



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands
WPA Form 5 – Order of Conditions
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP:
 263-986
 MassDEP File #
 411415
 eDEP Transaction #
 Pittsfield
 City/Town

A. General Information

Please note:
 this form has been modified with added space to accommodate the Registry of Deeds Requirements

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



1. From: Pittsfield
Conservation Commission

2. This issuance is for (check one):
 a. Order of Conditions b. Amended Order of Conditions

3. To: Applicant:
James McGrath
 a. First Name b. Last Name
City of Pittsfield, Town of Lanesboro, OCR, Friends of Pontoosuc Lake
 c. Organization
70 Allen Street
 d. Mailing Address
Pittsfield MA 01201
 e. City/Town f. State g. Zip Code

4. Property Owner (if different from applicant):
Commonwealth of Massachusetts (DCAM)
 a. First Name b. Last Name
 c. Organization
1 Ashburton Place, 15th Floor
 d. Mailing Address
Boston MA 02108
 e. City/Town f. State g. Zip Code

5. Project Location:
Pontoosuc Lake Pittsfield
 a. Street Address b. City/Town
 c. Assessors Map/Plat Number d. Parcel/Lot Number
 Latitude and Longitude, if known: d m s d m s
 d. Latitude e. Longitude

Special Conditions for DEP File #263-986

In addition to the State mandated General Conditions 1-19 attached hereto, the applicant also must meet the following Special Conditions.

20. Except as noted in this order, all work shall be done in accordance with all approved plans and information on file with the conservation commission, all special conditions and supporting documentation submitted to the commission as revised in this order or at the public hearing, and any commitments made by the applicant, owner or their representatives at the public hearing or in writing.

21. It is the responsibility of the applicant/owner to procure all other applicable federal, state, and local permits and approvals associated with this project.

22. All correspondence to the Commission on this project shall reference the DEP file # and be copied to the Western regional office of DEP in Springfield.

23. This order shall be made part of any contract documents for the project and shall be furnished to all contractors and sub-contractors. This Order shall apply to and be binding upon the applicant/owner, their employees, vendors, contractors, sub-contractors, and all successors and assigns in interest and control of the property.

24. Any changes, additions or omissions in the approved project shall be submitted in writing to the Commission for prior approval and determination of whether an amendment or new notice of intent is required. A copy of such request shall be sent to DEP in Springfield.

25. The Commission approves a drawdown of 5 feet. The drawdown commences on October 15, and a 3 foot drawdown achieved by November 15, and up to a 5 foot drawdown no later than December 1. When the drawdown is achieved, the Lake level is maintained at the target level until a hard freeze of exposed Lake bottom is achieved, but no later than January 31, then commence partial refill to 3 feet below the spillway. Complete Re-filling of the Lake to start by March 1, and achieved by April 1.

26. Outflow must be maintained at .5cfs for the duration of the Re-filling of the Lake.

27. During Drawdown, water levels shall be reduced gradually no more than 3 inches a day per recommendation of DFW to allow wildlife to move to deeper water prior to ice formation & substrate freezing & to minimize impacts to fish spawning & other non target species that may have water level requirements for reproduction.

28. In the event of any fish kills within Pontoosuc Lake, the applicant shall immediately contact MA DEP Emergency response section, DFW Westborough office & Local Regional Office, and Conservation Commission.

29. Dissolved Oxygen levels shall be monitored monthly during the deep drawdown & provided to DFW & Conservation Commission. Applicant shall submit a DO monitoring plan for approval by DFW & Conservation Commission prior to commencement of drawdown.

30. Weekly monitoring logs of Lake level shall be maintained throughout the duration of the drawdown & made available upon request.

31. The applicant is limited to one deep drawdown until applicant requests an Extension of Order of Conditions.