

**Massachusetts Wetland Protection Act
Form 3 - Notice of Intent Instructions**

Category Activities and Filing Fees

Category 1 (Fee for each activity is **\$110**):

- a.) work on single family lot; addition, pool, etc.;
- b.) site work without a house;
- c.) control vegetation;
- d.) resource improvement;
- e.) work on septic system separate from house;
- f.) monitoring well activities minus roadway;
- g.) new agricultural or aquaculture projects.

Category 2 (Fee for each activity is **\$500**)

- a.) construction of single family house;
- b.) parking lot;
- c.) beach nourishment;
- d.) electric generating facility activities;
- e.) inland limited projects minus road crossings and agriculture;
- f.) each crossing for driveway to single family house;
- g.) each project source (storm drain) discharge;
- h.) control vegetation in development;
- i.) water level variations;
- j.) any other activity not in Category 1, 3, 4, 5 or 6;
- k.) water supply exploration.

Category 3 (Fee for each activity is **\$1,050**)

- a.) site preparation (for development) beyond Notice of Intent scope;
- b.) each building (for development) including site;
- c.) road construction not crossing or driveway;
- d.) hazardous cleanup;
- e.) water supply development.

Category 4 (Fee for each activity is **\$1,450**):

- a.) each crossing for development or commercial road;
- b.) dam, sluiceway, tidegate (safety) work;
- c.) landfills operation/closures;
- d.) sand and gravel operations;
- e.) railroad line construction;
- f.) bridge;
- g.) hazardous waste alterations to resource areas;
- h.) dredging;
- i.) package treatment plant and discharge;
- j.) airport tree clearing;
- k.) oil and/or hazardous material release response actions.

Category 5 (Fee is **\$4 per linear foot**; total fee not less than \$100 or more than \$2,000):

- a.) work on docks, piers, revetments, dikes, etc. (coastal or inland).

Category 6 (Fee is **\$2 per linear foot for each resource area**):

For each resource area delineation, the fee **shall not exceed \$200** for activities associated with a **single family house** or **\$2,000 for all other activities**.

If the activity is within the Riverfront Area as well as another resource area or its Buffer Zone, add 50% to total fee (e.g., multiply the fee by 1.5).

If the activity is located in a Riverfront Area only, apply the fee amount for the category without the additional 50%.

Instructions for Completing the NOI Wetland Fee Transmittal Form

The wetland filing fee should be calculated using the following steps based on a hypothetical project involving two driveway crossings through a Riverfront Area and Bordering Vegetated Wetland and six single family houses in Riverfront Area only.

Step 1/Type of Activity:

Review plans and narrative to identify each activity in wetland resource areas and their applicable Buffer Zones.

Example: Driveway crossing and construction of a single family house.

Step 2/Number of Activities:

Determine the number of each activity associated with the project.

Example: Driveway crossings and 6 single family homes.

Step 3/Individual Activity Fee:

List the fee amount for each category of activity (see Category Activities and Fee, below)

Example: Driveway crossing is a Category 2(f.) activity and is \$500 each.

Construction of a single family house is a Category 2(a) activity and is \$500 each.

Step 4/Subtotal Activity Fee:

Determine the subtotal fee for each type of activity by multiplying the fee for the activity (Step 3) by the number of activities (Step 2).

If the activity is within the Riverfront Area as well as another resource area or its Buffer Zone, add 50% to total fee (e.g., multiply the fee by 1.5).

If the activity is located in a River-front Area only, apply the fee amount for the category without the additional 50%.

Example: 2 (driveway crossings in BVW) x \$500 x 1.5 (for riverfront area) = \$1,500;
6 (single family homes) x \$500 = \$3,000.

Step 5/Total Project Fee:

Add all the subtotals identified in Step 4 to determine the total fee.

Example: \$1,500 + \$3,000 = \$4,500.

Step 6/Fee Payments:

The state share of the fee is 50% of any filing fee in excess of \$25 (i.e., the state share can be determined by dividing the total fee in half and subtracting \$12.50).

The remaining portion of the fee shall be made to the town (i.e., the Town share can be determined by dividing the total fee in half and adding \$12.50).

Example: Town share: \$2,262.50; state share: \$2,237.50.