



MassWildlife

Commonwealth of Massachusetts

Division of Fisheries & Wildlife



Wayne F. MacCallum, *Director*

9 December 2003

Curt Gerrish
Newburyport Area Industrial Development Corporation (NAID)
29 State Street
Newburyport, MA 01950



RE: Industrial Development, Lot 3, Hale Street, Newburyport, MA
NHESP File No. 02-10452

Dear Mr. Gerrish,

The Natural Heritage & Endangered Species Program (NHESP) of the MA Division of Fisheries & Wildlife has reviewed the reports titled "Rare Reptile, Amphibian, and Bird Study, Newburyport Area Industrial Development Corporation, Hale Street, Newburyport, MA" dated August 26, 2003, prepared by Sanford Ecological Services, Inc. and "Spotted Turtle Surveys on NAID Property, Hale Street, Newburyport, MA" prepared by Alan R. Richmond and received on 3 November 2003. In addition, we reviewed site plans titled "Conceptual Site Development Plan in Newburyport, MA, Newburyport Area Industrial Development Corp showing Conceptual 3 Lot Industrial Development" prepared by Port Engineering Associates, Inc., dated 12/16/02 (revised 6/16/03). Based on the information submitted in these reports and plans, and information contained in our database we do not anticipate any short or long-term adverse impacts to state-protected rare wildlife habitats pursuant to the MA Wetlands Protection Act regulations (310 CMR 10.59) provided alterations to wetland resource areas are avoided. Also, we do not expect that the proposed project, as conceptually designed, would cause a species "take" pursuant to the MA Endangered Species Act (G.L. c.131A).

If you have any questions regarding this determine please call Patricia Huckery at 508-792-7270.

Sincerely,

Thomas W. French, Ph.D.
Assistant Director

cc: H. Hamilton Hackney III, Choate Hall Stewart
Garrett M. Tunison, Sanford Ecological Services, Inc.
Alan Richmond, Ph.D.
Newburyport Conservation Commission

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Division of Fisheries and Wildlife

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