

DUXBURY WETLAND REGULATIONS

CONSERVATION COMMISSION DUXBURY, MASSACHUSETTS

CONTENTS

PART I. PURPOSE AND PROCEDURES	3
1.0. Authority, Purpose, and Wetland Values	3
2.0. Jurisdiction	4
3.0. Regulated Activities	4
4.0. Exceptions	5
5.0. Promulgations of Regulations	5
6.0. Definitions	6
7.0. Procedures	7
8.0. Emergency Certification	15
9.0. Right of Entry	15
10.0. Enforcement	15
11.0. Security	16
12.0. Burden of Proof	16
13.0. Fees	16
14.0. Appeals	18
15.0. Severability	18
16.0. Relation to Other Federal, State and Local Statues	18
PART II. REGULATIONS	20
17.0. LAND UNDER WATER BODIES	20
17.1. Land Under the Ocean	20
17.2. Land Under Salt Ponds	21
17.3. Land under Inland Water Bodies and Waterways – Rivers, Creeks, Streams, Ponds, Ditches or Flats	22
18.0. LAND BORDERING ON THE OCEAN	24
18.1. Coastal Banks	24
18.2. Coastal Beaches and Tidal Flats	27
18.3. Coastal Dunes	30
18.4. Salt Marshes	31
18.5. Land Containing Shellfish	33

19.0. LAND SUBJECT TO FLOODING OR INUNDATION BY GROUNDWATER OR SURFACE WATER	34
19.1. Land subject to Flooding (Bordering and Isolated Land Subject to Flooding and Vernal Pools)	34
19.2. Inland Banks and Beaches	37
19.3. Bordering and Isolated Vegetated Wetlands	39
20.0. LAND SUBJECT TO COASTAL STORM FLOWAGE	42
20.1. Land Subject to Coastal Storm Flowage	42
20.2. Barrier Beaches	47
21.0. RIVERS	48
21.1. Riverfront Area	48
21.2. Anadromous/Catadromous Fish Runs, Banks Along Fish Runs, and Land Under Fish Runs	52
22.0. BUFFER ZONE	53
23.0. PROJECT-SPECIFIC PERFORMANCE STANDARDS	56
23.1. Septic Systems	56
23.2. Pools and Tennis Courts	58
23.3. Landscaping	58
23.4. Coverage	58
23.5. Impervious Coverage	58
23.6. Piers	59
23.7. Underground Storage Tanks	60
23.8. Filling	60
23.9. Structures	61
23.10. Sheds	61
23.11. Decks	61
23.12. Other	61
APPENDIX A Application Filing Fee Schedule	63
APPENDIX B Application Filing Requirements & Forms	64