

September 19, 2025

Elena Itameri
Boston Conservation Commission
1 City Hall Square, Room 709
Boston, MA 02201

Re: Barking Crab Repairs – NOI Application

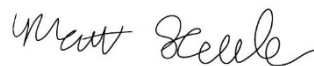
Dear Elena,

Enclosed please find the Notice of Intent (NOI) application, along with accompanying documents, submitted on behalf of our client, Poseidon Enterprises. The proposed work is located at The Barking Crab restaurant in the Boston Seaport district, situated within Boston's Inner Harbor on the eastern shore of the Fort Point Channel.

The project involves the replacement of six deteriorated piles of the existing timber fender system and the repair or replacement of 36 support piles, which are failed or defective. All work included is routine maintenance that will help maintain the structural integrity of the pier.

Please do not hesitate to contact our office should you have any questions or require additional information in support of this filing.

Respectfully submitted,



Matt Soule, PE
Engineer Diver
Childs Engineering

cc:
DEP Northeast Regional Office
Division of Marine Fisheries

September 19, 2025

MassDEP Northeast Regional Office
150 Presidential Way
Woburn, MA 01801

Re: Barking Crab Repairs – NOI Application

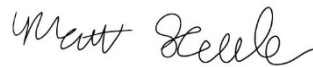
Dear Permit Reviewer,

Enclosed please find the Notice of Intent (NOI) application, along with accompanying documents, submitted on behalf of our client, Poseidon Enterprises. The proposed work is located at The Barking Crab restaurant in the Boston Seaport district, situated within Boston's Inner Harbor on the eastern shore of the Fort Point Channel.

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Respectfully submitted,



Matt Soule, PE
Engineer Diver
Childs Engineering

cc:
Boston Conservation Commission
Division of Marine Fisheries

September 19, 2025

Division of Marine Fisheries
North Shore Office
30 Emerson Avenue
Gloucester, MA 01930

Re: Barking Crab Repairs – NOI Application

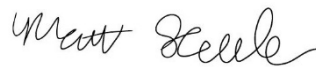
Dear Environmental Reviewer,

Enclosed please find the Notice of Intent (NOI) application, along with accompanying documents submitted on behalf of our client, Poseidon Enterprises. The proposed work is located at The Barking Crab restaurant in the Boston Seaport district, situated within Boston's Inner Harbor on the eastern shore of the Fort Point Channel.

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Please do not hesitate to contact our office should you have any questions or require additional information in support of this filing.

Respectfully submitted,



Matt Soule, PE
Engineer Diver
Childs Engineering

cc:
Boston Conservation Commission
MassDEP Northeast Region



Repairs and Restoration to the Barking Crab

Boston, Massachusetts

Notice of Intent

September 2025



Submitted to:
Boston Conservation Commission
1 City Hall Square
Room 709
Boston, MA 02108

Applicant:
Poseidon Enterprises, Inc.
88 Sleeper St.
Boston, MA, 02210

Applicant's Representative:



34 William Way
Bellingham, MA 02019

(508) 966 9092

childseng.com

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Boston Notice of Intent Application Form

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Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP:

MassDEP File Number

Document Transaction Number

City/Town

Important:

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



Note:
Before completing this form consult your local Conservation Commission regarding any municipal bylaw or ordinance.

A. General Information

1. Project Location (**Note:** electronic filers will click on button to locate project site):

88 Sleeper Street

Boston

02210

a. Street Address

b. City/Town

c. Zip Code

Latitude and Longitude:

6

42.35354N

71.04837W

d. Latitude

e. Longitude

0602639000

f. Assessors Map/Plat Number

g. Parcel /Lot Number

2. Applicant:

Scott

Garvey

a. First Name

b. Last Name

Poseidon Enterprises, Inc.

c. Organization

88 Sleeper Street

d. Street Address

Boston

MA

02210

e. City/Town

617-426-2722

f. State

g. Zip Code

operations@barkingcrab.com

h. Phone Number

i. Fax Number

j. Email Address

3. Property owner (required if different from applicant): ☐ Check if more than one owner

a. First Name

b. Last Name

c. Organization

d. Street Address

e. City/Town

f. State

g. Zip Code

operations@barkingcrab.com

h. Phone Number

i. Fax Number

j. Email address

4. Representative (if any):

Matthew

Soule

a. First Name

b. Last Name

Poseidon Enterprises, Inc.

c. Company

34 WILLIAM WAY

d. Street Address

BELLINGHAM

MA

02019

e. City/Town

978-631-6721

f. State

g. Zip Code

h. Phone Number

i. Fax Number

j. Email address

5. Total WPA Fee Paid (from NOI Wetland Fee Transmittal Form):

\$2,639.00

\$596.00

\$2,043.00

a. Total Fee Paid

b. State Fee Paid

c. City/Town Fee Paid



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Bureau of Resource Protection - Wetlands

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Provided by MassDEP:

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City/Town

A. General Information (continued)

6. General Project Description:

The scope of this project includes the in-kind replacement of 6 timber fender piles and 36 timber support piles as well as the repair of several pile caps along the pier at the Barking Crab in Boston.

7a. Project Type Checklist: (Limited Project Types see Section A. 7b.)

- | | |
|---|---|
| 1. ☐ Single Family Home | 2. ☐ Residential Subdivision |
| 3. ☐ Commercial/Industrial | 4. ☒ Dock/Pier |
| 5. ☐ Utilities | 6. ☐ Coastal engineering Structure |
| 7. ☐ Agriculture (e.g., cranberries, forestry) | 8. ☐ Transportation |
| 9. ☐ Other | |

7b. Is any portion of the proposed activity eligible to be treated as a limited project (including Ecological Restoration Limited Project) subject to 310 CMR 10.24 (coastal) or 310 CMR 10.53 (inland)?

1. ☐ Yes ☒ No If yes, describe which limited project applies to this project. (See 310 CMR 10.24 and 10.53 for a complete list and description of limited project types)

2. Limited Project Type

If the proposed activity is eligible to be treated as an Ecological Restoration Limited Project (310 CMR 10.24(8), 310 CMR 10.53(4)), complete and attach Appendix A: Ecological Restoration Limited Project Checklist and Signed Certification.

8. Property recorded at the Registry of Deeds for:

Suffolk

a. County

16719

c. Book

b. Certificate # (if registered land)

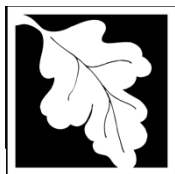
73

d. Page Number

B. Buffer Zone & Resource Area Impacts (temporary & permanent)

- ☐ Buffer Zone Only – Check if the project is located only in the Buffer Zone of a Bordering Vegetated Wetland, Inland Bank, or Coastal Resource Area.
- ☐ Inland Resource Areas (see 310 CMR 10.54-10.58; if not applicable, go to Section B.3, Coastal Resource Areas).

Check all that apply below. Attach narrative and any supporting documentation describing how the project will meet all performance standards for each of the resource areas altered, including standards requiring consideration of alternative project design or location.



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

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Provided by MassDEP:

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B. Buffer Zone & Resource Area Impacts (temporary & permanent) (cont'd)

For all projects affecting other Resource Areas, please attach a narrative explaining how the resource area was delineated.

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
a. ☐ Bank	1. linear feet	2. linear feet
b. ☐ Bordering Vegetated Wetland	1. square feet	2. square feet
c. ☐ Land Under Waterbodies and Waterways	1. square feet 3. cubic yards dredged	2. square feet

Resource Area	Size of Proposed Alteration	Proposed Replacement (if any)
d. ☐ Bordering Land Subject to Flooding	1. square feet 3. cubic feet of flood storage lost	2. square feet 4. cubic feet replaced
e. ☐ Isolated Land Subject to Flooding	1. square feet 2. cubic feet of flood storage lost	3. cubic feet replaced
f. ☐ Riverfront Area	1. Name of Waterway (if available) - specify coastal or inland	

2. Width of Riverfront Area (check one):

- ☐ 25 ft. - Designated Densely Developed Areas only
- ☐ 100 ft. - New agricultural projects only
- ☐ 200 ft. - All other projects

3. Total area of Riverfront Area on the site of the proposed project: _____ square feet

4. Proposed alteration of the Riverfront Area:

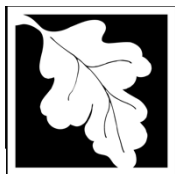
a. total square feet _____ b. square feet within 100 ft. _____ c. square feet between 100 ft. and 200 ft. _____

5. Has an alternatives analysis been done and is it attached to this NOI? ☐ Yes ☐ No

6. Was the lot where the activity is proposed created prior to August 1, 1996? ☐ Yes ☐ No

3. ☒ Coastal Resource Areas: (See 310 CMR 10.25-10.35)

Note: for coastal riverfront areas, please complete **Section B.2.f.** above.



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Provided by MassDEP:

MassDEP File Number

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City/Town

B. Buffer Zone & Resource Area Impacts (temporary & permanent) (cont'd)

Check all that apply below. Attach narrative and supporting documentation describing how the project will meet all performance standards for each of the resource areas altered, including standards requiring consideration of alternative project design or location.

Online Users:
Include your document transaction number (provided on your receipt page) with all supplementary information you submit to the Department.

<u>Resource Area</u>	<u>Size of Proposed Alteration</u>	<u>Proposed Replacement (if any)</u>
a. ☐ Designated Port Areas	Indicate size under Land Under the Ocean, below	
b. ☒ Land Under the Ocean	60 1. square feet	
	2. cubic yards dredged	
c. ☐ Barrier Beach	Indicate size under Coastal Beaches and/or Coastal Dunes below	
d. ☐ Coastal Beaches	1. square feet	2. cubic yards beach nourishment
e. ☐ Coastal Dunes	1. square feet	2. cubic yards dune nourishment
	<u>Size of Proposed Alteration</u>	<u>Proposed Replacement (if any)</u>
f. ☐ Coastal Banks	1. linear feet	
g. ☐ Rocky Intertidal Shores	1. square feet	
h. ☐ Salt Marshes	1. square feet	2. sq ft restoration, rehab., creation
i. ☐ Land Under Salt Ponds	1. square feet	
	2. cubic yards dredged	
j. ☐ Land Containing Shellfish	1. square feet	
k. ☐ Fish Runs	Indicate size under Coastal Banks, inland Bank, Land Under the Ocean, and/or inland Land Under Waterbodies and Waterways, above	
	1. cubic yards dredged	
l. ☐ Land Subject to Coastal Storm Flowage	1. square feet	

4. ☐ Restoration/Enhancement

If the project is for the purpose of restoring or enhancing a wetland resource area in addition to the square footage that has been entered in Section B.2.b or B.3.h above, please enter the additional amount here.

a. square feet of BVW

b. square feet of Salt Marsh

5. ☐ Project Involves Stream Crossings

a. number of new stream crossings

b. number of replacement stream crossings



Massachusetts Department of Environmental Protection
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C. Other Applicable Standards and Requirements

- ☐ This is a proposal for an Ecological Restoration Limited Project. Skip Section C and complete Appendix A: Ecological Restoration Limited Project Checklists – Required Actions (310 CMR 10.11).

Streamlined Massachusetts Endangered Species Act/Wetlands Protection Act Review

1. Is any portion of the proposed project located in **Estimated Habitat of Rare Wildlife** as indicated on the most recent Estimated Habitat Map of State-Listed Rare Wetland Wildlife published by the Natural Heritage and Endangered Species Program (NHESP)? To view habitat maps, see the *Massachusetts Natural Heritage Atlas* or go to http://maps.massgis.state.ma.us/PRI_EST_HAB/viewer.htm.

a. ☐ Yes ☒ No

If yes, include proof of mailing or hand delivery of NOI to:

Natural Heritage and Endangered Species Program
Division of Fisheries and Wildlife
1 Rabbit Hill Road
Westborough, MA 01581

08/22/2025

b. Date of map

If yes, the project is also subject to Massachusetts Endangered Species Act (MESA) review (321 CMR 10.18). To qualify for a streamlined, 30-day, MESA/Wetlands Protection Act review, please complete Section C.1.c, and include requested materials with this Notice of Intent (NOI); *OR* complete Section C.2.f, if applicable. *If MESA supplemental information is not included with the NOI, by completing Section 1 of this form, the NHESP will require a separate MESA filing which may take up to 90 days to review (unless noted exceptions in Section 2 apply, see below).*

- c. Submit Supplemental Information for Endangered Species Review*

1. ☐ Percentage/acreage of property to be altered:

(a) within wetland Resource Area

percentage/acreage

(b) outside Resource Area

percentage/acreage

2. ☐ Assessor's Map or right-of-way plan of site

2. ☐ Project plans for entire project site, including wetland resource areas and areas outside of wetlands jurisdiction, showing existing and proposed conditions, existing and proposed tree/vegetation clearing line, and clearly demarcated limits of work **

(a) ☐ Project description (including description of impacts outside of wetland resource area & buffer zone)

(b) ☐ Photographs representative of the site

* Some projects **not** in Estimated Habitat may be located in Priority Habitat, and require NHESP review (see <https://www.mass.gov/mas-endangered-species-act-mesa-regulatory-review>).

Priority Habitat includes habitat for state-listed plants and strictly upland species not protected by the Wetlands Protection Act.

** MESA projects may not be segmented (321 CMR 10.16). The applicant must disclose full development plans even if such plans are not required as part of the Notice of Intent process.



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C. Other Applicable Standards and Requirements (cont'd)

- (c) ☐ MESA filing fee (fee information available at <https://www.mass.gov/how-to/how-to-file-for-a-mesa-project-review>).

Make check payable to "Commonwealth of Massachusetts - NHESP" and **mail to NHESP** at above address

Projects altering 10 or more acres of land, also submit:

- (d) ☐ Vegetation cover type map of site
- (e) ☐ Project plans showing Priority & Estimated Habitat boundaries
- (f) OR Check One of the Following

1. ☐ Project is exempt from MESA review.
Attach applicant letter indicating which MESA exemption applies. (See 321 CMR 10.14, <https://www.mass.gov/service-details/exemptions-from-review-for-projectsactivities-in-priority-habitat>; the NOI must still be sent to NHESP if the project is within estimated habitat pursuant to 310 CMR 10.37 and 10.59.)

2. ☐ Separate MESA review ongoing. a. NHESP Tracking # _____ b. Date submitted to NHESP _____

3. ☐ Separate MESA review completed.
Include copy of NHESP "no Take" determination or valid Conservation & Management Permit with approved plan.

3. For coastal projects only, is any portion of the proposed project located below the mean high water line or in a fish run?

- a. ☐ Not applicable – project is in inland resource area only b. ☒ Yes ☐ No

If yes, include proof of mailing, hand delivery, or electronic delivery of NOI to either:

South Shore - Bourne to Rhode Island border, and
the Cape & Islands:

North Shore - Plymouth to New Hampshire border:

Division of Marine Fisheries -
Southeast Marine Fisheries Station
Attn: Environmental Reviewer
836 South Rodney French Blvd.
New Bedford, MA 02744
Email: dmf.envreview-south@mass.gov

Division of Marine Fisheries -
North Shore Office
Attn: Environmental Reviewer
30 Emerson Avenue
Gloucester, MA 01930
Email: dmf.envreview-north@mass.gov

Also if yes, the project may require a Chapter 91 license. For coastal towns in the Northeast Region, please contact MassDEP's Boston Office. For coastal towns in the Southeast Region, please contact MassDEP's Southeast Regional Office.

- c. ☐ Is this an aquaculture project? d. ☐ Yes ☒ No

If yes, include a copy of the Division of Marine Fisheries Certification Letter (M.G.L. c. 130, § 57).



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP:

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Document Transaction Number

City/Town

C. Other Applicable Standards and Requirements (cont'd)

Online Users:

Include your document transaction number (provided on your receipt page) with all supplementary information you submit to the Department.

4. Is any portion of the proposed project within an Area of Critical Environmental Concern (ACEC)?
a. ☐ Yes ☒ No If yes, provide name of ACEC (see instructions to WPA Form 3 or MassDEP Website for ACEC locations). **Note:** electronic filers click on Website.
- b. ACEC
5. Is any portion of the proposed project within an area designated as an Outstanding Resource Water (ORW) as designated in the Massachusetts Surface Water Quality Standards, 314 CMR 4.00?
a. ☐ Yes ☒ No
6. Is any portion of the site subject to a Wetlands Restriction Order under the Inland Wetlands Restriction Act (M.G.L. c. 131, § 40A) or the Coastal Wetlands Restriction Act (M.G.L. c. 130, § 105)?
a. ☐ Yes ☒ No
7. Is this project subject to provisions of the MassDEP Stormwater Management Standards?
a. ☐ Yes. Attach a copy of the Stormwater Report as required by the Stormwater Management Standards per 310 CMR 10.05(6)(k)-(q) and check if:
1. ☐ Applying for Low Impact Development (LID) site design credits (as described in Stormwater Management Handbook Vol. 2, Chapter 3)
2. ☐ A portion of the site constitutes redevelopment
3. ☐ Proprietary BMPs are included in the Stormwater Management System.
b. ☒ No. Check why the project is exempt: x
1. ☐ Single-family house
2. ☐ Emergency road repair
3. ☐ Small Residential Subdivision (less than or equal to 4 single-family houses or less than or equal to 4 units in multi-family housing project) with no discharge to Critical Areas.

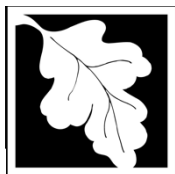
D. Additional Information

- ☐ This is a proposal for an Ecological Restoration Limited Project. Skip Section D and complete Appendix A: Ecological Restoration Notice of Intent – Minimum Required Documents (310 CMR 10.12).

Applicants must include the following with this Notice of Intent (NOI). See instructions for details.

Online Users: Attach the document transaction number (provided on your receipt page) for any of the following information you submit to the Department.

1. ☐ USGS or other map of the area (along with a narrative description, if necessary) containing sufficient information for the Conservation Commission and the Department to locate the site. (Electronic filers may omit this item.)
2. ☒ Plans identifying the location of proposed activities (including activities proposed to serve as a Bordering Vegetated Wetland [BVW] replication area or other mitigating measure) relative to the boundaries of each affected resource area.



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP:

MassDEP File Number

Document Transaction Number

City/Town

D. Additional Information (cont'd)

3. ☐ Identify the method for BVW and other resource area boundary delineations (MassDEP BVW Field Data Form(s), Determination of Applicability, Order of Resource Area Delineation, etc.), and attach documentation of the methodology.

4. ☒ List the titles and dates for all plans and other materials submitted with this NOI.

See Attached

a. Plan Title

Tom Quinn

Matt Soule

b. Prepared By

09/03/2025

c. Signed and Stamped by

Various

d. Final Revision Date

e. Scale

f. Additional Plan or Document Title

g. Date

5. ☐ If there is more than one property owner, please attach a list of these property owners not listed on this form.
6. ☐ Attach proof of mailing for Natural Heritage and Endangered Species Program, if needed.
7. ☒ Attach proof of mailing for Massachusetts Division of Marine Fisheries, if needed.
8. ☒ Attach NOI Wetland Fee Transmittal Form
9. ☐ Attach Stormwater Report, if needed.

E. Fees

1. ☐ Fee Exempt: No filing fee shall be assessed for projects of any city, town, county, or district of the Commonwealth, federally recognized Indian tribe housing authority, municipal housing authority, or the Massachusetts Bay Transportation Authority.

Applicants must submit the following information (in addition to pages 1 and 2 of the NOI Wetland Fee Transmittal Form) to confirm fee payment:

11413

09/17/2025

2. Municipal Check Number

11412

3. Check date

09/17/2025

4. State Check Number

Childs Engineering Corporation

5. Check date

N/A

6. Payor name on check: First Name

7. Payor name on check: Last Name



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

WPA Form 3 – Notice of Intent

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Provided by MassDEP:

MassDEP File Number

Document Transaction Number

City/Town

F. Signatures and Submittal Requirements

I hereby certify under the penalties of perjury that the foregoing Notice of Intent and accompanying plans, documents, and supporting data are true and complete to the best of my knowledge. I understand that the Conservation Commission will place notification of this Notice in a local newspaper at the expense of the applicant in accordance with the wetlands regulations, 310 CMR 10.05(5)(a).

I further certify under penalties of perjury that all abutters were notified of this application, pursuant to the requirements of M.G.L. c. 131, § 40. Notice must be made by Certificate of Mailing or in writing by hand delivery or certified mail (return receipt requested) to all abutters within 100 feet of the property line of the project location.

Signed by:

Scott Garvey

EADCF45A63AB423

1. Signature of Applicant

9/16/2025

2. Date

3. Signature of Property Owner (if different)

Matt Soule

BBBC5DA69E744B4

5. Signature of Representative (if any)

4. Date

9/16/2025

6. Date

For Conservation Commission:

Two copies of the completed Notice of Intent (Form 3), including supporting plans and documents, two copies of the NOI Wetland Fee Transmittal Form, and the city/town fee payment, to the Conservation Commission by certified mail or hand delivery.

For MassDEP:

One copy of the completed Notice of Intent (Form 3), including supporting plans and documents, one copy of the NOI Wetland Fee Transmittal Form, and a **copy** of the state fee payment to the MassDEP Regional Office (see Instructions) by certified mail or hand delivery.

Other:

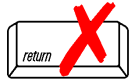
If the applicant has checked the "yes" box in any part of Section C, Item 3, above, refer to that section and the Instructions for additional submittal requirements.

The original and copies must be sent simultaneously. Failure by the applicant to send copies in a timely manner may result in dismissal of the Notice of Intent.



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands
NOI Wetland Fee Transmittal Form
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

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



A. Applicant Information

1. Location of Project:

88 Sleeper Street

a. Street Address

11412

c. Check number

Boston

b. City/Town

\$596.00

d. Fee amount

2. Applicant Mailing Address:

a. First Name

b. Last Name

c. Organization

88 Sleeper St

d. Mailing Address

Boston

MA

02210

e. City/Town

f. State

g. Zip Code

617-426-2722

h. Phone Number

i. Fax Number

j. Email Address

3. Property Owner (if different):

a. First Name

b. Last Name

d. Mailing Address

e. City/Town

f. State

g. Zip Code

h. Phone Number

i. Fax Number

j. Email Address

B. Fees

Fee should be calculated using the following process & worksheet. **Please see Instructions before filling out worksheet.**

Step 1/Type of Activity: Describe each type of activity that will occur in wetland resource area and buffer zone.

Step 2/Number of Activities: Identify the number of each type of activity.

Step 3/Individual Activity Fee: Identify each activity fee from the six project categories listed in the instructions.

Step 4/Subtotal Activity Fee: Multiply the number of activities (identified in Step 2) times the fee per category (identified in Step 3) to reach a subtotal fee amount. Note: If any of these activities are in a Riverfront Area in addition to another Resource Area or the Buffer Zone, the fee per activity should be multiplied by 1.5 and then added to the subtotal amount.

Step 5/Total Project Fee: Determine the total project fee by adding the subtotal amounts from Step 4.

Step 6/Fee Payments: To calculate the state share of the fee, divide the total fee in half and subtract \$12.50. To calculate the city/town share of the fee, divide the total fee in half and add \$12.50.

To calculate filing fees, refer to the category fee list and examples in the instructions for filling out WPA Form 3 (Notice of Intent).



Massachusetts Department of Environmental Protection
 Bureau of Resource Protection - Wetlands
NOI Wetland Fee Transmittal Form
 Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

B. Fees (continued)

Step 1/Type of Activity	Step 2/Number of Activities	Step 3/Individual Activity Fee	Step 4/Subtotal Activity Fee
Category 5	203 LF	\$4.00/LF	\$812.00
6	203 LF	\$2.00/LF	\$406.00

Step 5/Total Project Fee:

Step 6/Fee Payments:

Total Project Fee:	\$2,639.00
a. Total Fee from Step 5	
State share of filing Fee:	\$596.00
b. 1/2 Total Fee less \$12.50	
City/Town share of filing Fee:	\$2,043.00
c. 1/2 Total Fee plus \$12.50	

C. Submittal Requirements

- a.) Complete pages 1 and 2 and send with a check or money order for the state share of the fee, payable to the Commonwealth of Massachusetts.

Department of Environmental Protection
 Box 4062
 Boston, MA 02211

- b.) **To the Conservation Commission:** Send the Notice of Intent or Abbreviated Notice of Intent; a **copy** of this form; and the city/town fee payment.

To MassDEP Regional Office (see Instructions): Send a copy of the Notice of Intent or Abbreviated Notice of Intent; a **copy** of this form; and a **copy** of the state fee payment. (E-filers of Notices of Intent may submit these electronically.)



City of Boston
Environment

NOTICE OF INTENT APPLICATION FORM
Boston Wetlands Ordinance
City of Boston Code, Ordinances, Chapter 7-1.4

Boston File Number

MassDEP File Number

A. GENERAL INFORMATION

1. Project Location

88 Sleeper Street	Boston	02210
a. Street Address	b. City/Town	c. Zip Code
6	0602639000	
f. Assessors Map/Plat Number	g. Parcel /Lot Number	

2. Applicant

Scott	Garvey	Poseidon Enterprises, Inc.
a. First Name	b. Last Name	c. Company
88 Sleeper Street		
d. Mailing Address		
Boston	MA	02210
e. City/Town	f. State	g. Zip Code
617-426-2722	operations@barkingcrab.com	
h. Phone Number	i. Fax Number	j. Email address

3. Property Owner

a. First Name	b. Last Name	c. Company
d. Mailing Address		
e. City/Town	f. State	g. Zip Code
h. Phone Number	i. Fax Number	j. Email address

☐

Check if more than one owner

(If there is more than one property owner, please attach a list of these property owners to this form.)

4. Representative (if any)

Matthew	Soule	CHILDS ENGINEERING
a. First Name	b. Last Name	c. Company
34 WILLIAMS WAY		
d. Mailing Address		
BELLINGHAM	MA	02019
e. City/Town	f. State	g. Zip Code
978-631-6721	soulem@childseng.com	
h. Phone Number	i. Fax Number	j. Email address



City of Boston
Environment

NOTICE OF INTENT APPLICATION FORM
Boston Wetlands Ordinance
City of Boston Code, Ordinances, Chapter 7-1.4

Boston File Number

MassDEP File Number

5. Is any portion of the proposed project jurisdictional under the Massachusetts Wetlands Protection Act M.G.L. c. 131 §40?

☒ Yes

☐ No

If yes, please file the WPA Form 3 - Notice of Intent with this form

6. General Information

The Scope of this project includes the in-kind replacement of 6 timber piles and 36 timber support piles as well as the repair of several pile caps along the pier at the Barking Crab restaurant in Boston.

7. Project Type Checklist

- | | |
|---|---|
| a. ☐ Single Family Home | b. ☐ Residential Subdivision |
| c. ☐ Limited Project Driveway Crossing | d. ☐ Commercial/Industrial |
| e. ☒ Dock/Pier | f. ☐ Utilities |
| g. ☐ Coastal Engineering Structure | h. ☐ Agriculture – cranberries, forestry |
| i. ☐ Transportation | j. ☐ Other |

8. Property recorded at the Registry of Deeds
Suffolk

73

a. County
16719

b. Page Number

c. Book

d. Certificate # (if registered land)

9. Total Fee Paid

\$2,639.00

a. Total Fee Paid

\$596.00

b. WPA Fee Paid

\$2,043.00

c. Ordinance Fee Paid

B. BUFFER ZONE & RESOURCE AREA IMPACTS

Buffer Zone Only - Is the project located only in the Buffer Zone of a resource area protected by the Boston Wetlands Ordinance?

☐ Yes

☒ No

1. Coastal Resource Areas



<u>Resource Area</u>	<u>Resource Area Size</u>	<u>Proposed Alteration*</u>	<u>Proposed Mitigation</u>
☐ Coastal Flood Resilience Zone	Square feet	Square feet	Square feet
☐ 25-foot Waterfront Area	Square feet	60	Square feet
☐ 100-foot Salt Marsh Area	Square feet	Square feet	Square feet
☐ Riverfront Area	Square feet	Square feet	Square feet

2. Inland Resource Areas

<u>Resource Area</u>	<u>Resource Area Size</u>	<u>Proposed Alteration*</u>	<u>Proposed Mitigation</u>
☐ Inland Flood Resilience Zone	Square feet	Square feet	Square feet
☐ Isolated Wetlands	Square feet	Square feet	Square feet
☐ Vernal Pool	Square feet	Square feet	Square feet
☐ Vernal Pool Habitat (vernal pool + 100 ft. upland area)	Square feet	Square feet	Square feet
☐ 25-foot Waterfront Area	Square feet	Square feet	Square feet
☐ Riverfront Area	Square feet	Square feet	Square feet

C. OTHER APPLICABLE STANDARDS & REQUIREMENTS

1. What other permits, variances, or approvals are required for the proposed activity described herein and what is the status of such permits, variances, or approvals?



City of Boston
Environment

NOTICE OF INTENT APPLICATION FORM
Boston Wetlands Ordinance
City of Boston Code, Ordinances, Chapter 7-1.4

Boston File Number

MassDEP File Number

2. Is any portion of the proposed project located in Estimated Habitat of Rare Wildlife as indicated on the most recent Estimated Habitat Map of State-Listed Rare Wetland Wildlife published by the Natural Heritage and Endangered Species Program (NHESP)? To view habitat maps, see the Massachusetts Natural Heritage Atlas or go to <http://www.mass.gov/dfwele/dfw/nhesp/nhregmap.htm>.

☐ Yes

☒ No

If yes, the project is subject to Massachusetts Endangered Species Act (MESA) review (321 CMR 10.18).

A. Submit Supplemental Information for Endangered Species Review

☐

Percentage/acreage of property to be altered:

(1) within wetland Resource Area

percentage/acreage

(2) outside Resource Area

percentage/acreage

☐

Assessor's Map or right-of-way plan of site

3. Is any portion of the proposed project within an Area of Critical Environmental Concern?

☐ Yes

☒ No

If yes, provide the name of the ACEC: _____

4. Is the proposed project subject to provisions of the Massachusetts Stormwater Management Standards?

☐

Yes. Attach a copy of the Stormwater Checklist & Stormwater Report as required.

☐

Applying for a Low Impact Development (LID) site design credits

☐

A portion of the site constitutes redevelopment

☐

Proprietary BMPs are included in the Stormwater Management System

☒

No. Check below & include a narrative as to why the project is exempt **SEE APPENDIX A**

☐

Single-family house

☐

Emergency road repair

☐

Small Residential Subdivision (less than or equal to 4 single family houses or less than or equal to 4 units in a multifamily housing projects) with no discharge to Critical Areas

5. Is the proposed project subject to Boston Water and Sewer Commission Review?

☐ Yes

☒ No



City of Boston
Environment

NOTICE OF INTENT APPLICATION FORM
Boston Wetlands Ordinance
City of Boston Code, Ordinances, Chapter 7-1.4

Boston File Number

MassDEP File Number

D. SIGNATURES AND SUBMITTAL REQUIREMENTS

I hereby certify under the penalties of perjury that the foregoing Notice of Intent and accompanying plans, documents, and supporting data are true and complete to the best of my knowledge. I understand that the Conservation Commission will place notification of this Notice in a local newspaper at the expense of the applicant in accordance with the Wetlands Protection Ordinance.

Signed by:
Scott Garvey
EADCF45A63AB423

Signature of Applicant

9/16/2025

Date

Signature of Property Owner (if different)
Signed by:
Matt Soule
9BBC5DA69E744B4

Signature of Representative (if any)

Date
9/16/2025

Date



City of Boston
Environment



APPENDIX A. - STATUTORY REVIEW & APPROVAL CHECKLIST

Applicants submitting a Notice of Intent to the Boston Conservation Commission are also required to include a list of all permits and approvals either obtained, or necessary to be obtained, for the proposed activity. This checklist is not fully comprehensive but Applicants may utilize this checklist to fulfill this requirement. Any additional permits and approvals needed should be discussed in the narrative accompanying the Notice of Intent.

FEDERAL REVIEWS AND APPROVALS

NEEDED	OBTAINED	REGULATION	REVIEW BODY
☐	☐	National Environmental Policy Act (NEPA)	Varies
☐	☐	Section 404 Permit	U.S. Army Corps of Engineers
☐	☐	National Pollution Discharge Elimination System Permit (NPDES)	U.S. Environmental Protection Agency
☐	☐	Stormwater Construction General Permit	U.S. Environmental Protection Agency
☐	☐	Federal Endangered Species Act (ESA)	U.S. Fish and Wildlife Service or National Marine Fisheries Service
☐	☐	Federal Fisheries Regulations	National Marine Fisheries Service

COMMONWEALTH OF MASSACHUSETTS REVIEWS AND APPROVALS

NEEDED	OBTAINED	REGULATION	REVIEW BODY
☐	☐	Massachusetts Environmental Policy Act (MEPA)	Massachusetts Environmental Policy Act Office
☐	☐	Federal Consistency Review	Office of Coastal Zone Management
☐	☐	Massachusetts Public Waterfront Act (Chapter 91)	Massachusetts Department of Environmental Protection (Waterways Program)
☐	☐	Section 401 Water Quality Certification	Massachusetts Department of Environmental Protection (Wetlands Program)
☐	☐	Massachusetts Endangered Species Act (MESA)	National Heritage and Endangered Species Program
☐	☐	Massachusetts Marine Fisheries Regulations	Massachusetts Division of Marine Fisheries



City of Boston
Environment



☐	☐	Historic Preservation	Massachusetts Board of Underwater Archaeological Resources
☐	☐	Historic Preservation	Massachusetts Historical Commission
☐	☐	Massachusetts Contingency Plan	Massachusetts Department of Environmental Protection
☐	☐	Massachusetts Building Code Variance	Board of Building Regulations and Standards

CITY OF BOSTON LOCAL REVIEWS AND APPROVALS

NEEDED	OBTAINED	REGULATION	REVIEW BODY
☐	☐	Boston Zoning Code Article 80	Boston Planning and Development Agency
☐	☐	Boston Zoning Code	Inspectional Services Department
☐	☐	Boston Zoning Code Variance	Zoning Board of Appeals
☐	☐	Project Design Review	Civic Design Commission
☐	☐	Utility Plan Review	Boston Water and Sewer Commission
☐	☐	Boston Zoning Code Article 32 (GCOD)	Boston Groundwater Trust
☐	☐	Historic Preservation	Boston Landmarks Commission
☐	☐	Boston City Code (100 Foot Rule)	Boston Parks and Recreation Commission
☐	☐	Public Realm Improvements	Boston Public Improvement Commission
☐	☐	Parking Freeze/Abrasive Blasting	Boston Air Pollution Control Commission
☐	☐	Massachusetts Building Code	Inspectional Services Department

Fee Determination

From the City of Boston's Filing for a Wetlands Permit with the Boston Conservation Commission Memo:

City of Boston – The City of Boston Title 14 Section 450 requires the following fees PAYABLE TO THE CITY OF BOSTON for Notice of Intent processing:

- \$25.00 for projects with the fair cost of \$1,000.00 or less.
- \$50.00 for projects with the fair cost of more than 1,000.00 but not more than \$50,000.00.
- \$75.00 for projects with a fair cost of more than 50,000.00 but not more than \$100,000.00.
- For projects with a fair cost of more than 100,000.00 the fee shall be .075% of the fair cost provided, however, in no case shall the fee be more than \$1,500.00.

The estimated cost for this project is between \$1,000,000 and \$1,200,000, thus, the City of Boston's fee would be \$825.00.

The Boston Conservation Commission has adopted additional fees under the Boston Wetlands Ordinance. Applicants submitting applications under the Ordinance must also pay a fee as determined by the fee schedule as follows:

Notice of Intent

- Category 5 – Piers
 - o \$4 per linear foot (The total fee shall not be less than \$100)

The project is 203 linear feet in Category 5.

Total fee is $203 \text{ LF} * \$4/\text{LF} = \812 .

- Category 6 – Resource Areas
 - o \$2 per linear foot

The project is 203 linear feet in Category 6.

Total fee is $203 \text{ LF} * \$2/\text{LF} = \406 .

Total Fee: $\$825.00 + \$812 + \$406 = \$2,043$



34 William Way, Bellingham, MA 02019



53-7122/2113

11413

PAY TO THE
ORDER OF

City of Boston

9/17/2025

\$ **2,043.00

Security Features Included
Details on back

Two Thousand, Forty Three and 00/100 *****

DOLLARS

City of Boston
Boston City Hall Room 709
Boston, MA 02201



AUTHORIZED SIGNATURE



MEMO

Bill Numbers: 09.17.25

⑈011413⑈ ⑆211371227⑆ 167151142⑈

CHILDS ENGINEERING CORPORATION

11413

City of Boston

9/17/2025

Date	Bill #	Reference	Amount	Balance Due	Discount	Payment
9/17/2025	09.17.25	3136-25.01 NOI	\$2,043.00	\$0.00	\$0.00	\$2,043.00
10005 - Checking Account #1142						\$2,043.00



34 William Way, Bellingham, MA 02019



53-7122/2113

11412

9/17/2025

PAY TO THE
ORDER OF

Commonwealth of MA

\$ **596.00

Security Features Included. Details on back.

Five Hundred Ninety Six and 00/100 *****

DOLLARS

Commonwealth of MA
251 Causway Street Suite 101
Boston, MA 02114



[Signature]
AUTHORIZED SIGNATURE



MEMO

Bill Numbers: 09.17.25

⑈011412⑈ ⑆211371227⑆ 167151142⑈

CHILDS ENGINEERING CORPORATION

11412

Commonwealth of MA

9/17/2025

Date	Bill #	Reference	Amount	Balance Due	Discount	Payment
9/17/2025	09.17.25	3136-25.01 NOI	\$596.00	\$0.00	\$0.00	\$596.00
10005 - Checking Account #1142						\$596.00

APPENDIX A

Additional Information and Photos

WPA Form 3 – Notice of Intent Application

Additional Information

A. General Information

6. General Project Description:

The proposed project is located at The Barking Crab in the Seaport district, within Boston's Inner Harbor on the east bank of the Fort Point Channel. This site is managed by Poseidon Enterprises, Inc. and is a pier that supports a restaurant and provides access to the adjacent marina. The project involves routine maintenance including replacement of deteriorated sections of the existing fender system along the pier face, as well as repairs to structural timber piles and timber pile caps. Construction is anticipated to begin in the winter of 2025 and is expected to take approximately 3 to 6 months to complete, depending on site conditions and weather.

The existing fender system is composed of timber piles driven outshore of the pier and bolted into the existing pier. Six of these piles have advanced deterioration due to marine borer damage. This has resulted in significant section loss with one pile that is wild and could pose a navigational hazard in the future as it continues to worsen.

The pier is constructed of all timber including piles, pile caps, bracing, stringers, and decking. Many piles and some of the pile caps have experienced significant damage due to dry rot, marine borer damage, and fungal decay in addition to areas where previous repairs were insufficient. The damaged components will be removed and replaced with new timber elements of similar size, material, and configuration to maintain the functional integrity of the pier.

A total of six 12 diameter timber fender piles will be replaced in kind. (36) 12 inch diameter timber support piles will be posted by cutting out the bad area of timber, replacing it, then encapsulating the pile in concrete. The pile caps with extensive deterioration will be repaired by sistering members on the sides. In addition, there are several non-bearing piles that will be repaired with shims.

This project supports the long-term preservation and usability of the Barking Crab's waterfront infrastructure, ensuring that it remains a safe, functional, and accessible facility within Boston's harbor system.

Statement on Climate Resiliency

The repairs on the Barking Crab involve routine maintenance. The function will not be altered, and the footprint will remain unchanged. These repairs will not negatively affect the area around The Barking Crab restaurant. These repairs will not change the ability to manage stormwater, runoff, or flooding of the pier. The engineering team has utilized all available best management practices

to ensure that the project meets the projected life cycle and will not unnecessarily change or impede navigation to the surrounding area or impacts to the resource areas.

This project is being completed to address deterioration of the structural members of the pier prior to them causing any restrictions on the use of the facility. This project and all work being completed along with it will not impede future efforts to increase the elevation of the structure to address sea level rise.

B. Buffer Zone and Resource Area Impacts (Temporary & Permanent)

3. Coastal Resource Areas:

2.0 Land Under the Ocean

Land under the ocean is defined in 310 CMR 10.25(2) as “land extending from the mean low water line seaward to the boundary of the municipality's jurisdiction and includes land under estuaries”. The Nearshore Area is defined as “land under the ocean means that land extending from the mean low water line to the seaward limit of a municipality's jurisdiction, but in no case beyond the point where the land is 80 feet below the level of the ocean at mean low water”.

2.1 Performance Standards

“When land under the ocean or nearshore areas of land under the ocean are found to be significant to the protection of marine Fisheries, protection of wildlife habitat, storm damage prevention or flood control, 310 CMR 10.25(3) through (7) shall apply”.

- 3) *Improvement dredging for navigational purposes affecting land under the ocean shall be designed and carried out using the best available measures so as to minimize adverse effects on such interests caused by changes in:*
- (a) bottom topography which will result in increased flooding or erosion caused by an increase in the height or velocity of waves impacting the shore;*
 - (b) sediment transport processes which will increase flood or erosion hazards by affecting the natural replenishment of beaches;*
 - (c) water circulation which will result in an adverse change in flushing rate, temperature, or turbidity levels; or*
 - (d) marine productivity which will result from the suspension or transport of pollutants, the smothering of bottom organisms, the accumulation of pollutants by organisms, or the destruction of marine fisheries habitat or wildlife habitat.*

These regulations do not apply as the project does not include maintenance dredging.

- 4) *Maintenance dredging for navigational purposes affecting land under the ocean shall be designed and carried out using the best available measures so as to minimize adverse effects on such interests caused by changes in marine productivity which will result from the suspension or transport of pollutants, increases in turbidity, the smothering of bottom organisms, the accumulation of pollutants by organisms, or the destruction of marine fisheries habitat or wildlife habitat.*

These regulations do not apply as the project does not include maintenance dredging for navigational purposes.

- 5) *Projects not included in 310 CMR 10.25(3) or (4) which affect nearshore areas of land under the ocean shall not cause adverse effects by altering the bottom topography so as to increase storm damage or erosion of coastal beaches, coastal banks, coastal dunes, or salt marshes.*

The work being done to land under the ocean involves removing and replacing fender piles, which will take up the same net area which currently exists. In addition, 30 piles will be repaired by installing concrete encasements over the post repairs. The concrete encasements will be approximately 30 inch diameter. These are sized as small as possible to minimize impact on the land under ocean. In total this will result in approximately 50 square feet of concrete on the mudline. Similar repairs have been made to this pier over the past 15 years. The repairs will be less invasive than they would be to replace the piles in kind and will have no impact on the storm damage or erosion.

- 6) *Projects not included in 310 CMR 10.25(3) which affect land under the ocean shall if water-dependent be designed and constructed, using best available measures, so as to minimize adverse effects, and if non-water-dependent, have no adverse effects, on marine fisheries habitat or wildlife habitat caused by:*

(a) alterations in water circulation;

The project will not alter the water circulation of Boston Harbor. The footprint is minimal.

*(b) destruction of eelgrass (*Zostera marina*) or widgeon grass (*Ruppia maritima*) beds;*

This does not apply because there is no eelgrass in the area of the project.

(c) alterations in the distribution of sediment grain size;

This does not apply because the project will not add any or alter the distribution of sediment grain size. The bottom will remain larger untouched except within the footprint and that area is minimal.

(d) changes in water quality, including, but not limited to, other than natural fluctuations in the level of dissolved oxygen, temperature or turbidity, or the addition of pollutants; or

The project will not affect the water quality in any way. The contractor will use all best construction practices to avoid impacts including usage of a sediment boom during all work.

(e) alterations of shallow submerged lands with high densities of polychaetes, mollusks or macrophytic algae.

The project location does not have high densities of polychaetes, mollusks, or macrophytic algae.

7) Notwithstanding the provisions of 310 CMR 10.25(3) through (6), no project may be permitted which will have any adverse effect on specified habitat sites of rare vertebrate or invertebrate species, as identified by procedures established under 310 CMR 10.37.

The project does not have any adverse effects on specified habitat sites of rare vertebrate or invertebrate species. There are no species listed in this area. See the attached map.

Mitigation Measures

All construction activities will adhere to strict debris and turbidity control measures. Contractors will use best practices including the usage of a sediment containment boom.

Upon project completion, all construction materials, equipment, and temporary staging platforms will be removed from the site, and no long-term disruption to the resource area is anticipated. Given the limited scope, short duration, and in-kind nature of the work, the proposed project is expected to result in minimal impacts to Land Under the Ocean.

4.0 Land Subject to Coastal Storm Flowage-

Federal Emergency Management Agency (FEMA) Flood Insurance Rate Maps (FIRM) for the city of Boston FEMA Community Panel Map Number 25025C0081K was reviewed. As per review of the FIRM map, the project is located between Zone AE (EL. 10.0 in reference to NAVD88) and Zone X (low risk flood area).

Land Subject to Coastal Storm Flowage (LSCSF) is defined in 310 CMR 10.04 as the “land subject to any inundation caused by coastal storms up to and including that caused by the 100-year storm, surge of record or storm of record, whichever is greater”. The project falls mostly in Zone X, meaning there is low risk of coastal flooding. Approximately 1% of the property falls into the AE Zone, meaning the elevation of water will be, as noted on the FEMA map, EL. 10.0 in reference to NAVD88. The entire wharf falls below this elevation

(approximate elevation +9.4 feet). The project does not alter or affect, in any way, the ability to control coastal flooding or impede its ability to prevent coastal storm damage.

This project is outside of the seawall and with no significant changes and therefore does not fall into this category.

Other Applicable Standards and Requirements

7. *Is this project subject to provisions of the MADEP Stormwater Management Standards?:*

This project is not subject to the provisions of the MassDEP Stormwater Management Standards, as outlined in 310 CMR 10.05(6)(k). The proposed work involves the in-kind replacement of existing timber fender piles, support piles, and pile caps at the Barking Crab and will be conducted entirely over tidal waters. No new impervious surfaces will be created, and there will be no land disturbance or alteration of any upland or wetland resource areas. Additionally, the project does not generate or discharge stormwater and, therefore, does not trigger applicability under the Stormwater Management Standards.

D. Additional Information

3. *Method for BVW:*

Bordering Vegetative Wetlands (BVW) and other resource area boundary delineations were identified by visual observation.

4. *Plan Information:*

<u>Plan Title</u>	<u>Date</u>
SK-01 Locus Map	09/03/25
X-01 Title Sheet and Drawing Index	7/16/25
X-02 Site Plan	7/17/25
X-03 Existing Pile/Pile Cap Plan	7/17/25
X-04 Existing Sections	7/17/25
X-05 Repair Details	7/17/25

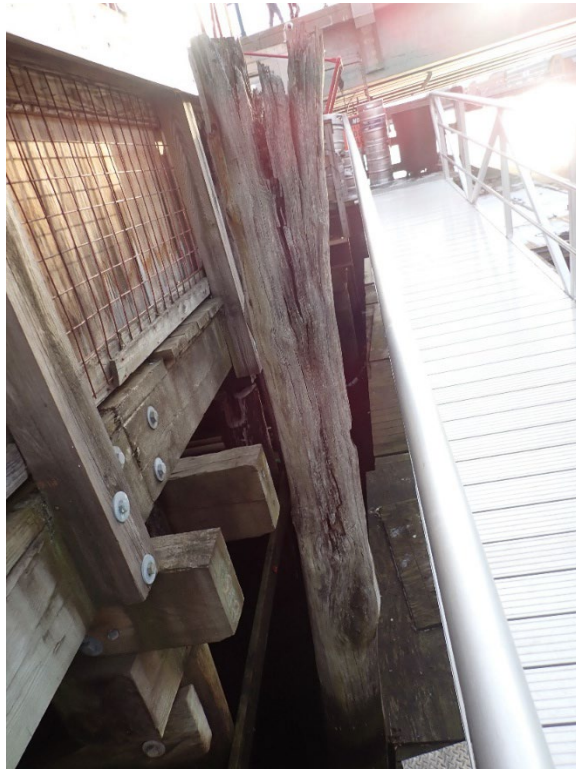
E. Site Photos



Overall view of The Barking Crab.



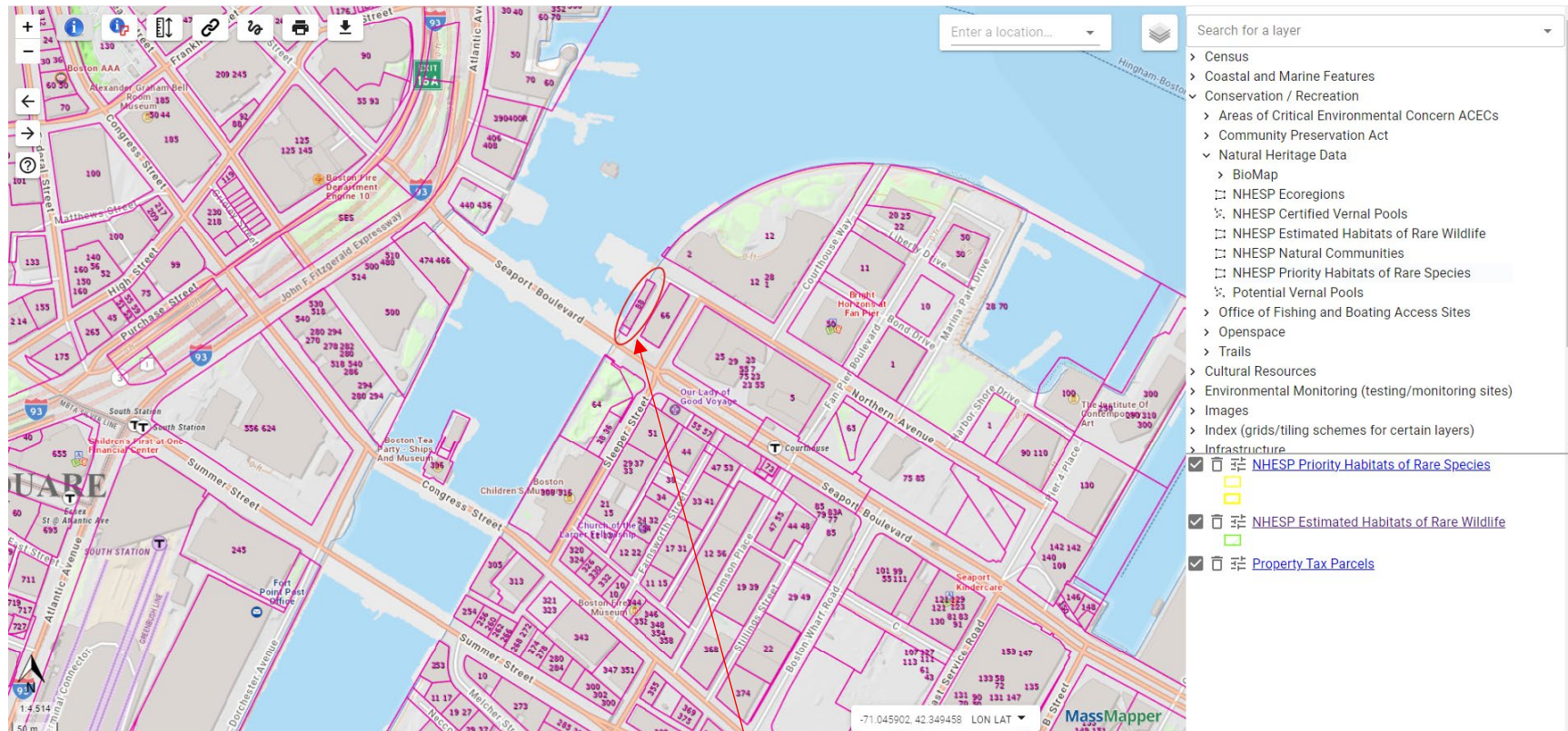
Dry rotted timber pile cap.



Split and wild timber fender pile.



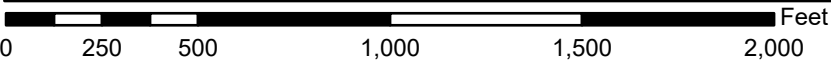
Split and rotted timber support pile.



National Flood Hazard Layer FIRMette



71°3'14"W 42°21'27"N



1:6,000

71°2'36"W 42°21'1"N

Basemap Imagery Source: USGS National Map 2023

Legend

SEE FIS REPORT FOR DETAILED LEGEND AND INDEX MAP FOR FIRM PANEL LAYOUT

SPECIAL FLOOD HAZARD AREAS		Without Base Flood Elevation (BFE) Zone A, V, A99
		With BFE or Depth Zone AE, AO, AH, VE, AR
		Regulatory Floodway
OTHER AREAS OF FLOOD HAZARD		0.2% Annual Chance Flood Hazard, Areas of 1% annual chance flood with average depth less than one foot or with drainage areas of less than one square mile Zone X
		Future Conditions 1% Annual Chance Flood Hazard Zone X
		Area with Reduced Flood Risk due to Levee. See Notes. Zone X
		Area with Flood Risk due to Levee Zone D
OTHER AREAS		NO SCREEN Area of Minimal Flood Hazard Zone X
		Effective LOMRs
GENERAL STRUCTURES		Area of Undetermined Flood Hazard Zone D
		Channel, Culvert, or Storm Sewer
		Levee, Dike, or Floodwall
		Cross Sections with 1% Annual Chance Water Surface Elevation
		Coastal Transect
		Base Flood Elevation Line (BFE)
		Limit of Study
		Jurisdiction Boundary
OTHER FEATURES		Coastal Transect Baseline
		Profile Baseline
		Hydrographic Feature
MAP PANELS		Digital Data Available
		No Digital Data Available
		Unmapped



The pin displayed on the map is an approximate point selected by the user and does not represent an authoritative property location.

This map complies with FEMA's standards for the use of digital flood maps if it is not void as described below. The basemap shown complies with FEMA's basemap accuracy standards

The flood hazard information is derived directly from the authoritative NFHL web services provided by FEMA. This map was exported on **8/25/2025 at 3:35 PM** and does not reflect changes or amendments subsequent to this date and time. The NFHL and effective information may change or become superseded by new data over time.

This map image is void if the one or more of the following map elements do not appear: basemap imagery, flood zone labels, legend, scale bar, map creation date, community identifiers, FIRM panel number, and FIRM effective date. Map images for unmapped and unmodernized areas cannot be used for regulatory purposes.

APPENDIX B

Project Plans



**CHILDS
ENGINEERING**

34 WILLIAM WAY, BELLINGHAM, MA 02019 U.S.A.
Phone: (508) 966-9092 E-mail: mail@childseng.com

Designed by:	MPS	Date:	09/03/25
Own by:	TEQ	Design file no.:	312625.01
Reviewed by:	ARN	Scale:	NO SCALE

BARKING CRAB RESTAURANT
88 SLEEPER STREET
BOSTON, MA

LOCUS MAP

Sheet
reference
number:

SK-01

Sheet 1 of 1

A
B
C
D

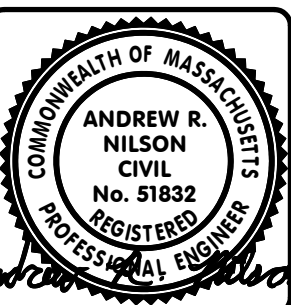


PREPARED BY:



CHILDS
ENGINEERING

34 WILLIAM WAY, BELLINGHAM, MA 02019 U.S.A.
Phone: (508) 966-9092
E-mail: mail@childseng.com

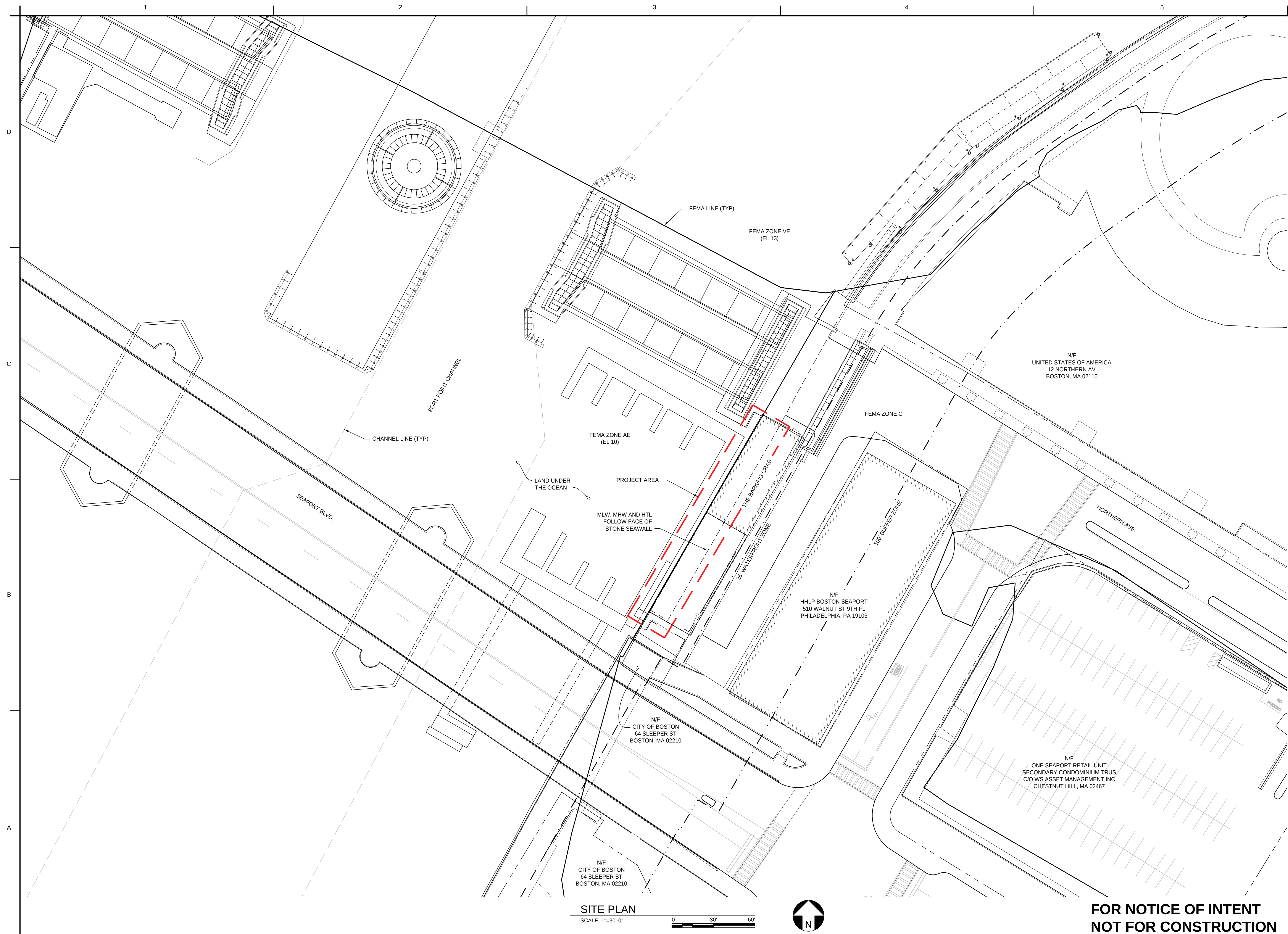
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Designed by:	MPS	Date:	7/16/25
Dwn by:	TEQ	Design file no.	313625.01 X-01
Reviewed by:	ARN	Scale:	NONE

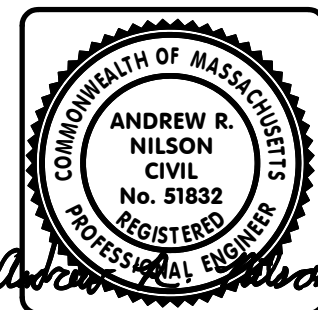
BARKING CRAB RESTAURANT
88 SLEEPER STREET
BOSTON, MA

Sheet
reference
number:

X-01
Sheet 1 of 5



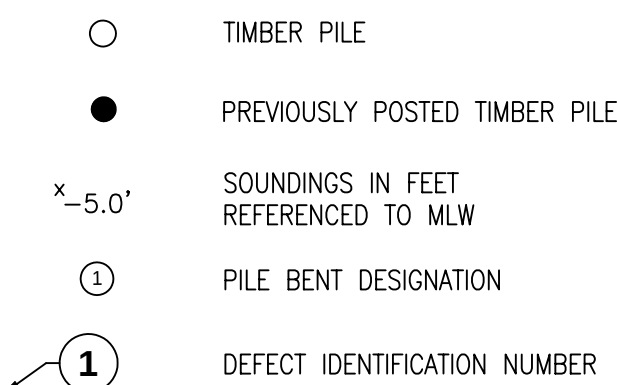
**FOR NOTICE OF INTENT
NOT FOR CONSTRUCTION**

[illegible]

Designed by:	MPS	Date:	7/16/05
Drawn by:	TEQ	Old by:	Design file no.
	MPS		31.5625.01.X-02
Reviewed by:	ARN	Scale:	AS NOTED

BARKING CRAB RESTAURANT
88 SLEEPER STREET
SOUTH BOSTON, MA

Sheet
reference
number:
X-02
Sheet 2 of 5



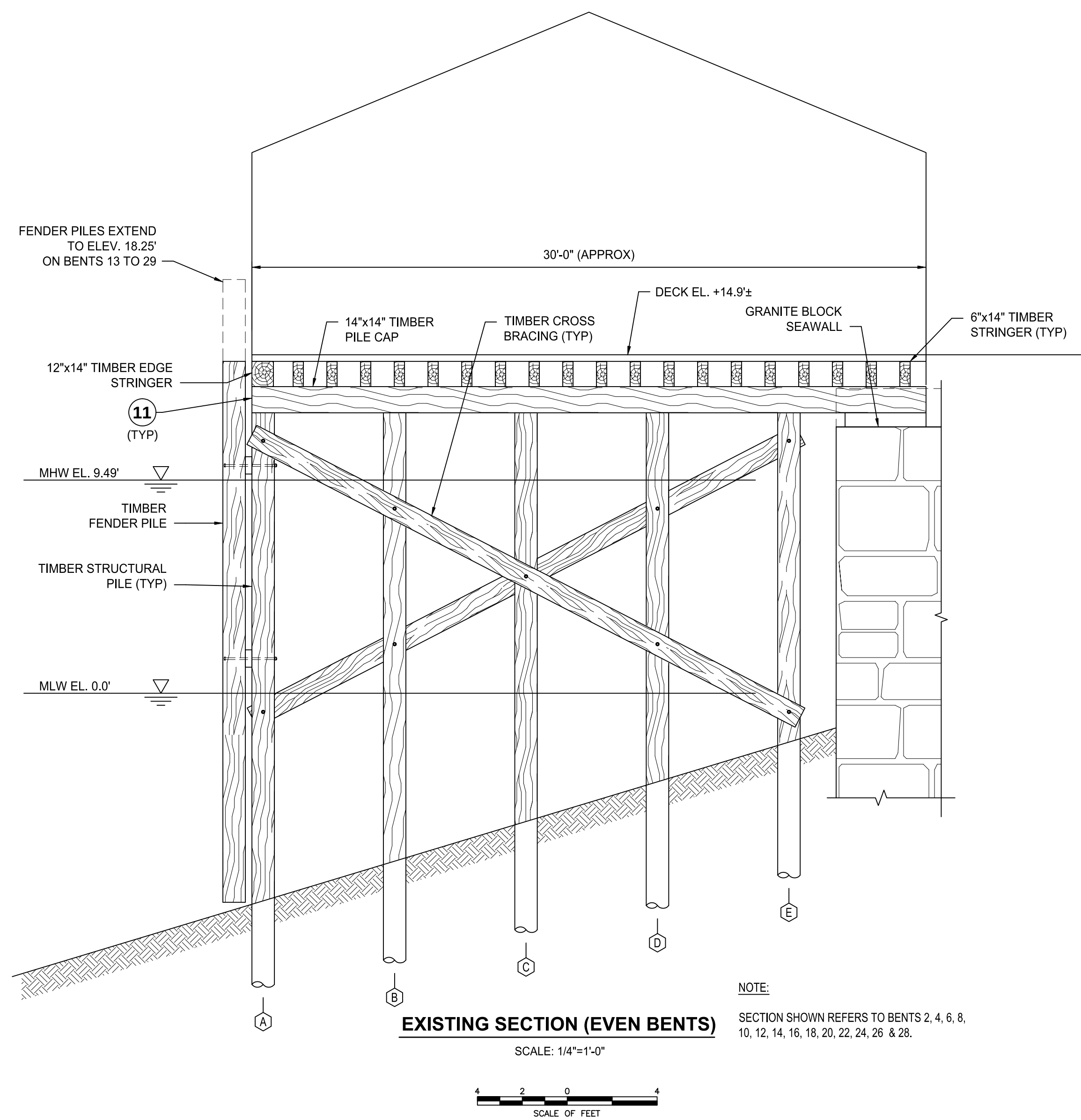
VERTICAL DATUM: MLW

The diagram shows a vertical line with horizontal tick marks and labels on both sides. On the left side, the labels are MHHW, MHW, NAVD88, and MLLW. On the right side, the labels are 9.94', 9.49', 5.17', 0.00', and -0.33'. The MLLW label is positioned below the 0.00' label.

Datum	Elevation
MHHW	9.94'
MHW	9.49'
NAVD88	5.17'
MLW	0.00'
MLLW	-0.33'

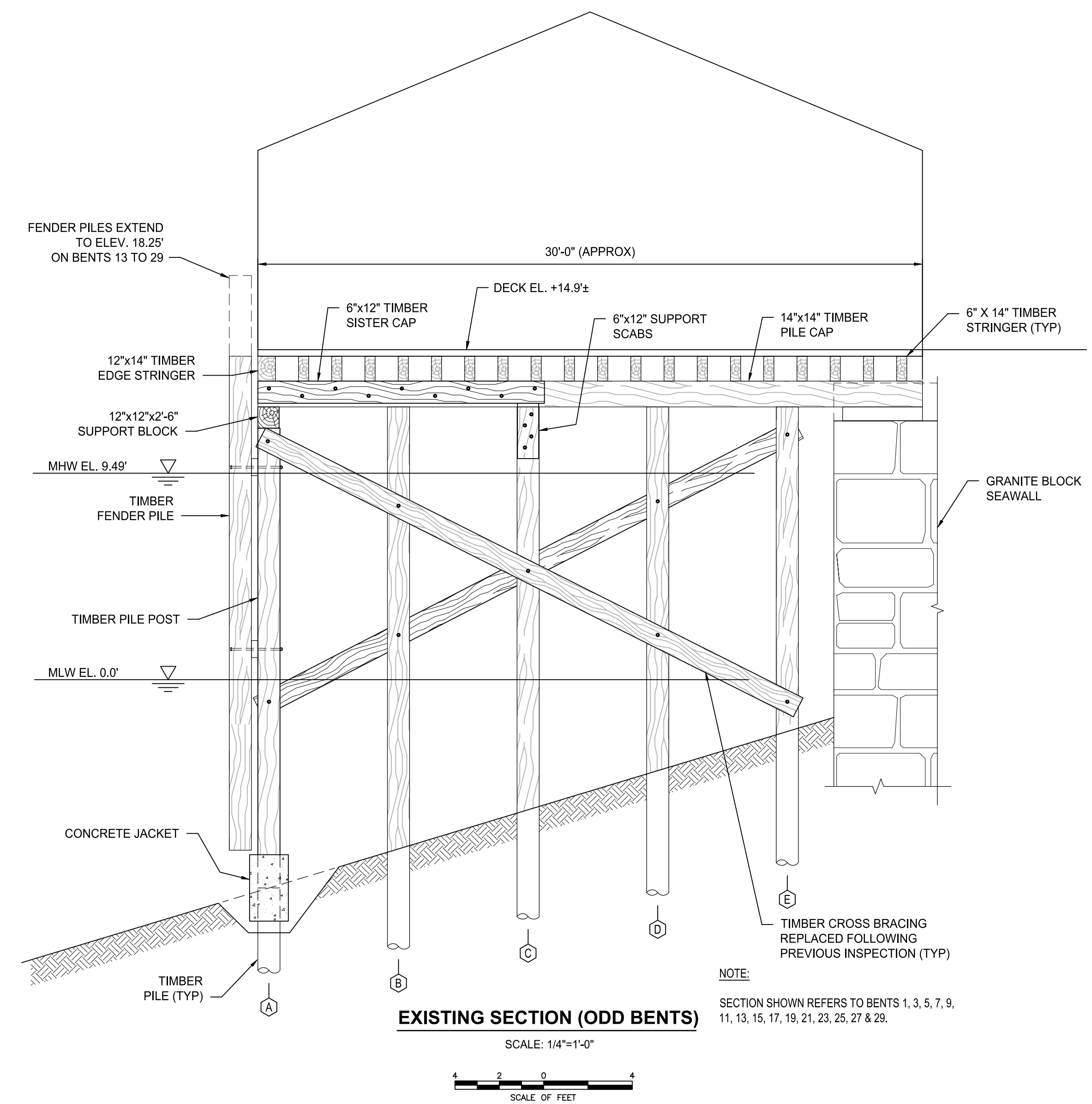
Sheet
reference
number:

X-03
Sheet 3 of 5



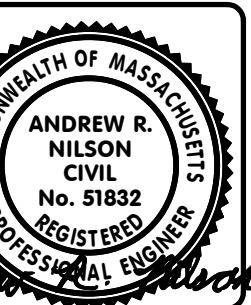
LIST OF DEFECT IDENTIFICATION NUMBERS

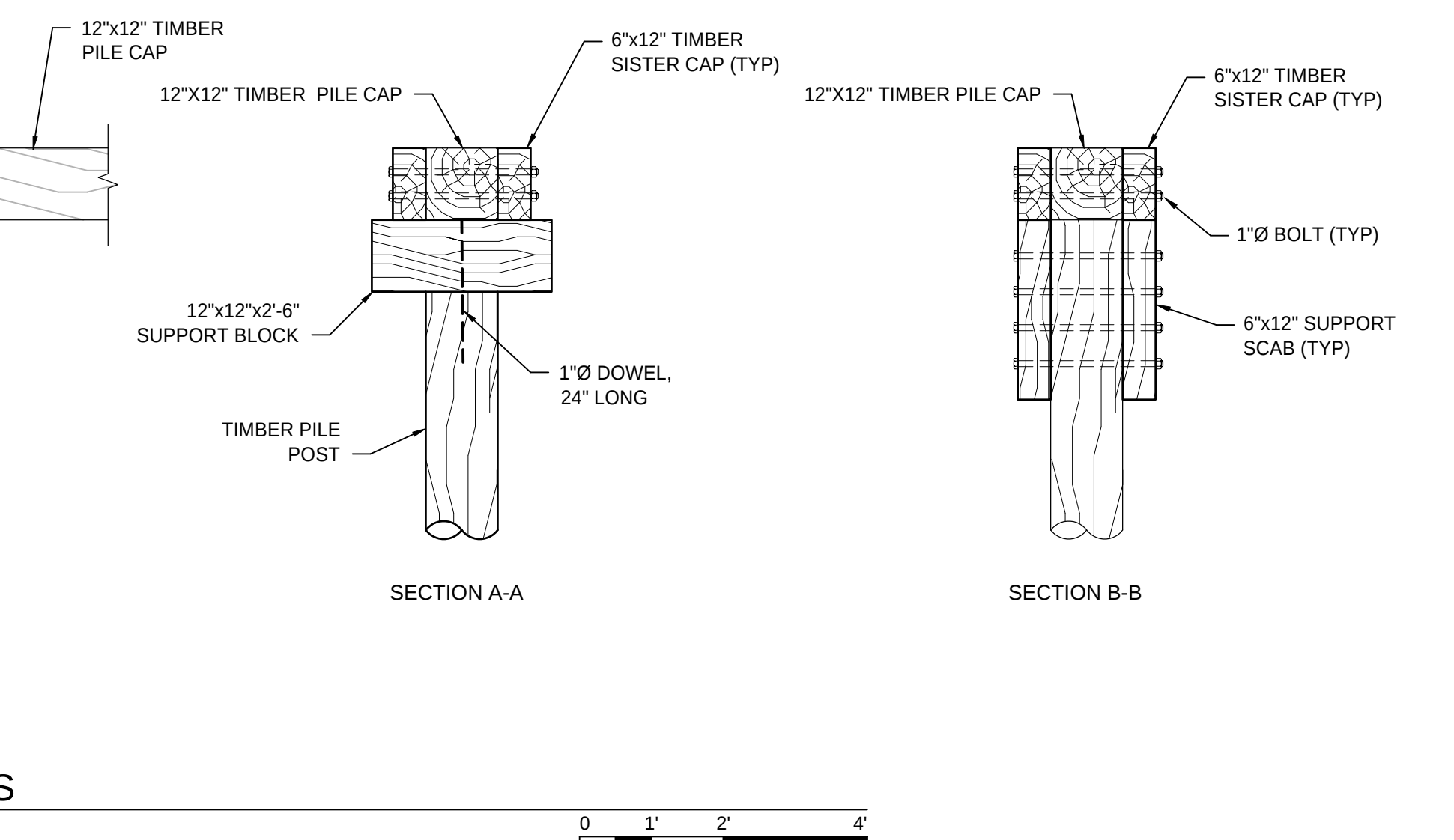
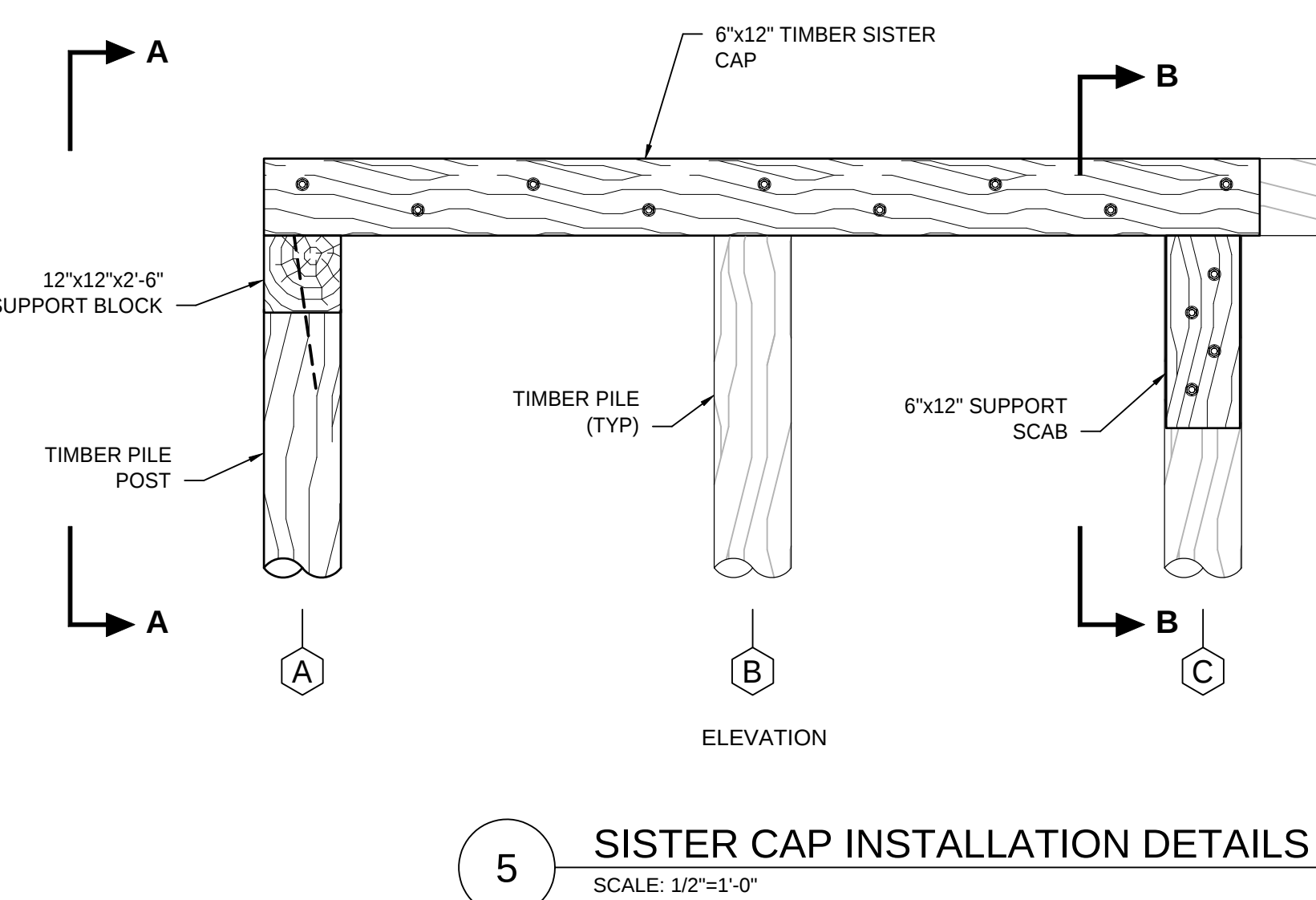
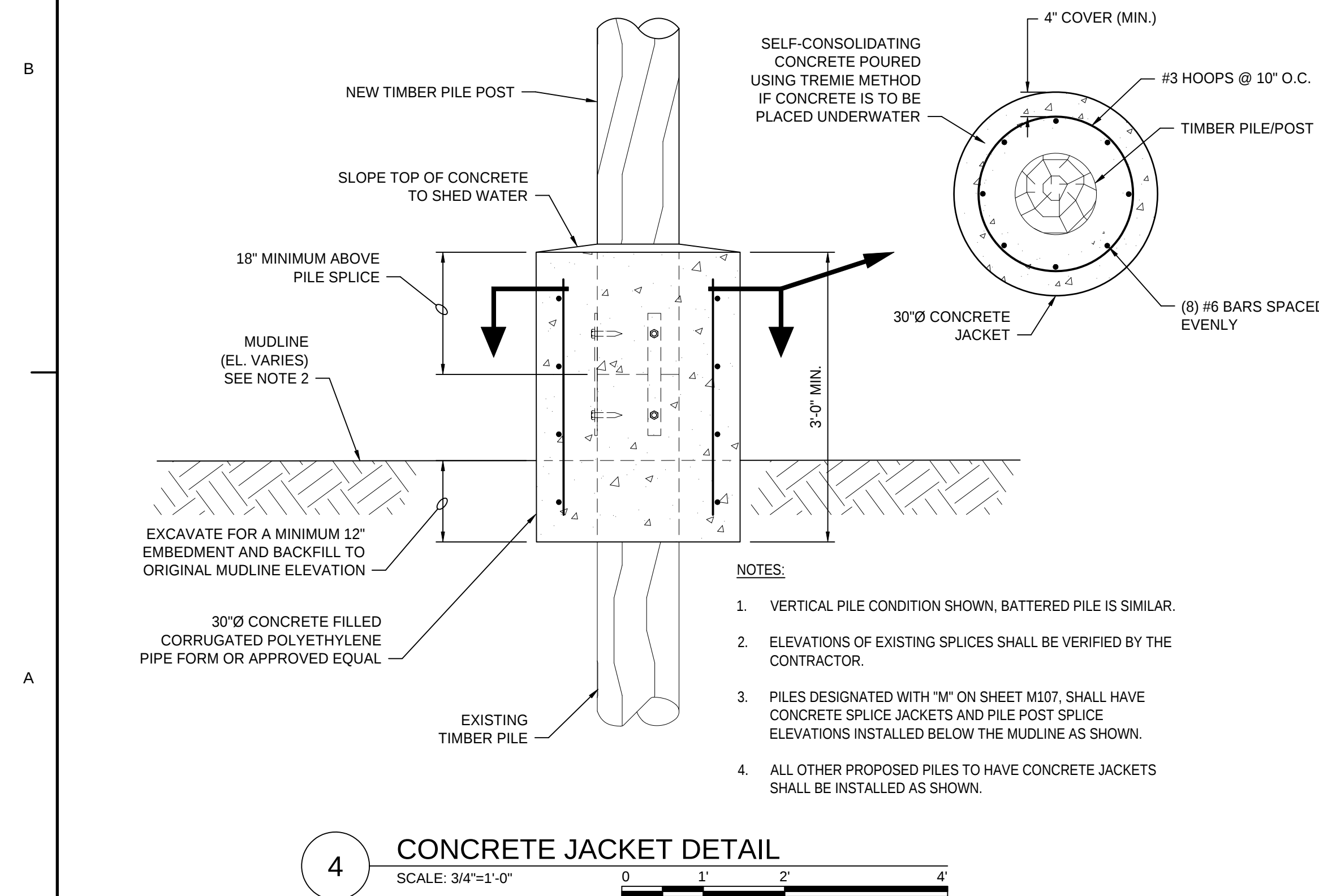
11. THE 14 INCH BY 14 INCH TIMBER PILE CAPS TYPICALLY HAVE SEVERE FUNGAL DECAY RESULTING IN UP TO 90% LOSS OF CROSS-SECTIONAL AREA ON THE OUTSHORE 2 FEET. REPAIR BY INSTALLING SISTER CAPS - SEE DETAIL



**FOR NOTICE OF INTENT
NOT FOR CONSTRUCTION**

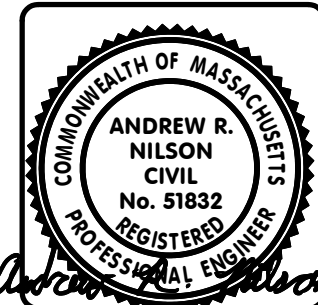
MPS	7/16/25
Down by:	Design file no.
TEQ	MPS
Reviewed by:	Scale:
ARN	AS NOTED

[illegible]



CHILDS
ENGINEERING

34 WILLIAM WAY, BELLINGHAM, MA 02019 U.S.A.
Phone: (508) 966-9092
E-mail: mail@childseng.com

[illegible]

Designed by:	MPS	Date:	7/17/25
Drawn by:	TEQ	Old by:	Design file no.
	MPS		315625 X105
Reviewed by:	ARN	Scale:	AS NOTED

BARKINGT CRAB RESTAURANT
88 SLEEPER STREET
SOUTH BOSTON, MA

Sheet
reference
number:

X-05
Sheet 5 of 5

APPENDIX C

Abutters List and Notification Forms



**AFFIDAVIT OF SERVICE
FOR ABUTTER NOTIFICATION**

**Under the Massachusetts Wetlands Protection Act
and Boston Wetlands Ordinance**

I, _____, hereby certify under pains and penalties of perjury that that at least one week prior to the public hearing, I gave notice to abutters in compliance with the second paragraph of Massachusetts General Laws Chapter 131, section 40, and the DEP Guide to Abutter Notification dated April 8, 1994, in connection with the following matter:

A _____ was filed under the Massachusetts Wetlands Protection Act and/or the Boston Wetlands Ordinance by _____ for _____ located at _____.

The Abutter Notification For, the list of abutters to whom it was given, and their addresses are attached to this Affidavit of Service.

Name

Date

CALAMARI COURT INC
C/O THE DAILY CATCH SEAPORT
12 Northern Av
Boston, MA 2210

CHILDREN'S MUSEUM CORP
28 Sleeper St
Boston, MA 2210

CITY OF BOSTON
Northern Av
Boston, MA 2210

CITY OF BOSTON
64 Sleeper St
Boston, MA 2210

HHLP BOSTON SEAPORT
C/O HERSHA HOSPITALITY TRUST
66 Sleeper St
Boston, MA 2210

NFLSRE 51 SLEEPER LLC
C/O SLK GLOBAL SOLUTIONS AMERICA
51 Sleeper St
Boston, MA 2210

ONE SEAPORT CONDOMINIUM TRUST
C/O BERKSHIRE GROUP
23 Northern Av
Boston, MA 2210

ONE SEAPORT CONDOMINIUM TRUST
C/O ALTUS GROUP
23 Northern Av RESIDENTIAL Boston MA
02110
Boston, MA 2210

ONE SEAPORT RETAIL UNIT SECONDARY
CONDOMINIUM TRUST
C/O WS ASSET MANAGEMENT INC
23 Northern Av
Boston, MA 2210

ROMAN CATHOLIC ARCHBISHOP OF
BOSTON
C/O ROAMN CATHOLIC ARCHBISHOP
OF BOSTON
51 Seaport Blvd
Boston, MA 2210

SEAPORT SQUARE DEVELOPMENT
C/O WS DEVELOPMENT LLC
Seaport Blvd
Boston, MA 2210

UNITED STATES OF AMERICA
12 Northern Av Boston MA 02110
Boston, MA 2110





NOTIFICATION TO ABUTTERS
BOSTON CONSERVATION COMMISSION

By Hand Delivery, Certified Mail (return receipt requested), or Certificates of Mailing

This notification is required by law. You have received it because you are an abutting property owner to the project described below. The project requires a permit under the Massachusetts Wetlands Protection Act (M.G.L. c. 131, § 40) and/or the Boston Wetlands Ordinance (Boston City Code, Ordinances, Chapter 7-1.4). This notice does not automatically mean you have standing to appeal decisions made about the project. To learn how to request departmental action for the underlying matter, see 310 CMR 10.05(7)(a)4 of the Massachusetts Wetlands Protection Act regulations.

A. _____ has filed a request for a _____ with the Boston Conservation Commission seeking permission to alter an area subject to protection under the Wetlands Protection Act (M.G.L. c. 131, § 40) and/or the Boston Wetlands Ordinance (Boston City Code, Ordinances, Chapter 7-1.4).

B. The address of the lot where the activity is proposed is _____.

C. The project involves _____.

D. Information about the proposed project, as well as the date and time of the public hearing, can be obtained from Boston Conservation Commission staff by contacting them at cc@boston.gov or 617-635-3850 between the hours of 9 am - 5 pm, Monday - Friday.

E. Copies of the application may also be obtained from _____ by contacting them at _____ between the hours of _____, _____.

F. In accordance with Chapter 107 of the Acts of 2022, the public hearing will take place virtually at <https://us02web.zoom.us/j/86801723247>. If you are unable to use Zoom, you can call 1-929-205-6099, enter Meeting ID 868 0172 3247 #, and use # as your participant ID to participate in the hearing.

G. Notice of the public hearing, including its date, time, and place, will be published at least five (5) business days in advance of the meeting in the Boston Herald and on www.boston.gov/public-notices.

H. If you would like to provide comments, you may attend the public hearing or send written comments to cc@boston.gov or Environment Department, 1 City Hall Square, Room 709, Boston, MA 02201.

I. If you plan to attend the public hearing and are in need of interpretation, please notify staff at cc@boston.gov by noon on the Friday before the hearing. Please note that you must use Zoom to access interpretation services.

J. For general questions about the Wetlands Protection Act, you may contact the Massachusetts Department of Environmental Protection (MassDEP) Northeast Regional Office (NERO) by calling the MassDEP NERO Wetlands Helpline at 978-694-3405. MassDEP NERO Staff do not have detailed information about this project.

■



BABEL NOTICE

English:

IMPORTANT! This document or application contains **important information** about your rights, responsibilities and/or benefits. It is crucial that you understand the information in this document and/or application, and we will provide the information in your preferred language at no cost to you. If you need them, please contact us at cc@boston.gov or 617-635-3850.

Spanish:

¡IMPORTANTE! Este documento o solicitud contiene **información importante** sobre sus derechos, responsabilidades y/o beneficios. Es fundamental que usted entienda la información contenida en este documento y/o solicitud, y le proporcionaremos la información en su idioma preferido sin costo alguno para usted. Si los necesita, póngase en contacto con nosotros en el correo electrónico cc@boston.gov o llamando al 617-635-3850.

Haitian Creole:

AVI ENPÒTAN! Dokiman oubyen aplikasyon sa genyen **enfòmasyon ki enpòtan** konsènan dwa, responsablite, ak/oswa benefis ou yo. Li enpòtan ke ou konprann enfòmasyon ki nan dokiman ak/oubyen aplikasyon sa, e n ap bay enfòmasyon an nan lang ou prefere a, san ou pa peye anyen. Si w bezwen yo, tanpri kontakte nou nan cc@boston.gov oswa 617-635-3850.

Traditional Chinese:

非常重要！這份文件或是申請表格包含關於您的權利，責任，和／或福利的重要信息。請您務必完全理解這份文件或申請表格的全部信息，這對我們來說十分重要。我們會免費給您提供翻譯服務。如果您有需要請聯系我們的郵箱 cc@boston.gov 電話# 617-635-3850..

Vietnamese:

QUAN TRỌNG! Tài liệu hoặc đơn yêu cầu này chứa **thông tin quan trọng** về các quyền, trách nhiệm và/hoặc lợi ích của bạn. Việc bạn hiểu rõ thông tin trong tài liệu và/hoặc đơn yêu cầu này rất quan trọng, và chúng tôi sẽ cung cấp thông tin bằng ngôn ngữ bạn muốn mà không tính phí. Nếu quý vị cần những dịch vụ này, vui lòng liên lạc với chúng tôi theo địa chỉ cc@boston.gov hoặc số điện thoại 617-635-3850.

Simplified Chinese:

非常重要！这份文件或是申请表格包含关于您的权利，责任，和／或福利的重要信息。请您务必完全理解这份文件或申请表格的全部信息，这对我们来说十分重要。我们会免费给您提供翻译服务。如果您有需要请联系我们的邮箱 cc@boston.gov 电话# 617-635-3850.

Cape Verdean Creole:

INPUKANTU! Es dukumentu ó aplikason ten **informason inpuKantU** sobri bu direitus, rasponsabilidadi i/ó benefisius. Ê krusial ki bu intendi informason na es dukumentu i/ó aplikason ó nu ta da informason na língua di bu preferênsia sen ninhun kustu pa bó. Si bu prisiza del, kontata-nu na cc@boston.gov ó 617-635-3850.

Arabic:

مهم! يحتوي هذا المستند أو التطبيق على معلومات مهمة حول حقوقك ومسؤولياتك أو فوائده. من الأهمية أن تفهم المعلومات الواردة في هذا المستند أو التطبيق. سوف نقدم المعلومات بلغتك المفضلة دون أي تكلفة عليك. إذا كنت في حاجة إليها، يرجى الاتصال بنا على

cc@boston.gov أو 617-635-3850.

Russian:

ВАЖНО! В этом документе или заявлении содержится **важная информация** о ваших правах, обязанностях и/или льготах. Для нас очень важно, чтобы вы понимали приведенную в этом документе и/или заявлении информацию, и мы готовы бесплатно предоставить вам информацию на предпочитаемом вами языке. Если Вам они нужны, просьба связаться с нами по адресу электронной почты cc@boston.gov, либо по телефону 617-635-3850.

Portuguese:

IMPORTANTE! Este documento ou aplicativo contém **Informações importantes** sobre os seus direitos, responsabilidades e/ou benefícios. É importante que você compreenda as informações contidas neste documento e/ou aplicativo, e nós iremos fornecer as informações em seu idioma de preferência sem nenhum custo para você. Se precisar deles, fale conosco: cc@boston.gov ou 617-635-3850.

French:

IMPORTANT ! Ce document ou cette demande contient des **informations importantes** concernant vos droits, responsabilités et/ou avantages. Il est essentiel que vous compreniez les informations contenues dans ce document et/ou cette demande, que nous pouvons vous communiquer gratuitement dans la langue de votre choix. Si vous en avez besoin, veuillez nous contacter à cc@boston.gov ou au 617-635-3850.

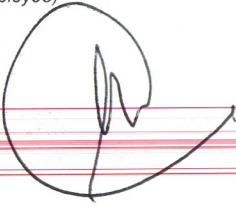
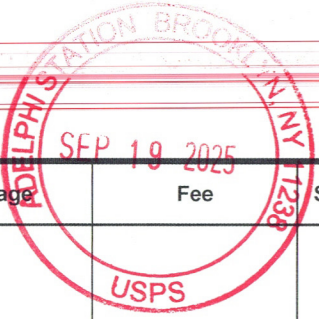


APPENDIX D

Proof of Mailings



Certificate of Mailing — Firm

Name and Address of Sender MELANIE FLOWERS CHILDS ENGINEERING CORPORATION 34 WILLIAM WAY BELLINGHAM, MA 02019-1527		TOTAL NO. of Pieces Listed by Sender 12	TOTAL NO. of Pieces Received at Post Office™ 12	Affix Stamp Here <i>Postmark with Date of Receipt.</i>			
		Postmaster, per (name of receiving employee) 		 0000 			
USPS® Tracking Number Firm-specific Identifier		Address (Name, Street, City, State, and ZIP Code™)		Postage	Fee	Special Handling	Parcel Airlift
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2. jobtag/GDRORkQ1		CITY OF BOSTON NORTHERN AV BOSTON, MA 02210					
3. jobtag/cnoWF04f		ONE SEAPORT CONDOMINIUM TRUST 23 NORTHERN AV BOSTON, MA 02210					
4. jobtag/BEIkbLuJ		CHILDREN'S MUSEUM CORP 28 SLEEPER ST BOSTON, MA 02210					
5. jobtag/frOJsDmq		CITY OF BOSTON 64 SLEEPER ST BOSTON, MA 02210					
6. jobtag/2jQOhAbz		HHLP BOSTON SEAPORT 66 SLEEPER ST BOSTON, MA 02210					

U.S. POSTAGE PAID
BROOKLYN, NY
11238
SEP 19, 25
AMOUNT
\$8.40
S2324D501876-10



Certificate of Mailing — Firm

Name and Address of Sender MELANIE FLOWERS CHILDS ENGINEERING CORPORATION 34 WILLIAM WAY BELLINGHAM, MA 02019-1527	TOTAL NO. of Pieces Listed by Sender 12	TOTAL NO. of Pieces Received at Post Office™	Affix Stamp Here <i>Postmark with Date of Receipt.</i>
Postmaster, per (name of receiving employee)			

USPS® Tracking Number Firm-specific Identifier	Address (Name, Street, City, State, and ZIP Code™)	Postage	Fee	Special Handling	Parcel Airlift
1. jobtag/GrZNhOcD	NFLSRE 51 SLEEPER LLC 51 SLEEPER ST BOSTON, MA 02210				
2. jobtag/Rt0KYbhp	ONE SEAPORT RETAIL UNIT SECONDARY CONDOMINIUM TRUST 23 NORTHERN AV BOSTON, MA 02210				
3. jobtag/yi7Zow38	SEAPORT SQUARE DEVELOPMENT SEAPORT BLVD BOSTON, MA 02210				
4. jobtag/mMrs5oh0	ROMAN CATHOLIC ARCHBISHOP OF BOSTON 51 SEAPORT BLVD BOSTON, MA 02210				
5. jobtag/cx0PmTob	CALAMARI COURT INC 12 NORTHERN AV BOSTON, MA 02210				
6. jobtag/ROkYQdh5	UNITED STATES OF AMERICA 12 NORTHERN AV BOSTON, MA 02110				