



**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:

Robert Pace  
Name  
130 Parker Street  
Mailing Address  
Lawrence  
City/Town  
(603) 548-9990  
Phone Number  
rpace100@aol.com  
E-Mail Address  
MA  
State  
01843  
Zip Code  
Fax Number (if applicable)

2. Representative (if any):

Merrimack Engineering Services  
Firm  
Bill Dufresne  
Contact Name  
66 Park Street  
Mailing Address  
Andover  
City/Town  
(978) 475-3555 x-20  
Phone Number  
wrdufresne@comcast.net  
E-Mail Address  
MA  
State  
01810  
Zip Code  
(978) 475-1448  
Fax Number (if applicable)

**B. Determinations**

1. I request the Boxford 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:

Boxford  
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):

Lot 2 & Lot 3 Budnick Way	Boxford
Street Address	City/Town
TM 10 TL 20	SDL 2 & 3
Assessors Map/Plat Number	Parcel/Lot Number

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

Wooded undeveloped property with undulating topography and steep slopes with a man made ditch which is the area we are requesting to be determined.

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

Site Plan of Land in Boxford, MA / Lot 2 Budnick Way prepared for Power Play Building & Development	rev 12-2-15
	Date
Title	Date
Title	Date

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

Construction of a single family house, septic system, well and associated site work.

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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).

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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:

Mark Yanetti

Name

74 Surrey Lane

Mailing Address

Boxford

City/Town

MA

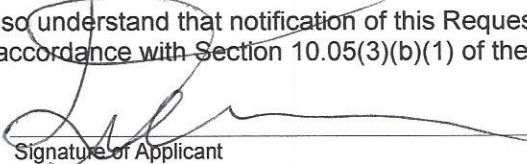
State

01921

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

12-4-15

Date

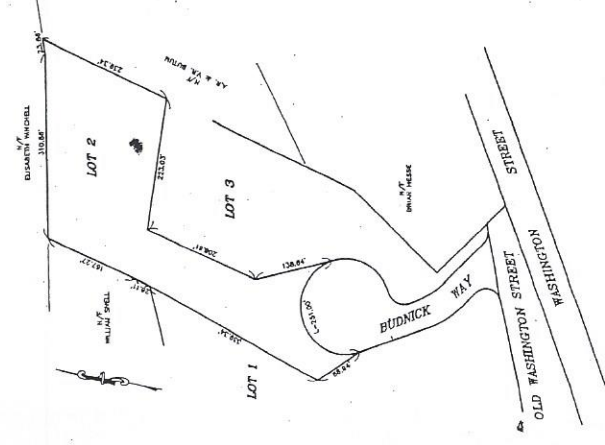
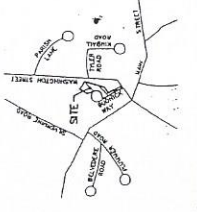
  
Signature of Representative (if any)

12-4-15

Date

**LOCUS MAP**

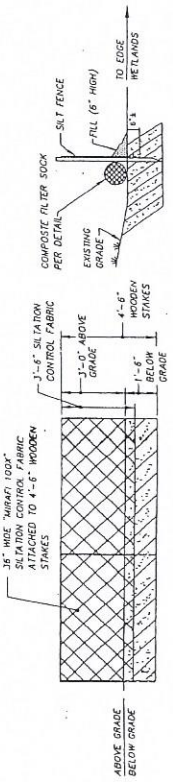
NOT TO SCALE



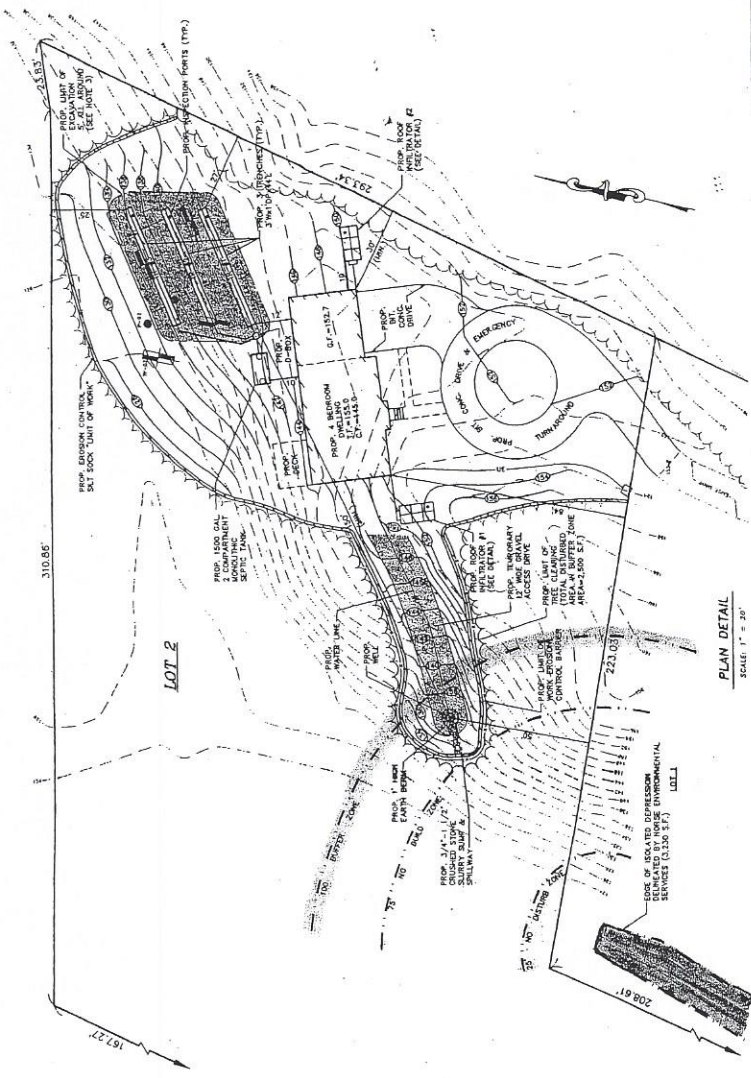
**OVERALL PLAN**  
SCALE: 1" = 100'

**CONSTRUCTION SEQUENCE**

- 1.) CUT AND REMOVE TREES AND BRUSH.
- 2.) INSTALL EROSION CONTROL, SALT FERTILIZER SOAK BARBER, INSPECTION BY CONSTRUCTION AND WHITE SITE STABILIZATION HAS OCCURRED.
- 3.) GRUB AND STUMP SITE AS NECESSARY. REMOVE STUMPS FROM ACCESS DRIVE.
- 4.) EXCAVATE & REMOVE TOP SOIL AND UNDESIRABLE SOIL FROM ACCESS DRIVE.
- 5.) GRAVEL GRADE AND COMPACT ACCESS DRIVE.
- 6.) CONSTRUCT 1 FOOT HIGH EARTH RET. 2 FOOT WIDE 4-6" FROM EXIST. SLOPE. 4) CRUSHED STONE TO THE DOWN SLOPE, 1 FOOT OF THE EROSION CONTROL BARRIER.
- 7.) INSTALL WELL AND C/P.
- 8.) INSTALL WATERING FROM WELL TO THE FOUNDATION, BACK FILL AND GRADE.
- 9.) REMOVE GRAVEL, STONE AND FILL, INSTALL TOP SOIL AND SEED WITH GRASS OR WILD MIX.
- 10.) ALLOW GROWTH AND SITE STABILIZATION. REMOVE EROSION CONTROL ONLY UGDN.
- 11.) SEE PLAN OF SIM-SURFACE SEWAGE DISPOSAL SYSTEM DATED 3-23-15 BY AGRICULTURE ENGINEERING SERVICES FOR DETAILS OF THE SITE AND SPECIFIC CONSTRUCTION WHICH IS OUTSIDE THE 100 FOOT SETBACK BUFFER ZONE.



**SITUATION CONTROL FENCE W/FILTER SOCK DETAIL**  
NOT TO SCALE



**PLAN DETAIL**  
SCALE: 1" = 30'

**SITE PLAN OF LAND**  
**BOXFORD, MA/LOT 2 BUDNICK WAY**  
AS PREPARED FOR OWNER  
**POWER PLAY BUILDING & DEVELOPMENT**  
130 PARK STREET  
ANDOVER, MASSACHUSETTS 01810  
SCALE: AS SHOWN  
ASSESSORS MAP # 10, LOT 2E, SUBDIVISION LOT # 2,  
DATE: 11-13-15  
SUBMISSION LOT # 2



NO.	DATE	BY	REVISIONS
1	12/27/15	AWD	WETLAND DELINEATION

**MERRIMACK ENGINEERING SERVICES**  
66 PARK STREET  
ANDOVER, MASSACHUSETTS 01810 1 OF 1

**TO: FAX NUMBER** 1-978-685-1588  
etlegals@northof boston.com

**Terri**  
**The Eagle Tribune**  
**100 Turnpike Street**  
**North Andover, MA 01845**

**Tel: 978-946-2412**

**FROM: Ross Povenmire, Conservation Director**  
**FAX NUMBER: (978) 887-0758**


**RE: Hearing/Meeting Legal Notice**  
**Total number of pages, including cover sheet: 2**

I hereby authorize The Eagle Tribune to bill me for the legal notice published in the Eagle Tribune Newspaper for a Conservation Notice.

**(Please Print) Name:** ROBERT PACE

**Address:** 130 PARKER STREET - SUITE 12  
LAWRENCE, MA 01843

**Phone:** (603) 548-9990

**Signed:** 

If you do not receive the correct number of pages, please call (978) 887-6000, ext. 506

**TO: FAX NUMBER** 781.433.7951

**Carol  
Community Newspaper Company  
254 Second Ave., Telecenter  
Needham, MA 02494  
Tel: 781-433-6700**

**FROM: Ross Povenmire, Boxford Conservation Commission  
FAX NUMBER: (978) 887-0758**

**RE: Hearing/Meeting Legal Notice**

I hereby authorize Community Newspaper Company to bill me directly for the legal notice published in the Tri Town Transcript Newspaper for a Conservation Notice.

**(Print Legibly)**

Name: ROBERT PACE

Address: 130 PARKER STREET - SUITE 12  
LAWRENCE, MA. 01843

Phone: (603) 548 9990

Signed: 

If questions please call (978) 887-6000, ext. 182