



DIVISION OF FISHERIES & WILDLIFE

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MASS.GOV/MASSWILDLIFE

January 12, 2022

West Tisbury Conservation Commission
1059 State Road
West Tisbury, MA 02575

Miss Ollie's Beach Nominee Trust
c/o Schofield, Barbini & Hoehn, Inc.

RE: Project Location: 139 Little Homer's Pond Road
 Project Description: Re-Construction of Single Family Home, Associated Site Work
 DEP Wetlands File No.: 079-0447
 NHESP File No.: **12-30916; Conservation & Management Permit 018-328.DFW**

Dear Commissioners & Applicant:

The applicant listed above has submitted a Notice of Intent with site plans entitled "Little Homer's Pond House" (prepared by MaryAnn Thompson Architects; the "Project Plan") to the Natural Heritage & Endangered Species Program of the Massachusetts Division of Fisheries & Wildlife (the "Division"), in compliance with the rare wildlife species section of the Massachusetts Wetlands Protection Act Regulations (310 CMR 10.59).

The project, as currently proposed, includes removal and re-construction of a single-family home, pool, garage, driveway, landscaping, and associated site work as shown on the Project Plan. No work, clearing, grading, stockpiling, or any other soil or vegetation disturbance activities will occur outside the Limit of Work shown on the Project Plan; the Limit of Work will be monumented with temporary symbolic flagging throughout the construction period.

Based on a review of the information that was provided and the information that is currently contained in our database, the Division has determined that this project, as currently proposed, **will not adversely affect** the actual Resource Area Habitat of state-protected rare wildlife species, **provided all conditions of the Conservation & Management Permit referenced above are adhered to**. Therefore, it is our opinion that this project appears to meet the state-listed species performance standard for the issuance of an Order of Conditions.

Please note that this determination addresses only the matter of **rare** wildlife habitat and does not pertain to other wildlife habitat issues that may be pertinent to the proposed project. If you have any questions regarding this letter please contact Jesse Leddick, Chief of Regulatory Review, at (508) 389-6386.

Sincerely,

Everose Schlüter, Ph.D.
Assistant Director

cc: MA DEP Southeast Region

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