



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

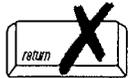
Acton
City/Town

WPA Form 1- Request for Determination of Applicability

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

A. General Information

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



1. Applicant:

Church of the Good Shepherd, Acton
Name
164 Newtown Road
Mailing Address
Acton
City/Town
978-263-5782
Phone Number
raylyons@raylyons.com
E-Mail Address
MA
State
01720
Zip Code
Fax Number (if applicable)

2. Representative (if any):

Attorney Ray Lyons
Firm
Ray Lyons
Contact Name
206 Ayer Road, Suite 4
Mailing Address
Harvard
City/Town
978-456-8400
Phone Number
raylyons@raylyons.com
E-Mail Address
MA
State
01451
Zip Code
978-456-8409
Fax Number (if applicable)

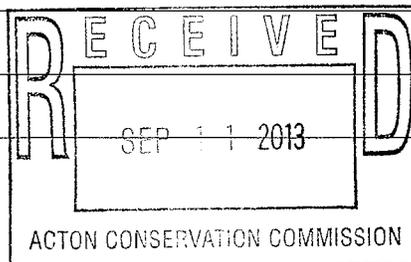
B. Determinations

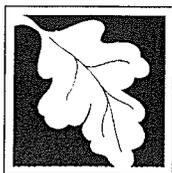
1. I request the Acton Conservation Commission make the following determination(s). Check any that apply:

- a. whether the **area** depicted on plan(s) and/or map(s) referenced below is an area subject to jurisdiction of the Wetlands Protection Act.
- b. whether the **boundaries** of resource area(s) depicted on plan(s) and/or map(s) referenced below are accurately delineated.
- c. whether the **work** depicted on plan(s) referenced below is subject to the Wetlands Protection Act.
- d. whether the area and/or work depicted on plan(s) referenced below is subject to the jurisdiction of any **municipal wetlands ordinance or bylaw** of:

Acton
Name of Municipality

- e. whether the following **scope of alternatives** is adequate for work in the Riverfront Area as depicted on referenced plan(s).





WPA Form 1- Request for Determination of Applicability

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

C. Project Description

1. a. Project Location (use maps and plans to identify the location of the area subject to this request):

164 Newtown Road	Acton
Street Address	City/Town
D-3	13
Assessors Map/Plat Number	Parcel/Lot Number

b. Area Description (use additional paper, if necessary):

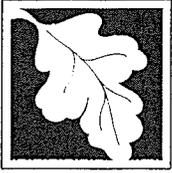
Most work (and all digging work) is within an existing lawn area. Excepting the existing drainage swale, a crest of higher ground lies between the proposed work and the wetland resource area. The swale diverts water away from the most important part of the wetland, allowing ample opportunity for water to be cleansed before it reaches the main wetland area. Very little soil will be moved, so the risk of silt reaching the wetlands is zero or almost zero.

c. Plan and/or Map Reference(s):

"Plan For Request For Determination of Applicability to Acton Conservation Commission" prepared by Ray Lyons	September 6, 2013
Title	Date
_____	_____
Title	Date
_____	_____

2. a. Work Description (use additional paper and/or provide plan(s) of work, if necessary):

1. Dig ~400 SF hole to install underground propane tank and narrow trench to the church for the propane supply line. 2. Dig 2nd narrow trench, roughly parallel to the trench for the propane feed line, fill with pea stone and 6" perforated PVC pipe. 3. Remove and trim trees within 25 feet of the edge of lawn. 4. Remove or modify existing landscape timbers and sand in and around the play area to allow roof/stormwater to flow away from the building (eventually to the 6" perforated PVC pipe), add impremiable soils along the foundation to move water away from the church building. All excess soils to be removed from the site or moved to existing upland areas that are at least 100 feet from BVWs.



WPA Form 1- Request for Determination of Applicability

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

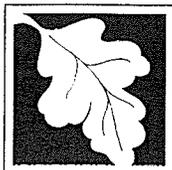
C. Project Description (cont.)

b. Identify provisions of the Wetlands Protection Act or regulations which may exempt the applicant from having to file a Notice of Intent for all or part of the described work (use additional paper, if necessary).

3. a. If this application is a Request for Determination of Scope of Alternatives for work in the Riverfront Area, indicate the one classification below that best describes the project.

- Single family house on a lot recorded on or before 8/1/96
- Single family house on a lot recorded after 8/1/96
- Expansion of an existing structure on a lot recorded after 8/1/96
- Project, other than a single family house or public project, where the applicant owned the lot before 8/7/96
- New agriculture or aquaculture project
- Public project where funds were appropriated prior to 8/7/96
- Project on a lot shown on an approved, definitive subdivision plan where there is a recorded deed restriction limiting total alteration of the Riverfront Area for the entire subdivision
- Residential subdivision; institutional, industrial, or commercial project
- Municipal project
- District, county, state, or federal government project
- Project required to evaluate off-site alternatives in more than one municipality in an Environmental Impact Report under MEPA or in an alternatives analysis pursuant to an application for a 404 permit from the U.S. Army Corps of Engineers or 401 Water Quality Certification from the Department of Environmental Protection.

b. Provide evidence (e.g., record of date subdivision lot was recorded) supporting the classification above (use additional paper and/or attach appropriate documents, if necessary.)



WPA Form 1- Request for Determination of Applicability

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

D. Signatures and Submittal Requirements

I hereby certify under the penalties of perjury that the foregoing Request for Determination of Applicability and accompanying plans, documents, and supporting data are true and complete to the best of my knowledge.

I further certify that the property owner, if different from the applicant, and the appropriate DEP Regional Office were sent a complete copy of this Request (including all appropriate documentation) simultaneously with the submittal of this Request to the Conservation Commission.

Failure by the applicant to send copies in a timely manner may result in dismissal of the Request for Determination of Applicability.

Name and address of the property owner:

Church of the Good Shepherd, Acton

Name

164 Newtown Road

Mailing Address

Acton

City/Town

MA

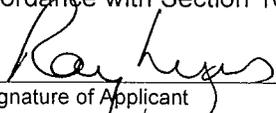
State

01720

Zip Code

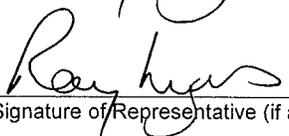
Signatures:

I also understand that notification of this Request will be placed in a local newspaper at my expense in accordance with Section 10.05(3)(b)(1) of the Wetlands Protection Act regulations.


Signature of Applicant

September 11, 2013

Date


Signature of Representative (if any)

September 11, 2013

Date