check Copies



**CITY OF NEW BEDFORD
MASSACHUSETTS**

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

PROJECT LOCATION:

137-143 Popes Island _____ MAP 60 LOT(S) 13

APPLICANT: Shoreline Resources, LLC

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)	\$ <u>150.00</u>
• \$0.50 X <u>10</u> SF Wetland Resource Area	\$ <u>5.00</u>
• \$0.05 X <u>400 sf</u> SF Land Subject Coastal Flooding	\$ <u>20.00</u>
• \$0.20 X _____ SF Developed Riverfront Area	\$ _____
• \$1.00 X _____ SF Undeveloped Riverfront Area	\$ _____
• \$5.00 X <u>15</u> LF Coastal Bank	\$ <u>75.00</u>
• \$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 \$_____

(L.) PENALTIES:

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

TOTAL AMOUNT DUE (including after-the-fact fee if applicable): \$ 250.00

Notes:

* Please refer to the Conservation Commission Fee Schedule - Revised April 2009

** This is not required, but available for anyone who would like to appear to discuss the need to Amend.

Please make check or Money Order payable to: THE CITY OF NEW BEDFORD.
Cash is not Accepted.

Shoreline Resources, LLC
137 Popes Island
New Bedford, MA 02740
Phone: (508) 990-7918
Fax: (508) 990-7919

Fall River Five DBA BankFive
Fall River, MA 02720
53-7064/2113

200127

Printed-WinUser-Paula: 12/02/15 11:09:31 am

PAY ONLY **250** 00 CENTS
Two Five Zero

DATE	12/2/2015
AMOUNT	**250.00

PAY Two Hundred Fifty and 00/100*****Dollars

TO THE ORDER OF City of New Bedford



⑈ 200 1 2 7 ⑈ ⑆ 2 1 1 3 7 0 6 4 2 ⑆ 9 0 1 4 9 7 5 9 6 ⑈

Shoreline Resources, LLC
137 Popes Island
New Bedford, MA 02740
Phone: (508) 990-7918
Fax: (508) 990-7919

Fall River Five DBA BankFive
Fall River, MA 02720
53-7064/2113

200128

Printed-WinUser-Paula: 12/02/15 11:09:31 am

PAY ONLY **262** 50 CENTS
Two Six Two

DATE	12/2/2015
AMOUNT	**262.50

PAY Two Hundred Sixty-Two and 50/100*****Dollars

TO THE ORDER OF City of New Bedford



⑈ 200 1 2 8 ⑈ ⑆ 2 1 1 3 7 0 6 4 2 ⑆ 9 0 1 4 9 7 5 9 6 ⑈

Shoreline Resources, LLC
137 Popes Island
New Bedford, MA 02740
Phone: (508) 990-7918
Fax: (508) 990-7919

Fall River Five DBA BankFive
Fall River, MA 02720
53-7064/2113

200129

Printed-WinUser-Paula: 12/02/15 11:09:31 am

PAY ONLY **237** 50 CENTS
Two Three Seven

DATE	12/2/2015
AMOUNT	**237.50

PAY Two Hundred Thirty-Seven and 50/100*****Dollars

TO THE ORDER OF Commonwealth of Mass



⑈ 200 1 2 9 ⑈ ⑆ 2 1 1 3 7 0 6 4 2 ⑆ 9 0 1 4 9 7 5 9 6 ⑈