



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:

Acton Natural Resources Dept. nr@acton-ma.gov
 Name E-Mail Address

472 Main Street
 Mailing Address

Acton MA 01720
 City/Town State Zip Code

978-929-6350 978-929-9630
 Phone Number Fax Number (if applicable)

2. Representative (if any):

Acton Natural Resources Dept.
 Firm

Tom Tidman ttidman@acton-ma.gov
 Contact Name E-Mail Address

same
 Mailing Address

same
 City/Town State Zip Code

same
 Phone Number 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:

Town of Acton Local By-Law
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>120 Concord Road and 845 Main Street</u>	<u>Acton</u>
Street Address	City/Town
<u>G4-27 and C5-51</u>	<u>G4-27 and C5-51</u>
Assessors Map/Plat Number	Parcel/Lot Number

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

Ice House Pond open water body and adjacent unpaved parking area; and Robbins Mill Pond open water body and adjacent shoreline (SEE ATTACHED PLANS).

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

<u>Town of Acton Atlas</u>	<u>2012</u>
Title	Date
<u>Town of Acton Aerial photographs</u>	<u>2012</u>
Title	Date
<u>USGS - Billerica Quad</u>	<u>2008</u>
Title	Date

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

The environmental company, Aquatic Control Technology of Spencer, MA, will bring its H5-130 weed harvester boat to each pond on a trailer. Commence at Ice House Pond on July 13, 2015 and then to Robbins Mill Pond on July 16. The trailer will be backed into the pond from the adjacent shoreline until it is floating. The harvester will cut, collect and transport the water chestnut plants (*Trapa natans*) to a designated site approximately 30-50 feet from the water's edge for offloading. Once the pile has dewatered (about 2 weeks) the dried plants will be removed for composting. At Ice House Pond the dried plants will be scooped up by the Town of Acton Natural Resources Department front loader and dump truck and driven to North Acton to compost. At Robbins Mill Pond the dried plants will be transported by a neighbor's private tractor to a private compost pile. No water chestnuts seeds will be permitted to wash back into the pond. After the harvester equipment is finished collecting the plant material, all vegetation and debris will be removed from the pontoons, rake, paddle, wheels, drive chains, and sprockets. Infested areas not accessible to the harvester will be hand pulled by volunteer efforts once the mechanical harvesting is completed to ensure that no additional nutlets contribute to the existing seed bed. This process will be repeated for 2 additional summers (2016-2017).



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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).

n/a

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:

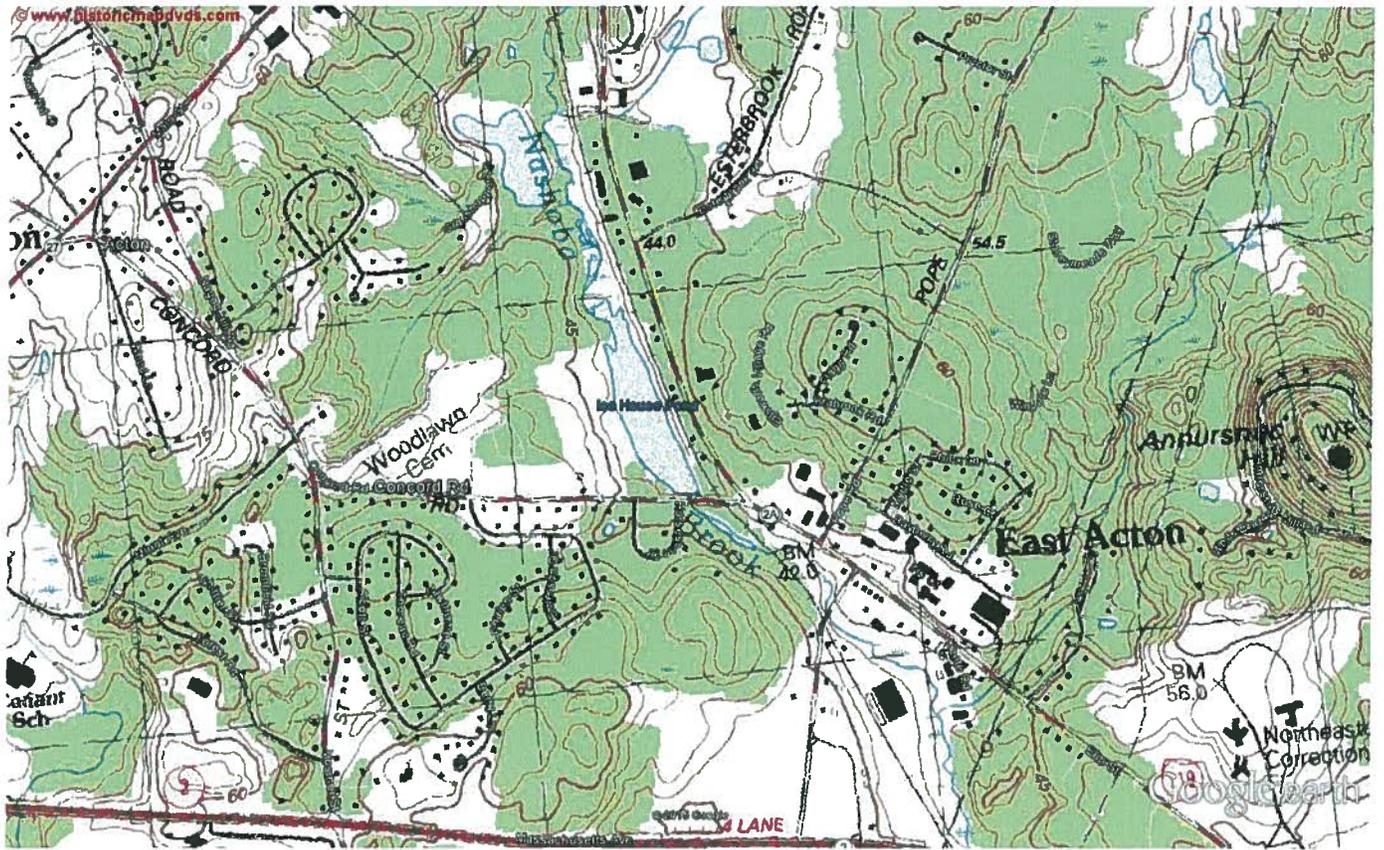
Town of Acton - Conservation Land
 Name 472 MAIN STREET
 Mailing Address ACTON
 City/Town MA 01720
 State MA Zip Code 01720

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.

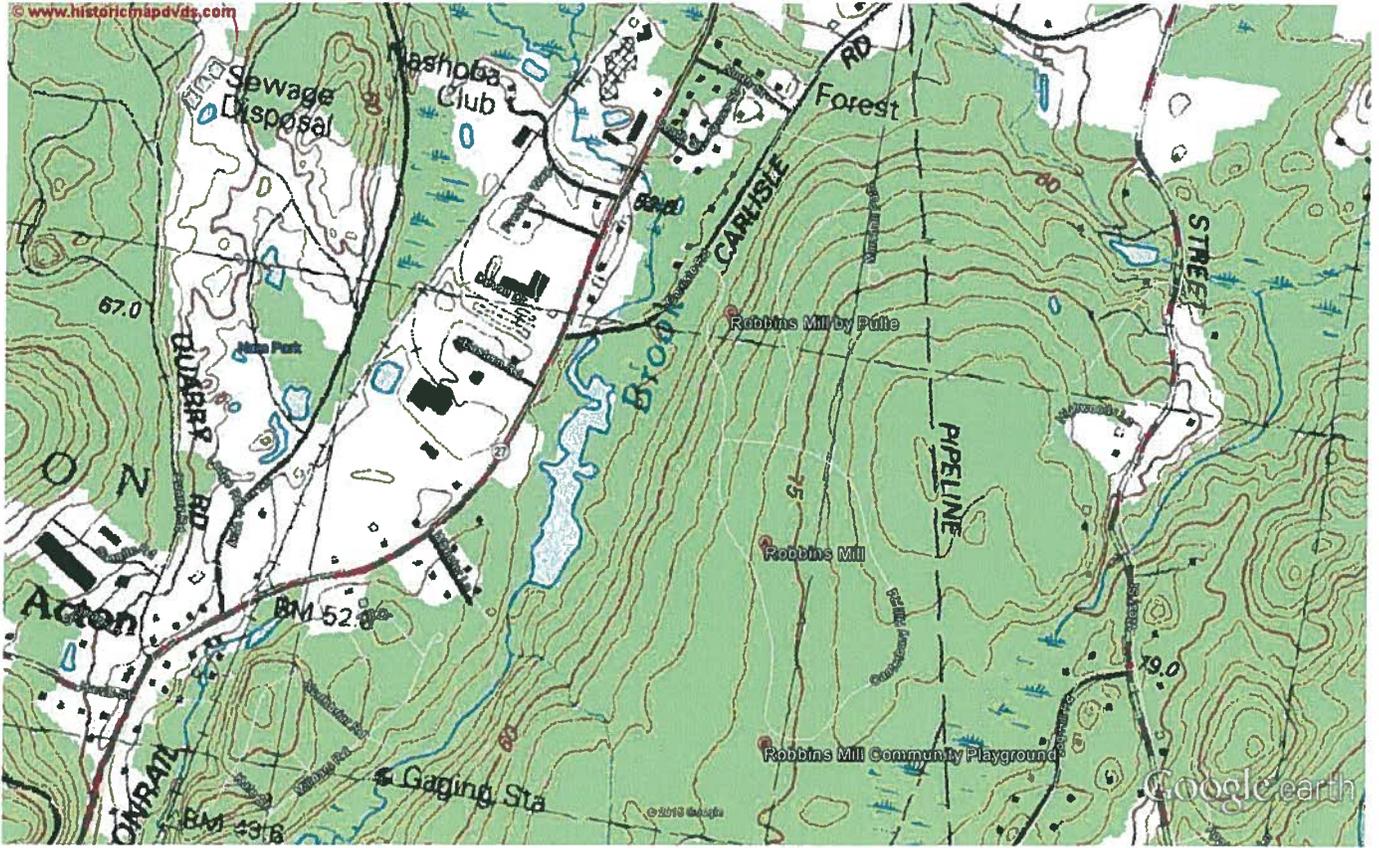
[Signature] 4/25/15
 Signature of Applicant Date

 Signature of Representative (if any) Date



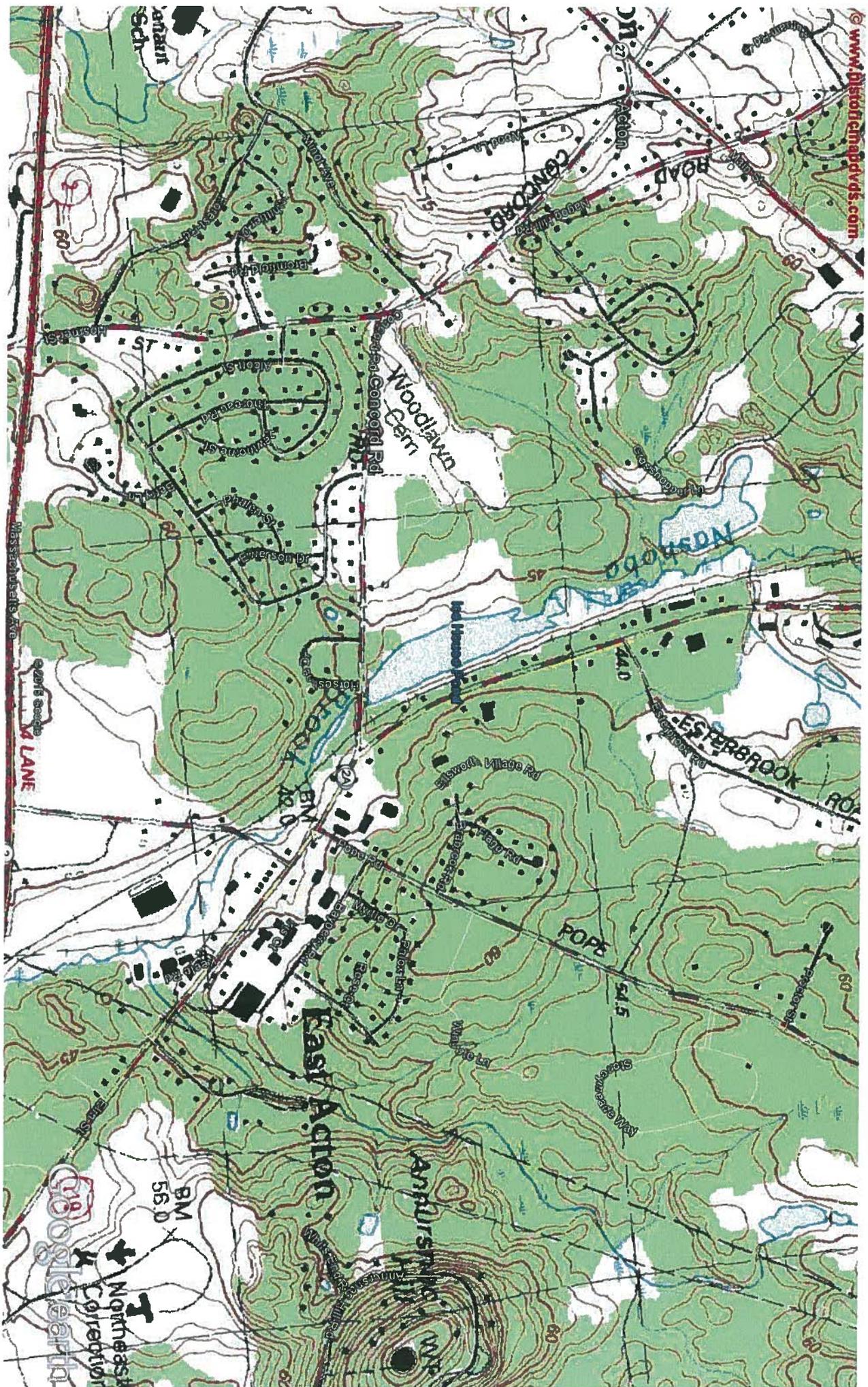
Google earth



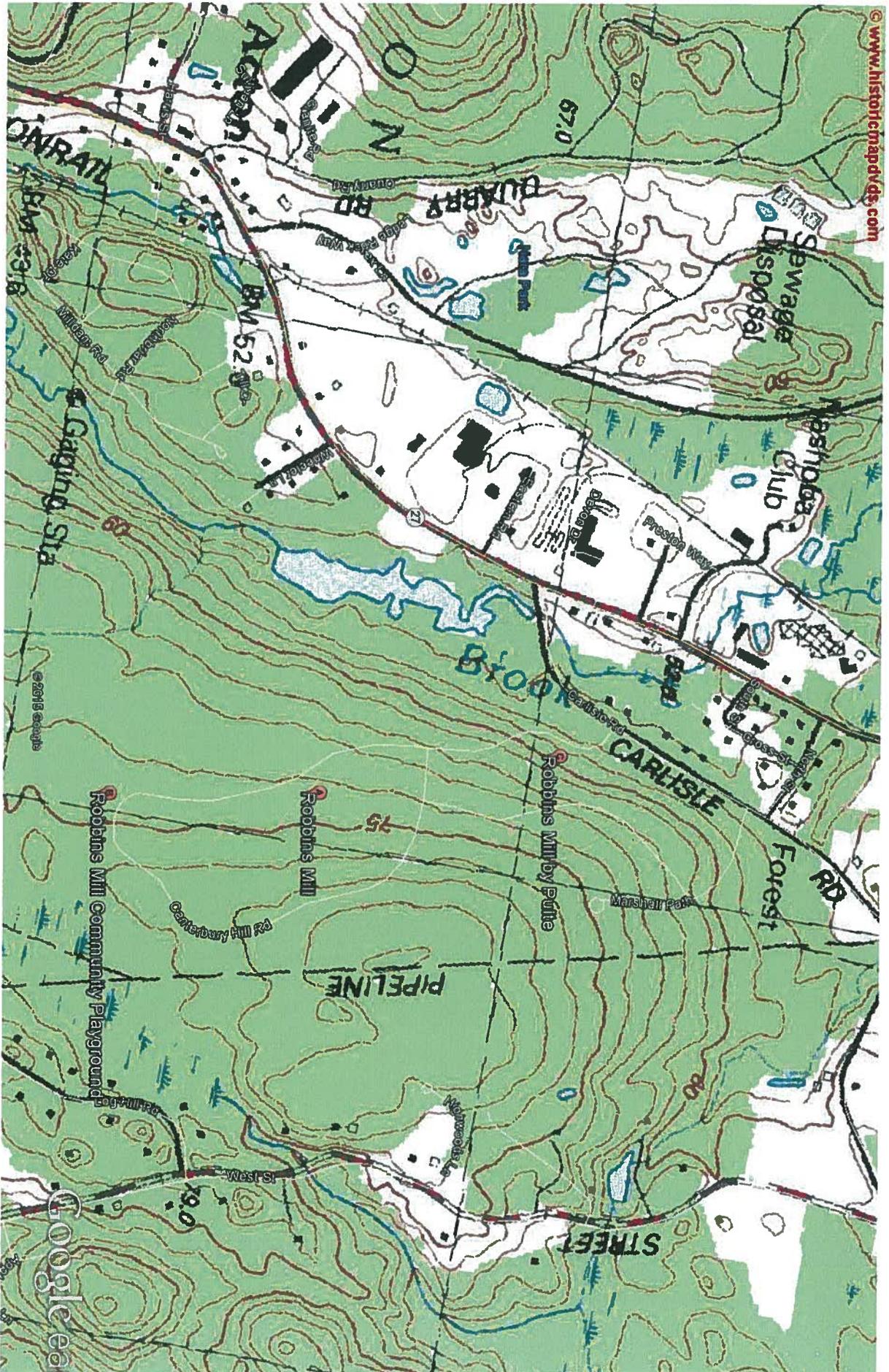


Google earth





Map enlarged for visual convenience.



Map enlarged for visual convenience.

