

**LEGAL NOTICE**

**PUBLIC NOTICE  
and OPPORTUNITY FOR  
COMMENT ON PROPOSED  
DE MINIMIS IMPACT  
DETERMINATION ON SECTION  
4(F) RESOURCES –  
Wilmington Dog Park  
and Yentile Farm  
Recreational Facility**

**PROJECT:** Reconstruction of  
Route 38 (#608051)

**CITY/TOWN:** Wilmington

**PROPONENT:** MassDOT

This notice will initiate review of the above-referenced project pursuant to Section 4(f) of the DOT Act of 1966 (23 CFR 774). Information specific to the proposed project and its impacts, avoidance, minimization, mitigation, or enhancement measures may be obtained from:

Noah Boland

10 Park Plaza, Room 7360

Boston, MA 02116

Noah.M.Boland@DOT.state.ma.us

The project, as designed, will require permanent easements and temporary construction easements within the Wilmington Dog Park and Yentile Farm Recreational Facility to facilitate the reconstruction of Route 38. Both properties are protected as significant public recreational resources under Section 4(f) of the DOT Act.

The project requires permanent easements totaling 9,084 square feet on the Wilmington Dog Park that encompass the parking lot and sections of the park that border Route 38. The easements are required for construction of a detention basin and guardrails, and hydrant relocation. The Yentile Farm Recreational Facility will have one fee taking totaling 1,099 square feet and six permanent easements totaling 4,186 square feet. The fee taking and permanent easements are required for roadway widening and sidewalk construction, utility pole relocation, and drainage outfall construction.

This notice is being published in an effort to solicit public comments on the impacts this project will have on the referenced parcels. Given that the nature of the impacts is associated with increasing pedestrian connectivity and increased stormwater mitigation, no recreational functions associated with the areas will be impaired as result of the project.

MassDOT intends to pursue a determination that the proposed permanent easements meet the definition of de minimis (or minor) impacts, as specified under 23 CFR 774.17(5). A de minimis finding is being made based on the preliminary assessment that the proposed use of this resource will have no adverse effect on the recreational activities, features or attributes qualifying it for Section 4(f) protection. All persons wishing to comment on the project should write to Noah Boland, 10 Park Plaza, Room 7360, Boston, Massachusetts 02116, referencing the above referenced project within 15 days of this notice. Comments will become part of the official record and will be considered when making future project-related decisions.

By Noah Boland

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5/8/24