



# 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:

Minuteman Ridge Homeowners Association, Inc. \_\_\_\_\_ lsmith@cranberryhill.com \_\_\_\_\_  
Name E-Mail Address  
P.O. Box 2159 \_\_\_\_\_  
Mailing Address  
Acton \_\_\_\_\_ MA \_\_\_\_\_ 01720 \_\_\_\_\_  
City/Town State Zip Code  
781-572-1100 \_\_\_\_\_  
Phone Number Fax Number (if applicable)

2. Representative (if any):

MMRHA \_\_\_\_\_  
Firm  
Larry Smith \_\_\_\_\_ lsmith@cranberryhill.com \_\_\_\_\_  
Contact Name E-Mail Address  
4 Captain Forbush Lane \_\_\_\_\_  
Mailing Address  
Acton \_\_\_\_\_ MA \_\_\_\_\_ 01720 \_\_\_\_\_  
City/Town State Zip Code  
781-572-1100 \_\_\_\_\_  
Phone Number Fax Number (if applicable)

## B. Determinations

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

- 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).



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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>One Deacon Hunt Drive</u>	<u>Acton</u>
Street Address	City/Town
<u>F2</u>	<u>104</u>
Assessors Map/Plat Number	Parcel/Lot Number

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

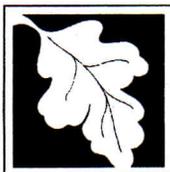
Area belonging to Minute Man Ridge Homeowners Association commonly referred to as the "Frog Pond." This is a naturalized area with a shallow, mucky pond, that has been overtaken by invasives. (see attached plan)

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

<u>Town of Acton GIS showing wetland and vegetative layers</u>	<u>1/8/2015</u>
Title	Date
<u>Street and aerial images from Google Maps</u>	<u>1/8/2015</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):

Work to be done centers around the area inside the fenced enclosure only. Invasive species such as oriental bittersweet (*Celastrus orbuculaus*), glossy buckthorn (*Frangula alnus*) and multiflora rose (*Rosa multiflora*) are the primary culprits and dominate the area. The far side of the pond has a severe infestation of bittersweet. Work would be limited to hand removal of invasives and repair of surrounding fence as needed. Removed material will be taken off site for disposal. There is a healthy stand of raspberries on the north side of the pond and Virginia Creeper growing which would benefit greatly from removal of the invasives. Once the area is cleaned up, we would like to install some nesting boxes for Wood Ducks. Once this major cleanup is completed, the Frog Pond will be included in the annual work effort that is held every spring with neighborhood participation to maintain the front entrance area.



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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).

There are no structures to be installed, other than the possibility of a fence post being replaced. No heavy equipment will be used within the fence area. A chipper may be used but it will be staged on the street adjacent to the Frog Pond. The intention is to maintain the area as a naturalized resource.

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:

Minuteman Ridge Homeowners Association, Inc.	
Name	
P.O. Box 2159	
Mailing Address	
Acton	
City/Town	
MA	01720
State	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

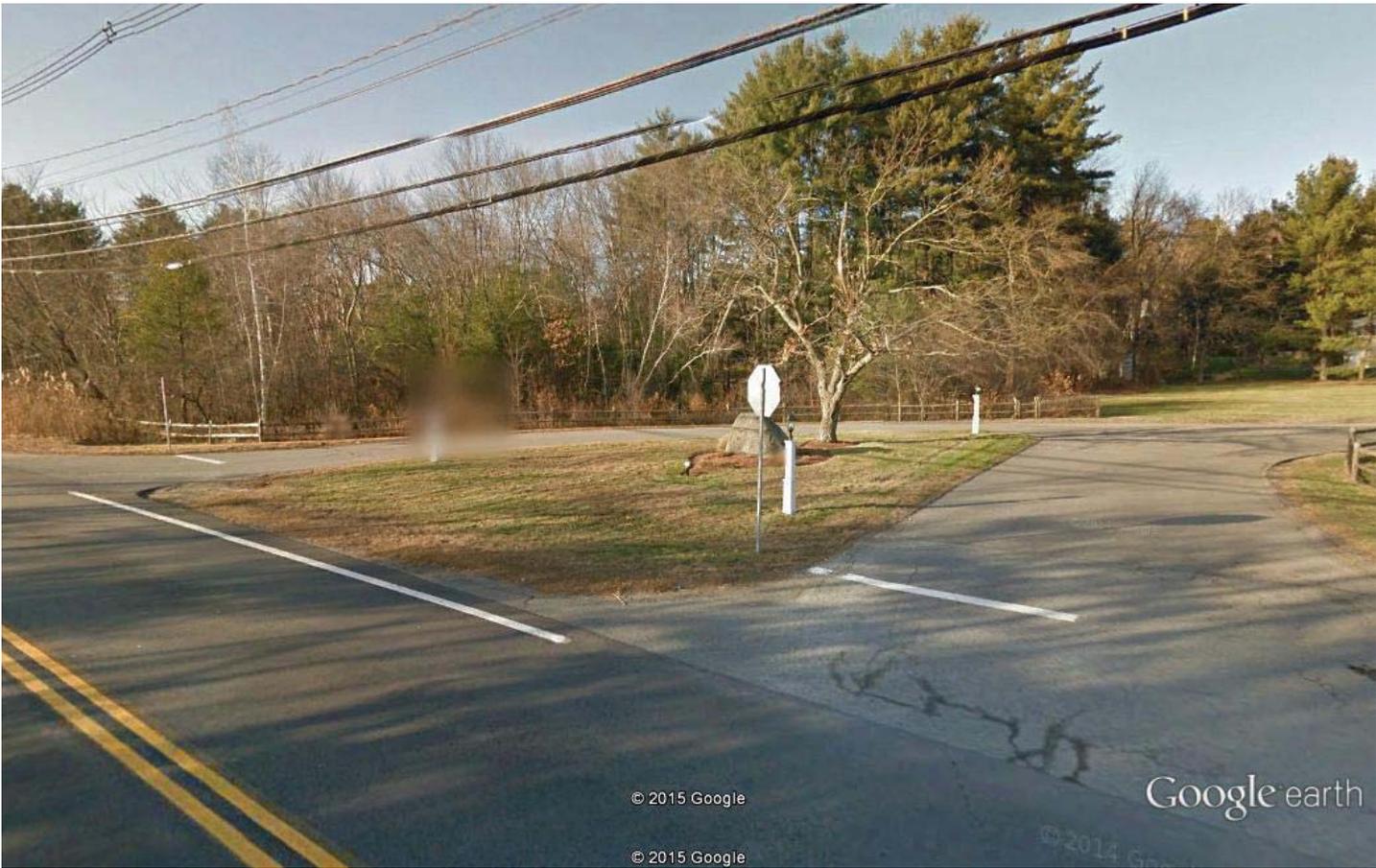
Date



01/14/2015

Signature of Representative (if any)

Date

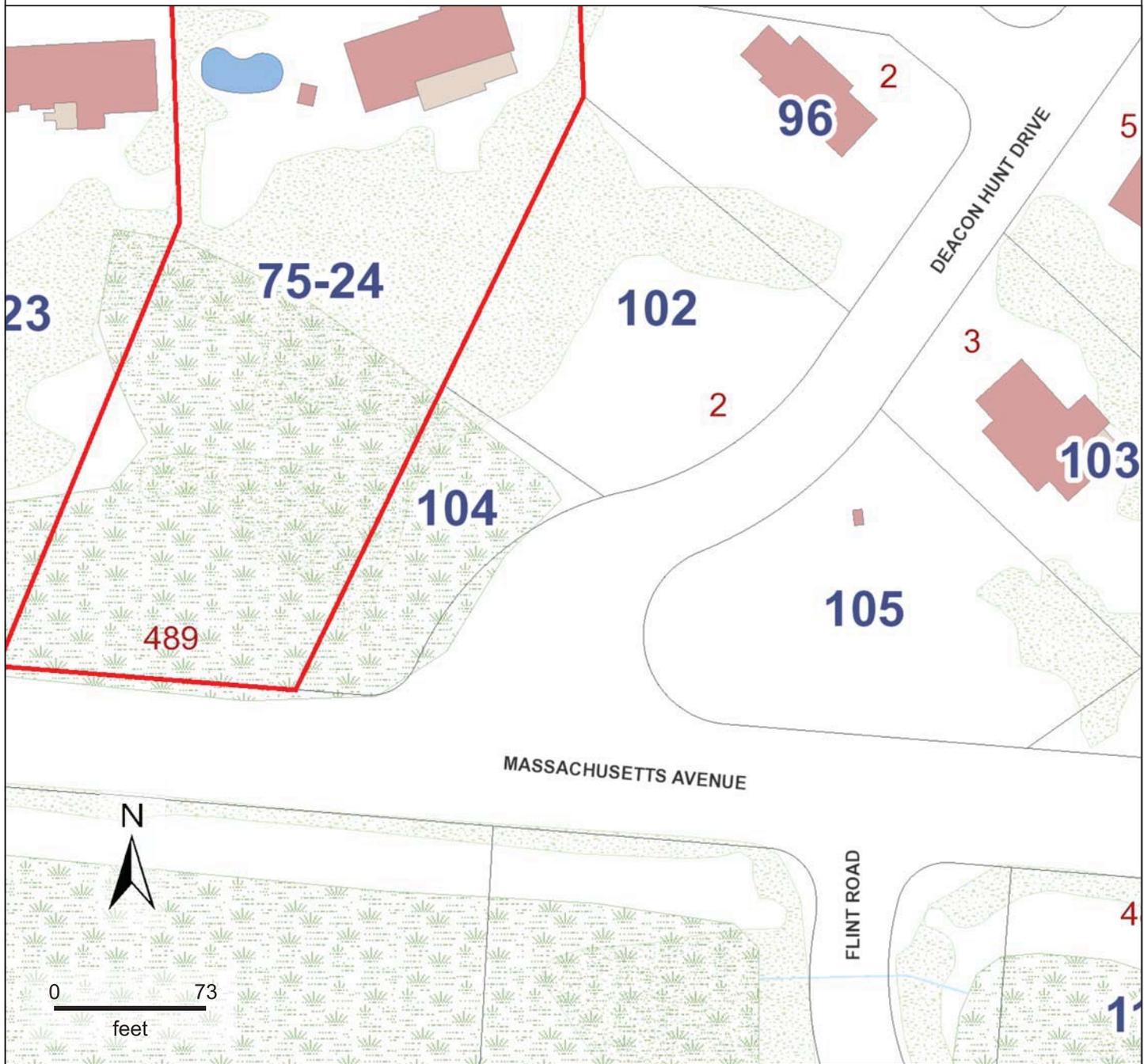


Google earth

feet  
meters



Parcel 104 MMR



Property Information

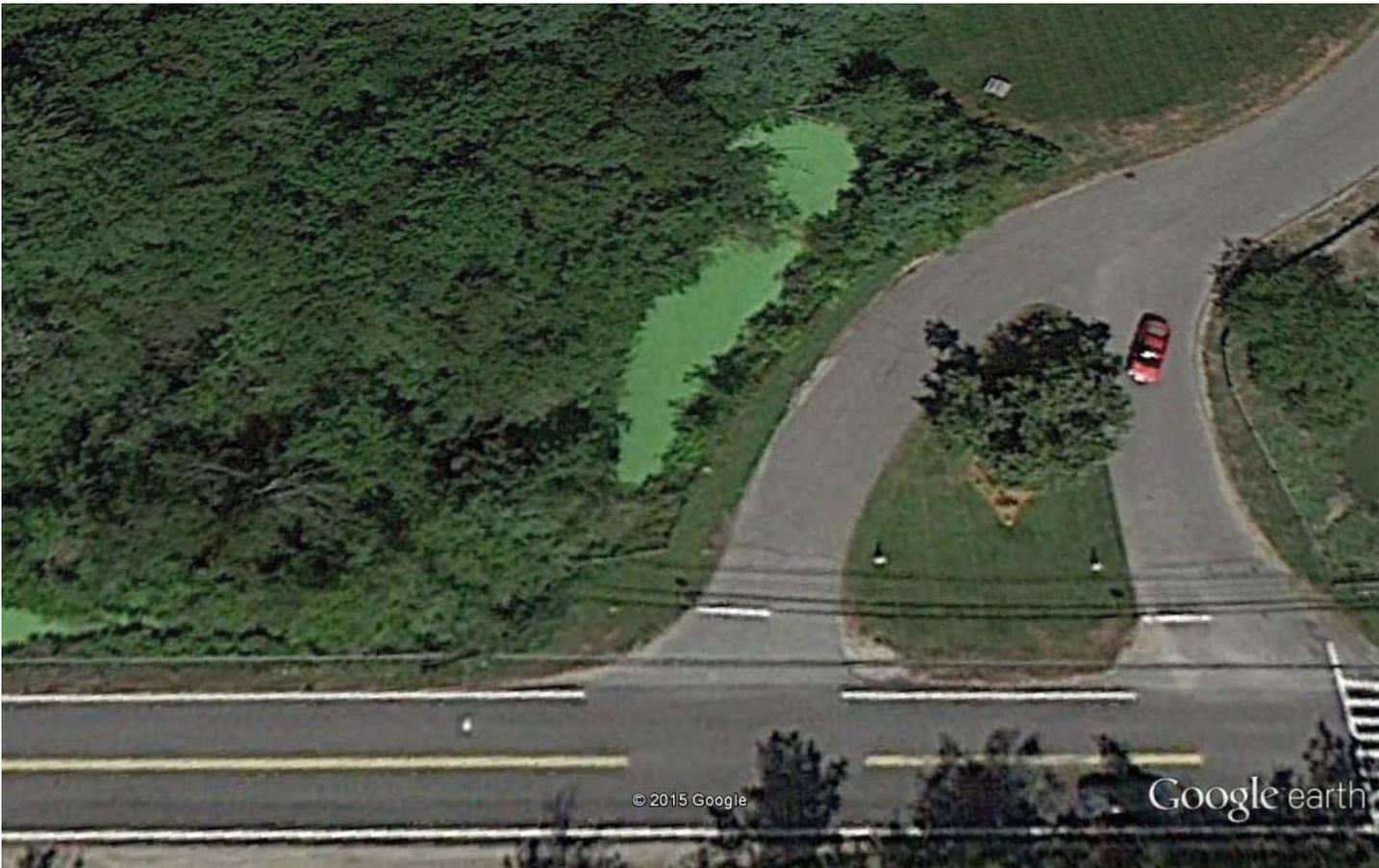
Property ID F2-75-24  
Location 4 CEDAR TERR



MAP FOR REFERENCE ONLY  
NOT A LEGAL DOCUMENT

This data set/map is for planning purposes only and should not be used for larger scale analysis. The Town of Acton shall not be held liable for any use of the data or images shown on this map, nor is any warranty of accuracy expressed. All uses of this data set/map are subject to field verification.





Google earth

feet  
meters





Traffic, Bicycling, Directions



MA-111  
Acton, Massachusetts  
Street View - Nov 2012