

WPA Form 1- Request for Determination of Applicability

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40
Boxford Wetlands Protection Bylaw, Town Code Ch. 192 & 375

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:

Rodney Smith
Name
427B Ipswich Road
Mailing Address
Boxford MA 01921
City/Town State Zip Code
978-375-3746
Phone Number
Fax Number (if applicable)

2. Representative (if any):

The Morin-Cameron Group, Inc.
Firm
John Morin
Contact Name
66 Elm Street
Mailing Address
Danvers MA 01923
City/Town State Zip Code
978-777-8586
Phone Number
john@morincameron.com
E-Mail Address
978-774-3488
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).



WPA Form 1- Request for Determination of Applicability

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40 &
under the Town of Boxford Wetlands Protection Bylaw

C. Project Description

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

427B Ipswich Road	Boxford
Street Address	City/Town
Map 14, Block 1	Lot 21.3
Assessors Map/Plat Number	Parcel/Lot Number

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

Existing woods and lawn area.

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

Proposed Fence Sketch in Boxford, MA, 427B Ipswich Road, prepared for Rod Smith	Dec. 1, 2017
	Date
Title	Date
Title	Date

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

Installation of a fence in the buffer zone to bordering vegetated wetlands. All post holes will be dug by hand.



WPA Form 1- Request for Determination of Applicability

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40 &
under the Town of Boxford Wetlands Protection Bylaw

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).

The proposed work is within the buffer zone only and does not propose to alter any resource area in 310 CMR 10.02(1). In addition, the buffer zone does not contain estimated wildlife habitat which is identified on the most recent Estimated Habitat Map of State and Rare Wildlife of the NHESP. All work is greater than 25 feet from wetland resource areas. The proposed work is considered a minor activity within the buffer zone under 310 CMR 10.02(2)(b)(2)(b) as it is the installation of a fence.

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.)



WPA Form 1- Request for Determination of Applicability

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40
Boxford Wetlands Protection Bylaw, Town Code Ch. 192 & 375

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:

Rod Smith	_____
Name	
427B Ipswich Road	_____
Mailing Address	
Boxford	_____
City/Town	
MA	01921
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.

<u>Kathleen Molina, as authorized</u>	<u>Dec. 6, 2017</u>
Signature of Applicant	Date

<u>Kathleen Molina</u>	<u>Dec. 6, 2017</u>
Signature of Representative (if any)	Date

The Morin-Cameron Group, Inc.
66 Elm Street
Danvers, MA 01923

First Ipswich Bank
Rowley, MA 01969
53-471/113

2158

12/5/17

PAY TO THE
ORDER OF

Town of Boxford

\$ 100.00

One hundred & -----

00/100

DOLLARS

MEMO

Smith 3618 - RDA

Kathleen M. Molina

AUTHORIZED SIGNATURE

The Morin-Cameron Group, Inc.

2158

The Morin-Cameron Group, Inc.

2158

AFFIDAVIT OF SERVICE

Under the Massachusetts Wetlands Protection Act

(to be submitted to Mass. DEP and the Conservation Commission
when filing a Request for Determination of Applicability)

I, Kathleen Molina of The Morin-Cameron Group, Inc., hereby certify under the pains and penalties of perjury that on **December 6, 2017** 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 of Applicability was filed under the Massachusetts Wetlands Protection Act by **Rod Smith** with the Town of **Boxford** Conservation Commission on **December 6, 2017** for property located at **427B Ipswich Road (Assessors Map 14, Block 1, Lot 21.3)**.

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.

Kathleen Molina

Kathleen Molina
The Morin-Cameron Group, Inc.
66 Elm Street
Danvers, MA 01923

Dec. 6, 2017

Date

**Notification to Abutters Under the
Massachusetts Wetland Protection Act**

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

- A. The name of the applicant is: **Rod Smith**
- B. The applicant has filed a **Request for Determination of Applicability** with the Conservation Commission for the municipality of **Boxford** seeking permission to remove, fill, dredge or alter an Area Subject to Protection under the Wetlands Protection Act (General Laws Chapter 131, Section 40).
- C. The address of the lot where the activity is proposed: **427B Ipswich Road**
- D. Copies of the Application may be examined & obtained at the **Conservation Office, 7A Spofford Road** between the hours of **8:30am** and **2pm** on the following days of the week **Monday-Thursday**. For more information call: **978-887-6000**
- E. Information regarding the date, time and place of the public hearing may be obtained from the **Conservation Office** by calling this number: **978-887-6000** between the hours of **8:30am** and **2pm** on the following days of the week: **Monday-Thursday**.

NOTE: Notice of the public hearing, including its date, time and place, will be published at least five (5) days in advance in the **Tri-Town Transcript**.

NOTE: Notice of the public hearing, including its date, time and place will be posted in the City or Town Hall not less than forty-eight (48) hours in advance.

NOTE: You also may contact your local Conservation Commission or the nearest Department of Environmental Protection Regional Office for more information about this application or the Wetlands Protection Act.

To contact MassDEP Northeast Region call: 978-694-3200

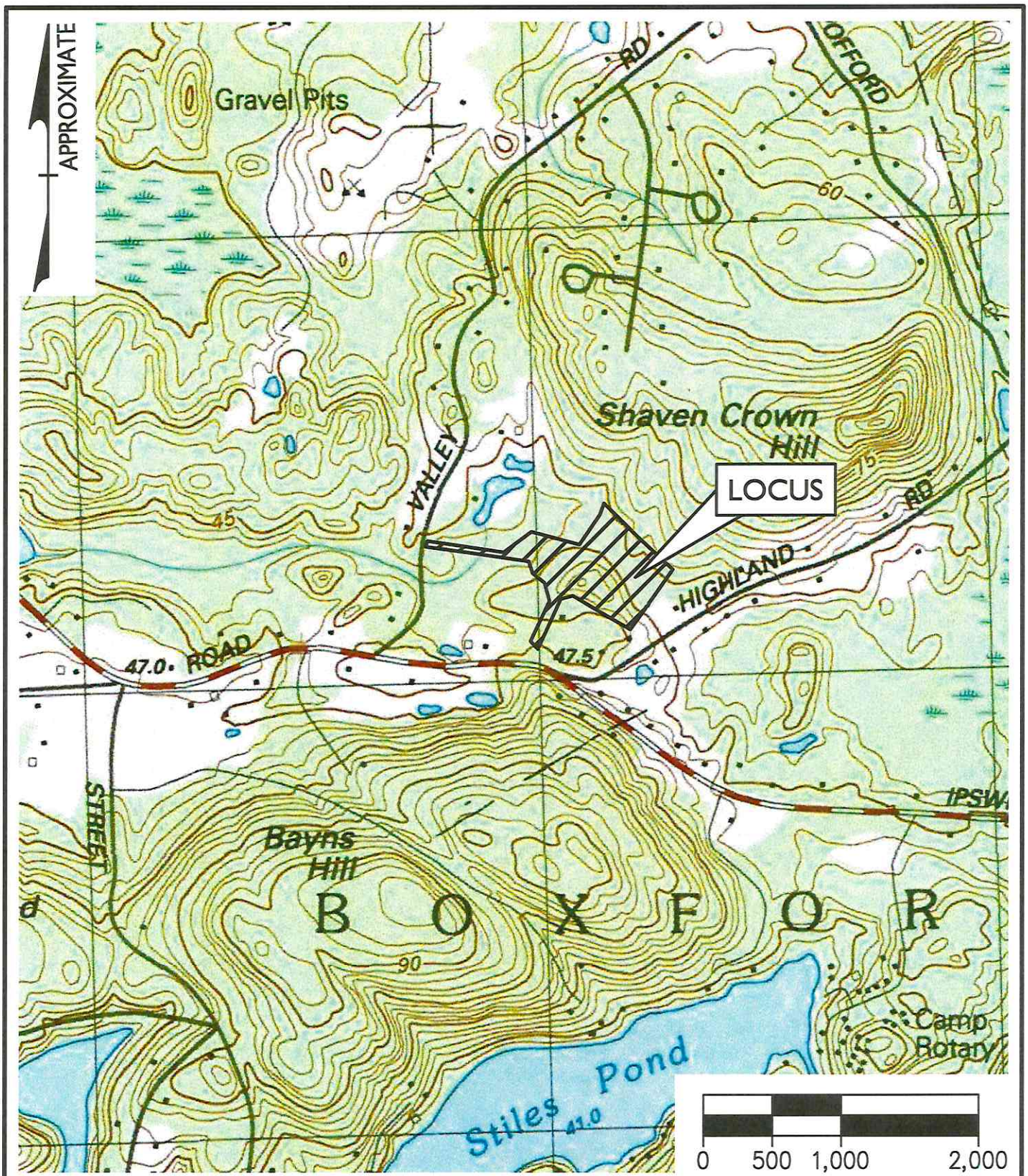
TOWN OF BOXFORD
 ABUTTER LIST

PARCEL #14-1-21.3 ~ 427B IPSWICH ROAD ~ CONSERVATION COMMISSION 250'

Map/Lot	Location	Owner	Owner2	Owner Address	Owner City/Town	Owner State	Zip Code
(14-01-1)	39B ADAMS RD	BARGMAN TODD M	BARGMAN DEBORAH M	39B ADAMS RD	BOXFORD	MA	01921
(14-01-36-1)	21 VALLEY RD	CASEY JONATHAN E		21 VALLEY RD	BOXFORD	MA	01921
(14-01-20)	437 IPSWICH RD	DUMAS MARGARET	DUMAS MICHELLE	437 IPSWICH RD	BOXFORD	MA	01921
(14-01-20-1)	427A IPSWICH RD	KOTARSKI MICHAEL	KOTARSKI ROBYN	427A IPSWICH RD	BOXFORD	MA	01921
(14-01-30)	20 VALLEY RD	KROHN MARSHA I JT	LEO P BYRON	20 VALLEY RD	BOXFORD	MA	01921
(14-01-21-8)	11 EAGLE'S NEST LN	MCGILLICUDDY MICHAEL S		11 EAGLE'S NEST LN	BOXFORD	MA	01921
(14-01-36)	23 VALLEY RD	MINGOLLA ANN	FRATONI ANTHONY R JR	23 VALLEY RD	BOXFORD	MA	01921
(14-01-31)	8 VALLEY RD	OLIA REZA TE	OLIA SUZANNE	8 VALLEY RD	BOXFORD	MA	01921
(14-01-37)	24 VALLEY RD	PIERCE LINDA K TRUSTEE		24 VALLEY RD	BOXFORD	MA	01921
(14-01-19-0)	423 IPSWICH RD	SERINO NICHOLAS TE	SERINO EMILY	423 IPSWICH RD	BOXFORD	MA	01921
(14-01-21-3)	427B IPSWICH RD	SMITH RODNEY M	SMITH KARLA	PO BOX 351	BOXFORD	MA	01921
(14-01-21-4)	427C IPSWICH RD	SMITH RODNEY M	SMITH KARLA	PO BOX 351	BOXFORD	MA	01921
(13-02-07-2)	11 ANNA'S WAY	ZANKOWSKI DOREEN M	POTTER BILLIE JEAN	11 ANNA'S WAY	BOXFORD	MA	01921

CERTIFIED COPY

Jean Sklar
 November 28, 2017



THE MORIN-CAMERON GROUP, INC.

66 ELM STREET, DANVERS, MA 01923

P | 978.777.8586 F | 978.774.3488

WWW.MORINCAMERON.COM

USGS MAP
427B IPSWICH ROAD
IN
BOXFORD, MA

DATE: DECEMBER 4, 2017 SCALE: 1" = 1,000'

FIGURE #1