

SPECIAL CONDITIONS

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- A. The proposed activity shall comply with the above referenced plans except as herein conditioned. Any proposed or executed changes made in the plans, except as conditioned herein, shall not be made until the applicant has inquired, in writing, of the Conservation Commission has formally made a determination as to the nature of the change or changes. A new hearing may be required to amend or issue a new Order of Conditions at the discretion of the Commission.

- B. Prior to any work on the site, this Order of Conditions shall be recorded at the Norfolk County Registry of Deeds or Land Court and notice filed with the Commission pursuant to Condition 8. Failure to do so shall be deemed cause to revoke this Order.

- C. This Order shall be made a part of all contracts and subcontracts dealing with the work proposed, and shall supersede all other conflicting contract requirements.

- D. Prior to any work being done on the project site, the applicant shall inform the Medway Conservation Commission, in writing, of the names, addresses, business and home phone numbers of both the project supervisor who will be responsible for ensuring on-site compliance with this Order and his/her alternate. The applicant shall also notify the Commission in writing of any changes in this information.

- E. Accepted engineering and construction standards and procedures shall be followed in the completion of this project.

- F. Members of the Commission or their agents shall have the right to enter upon and inspect the premises to evaluate compliance with this Order of Conditions.

- G. A copy of this Order of Conditions, as well as all construction plans, shall be on site upon commencement of any site work and made available to any person doing work on the site.

- H. Any changes in the submitted plans, Notice of Intent, or changes differing from the aforementioned conditions must be submitted to the Commission for approval prior to their implementation. If the Commission finds, by majority vote, said changes to be significant and/or to deviate from the original plans, the Commission may require a new Notice of Intent or call for another Public Hearing within 21 days, at the expense of the applicant, in order to take testimony from all interested parties. Within 21 days of the close of said Public Hearing, the Commission will issue and amended or new Order of Conditions.

EROSION CONTROLS

- I. The applicant shall have on hand at the start of any soil disturbance, removal or stockpiling within 100 feet of any wetland resource area mulch tube in good condition and a minimum of 150 feet of silt fence for erosion controls. Said erosion controls shall be used only for the control of emergency erosion problems and shall not be used for the normal maintenance of erosion controls. The applicant shall act therein 12 hours to control any erosion problems that occur on the site. Any erosion prevention and sedimentation protection measures found necessary by the applicant or the Commission during construction shall be implemented at the direction of the Commission or its Agent.
- J. Prior to the commencement of the work on the project site, the existing mulch tube/silt fence line shall be installed and inspected as shown on the project plans and detailed in the referenced drainage calculations. Mulch tube shall be properly installed as well as Silt fences are to be installed in a trench a minimum of 6 inches deep with the bottom part of the fence to be laid at the bottom of the trench and backfilled back to the level of the ground before being trenched. In addition to these controls, an orange construction fence shall be installed on the construction side of the erosion control barrier to prevent earth-moving equipment from disturbing areas beyond the limit of work. No work is to proceed on the site until this barrier has met these specifications. This barrier shall be inspected at the beginning and end of each workday and maintained as necessary to ensure that no sedimentation occurs within the down gradient wetland. If a failure occurs, it shall be repaired within 24 hours.
- K. Prior to any excavation or clearing of vegetation on site, any specified wetland plantings are to be completed as shown on the project plans and the (temporary) mulch tube/silt fence barriers installed and inspected.
- L. Prior to any vegetation clearing within 100 feet of any resource areas, the Wetland Boundary, as shown on the recorded plans, shall be re-flagged in the field and numbered as shown on the plans. These flags shall not be removed by the applicant or any agent of the applicant.
- M. Prior to any excavation on the project site, any catch basin potentially receiving runoff from the project site shall be protected by filter fabric to ensure that runoff from the site does not convey sediment into the drainage system. The applicant shall take additional steps required to prevent the movement of sediment from the site.
- N. The erosion controls specified on the project plans and detailed in this Order of Conditions shall not be removed until such time as the entire site is permanently stabilized. This shall mean that all disturbed areas have been covered by building, pavement and/or completely vegetated. If the applicant intends to remove the erosion controls prior to the issuance of a Certificate of Compliance, the applicant shall make a written request to the Commission. All workers shall be informed that no construction activity is to occur beyond this at any time.
- O. Disturbed areas with exposed soils shall be covered by a layer of hay mulch to prevent erosion of restored areas.
- P. As soon as possible during construction, all disturbed upland areas within 100 feet of any resource area shall be brought to final finished grade and stabilized permanently against erosion. This shall

be done either by sod, or by loaming, seeding, and mulching. Stabilization will be considered complete once the surface shows complete vegetative cover. Bare ground that cannot be permanently stabilized within thirty (30) days shall be stabilized by temporary measures as may be required by the Commission.

- Q. No earthen embankment on the site shall have a post construction slope steeper than 3 (horizontal):1 (vertical).
- R. Except as herein noted, there shall be no stockpiling of soil or brush or any other materials within fifty (50) feet of any resource area at any time.
- S. During and after work on this project there shall be no discharge or spillage of fuel, oil, or other pollutants into any resource area or buffer zone. The applicant shall take all reasonable precautions to prevent the release of pollutants by ignorance, accident or vandalism.
- T. No storage of petroleum products (motor oil, gasoline, or diesel fuel) shall be allowed within 100 feet of any wetland resource area on the site at any time. No motorized vehicles shall be stored within 100 feet of any resource area. At the conclusion of the work day, all motorized vehicles and motorized equipment shall be removed from all buffer zone areas.

PROJECT COMPLETION

- U. **Within 120 days of the completion of construction, the applicant shall submit a request for a Certification of Compliance accompanied by 2 (two) sets of As-Built Plans certifying that all construction work was completed in accordance with the approved plans. Said plans and statement shall be made by a registered engineer or land surveyor.**
- V. This Order of Conditions shall apply to and be binding upon the applicant, its employees, and all successors and assigns in interest of control. In conjunction with the sale of any portion of the site covered by this Order of Conditions.
- W. Upon completion of the project the applicant shall remove and discard, to suitable areas as determined by the applicant and the Commission, all mulch tube and other materials determined to be detrimental to the resource areas. These materials shall not be disposed within the wetland resource areas or the buffer zone.
- X. No dumping shall be allowed within any wetland area on the project site or within one hundred (100) feet of the wetland boundary. **THIS CONDITION SHALL SURVIVE THE ISSUANCE OF THE CERTIFICATE OF COMPLIANCE.**
- Y.* The markers must be at least 2 feet above ground level and at least 4 inches square. The markers shall be engraved on the face away from the wetlands with the letters "WET". These markers shall remain on site permanently and may not be removed by the present or any future property owner. **THIS CONDITION SHALL SURVIVE THE ISSUANCE OF THE CERTIFICATE OF COMPLIANCE.**

At Flag Location: _____

*** Y is not applicable (N/A) to this Order if indicated _____.**