

# 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.

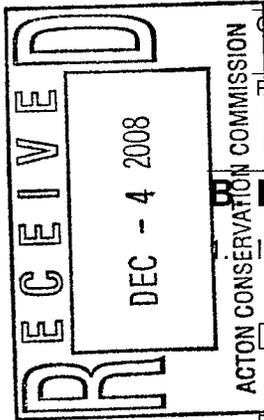


1. Applicant:

Infant Toddler Children's Center, Inc. www.itcacton.org  
 Name E-Mail Address  
 149 Central Street  
 Mailing Address  
 Acton MA 01720  
 City/Town State Zip Code  
 978-263-2064 978-263-2140  
 Phone Number Fax Number (if applicable)

2. Representative (if any):

Firm  
 Contact Name E-Mail Address  
 Mailing Address  
 City/Town State Zip Code  
 Phone Number Fax Number (if applicable)



## B. Determinations

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 Wetlands Bylaw  
Name of Municipality

- e. whether the following **scope of alternatives** is adequate for work in the Riverfront Area as depicted on referenced plan(s).  
Fence within 200' riparian zone of Fort Pond Brook. (see attached plan.)



# WPA Form 1- Request for Determination of Applicability

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

## C. Project Description

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

149 Central Street	Acton
Street Address	City/Town
G-2	Pcl. 71
Assessors Map/Plat Number	Parcel/Lot Number

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

Level terraced area west of existing building.

---

---

---

---

---

- 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):

Extend fenced area to enclose the existing terraced area. (see attached plan). New enclosure will be used as children's play yard.

---

---

---

---

---

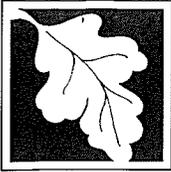
---

---

---

---

---



## WPA Form 1- Request for Determination of Applicability

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

### 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).

Extension of existing fence in buffer zone.

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.)

Original house built in circa 1830.



# WPA Form 1- Request for Determination of Applicability

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

## 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:

Infant Toddler Children's Center, Inc.	
Name	
149 Central Street	
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.

<i>Susan B. Twombly, Director</i>	12/3/08
Signature of Applicant	Date

_____	_____
Signature of Representative (if any)	Date

**Project Description**  
**Infant Toddler Children's Center**  
**149 Central St.**  
**Acton, MA 01720**

December 4, 2008

Project: We would like to enclose an existing area of use referred to as the "terraced area" with a 4' high chain link fence.

The "terraced area" is adjacent to a currently used playground. This is a level area encompassed by a previously built stone wall. This "terraced area" was built sometime prior to 1996 when the Infant Toddler Children's Center purchased the property. The area is clear and contains a small evergreen and brush. The children have used this area as a quiet spot to read and play when accompanied by teachers.

We would like to fence in this area, to allow children access by making it a part of their play yard. We anticipate that children will use this area for quiet play. The only anticipated equipment in the area would be some benches and some decorative sculptures.

EXISTING UTILITY NAIL FENCE

PROPOSED CHAIN LINK FENCE

AS12 EDGE VEGETATED WETLANDS WF AS11

OD PLAIN ELEV. 200.8

40' NO BUILD (OLD)

50' NO DISTURB

75' NO BUILD

100' WETLAND BUFFER

FENCE TO BE REMOVED

EXISTING BUILDING #199

LIMIT OF DISTURBANCE  
EROSION CONTROL BAF

WF AS6  
WF AS7  
WF AS8  
WF AS9  
WF AS10

199

200

201

202

203

204

205

206

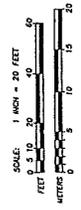
207

208

209

210

211



NOTICE OF INTENT PLAN  
149 CENTRAL STREET  
ACTION, MASSACHUSETTS  
PREPARED FOR  
PROFESSOR CHILDREN'S CENTER, INC.  
149 CENTRAL ST.  
ACTION, MA 01720  
SCALE: 1"=200' DATE: MAY 23, 2007  
97 GREAT ROAD  
ACTION, MA 01  
W + Engineering, Inc.  
PH: (978) 261-  
Since 1967 FAX: (978) 631-  
6586-1



100' WETLAND BUFFER