



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:

Walter Wilke _____ E-Mail Address wjwilke@gmail.com

Name _____

83 Beaver Rd _____

Mailing Address _____

Ware _____ MA _____ 01082

City/Town _____ State _____ Zip Code _____

413-967-7094 _____

Phone Number _____ Fax Number (if applicable) _____

2. Representative (if any):

None _____

Firm _____

_____ E-Mail Address _____

Contact Name _____

Mailing Address _____

_____ State _____ Zip Code _____

City/Town _____

_____ Fax Number (if applicable) _____

Phone Number _____

B. Determinations

1. I request the Ware MA _____ make the following determination(s). Check any that apply:
Conservation Commission

- 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:

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):

83 Beaver Rd	Ware
Street Address	City/Town
46-0-15	1690
Assessors Map/Plat Number	Parcel/Lot Number

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

Residential Home abutting Beaver Lake

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

83 Beaver Rd Ware, MA Project Reference GIS Map	3/13/2023
Title	Date
83 Beaver Road Tree Removal Plan	3/13/2023
Title	Date
83 Beaver Rd Photos of Trees To Be Removed	3/13/2023
Title	Date

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

Removal of three hazardous trees located close to the house.



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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).

Ware Conservation Agent upon Site Inspection indicated that an RDA would be adequate for this project.

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:

Walter Wilke
Name

83 Beaver Rd
Mailing Address

Ware
City/Town

MA 01082
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.

Walter Wilke
Signature of Applicant

3/16/2023
Date

Signature of Representative (if any)

Date