

**MASSACHUSETTS WATER RESOURCES AUTHORITY
APPLICATION FOR 8(m) PERMIT**

What is this application and why is it necessary?

This application, when completed and submitted, requests the MWRA to issue an 8(m) Permit. Section 8(m) of chapter 372 of the Acts of 1984 enables the Authority to issue permits to other entities to build, construct, excavate, or cross within an easement or other property interest held by the Authority.

How to complete and submit this application?

Please print legibly in black or dark blue ink or type all responses. Answer all questions: if a question does not apply to your project, write “Not Applicable” or “N/A”. Include all necessary documents. Keep a copy of the completed application for your records.

Send a \$100.00 non-refundable check for the administrative processing fee, the original and five (5) copies of the completed application and any other required documents to either:

**Massachusetts Water Resources Authority
Wastewater 8(m) Permitting Unit
2 Griffin Way
Chelsea, MA 02150
Attn: Kevin McKenna**

Or

**Massachusetts Water Resources Authority
Waterworks 8(m) Permitting Unit
2 Griffin Way
Chelsea, MA 02150
Attn: Ralph A. Francesconi**

Permit Process

- MWRA staff will review the application to determine if your request can be approved. If MWRA cannot issue the requested permit, you will receive a letter explaining the reasons for denying the request.
- If the permit application is approved, MWRA staff will send you three original 8(m) Permits for your signature. Additionally, a completed 8(m) Permit Assessment Fee Form noting any additional charges beyond the administrative processing fee (if required) will be sent.
- Upon receipt of all signed originals and payment for any additional fees, MWRA will execute the document.
- MWRA will mail the executed documents with a Notice to Proceed.
- All plans submitted shall be stamped by a Professional Engineer or Professional Land Surveyor licensed in the State of Massachusetts.

Questions and answers

For answers to questions about this application and MWRA 8(m) Permits, contact MWRA’s Wastewater 8(m) Permitting Unit at (617) 305-5956 or MWRA’s Waterworks 8(m) Permitting Unit at (617) 305-5827.

**MASSACHUSETTS WATER RESOURCES AUTHORITY
APPLICATION FOR 8(m) PERMIT**

1. **Applicant**

Name: Candace Havens, Director of Planning

Mailing Address: 1000 Commonwealth Ave., Newton, MA 02459

Telephone (include area code): 617-796-1137

Fax (include area code): 617-796-1086

2. **Person to contact about this application** *(if other than the applicant)*

Name: Jennifer Steel, Senior Environmental Planner

Mailing Address: 1000 Commonwealth Ave., Newton, MA 02459

Telephone (include area code): 617-796-1137

Fax (include area code): 617-796-1142

3. **Location of the proposed work**

Street Address: Sudbury Aqueduct through Newton running west to east starting essentially at the Charles River, and running almost to the Newton Centre Playground.

City/Town: Newton, MA

MWRA sewer line or waterline, section, nearest manhole: N/A

Deed Book and Page or Land Court Certificate (if known): N/A

4. **Brief description of work to be performed**

Goal

The City of Newton seeks to formally authorize public pedestrian and bicycle use of the Sudbury Aqueduct portions under the control of the MWRA (see plan on page 4).

Residents have benefited greatly from the recreational and commuting benefits of the aqueduct over the years. Walkers, joggers, and commuters have enjoyed and come to rely on these de facto trails. Through this permit process, the City hopes to formalize existing public uses and provide formal connections to other town and state-maintained trails.

Use Plan

- The City will manage and maintain the Sudbury Aqueduct in its natural, unpaved condition for passive recreation use only. The City requests the following low-impact activities be allowed: walking, jogging, cross-country skiing, snow shoeing, and bicycling. All users are responsible to assess their own abilities and physical limitations prior to entering the property.
- Dogs on leashes or under voice command will be permitted. Dog walkers will be required to pick up all dog waste and comply with Newton's General Bylaw regarding dogs.
- Activities of high-impact in nature (i.e. motorized bikes, camping, and all other activities not consistent with a walking trail) will remain unauthorized and are specifically prohibited.
- Any unanticipated activities will be evaluated and reviewed by the Conservation Commission and/or the MWRA and be subject to specific prohibition.
- The trail will be unobtrusively marked and allowable uses will be posted at each entrance area thanks to the contribution of signs by MAPC.
- There is no request to use any of the MWRA properties for formalized parking at this time.

Maintenance and Management Plan

The City has a proven track record land management through the Parks and Recreation Department, Conservation Office, and “Friends of” groups throughout the City. The City, through its Parks and Recreation Department, is prepared to assist with maintenance requirements, if any, over and above the routine mowing and maintenance that MWRA has historically conducted and will continue to conduct.

Access Plan

Parking is, and will remain, informal, at street crossings. The City has no plans to improve these road crossings, beyond improved signage and street markings.

Safety and Emergency Response Plan

Newton safety personnel will respond to all emergency incidents per current dispatch protocols and will stay informed about developing safety issues or trends. The City will provide the Police, Fire, and Public Works Departments with the 8(m) permit when issued. Newton Police, Fire, and Public Works Departments will be supplied with copies of the aqueduct trail system, and a data layer of said system will be incorporated into their GIS system. Safety personnel will be made familiar with access points, and pertinent rules and policies. The goal is to use available public safety resources to keep these properties as a community asset – safe and free of crime and hazards – that add to the quality of life in Newton.

Approximate Start Date: As Soon As Possible

Estimated Completion Date: Ongoing

5. **Permits other than MWRA 8(m) Permit that need to be obtained before work can commence**

Any construction activities, including street crossing striping, will require coordination with MWRA Public Access Manager and Newton’s Department of Public Works, Board of Aldermen, and Planning Department.

Please attach available plans and specifications of work to be performed and any other information that would be helpful in reviewing this application.

Please see the attached Newton Area Trail Map.

6. **Applicant Certification**

I certify, under penalty of law, that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Applicant’s Signature: _____ Date: _____

Print the name of the person whose signature is above: Candace Havens

Corporate Title (if any): Director of Planning for the City of Newton



Sudbury Aqueduct CITY OF NEWTON

GIS generated stationing (every 1000') MWRA Fee

