

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:

Joseph Sidur

Name

E-Mail Address

141 Gilbertville Rd.

Mailing Address

Ware

MA

01082

City/Town

State

Zip Code

Phone Number

Fax Number (if applicable)

2. Representative (if any):

Canadian Tree Expert Co., Inc.

Firm

Bernard M. Bergeron

bernie@canadiantreeexpert.com

Contact Name

E-Mail Address

417 Belchertown Rd.

Mailing Address

Ware

MA

01082

City/Town

State

Zip Code

413-531-8337

413-967-8373

Phone Number

Fax Number (if applicable)

**B. Determinations**

1. I request the Conservation Commission 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).



ORIGINAL



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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):

141 Gilbertville Rd.

Street Address

36-0

Assessors Map/Plat Number

Ware

City/Town

26

Parcel/Lot Number

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

Removing 22 pine trees on edge of shoreline and outside edge of house. All work is limited to the 100' buffer zone to top of bank.

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

Tree Removal Sketch

Title

Map 1

Title

Map 2

Title

10/14/22

Date

10/14/22

Date

10/14/22

Date

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

We will be using a crane to remove all 22 trees to reduce any possible soil impact. The crane will lower all limbs and trunks to the driveway where the log truck and chipper will be positioned to process the trees and remove them offsite. All stumps will be cut 4-6" above ground level to retain the integrity of the soil. All work will take place when frozen ground is present to maintain a low impact. The estimated time to complete this job is three days.



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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).

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.

N/A

- ☐ 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:

Joseph Sidur

Name

141 Gilbertville Rd.

Mailing Address

Ware

City/Town

MA

State

01082

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.

*Joseph Sidur*  
Signature of Applicant

10/14/22

Date

*Bernard M. Bergeron*  
Signature of Representative (if any)

10/14/22

Date

# Assessment Field Card

Town of Ware, Massachusetts



Parcel Information	
	<p> <b>Address:</b> 141 GILBERTVILLE RD  <b>Map-Lot:</b> 36-0-26  <b>Patriot Account #:</b> 1341  <b>Owner:</b> SIDUR JOSEPH L JR  <b>Co-Owner:</b> SIDUR SIMONE L  <b>Mailing Address:</b> 141 GILBERTVILLE RD    WARE, MA 01082 </p>
Building Exterior Details	General Information
<p> <b>Building Type:</b> COLONIAL  <b>Year Built:</b> 1974  <b>Grade:</b> C+  <b>Frame Type:</b> WOOD  <b>Living Units:</b> 1  <b>Building Condition:</b> Good  <b>Roof Cover:</b> ASPHALT SH  <b>Roof Type:</b> GAMBREL  <b>Exterior Wall Type:</b> VINYL  <b>Pool:</b> False </p>	<p> <b>Total Acres:</b> 3.7474  <b>Land Use Code:</b> 101  <b>Neighborhood Code:</b> 48  <b>Owner Occupied:</b> Y  <b>Condo Name:</b>  <b>Condo Unit:</b>  <b>Zone:</b> RR  <b>Utility Code 1:</b>  <b>Utility Code 2:</b>  <b>Utility Code 3:</b> </p>
Building Area	Ownership History
<p> <b>Gross Area:</b> 5397 sqft  <b>Finished Area:</b> 2530 sqft  <b>Basement Area:</b> 1396 sqft  <b>Garage Area:</b> 0 sqft  <b>Detached Garage:</b> sqft  <b>Basement Garage:</b> 0 sqft </p>	<p> <b>Sale Date:</b> 7/30/1974  <b>Sale Price:</b> \$ 1  <b>Nal Description:</b> FAMILY  <b>Grantor (Seller):</b> BOUSQUET ARTHUR J +  <b>Book/Page:</b> ANNETTE M  1787-180 </p>
Building Interior	Assessed Value
<p> <b>No. Total Rooms:</b> 7  <b>No. Bedrooms:</b> 4  <b>No. Full Baths:</b> 2  <b>No. Half Baths:</b> 0  <b>Bath Rating:</b> MODE  <b>No. Kitchens:</b> 1  <b>Kitchen Rating:</b> MODE  <b>Building Framing:</b> WOOD  <b>Interior Wall Type:</b> DRYWALL  <b>Fireplaces:</b> 1  <b>Solar Hot Water:</b> False  <b>Central Vac:</b> False  <b>Floor Type:</b> HARDWOOD  <b>Heat Type:</b> FORCED H/W  <b>Heat Fuel:</b> OIL  <b>Percent A/C:</b> 0 </p>	<p> <b>Assessed Yard Value:</b> \$ 0  <b>Assessed Land Value:</b> \$ 49100  <b>Assessed Bldg Value:</b> \$220400  <b>Total Assessed Value:</b> \$269500 </p>



www.cai-tech.com

9/26/2022

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Property Information - Ware, MA

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# 141 Gilbertville Rd

Ware, MA



September 26, 2022

1 inch = 140 Feet



www.cai-tech.com



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MARK TREES





Ware, MA



October 17, 2022

1 inch = 49 Feet

www.cai-tech.com



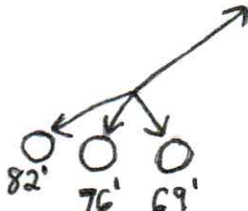
Ac

26

520'



141



337.41'

.43'

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# Tree Removal Sketch

141 Gilbertville Rd.  
Ware, MA 01082

## Legend

- Hse# 141
- Tree# 4-18
- Trees #1-3

Hse# 141

Trees #1-3

Google Earth

32

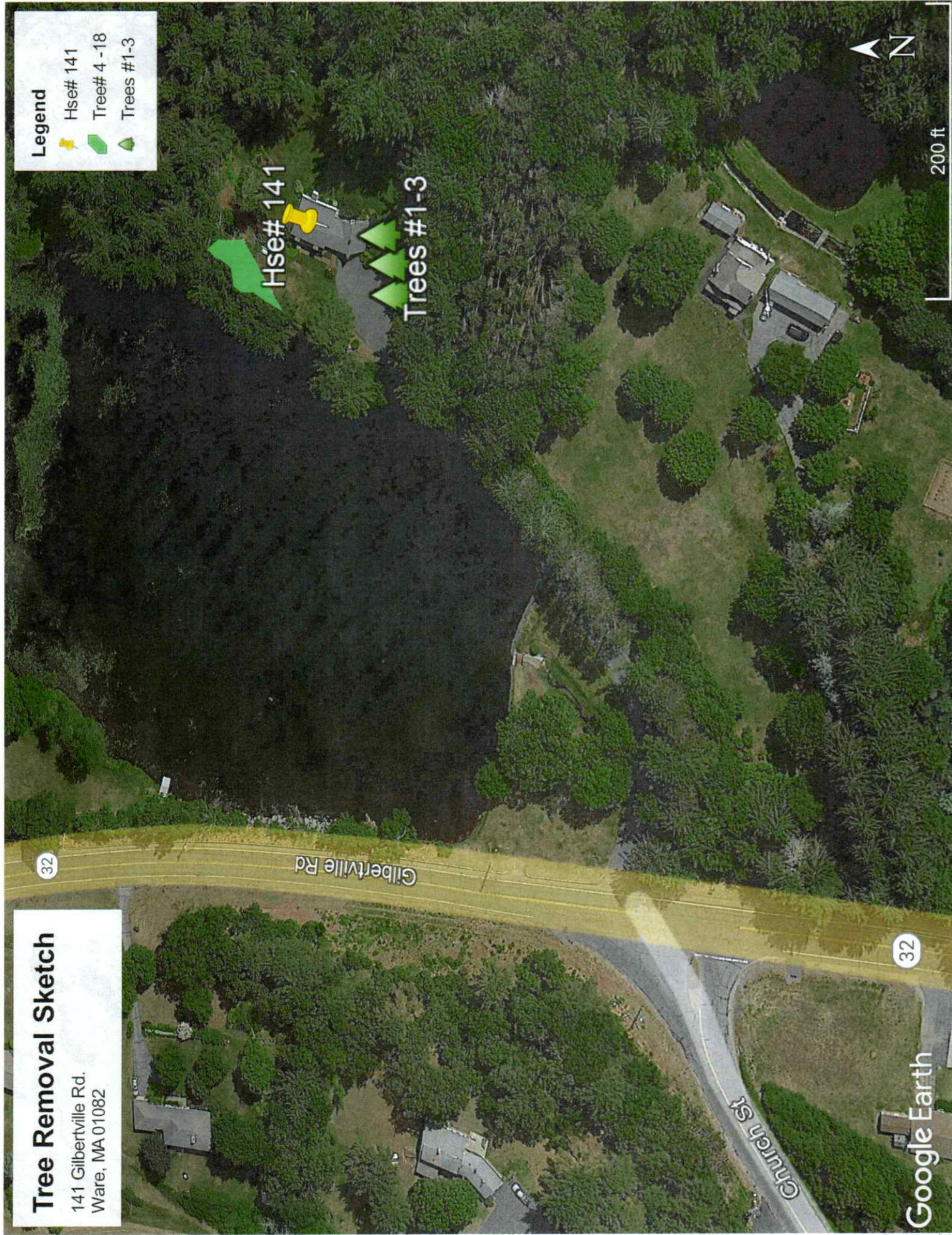
Gilbertville Rd

32

Church St

200 ft

N





MAP 1





MAR 2

