

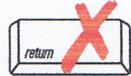


WPA Form 1- Request for Determination of Applicability

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:

Massachusetts Environmental Police

Name

cameron.davis@mass.gov

E-Mail Address

316 Turners Falls Road

Mailing Address

Montague

City/Town

MA

State

01351

Zip Code

1-800-632-8075

Phone Number

(413) 367-0032

Fax Number (if applicable)

2. Representative (if any):

Massachusetts Office of Fishing & Boating Access

Firm

Terrance W. Smith, P.E.

Contact Name

terrance.smith@mass.gov

E-Mail Address

1 Rabbit Hill Road, suite 200

Mailing Address

Westborough

City/Town

MA

State

01581

Zip Code

(508) 389-7810

Phone Number

(508) 389-7890

Fax Number (if applicable)

B. Determinations

1. I request the Montague 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:

Montague

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):

316 Turners Falls Road	Montague
Street Address	City/Town
192	102.0
Assessors Map/Plat Number	Parcel/Lot Number

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

Existing paved driveway and lawn within 25' of Building Entrance - Rear

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

No Plan or Map (See Photos of Site)	May 2020
Title	Date
_____	_____
Title	Date
_____	_____
Title	Date
_____	_____

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

Emergency site work to excavate, repair, replace or abandon a collapsed concrete tank at the rear of the Massachusetts Environmental Police, Field Headquarters Building located at 316 Turners Falls Road in Montague. The tank collapsed recently and is believed to be an abandoned septic tank. The collapsed tank lies within daily-use driveway and approximately 25' to the rear building entrance. The site has been taped off, but collapsed condition is a current hazard. No records exist for the tank so further investigation is necessary during excavation to determine its exact size and use. If the tank is confirmed to be an old septic tank it should be abandoned in accordance with Massachusetts Department of Environmental Protection, 310 CMR 15.354 requirements. If the tank is part of the existing stormwater drainage system on-site it may need to be replaced, repaired or abandoned. Work is proposed within the 100' Buffer Zone to a jurisdictional wetland resource area and within the 200' riverfront area. Temporary erosion control barriers including silt fence and straw wattles will be installed prior to commencement of work. The work is planned to commence immediately following Conservation Commission approval and will be completed in-house in cooperation from Massachusetts Department of Fish and Game. This work qualifies as a Minor Activity under 310 CMR 10.02 and may be exempt from filing a Notice of Intent.



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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).

310 CMR 10.02(2)(a) & (b) - Minor Activities within the Riverfront Area and Buffer Zone conducted to maintain, repair or replace existing underground utilities and structures.

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.)

Franklin County Registry of Deeds: Book 652 Page 275



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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:

Massachusetts Department of Fish & Game, Division of Fisheries and Wildlife

Name

251 Causeway Street, 4th Floor

Mailing Address

Boston

City/Town

MA

State

02114

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)

Date

James A. Smith, P.E.

05/14/2020

MA Civil # 45904