



Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

Ware  
City/Town

**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:

Paul Farkas

Name

21 Erskine dr

Mailing Address

Lonsmeadows, MA

City

E-Mail Address

MA  
State

01082  
Zip Code

Phone Number

Fax Number (if applicable)

2. Representative (if any):

Peterson Landscaping and Tree Removal

Firm

Heitor L Peterson III

Contact Name

4 Cummings rd

Mailing Address

Ware

City/Town

413-324-3699

Phone Number

Petersonlandscaping600@gmail.com  
E-Mail Address

MA  
State

01082  
Zip Code

Fax Number (if applicable)

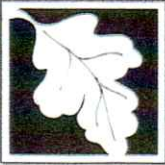
**B. Determinations**

1. I request the Ware 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:

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):

112 Shoreline dr

Street Address

Ware, Ma

City/Town

49

Assessors Map/Plat Number

0777

Parcel/Lot Number

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

would like to remove <sup>35</sup> overgrown  
Junipers (with neighbor home encroachment)  
Re-planting with Approved + suggested  
Native plants. (within the 100 ft  
buffer of wetlands) \* "Beaver Lake"

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

Landscape Plan for Farkes property 2-23-22

Title

Date

Docu002

Title

3-19-22

Date

Title

Date

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

All work description and list of tools  
and Machinery Used Included in  
Documents listed in "Section C Plan  
and/or map references"



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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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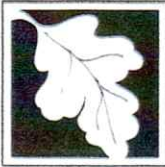
3. a. If this application is a Request for Determination of Scope of Alternatives for work in the Riverfront Area, indicate the one classification below that best describes the project.

- ☐ 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:

Paul + Ester Farkas

Name

21 ershine dr longmeadow, MA

Mailing Address

longmeadow, MA

City/Town

MASS

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.

Signature of Applicant

Date

3/21/22

Signature of Representative (if any)

Date \_\_\_\_\_

Docu002

### \*\*\*Time Frame

\* The project as a whole will be started before or on 4-1-22

\* The portion that has to be approved by the Conservation will begin when approved.

\* The project as a whole should be completed within 2 months or by 6-1-22, including finishing the already ~~app~~ previously ~~at~~ approved project.

### \*\*\*Machinery + Tools USED

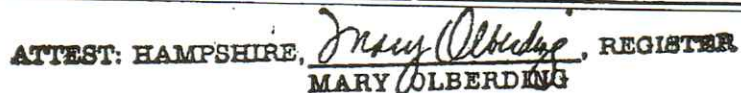
\* mini Excavator  
\* Bobcat Skid Steer  
\* Chainsaws  
Shovels / Poles / Loppers / Rootbar

\* This work was not included in approved NEI but since within 100 ft buffer, I am seeking approval.

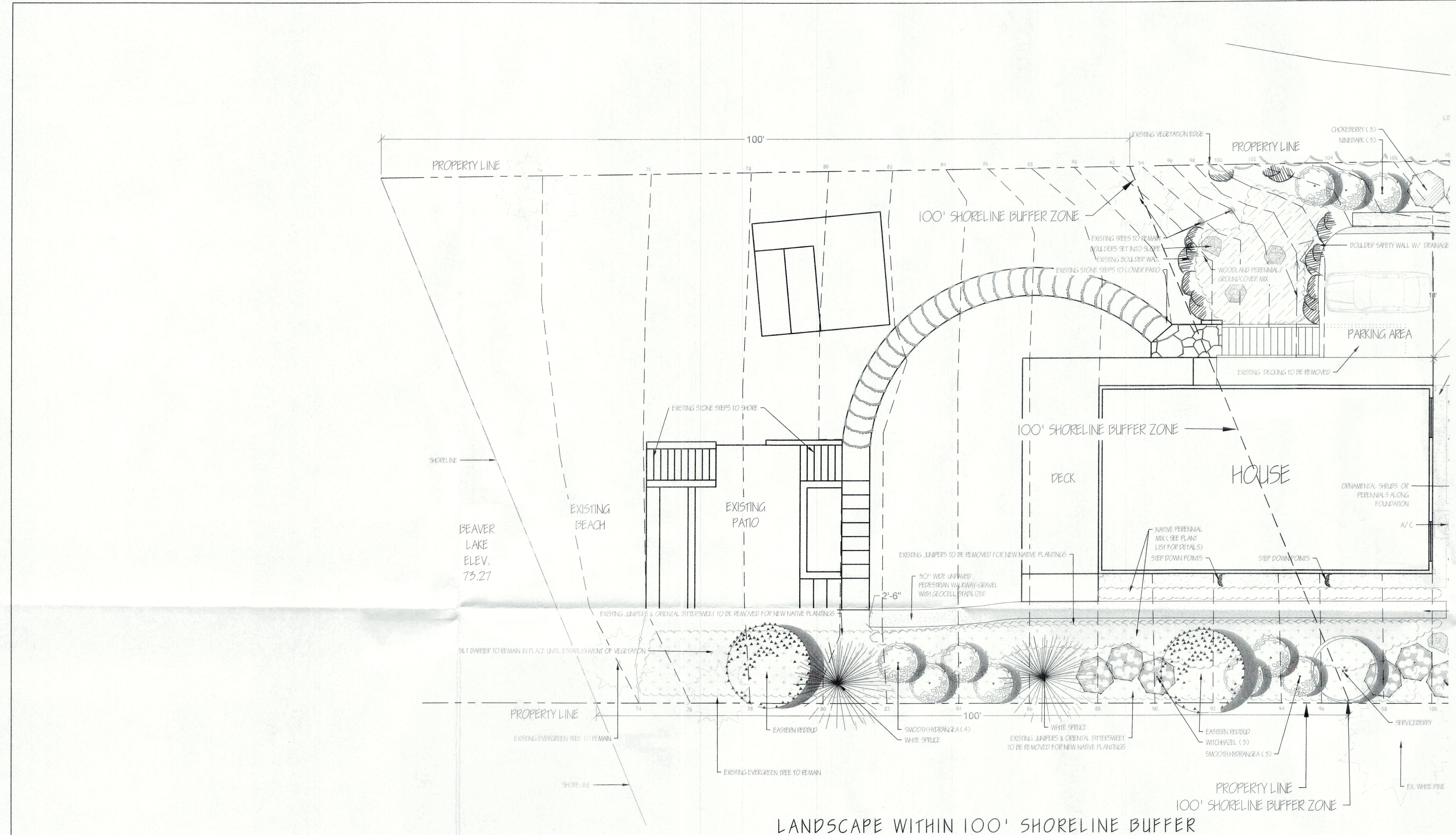
OBO Peterson Landscaping LLC

Heidi C Peterson



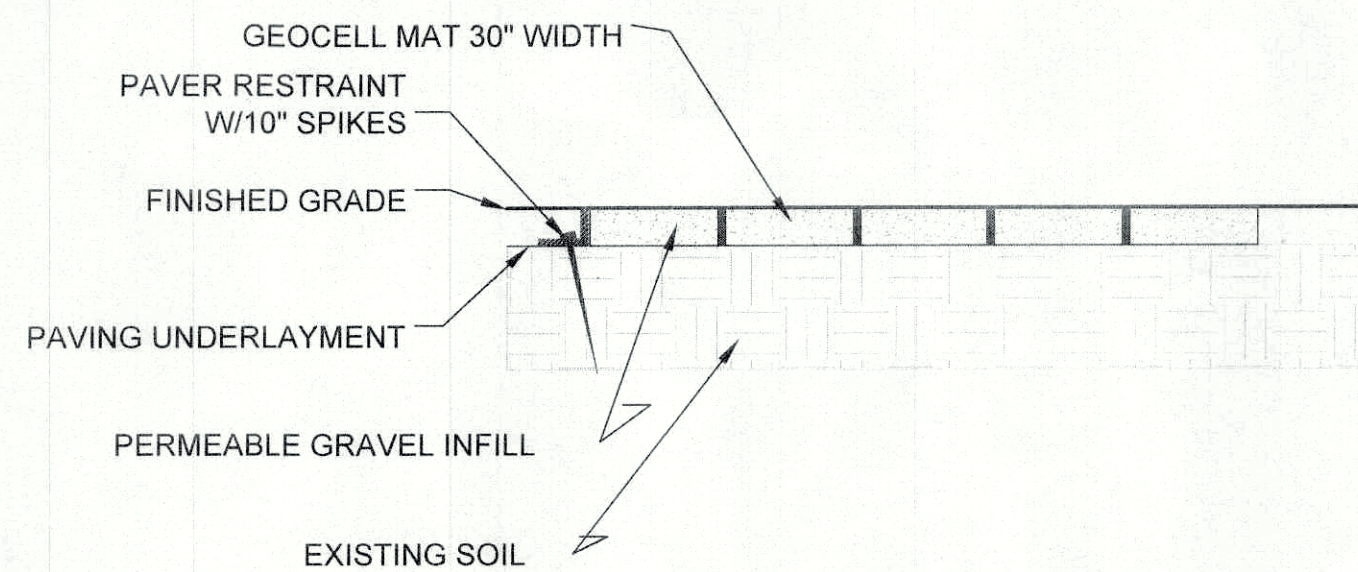






| Plant Schedule-Within 100' Shoreline Setback |   |                     |     |                |                        |
|--|---|---------------------|-----|----------------|------------------------|
| Botanical Name                               |   | Common Name         | Qty | Installed Size | Spacing                |
| Deciduous Trees                              |   |                     |     |                |                        |
|  | <i>Amelanchier canadensis</i>                     | Serviceberry        | 1   | 5' HT          | As Shown               |
|  | <i>Cercis canadensis</i>                          | Eastern Redbud      | 2   | 6' HT          | As Shown               |
| Evergreen Trees                              |   |                     |     |                |                        |
|  | <i>Picea glauca</i>                               | White Spruce        | 2   | 6' HT          | As Shown               |
| Deciduous Shrubs                             |   |                     |     |                |                        |
|  | <i>Hydrangea arborescens</i>                      | Smooth Hydrangea    | 7   | 3' HT          | As Shown               |
|  | <i>Hammamelis virginiana</i>                      | Common Witchhazel   | 3   | 4'             | As Shown               |
| Forbs & Grasses                              |   |                     |     |                |                        |
|  | <i>Asclepias incarnata</i>                        | Swamp Milkweed      | 24  | PLUG           | Plant in Groups of 3-5 |
|  | <i>Carex pensylvanica</i>                         | Pennsylvania Sedge  | 36  | PLUG           | Plant in Groups of 3-5 |
|  | <i>Dryopteris marginalis</i>                      | Marginal Fern       | 36  | PLUG           | Plant in Groups of 3-5 |
|  | <i>Eupatorium perfoliatum</i>                     | Boneset             | 18  | PLUG           | Plant in Groups of 3-5 |
|  | <i>Osmundastrum cinnamomeum</i>                   | Cinnamon Fern       | 18  | PLUG           | Plant in Groups of 3-5 |
|  | <i>Tiarella cordifolia</i> var. <i>cordifolia</i> | Running Foam Flower | 24  | PLUG           | Plant in Groups of 3-5 |

GRAVEL PATH WITH GEOCELL  
EROSION CONTROL  
NO SCALE

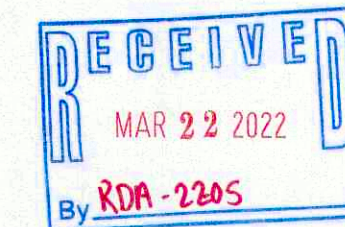


RDA PERMIT PLAN

NARRATIVE:

The proposed work for this project is the removal of existing overgrown juniper hedge and oriental bittersweet within the 100' shoreline buffer as indicated on the plan. The removals will start approx. 10' from the shoreline and continue 20' beyond the buffer setback. All debris from removals will be disposed of off-site. The exposed land will then be planted with a mix of native trees, shrubs, and perennials using the species indicated within the planting list and in the layout as shown on the plan. The existing soil will be amended to provide appropriate growing conditions for the new native plantings. All erosion control measures will be kept in place until plant establishment is determined. No changes to the existing grade are proposed within this scope of work.

A 30" wide unpaved pedestrian path using a gravel with a geostabilizer underlayment is proposed. This path would be considered a minor activity that complies with 310 CMR 10.02(b)1.



Coletta Landscape Design  
2 South Park Drive  
Wilbraham, MA  
colettandscape.com

Farkas Property  
112 Shoreline Drive  
Ware, MA

Design By:  
James Coletta,  
PLA, ASLA

Date: 3/5/22  
Rev:



Scale: 1/8" = 1'-0"  
0' 8' 16'

Sheet:  
1 of 1

ORIGINAL