



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:
- H. Charles Tapalian
Name
- PO Box 39
Mailing Address
- Seekonk
City/Town
- (508) 336-7121
Phone Number
- N/A
E-Mail Address
- RI
State
- 02771
Zip Code
- N/A
Fax Number (if applicable)
2. Representative (if any):
- Caputo and Wick Ltd.
Firm
- Scott S. Hobson
Contact Name
- 1150 Pawtucket Avenue
Mailing Address
- Rumford
City/Town
- (401) 434-8880
Phone Number
- shobson14@yahoo.com
E-Mail Address
- RI
State
- 02916
Zip Code
- (401) 434-1615
Fax Number (if applicable)

B. Determinations

1. I request the Seekonk 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:
- Seekonk
Name of Municipality
- e. whether the following **scope of alternatives** is adequate for work in the Riverfront Area as depicted on referenced plan(s).
- N/A

Received

AUG 11 2005

Con. Comm.



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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):

Richard Circle

Street Address

26

Assessors Map/Plat Number

Seekonk

City/Town

1

Parcel/Lot Number

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

The wetland resource area subject to this application is bordering vegetated wetland (BVW) located northerly and easterly of proposed project limits. A BVW finger located easterly of the project drains northerly to an extensive BVW system. The limits of 200-foot riverfront area associated with a perennial river in the BVW interior are located approximately 260 feet from proposed project limits (the project is approximately 460 feet from the MAHWL). NHESP priority habitat is located significantly to the north, and NHESP has provided verbal concurrence that the project may proceed as proposed provided all work is positioned outside the BVW buffer zone.

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

Sewage Disposal System, H. Charles Tapalian, Richard Circle, Seekonk, MA

Title

November 24, 2004

Date

Title

Date

Title

Date

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

The Applicant proposes construction of a new single-family dwelling as his own residence. Included are the installation of a water-supply well and sanitary-sewage disposal system (in compliance with Title 5). All work is proposed outside of the 100-foot buffer zone from BVW. The closest limit of disturbance to wetland resource areas is proposed at a distance of 114 feet from the delineated BVW edge.



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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).

We believe an NOI filing would not be required by virtue of the project proposing no resource-area encroachments and being located upland of 100-foot BVW buffer zone. Perimeter erosion and sedimentation controls are proposed along project limits facing BVW, such that secondary impacts associated with sediment transport are not anticipated.

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.)

N/A



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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 (see Attachment) 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:

H. Charles Tapalian

Name

PO Box 39

Mailing Address

Seekonk

City/Town

MA

State

02771

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

8/4/05

Date

Signature of Representative (if any)

7/27/05

Date