



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:

DG Custom Homes, LLC
Name
1 Acton Court
Mailing Address
Maynard
City/Town
978-479-2553
Phone Number
gogo1212@verizon.net
E-Mail Address
MA
State
01754
Zip Code
Fax Number (if applicable)

2. Representative (if any):

Lakeview Engineering Associates
Firm
Stephen E. Poole
Contact Name
P.O. Box 787
Mailing Address
Hudson
City/Town
508-232-8302
Phone Number
stevep0780@aol.com
E-Mail Address
MA
State
01749
Zip Code
978-562-5183
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).
N/A



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C. Project Description

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

<u>337 West Acton Road</u>	<u>Stow</u>
Street Address	City/Town
<u>Acton Map G-1</u>	<u>Acton Parcel 314</u>
Assessors Map/Plat Number	Parcel/Lot Number

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

The project is the replacement of the existing, failed septic system that serves the existing house at 337 West Acton Road in Stow. The lot is approximately 0.98 acres in area, over 80% of which is in the Town of Stow. The Bordering Vegetated Wetland area is located in Acton, at the far end of the lot and on adjacent properties. The existing septic leaching area is located in Acton, within 45'+/- of the wetland area. The property slopes from the house toward the septic area and the wetlands. Soils on the lot are a sand & sandy gravels well suited to septic systems.

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

<u>Sewage Disposal System 337 West Acton Road, Stow, MA</u>	<u>10/17/14</u>
Title	Date
<u> </u>	<u> </u>
Title	Date
<u> </u>	<u> </u>
Title	Date

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

It is proposed to reconstruct the entire system in the same general area of the existing system as well offsets and the elevation of the existing house dictate this location. The proposed tank will be located within the Town of Stow and the leaching area will be in Acton. The grade of the sewer outlet in the house will be raised to allow the leaching area to meet the required groundwater offset based on high groundwater determination with the Board of Health. This will result in the SAS area being raised above existing grade and fill placed over the system. The system is being constructed in a man made low area between two berms and grading for the syem breakout will be primarily along the end of the ststem toward the wetlands. The proposed SAS area is located approximately sixty feet from the closest wetland flag and the breakout grading for the system is approximately fifty feet from the wetlands. All disturbed areas will be seeded after completion, to stabilize the slope.



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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).

The Wetland Protection Act has a presumption of compliance for septic systems that meet Title 5 and have been approved by the local Board of Health, as outlined in DEP Wetlands Policy 86-1, that are outside of fifty foot setback specified in Title 5. The proposed system is approximately sixty feet from the wetlands.

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.)



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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:

Joseph D. Goguen, DG Custom Homes, LLC
 Name
 1 Acton Court
 Mailing Address
 Maynard
 City/Town
 MA
 State

01754
 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

11/6/14
 Date


 Signature of Representative (if any)

11/6/14
 Date