

FWR 10.00 FALMOUTH CONSERVATION COMMISSION

FWR 10.99
Form AG

File No.

Town of
Falmouth

Applicant

**Notice for Agricultural Work
on Land Actively in Agricultural Use
Falmouth Wetlands Bylaw
Chapter 235 of the Code of Falmouth**

Part I: General Information

1. Property Owner _____ Tel.
Address

2. Location: Street Address
Lot Number

3. Agricultural Activities:
Producing or raising the following agricultural commodities for commercial purposes:

- animals, including but not limited to livestock, poultry, and bees;
- fruits, vegetables, berries, nuts, and other foods for human consumption;
- feed, seed, forage, tobacco, flowers, sod, nursery or greenhouse products, and ornamental plants or shrubs;
- forest products under a planned program to improve the quantity and quality of a continuous crop.

4. The normal maintenance of land actively in agricultural use that will be undertaken this year, which in all cases does not include placing substantial amounts of fill in Land Subject to Flooding or Freshwater Wetland, or filling or dredging a Salt Marsh, and will result in no enlargement as to the geographical extent of existing activities, are directly related to production or raising of the agricultural commodities referenced above, and will be undertaken in such a manner as to prevent erosion and siltation of adjacent water bodies and wetlands, and will be conducted in accordance with federal and state laws, are:

- crop management practices, not to include drainage in a Freshwater Wetland, customarily employed to enhance existing growing conditions:
 - tillage
 - irrigating
 - shading
 - trellising
 - mulching
 - pruning
 - other

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and customary harvesting practices such as:

- | | | |
|------------------------------------|-------------------------------------|------------------------------------|
| <input type="checkbox"/> digging | <input type="checkbox"/> picking | <input type="checkbox"/> combining |
| <input type="checkbox"/> threshing | <input type="checkbox"/> windrowing | <input type="checkbox"/> drying |
| <input type="checkbox"/> baling | <input type="checkbox"/> curing | |

- the use of fertilizers, manures, compost materials, and other soil amendments; pesticides and herbicides; and other such materials;
- the repair or replacement of existing access roads and livestock crossings;
- the maintenance of existing windbreaks and hedgerows;
- the maintenance and repair of existing fences and the management of temporary fence lines;
- the cleaning, clearing, grading, repairing, dredging, or restoring of existing man-made water management systems listed below in order to provide drainage, prevent erosion, provide more effective use of water, or provide for efficient use of equipment, and all for the purpose of maintaining favorable conditions for ongoing growing or raising of agricultural commodities.

- | | | |
|--|---|---|
| <input type="checkbox"/> reservoirs | <input type="checkbox"/> farm ponds | <input type="checkbox"/> irrigation systems |
| <input type="checkbox"/> field ditches | <input type="checkbox"/> cross ditches | <input type="checkbox"/> canals/channels |
| <input type="checkbox"/> grass waterways | <input type="checkbox"/> vents | <input type="checkbox"/> dikes |
| <input type="checkbox"/> watering facilities | <input type="checkbox"/> sub-surface drainage systems | |

- the repair and maintenance of existing farm structures
- the seeding of eroded or disturbed areas
- the keeping of livestock and poultry and the management of beehives
- the cultivation of cranberries, including the following practices:
 - the application of sand to existing bogs and the excavation of sand from sand pits;
 - the repair and reconstruction of water control structures including flumes, pumps, dikes, and piping above and below the ground;
 - the regrading, including modification of drainage, and replanting of existing cranberry bogs;
 - the repair and replacement of dikes;
 - water harvesting activities; and
 - flooding in a cranberry bog and flood release from a cranberry bog;
- the cutting and removal of trees for the purpose of selling said trees or any products derived therefrom, carried out in the following manner:
 - a. every reasonable effort will be made to avoid or minimize access through Areas Subject to Protection

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Under the Bylaw;

b. where access through Areas Subject to Protection Under the Bylaw is necessary, every reasonable effort will be made to gain said access without constructing new accessways including, but not limited to, maintaining and improving (but not substantially enlarging) existing accessways, and operations shall be conducted when the soil is frozen, dry or otherwise stable;

c. where access is determined impracticable without constructing new accessways, said accessways shall be designed, constructed and maintained in accordance with U.S. Forest Service logging road standards, and will be removed and the site returned to previously existing conditions within one year;

d. all channel crossings will be stabilized to prevent erosion, using standard U.S. Forest Service methods. When crossings involve fill or other closed or semi-closed structures which will obstruct flow, they will be designed, constructed and maintained in accordance with U.S. Forest Service standards, shall allow the unobstructed passage of existing flows for at least the ten-year storm, and shall be removed and the site returned to existing conditions within one year of construction;

e. all soils which are exposed during and after work will be stabilized to prevent said soils from eroding into open water bodies, in accordance with standard U.S. Forest Service methods;

f. all operations will be conducted in accordance with a cutting plan approved by the Massachusetts Department of Environmental Management District Forester; and

g. a written notice describing the proposed cutting and removal of trees is included with this form

5. I understand that land actively in agricultural use shall have produced a commercial crop for three (3) of the five (5) immediately preceding years and that the Commission may require appropriate documentation to demonstrate active agricultural use.

Information provided will be used in evaluating the notice of normal maintenance of land actively in agricultural use and is made a matter of public record through the Public Record Act. Disclosure of this information is voluntary; however, if necessary information is not provided, the exemption cannot be granted.

I hereby certify under the pains and penalties of perjury that the foregoing notice to the Commission, and accompanying plans, documents and supporting data are true and complete, to the best of my knowledge.

Signature

Date