



Town File No. D-9222
Applicant Town of Acton



DETERMINATION OF APPLICABILITY
ACTON WETLANDS PROTECTION BYLAW

CHAPTER F

From the ACTON CONSERVATION COMMISSION

To Town of Acton Engineering Dept. SAME
(Name of person making request) (Name of property owner)

Address 472 Main Street Address SAME

This determination is issued and delivered as follows:

___ by hand delivery to applicant or representative on _____ (date)
___ by certified mail, return receipt requested on _____ (date)

Pursuant to the authority of the Town of Acton Bylaws, Chapter F, the Acton Conservation Commission has considered your request for a Determination of Applicability and its supporting documentation, and has made the following determination (check whichever is applicable):

Location: Street Address Lawsbrook Road and School Street Intersection

Lot Number: N/A

This Determination is positive:

- ___ The area described below, which included all/part of the area described in your request, is an Area Subject to Protection Under the Bylaw. Therefore, any removing, filling, dredging or altering of that area requires the filing of a Notice of Intent.
- ___ The work described below, which included all/part of the work described in your request, is within an Area Subject to Protection Under the Bylaw and will removed, fill, dredge or alter that area. Therefore, said work requires the filing of a Notice of Intent.

3. The work described below, which included all/part of the work described in your request, is within the Buffer Zone as defined in the regulations, and will alter an Area Subject Protection Under the Bylaw. Therefore, said work requires the filing of a Notice of Intent.

This Determination is negative:

1. The area described in your request is not an Area Subject to Protection Under the Bylaw.
2. The work described in your request is within an Area Subject to Protection Under the Bylaw, but will not remove, fill, dredge or alter that area. Therefore, said work does no require the filing of a Notice Intent.
3. The work described in your request is within a Buffer Zone, as defined in the regulations, but will not alter an Area Subject to Protection Under the Bylaw. Therefore, said work does not require the filing of a Notice of Intent.
4. The area described in your request is subject to Protection Under the Bylaw, but since the work therein meets the requirements for the following exemption, as specified in the Bylaw and the regulations, no Notice of Intent is required:

See Attached Sheet "Special Conditions"

Issued by the ACTON CONSERVATION COMMISSION

Signatures _____

Peter Shanahan
Neil M. M.
Charlotte H. Linteg

Ann Sh...
Ann M. Shubert
[Signature]

This Determination must be signed by a majority of the Conservation Commission.

On this fourth day of November 19 92, before me personally appeared Indira Sheeha to me known to be the person described in and who executed the foregoing instrument and acknowledged that he/she executed the same as his/her free act and deed.

Indira H. MacKenzie
 Notary Public March 16, 1995
 My commission expires

This Determination does not relieve the applicant from complying with all other applicable federal, state or local statutes, bylaws or regulations. This Determination shall be valid for three years from the date of issuance.

Form 2



Commonwealth of Massachusetts

DEP File No. D.92.22

(To be provided by DEP)

City/Town ACTON

Applicant Town of Acton

Date Request Filed 10/15/92

Determination of Applicability Massachusetts Wetlands Protection Act, G.L. c. 131, §40

From ACTON CONSERVATION COMMISSION Issuing Authority

To Town of Acton - Engineering SAME
(Name of person making request) (Name of property owner)

Address 472 Main Street, Acton Address SAME

This determination is issued and delivered as follows:

- by hand delivery to person making request on _____ (date)
- by certified mail, return receipt requested on _____ (date)

Pursuant to the authority of G.L. c. 131, §40, the Acton Conservation Commission has considered your request for a Determination of Applicability and its supporting documentation, and has made the following determination (check whichever is applicable):

Location: Street Address Lawsbrook Road & School Street Intersection
Lot Number: N/A

This Determination is positive.

1. The area described below, which includes all/part of the area described in your request, is an Area Subject to Protection Under the Act. Therefore, any removing, filling, dredging or altering of that area requires the filing of a Notice of Intent.
2. The work described below, which includes all/part of the work described in your request, is within an Area Subject to Protection Under the Act and will remove, fill, dredge or alter that area. Therefore, said work requires the filing of a Notice of Intent.

- 3 The work described below, which includes all/part of the work described in your request, is within the Buffer Zone as defined in the regulations, and will alter an Area Subject to Protection Under the Act. Therefore, said work requires the filing of a Notice of Intent

This Determination is negative:

1. The area described in your request is not an Area Subject to Protection Under the Act.
2. The work described in your request is within an Area Subject to Protection Under the Act, but will not remove, fill, dredge, or alter that area. Therefore, said work does not require the filing of a Notice of Intent.
3. The work described in your request is within the Buffer Zone, as defined in the regulations, but will not alter an Area Subject to Protection Under the Act. Therefore, said work does not require the filing of a Notice of Intent. **See Attached Sheet "Special Conditions"**
4. The area described in your request is Subject to Protection Under the Act, but since the work described therein meets the requirements for the following exemption, as specified in the Act and the regulations, no Notice of Intent is required: _____.

Issued by ACTON Conservation Commission

Signature(s) _____

| | |
|----------------------------|------------------------|
| <u>Peter Shanahan</u> | <u>Ann Sh...</u> |
| <u>Wm. M. Quinn</u> | <u>Ann M. Schubert</u> |
| <u>Charlotte H. Lemley</u> | <u>[Signature]</u> |

This Determination must be signed by a majority of the Conservation Commission.

On this fourth day of November 19 92, before me personally appeared Andrew Sheehan, to me known to be the person described in, and who executed, the foregoing instrument, and acknowledged that he/she executed the same as his/her free act and deed.

Andrew A. MacKenzie March 16, 1995
 Notary Public My commission expires

This Determination does not relieve the applicant from complying with all other applicable federal, state or local statutes, ordinances, by-laws or regulations. This Determination shall be valid for three years from the date of issuance

The applicant, the owner, any person aggrieved by this Determination, any owner of land abutting the land upon which the proposed work is to be done, or any ten residents of the city or town in which such land is located, are hereby notified of their right to request the Department of Environmental Protection to issue a Superseding Determination of Applicability, providing the request is made by certified mail or hand delivery to the Department, with the appropriate filing fee and Fee Transmittal Form as provided in 310 CMR 10.03(7) within ten days from the date of issuance of this Determination. A copy of the request shall at the same time be sent by certified mail or hand delivery to the Conservation Commission and the applicant.

**DETERMINATION OF APPLICABILITY
SPECIAL CONDITIONS**

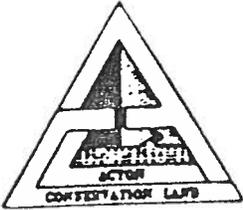
Lawsbrook & School

1. All areas of disturbance created during intersection reconfiguration, and falling within 100' of the wetlands will require silt prevention devices acceptable to the Conservation Administrator.

ACTON CONSERVATION COMMISSION



Town File No. D-92-22
Applicant Town of Acton



DETERMINATION OF APPLICABILITY
ACTON WETLANDS PROTECTION BYLAW

CHAPTER F

From the ACTON CONSERVATION COMMISSION

To Town of Acton Engineering DAME
(Name of person making request) (Name of property owner)

Address 472 Main Street, Acton Address SAME

This determination is issued and delivered as follows:

by hand delivery to applicant or representative on 11/7/02 P.P.R. (date)
 by certified mail, return receipt requested on _____ (date)

Pursuant to the authority of the Town of Acton Bylaws, Chapter F, the Acton Conservation Commission has considered your request for a Determination of Applicability and its supporting documentation, and has made the following determination (check whichever is applicable):

Location: Street Address Lawsbrook Road & School Street Intersection

Lot Number: N/A

This Determination is positive:

- The area described below, which included all/part of the area described in your request, is an Area Subject to Protection Under the Bylaw. Therefore, any removing, filling, dredging or altering of that area requires the filing of a Notice of Intent.
- The work described below, which included all/part of the work described in your request, is within an Area Subject to Protection Under the Bylaw and will removed, fill, dredge or alter that area. Therefore, said work requires the filing of a Notice of Intent.

DEP File No.

D.92.22

(To be provided by DEP)

City/Town

ACTON

Applicant

Town of Acton

Date Request Filed

10/15/92



Commonwealth of Massachusetts

Determination of Applicability Massachusetts Wetlands Protection Act, G.L. c. 131, §40

From ACTON CONSERVATION COMMISSION Issuing Authority

To Town of Acton - Engineering Dept. (Name of person making request)
SAME (Name of property owner)

Address 472 Main Street, Acton, MA Address SAME

This determination is issued and delivered as follows:

- by hand delivery to person making request on 11/9/92 P.P.R. (date)
- by certified mail, return receipt requested on _____ (date)

Pursuant to the authority of G.L. c. 131, §40, the Acton Conservation Commission has considered your request for a Determination of Applicability and its supporting documentation, and has made the following determination (check whichever is applicable):

Location: Street Address Lawsbrook Road & School Street Intersection
Lot Number: N/A

This Determination is positive.

1. The area described below, which includes all/part of the area described in your request, is an Area Subject to Protection Under the Act. Therefore, any removing, filling, dredging or altering of that area requires the filing of a Notice of Intent.
2. The work described below, which includes all/part of the work described in your request, is within an Area Subject to Protection Under the Act and will remove, fill, dredge or alter that area. Therefore, said work requires the filing of a Notice of Intent.



Commonwealth of Massachusetts

RECEIVED

OCT 15 1992

ACTON CONSERVATION COMMISSION

DEP File No

[Empty box for DEP File No]

(To be provided by DEP)

City/Town

[Empty line for City/Town]

Applicant

[Empty line for Applicant]

Request for a Determination of Applicability Massachusetts Wetlands Protection Act, G.L. c. 131, §40

1. I, the undersigned, hereby request that the TOWN OF ACTON
Conservation Commission make a determination as to whether the area, described below, or work to be performed on said area, also described below, is subject to the jurisdiction of the Wetlands Protection Act, G.L. c. 131, §40.

2. The area is described as follows. (Use maps or plans, if necessary, to provide a description and the location of the area subject to this request.)

Location: Street Address LAWSBROOK RD. @ SCHOOL ST.

Lot Number: N/A

3. The work in said area is described below. (Use additional paper, if necessary, to describe the proposed work.)

RE-ALIGNMENT OF INTERSECTION @ SCHOOL ST. &
LAWSBROOK RD. - REMOVE EXCESS PAVEMENT, LOAM
AND SEED DISTURBED AREAS. SEE PLANS FOR
DETAILS. NET EFFECT IS TO INCREASE DISTANCE
FROM PAVEMENT TO WETLANDS.

4. The owner(s) of the area, if not the person making this request, has been given written notification of this request on N/A (date)
The name(s) and address(es) of the owner(s):

TOWN OF ACTON

RECEIVED

ADDRESSING AND MAILING UNIT

5. I have filed a complete copy of this request with the appropriate regional office of the Massachusetts Department of Environmental Protection 10/14/92 (date)

DEP Northeast Regional Office
5 Commonwealth Avenue
Woburn, MA 01801

DEP Southeast Regional Office
Lakeville Hospital
Route 105
Lakeville, MA 02347

DEP Central Regional Office
75 Grove Street
Worcester, MA 01605

DEP Western Regional Office
State House West, 4th Floor
436 Dwight Street
Springfield, MA 01103

6. I 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 regulations by the Conservation Commission and that I will be billed accordingly.

Signature Dennis P. Ring Name DENNIS P. RING

Address 472 MAIN ST, ACTON, MA 01720 Tel (508) 264-9628