

Potential Conditions

We respectfully submit for the Board's consideration the below suggested topics to be addressed in conditions. As applicable, we recommend that the Board coordinate with legal counsel as to whether these conditions can be incorporated into the Comprehensive Permit decision.

1. As may be required under DEP guidelines and regulations, additional stormwater management information should be provided for third-party review during the Notice of Intent process as indicated in the Vernal Pool Considerations section herein.
2. As part of the Construction Management Plan (CMP), the Applicant will deploy additional silt fence at specific points in the breeding period to preclude amphibians from being stuck within the limit of work; and create additional dead woody debris piles on the forest floor. The CMP will be submitted to the Building Commissioner and the Board's agent for review and approval for consistency with this permit, as a condition to receiving a building permit.
3. The Applicant will submit a Construction Management Plan to the Building Commissioner and the Board's Agent for review and approval for consistency with this permit as a condition to receiving a building permit.
4. The Town will retain a third party consultant to review the CMP and provide comment to the Building Commissioner and the Applicant prior to finalization. The Third Party Consultant will provide consultative services during construction to confirm the CMP measures are being properly implemented. The scope of such review and the fees therefor shall be pursuant to G.L. c. 44, §53G
6. As part of the CMP, and as a pre-requisite to receiving a building permit, the Applicant will submit an invasive species management plan. This plan will also be reviewed and approved by the Board's third-party consultant in accordance with accepted guidelines for invasive species management.
8. As part of the CMP, the Applicant will specifically identify how the means and methods will address the protection of the vernal pools. The third party consultant will review this plan and provide additional suggestions to the Plan if necessary to confirm adequate vernal pool protection measures are in place, consistent with this permit and accepted standards for protection of vernal pool function.
9. The Applicant will place a Conservation Restriction on a portion of the property as shown in Exhibit A after the Applicant has received all necessary permits and no appeals are pending; and prior to the commencement of any site work.

10. The Applicant will submit a NPDES permit application and provide a copy of the application to the Zoning Board of Appeals. We recommend that the Board be kept apprised of the compliance process with both the 2022 CGP and the relevant US Fish and Wildlife requirements.
11. We recommend that the Applicant undertake additional evaluation of the erosion controls during the Notice of Intent process, pursuant to our Comment 9 herein.
12. Upon receipt of a building permit, The Applicant will submit an Application to the NHESP to have on-site potential vernal pools certified. Ultimately, the certification will be determined by NHESP, but the Applicant will provide all necessary information and analysis in a timely manner in support of the certification process.
13. Identify and commit to other proposed aspects of the Project that may count toward mitigation, such as the meadow habitat. The Applicant will identify and quantify other possible mitigation measures that would enhance wildlife habitat in the project site

The Applicant will conduct annual monitoring of the vernal pools for a period of 5 years upon the anniversary date of the building permit receipt. The scope of the monitoring will be submitted as part of the CMP for review and approval of the Town and its third-party consultant prior to receipt of a building permit. The monitoring should address activities such as conducting a visual assessment of: the resource area health, breeding amphibian surveys (for vernal pools), and measurement of water level, pH, temperature, and salt. The findings and analysis of the annual monitoring will be submitted to the Zoning Board of Appeals.

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