



# 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:

<u>Corey York, Town Engineer / Director of Public Works</u> Name	<u>CYork@town.acton.ma.us</u> E-Mail Address
<u>472 Main Street</u> Mailing Address	
<u>Acton</u> City/Town	<u>MA</u> <u>01720</u> State Zip Code
<u>(978) 929-6630</u> Phone Number	<u>(978) 929-6340</u> Fax Number (if applicable)

2. Representative (if any):

<u>Town of Acton Engineering Department</u> Firm	
<u>Paul Campbell</u> Contact Name	<u>PCampbell@town.acton.ma.us</u> E-Mail Address
<u>Town of Acton Engineering Department</u> Mailing Address	
<u>Acton</u> City/Town	<u>MA</u> <u>01720</u> State Zip Code
<u>(978) 929-6630</u> Phone Number	<u>(978) 929-6340</u> Fax Number (if applicable)

## B. Determinations

1. I request the Town of 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:

Town 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):

See the Attached Street List

Street Address

n/a

Assessors Map/Plat Number

Acton

City/Town

n/a

Parcel/Lot Number

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

Multiple locations (see the attached list and locus plan)

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

Town GIS showing wetland areas

Title

Title

Title

3/27/2015

Date

Date

Date

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

The Acton Highway Department has compiled a list of streets that are in need of some routine maintenance. The Highway Department plans to mill some of the streets, then level & resurface the roads with a new wearing course of bituminous concrete. When the existing top course of pavement is milled the reclaimed asphalt will be deposited into a truck and transported off-site. As part of this application, the Town has also included a copy of the Stormwater Management Form (attached herewith).

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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 Highway Department is conducting their routine road maintenance on these existing streets and has no plans to alter the existing condition of the roads such as widening the pavement. The road repaving work is part of the normal course of maintaining, repairing and replacing the existing road infrastructure that is used by the public.

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:

Steven L. Ledoux, Town Manager

Name

472 Main Street

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

Date

Signature of Representative (if any)

2/23/16

2/24/16

Date