

STAMSKI AND MCNARY, INC.

80 Harris Street  
Acton, Massachusetts 01720  
(978) 263-8585  
FAX (978) 263-9883

WILLIAM F. MCNARY, P.L.S.  
JOSEPH MARCH, P.E., P.L.S.



April 19, 2000

Acton Town Clerk  
Acton Town Hall  
472 Main Street  
Acton, MA 01720

RE: Request for Determination of Applicability  
315 Arlington Street

Dear Town Clerk,

This letter serves to notify you that a Request for Determination of Applicability for property located at Assessors Map F-1, Parcel 54, 315 Arlington Street has been filed on behalf of our client, Elsie Benson, with the Acton Conservation Commission on this date. Plans are available for review in the Conservation Commission Department.

If you should have any questions about this matter, please call.

Sincerely,

Stamski and McNary, Inc.

A handwritten signature in black ink that reads "Elizabeth R. Schultz".

Elizabeth R. Schultz  
Civil Project Engineer



# WPA Form 1 - Request for Determination of Applicability

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

Please type or print clearly all information requested on this form.

## A General Information

1. Applicant:

Elsie Benson  
Name  
c/o Kenneth Sundberg; 20 Henley Rd  
Mailing Address  
Acton  
City/Town  
MA 01720  
State Zip Code  
(978)263-1327  
Phone Number  
  
Fax Number (if applicable)  
  
E-Mail Address (if applicable)

2. Representative (if any):

Stamski and McNary, Inc.  
Firm  
Elizabeth Schultz  
Contact Name  
80 Harris Street  
Mailing Address  
Acton  
City/Town  
MA 01720  
State Zip Code  
(978)263-8585 ext. 106  
Phone Number  
(978)263-9883  
Fax Number (if applicable)  
StamMcNary @ AOL.com  
E-mail Address (if applicable)

## B Determinations

1. As the applicant, I, request that the

Acton Conservation Commission

*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) indicated and depicted on plan(s) and/or map(s) referenced below are accurately delineated.
- C. whether the work described and/or depicted on plan referenced below is subject to the Wetlands Protection Act.

D. whether the area and/or work described and/or depicted on plan referenced below is subject to the jurisdiction of any municipal wetlands protection law or bylaw of

Town of Acton

*Name of Municipality*

E. the scope of alternatives to be considered for work (described below) that is located in the Riverfront Area.

## C Project Description

1. The project location is described as follows. (Use map(s) and/or plan(s) to identify the location of the area subject to this request.)

a. Location:

315 Arlington Street

*Street Address*

Acton

*City/Town*

F-1

*Assessors Map/Plat #*

54

*Parcel/Lot #*

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

Bordering Vegetated Wetlands are  
located 10' off northern property  
line. Area between wetlands and  
property line is wooded.

c. Plan and/or map reference(s) (list title and date):

"Sewage Disposal Plan" by  
Stamski and McNary, Inc.  
dated April 10, 2000.



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## C Project Description (cont.)

2. The proposed work is described below. (If needed, provide plan(s) of work.)

a. Work Description (use additional paper, if necessary).

Septic Repair.

Install 1500 gallon septic tank,

1000 gallon pump chamber, d-box,

16' x 37' leachfield, and

associated pipes. The proposed

septic tank, pump chamber, a portion

of the leachfield, and associated

grading is located within the

100 foot Buffer Zone.

b. Exemptions. 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).

Division of Wetlands and Waterways

Title 5: 310 CMR 10.03(3)

Issued: July 11, 1986

Issued: March 1, 1995

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 lot recorded after 8/1/96

Project, other than a single family home 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 projects

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.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



**AFFIDAVIT OF SERVICES**

**Under the Massachusetts Wetlands Protection Act**

**(to be submitted to the Massachusetts Department of  
Environmental Protection and the Conservation Commission  
when filing a Notice of Intent )**

I, Elizabeth R. Schultz, hereby certify

under the pains and penalties of perjury that on 4/19/00 I gave  
notification to abutters in compliance with the second paragraph  
of Massachusetts General Laws Chapter 131, Section 40, and  
the DEP Guide to Abutter Notification dated April 8, 1994, in  
connection with the following matter:

A Request for Determination filed under the  
Massachusetts Wetlands Protection Act by  
Kenneth Sunberg with the Acton  
Conservation Commission on April 19, 2000.  
for property located at 315 Arlington Street.

The form of the notification, and a list of the abutters to whom  
it was given and their addresses, are attached to this Affidavit of  
Service.

Name: *Ejrn Schultz*

Date: *4-19-00*

**NOTIFICATION TO ABUTTERS  
UNDER THE MASSACHUSETTS WETLANDS PROTECTION ACT  
AND THE TOWN OF ACTON WETLANDS BYLAW**

In accordance with the second paragraph of Massachusetts General Laws Chapter 131, Section 40 and the Town of Acton Bylaws, you are hereby notified of the following:

The Applicant: Elsie Benson

Address: c/o Kenneth Sundberg 20 Henley Road Phone: 263-1327  
has filed a Request for Determination of Applicability with the Acton Conservation Commission seeking permission to remove, fill, dredge or alter an Area Subject to Protection under the Wetlands Protection Act.

Applicant's Representative: Stamski and McNary, Inc.

Address: 80 Harris Street, Acton, MA 01720 Phone: (978)263-8585

The address of the property where the activity is proposed 315 Arlington Street

Town Atlas Plate F-1 Parcel 54

Project Description Septic Repair. Work within the 100-foot buffer zone includes  
Proposed septic tank, pump chamber, portion of the proposed leach field, and associated  
grading. Distance from the closest component of the sewage disposal system to  
Bordering Vegetated Wetlands is eighty-five feet (85').

Copies of the Request may be examined at the Conservation Office, Acton Town Hall, 472 Main Street, Acton. Between the hours of 9:00 A.M. and 4:30 P.M. Monday through Friday. For more information please call the Conservation Office at (978)264-9631.

A Public Hearing will be held at the Acton Town Hall, 472 Main Street, on Wednesday,  
May 3, 2000 at 8:00 P.M.  
(date)

The notice of the public hearing, will be published at lease five (5) days in advance in the Acton edition of the *Beacon* newspaper or the *Metro West Daily News*.

NOTE: You may also contact your local conservation commission or the nearest Department of Environmental Protection Regional Office for the information about this application or, the Wetlands Protection Act. Acton is in the Central Region. To contact DEP, call:

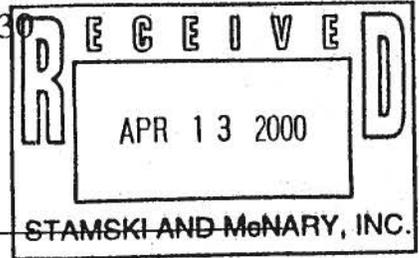
\*Central Region: (508)792-7650  
Southeast Region: (508)946-2800

Northeast Region: (978)661-7600  
Western Region: (413)784-1100



sm-2627

**TOWN OF ACTON**  
472 Main Street  
Acton, Massachusetts, 01720  
Telephone (978) 264-9622  
Fax (978) 264-9630



**Brian McMullen**  
Assistant Assessor

**ABUTTER'S LIST**

LOCUS :	F10 054 000	315 ARLINGTON STREET
		<b><u>MAILING ADDRESS</u></b>
<b><u>MAP/ LOT</u></b>	<b><u>OWNER</u></b>	316 Arlington Street, Acton 01720
F10 062 001	Charles Feininger	
053	Amy Hoffman	319 Arlington Street, Acton 01720
	William Glusman	472 Main Street, Acton 01720
032	Town of Acton	
062	Mark Banta	332 Arlington Street, Acton 01720
	Cheryl Ryan	305 Arlington Street, Acton 01720
F2A 106 000	William Nisbet, Jr.	314 Arlington Street, Acton 01720
123	Edward Duggan	
072	Town of Acton	

April 11, 2000

The owner of land sharing a common boundary or corner with the site of the proposed activity (100 feet) in any direction, including land located directly across a street, way, creek, river, stream, brook, or canal. The above are as they appear on the most recent applicable tax list.

Sincerely,

*Betsy Jackson*  
Betsy Jackson  
Administrative Clerk