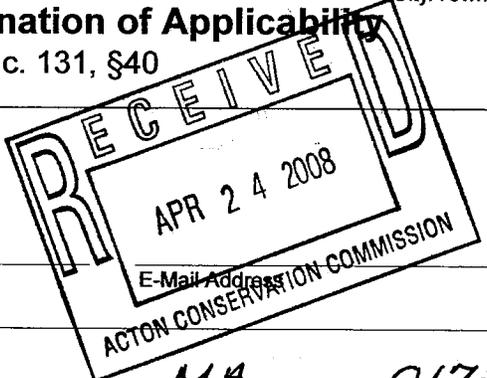




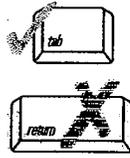
Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

WPA Form 1- Request for Determination of Applicability
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

ACTON
City/Town



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



A. General Information

1. Applicant:
Name KEVIN LOGUE
Mailing Address 73 CENTRAL STREET
City/Town ACTON State MA Zip Code 01720
Phone Number 978-266-8959 Fax Number (if applicable)

2. Representative (if any):
Firm OLD VILLAGE LANDSCAPE
Contact Name TROY GUINHER E-Mail Address TGUINHER_99@YAHOO.COM
Mailing Address 2352 MAIN STREET
City/Town CONCORD State MA Zip Code 01742
Phone Number 978-263-5770 Fax Number (if applicable) 978-461-2127

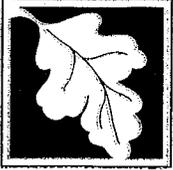
B. Determinations

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
Name of Municipality

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



C. Project Description

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

Street Address _____ City/Town _____
Assessors Map/Plat Number G-2 Parcel/Lot Number 188

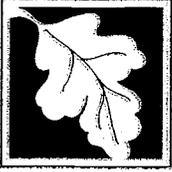
b. Area Description (use additional paper, if necessary):
WOODLAND AREA BORDERING HOUSE. SLOPE IS CURRENTLY TO STEEP TO ACCOMMODATE USABLE LAWN AREAS. AREA CONTAINS SMALL TO MEDIUM SIZE PINE AND OAK TREES. SEE ATTACHED DWG EX-1 DATED APRIL 8th, 2008.

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

Title _____	Date _____
Title _____	Date _____
Title _____	Date _____

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

REMOVE TREES IN PROPOSED LAWN AREA, RE-GRADE PROPERTY FOR NEW LAWN AREAS. INSTALL BOULDER RETAINING WALL TO ACCOMMODATE NEW GRADES. INSTALL NEW LAWN AREAS AS PROPOSED. SEE ATTACHED DWG EX-2.



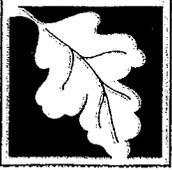
C. Project Description (cont.)

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.)



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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:

Name KEVIN LOGUE
Mailing Address 73 CENTRAL STREET
City/Town ACTON
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 of Applicant Kevin Logue Date 4/24/08
Signature of Representative (if any) _____ Date 4/23/08