



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:

STUART P. SALOMON

Name

Box 844

E-Mail Address

Mailing Address

WARE

City/Town

MA

State

01082

Zip Code

Phone Number

Fax Number (if applicable)

2. Representative (if any):

Firm

Contact Name

E-Mail Address

Mailing Address

City/Town

State

Zip Code

Phone Number

Fax Number (if applicable)

**B. Determinations**

1. I request the 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):

26 BEACH RD.  
Street Address

WARE,  
City/Town

55  
Assessors Map/Plat Number

48-0-55  
Parcel/Lot Number

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

See attached document & photos.

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

Title \_\_\_\_\_ Date \_\_\_\_\_

Title \_\_\_\_\_ Date \_\_\_\_\_

Title \_\_\_\_\_ Date \_\_\_\_\_

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

See attached document  
+ photos.



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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:

STUART P. SALOMON

Name

Box 844

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.

Stuart P. Salomon

Signature of Applicant

July 29, 2021

Date

Signature of Representative (if any)

Date



## NOTIFICATION TO ABUTTERS UNDER THE MASSACHUSETTS WETLAND PROTECTION ACT AND OF WARE WETLAND BYLAW REGULATIONS

In accordance with the second paragraph of Massachusetts General Laws, Chapter 131, § 40, as well as the Town of Ware Wetland Bylaws, you are hereby notified of the following permit application for work within a wetland resource area and/or with the 200-foot buffer zone to a resource area:

- A. The name of the applicant is: STUART SALOMON
- B. The address of the lot(s) where the activity is proposed is: 26 Beach Rd, Ware, Ma.  
for the Removal of 3 pine trees
- C. The applicant has filed a ☐ Notice of Intent or a ☒ Request for Determination seeking permission to remove, fill, dredge, or alter an Area Subject to Protection under the Wetlands Protection Act (MGL c. 131, § 40), and/or the Town of Ware Wetland Bylaws.
- D. Copies of the application may be examined at the office of the Ware Conservation Commission, located within the Building Department, Town Hall, 126 Main Street, Ware, MA between the hours of 8:00 am to 4:00 pm on Monday through Friday or by calling telephone number (413) 967-9648.
- E. Copies of the application may be obtained from either ☒ the Applicant, or ☐ the Applicant's representative, by calling telephone number Conservation Dept between the hours of 8 to 4 pm on the following days of the week Mon - Fri.
- F. Information regarding the date, time and place of the public hearing may be obtained from the Conservation Commission, telephone number (413) 967-9648. If available from the Applicant, check here ☐ and see information available in **E**.

**NOTE:** The notice of the public hearing, including the date, time and place will be posted in the Town Hall not less than forty-eight (48) hours in advance and Town of Ware website [www.townofware.com](http://www.townofware.com).

**NOTE:** You may contact the Ware Conservation Commission Office or the Department of Environmental Protection Western Regional Office at (413) 784-1100 with questions in regards to the Notice of Intent application process or the Wetland Protection Act.



# 300 foot Abutters List Report

Ware, MA  
July 27, 2021

## Subject Property:

Parcel Number: 48-0-55  
CAMA Number: 48-0-55  
Property Address: 26 BEACH RD

Mailing Address: SALOMON STUART P SALOMON  
MANJULA B  
26 BEACH RD  
WARE, MA 01082

## Abutters:

✓ Parcel Number: 48-0-25  
CAMA Number: 48-0-25  
Property Address: 17 BEACH RD

Mailing Address: ARMSTRONG GAIL M  
17 BEACH RD  
WARE, MA 01082 ✓

✓ Parcel Number: 48-0-45  
CAMA Number: 48-0-45  
Property Address: 12 HORSESHOE CR

Mailing Address: MALONEY MICAH W MALONEY  
DANIELLE M  
12 HORSESHOE CR  
WARE, MA 01082 ✓

✓ Parcel Number: 48-0-50  
CAMA Number: 48-0-50  
Property Address: 13 HORSESHOE CR

Mailing Address: BURTON LEWIS L  
13 HORSESHOE CR  
WARE, MA 01082 ✓

✓ Parcel Number: 48-0-51  
CAMA Number: 48-0-51  
Property Address: 11 HORSESHOE CR

Mailing Address: MUJALLI SAMIR MUJALLI LIGAYA B  
27 TANGLEWOOD DRIVE  
LONGMEADOW, MA 01106-1699 ✓

✓ Parcel Number: 48-0-52  
CAMA Number: 48-0-52  
Property Address: 7 HORSESHOE CR

Mailing Address: KUPPERMAN MITCHELL J  
7 HORSESHOE CR  
WARE, MA 01082 ✓

✓ Parcel Number: 48-0-53  
CAMA Number: 48-0-53  
Property Address: 22 BEACH RD

Mailing Address: MUNIEC STEPHEN M  
22 BEACH RD  
WARE, MA 01082 ✓

✓ Parcel Number: 48-0-54  
CAMA Number: 48-0-54  
Property Address: 24 BEACH RD

Mailing Address: MCDONALD JAMES R MCDONALD LISA  
M  
24 BEACH RD  
WARE, MA 01082-9803 ✓

✓ Parcel Number: 48-0-56  
CAMA Number: 48-0-56  
Property Address: 28 BEACH RD

Mailing Address: DEMARCO PATRICK R JR STEARNS  
MARTHA H  
28 BEACH RD  
WARE, MA 01082 ✓

✓ Parcel Number: 48-0-57  
CAMA Number: 48-0-57  
Property Address: 30 BEACH RD

Mailing Address: ANLIKER JAMES J STRICKLAND  
JACQUELINE K  
P O BOX 885  
BELCHERTOWN, MA 01007 ✓

✓ Parcel Number: 48-0-62  
CAMA Number: 48-0-62  
Property Address: BEACH RD

Mailing Address: BEAVER ASSOCIATES INC  
175 GREEN HILL RD  
LONGMEADOW, MA 01106 ✓



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7/27/2021

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# 300 foot Abutters List Report

Ware, MA  
July 27, 2021

✓ Parcel Number: 48-0-63 CAMA Number: 48-0-63 Property Address: 29 BEACH RD	Mailing Address: COLLINS III JOHN W COLLINS MELANIE A 29 BEACH RD WARE, MA 01082 ✓
✓ Parcel Number: 48-0-64 CAMA Number: 48-0-64 Property Address: 27 BEACH RD	Mailing Address: RAY MARIE B 27 BEACH RD WARE, MA 01082 ✓
Parcel Number: 48-0-65 CAMA Number: 48-0-65 Property Address: BEACH RD	Mailing Address: RAY MARIE BARBARA <del>27 BEACH RD</del> WARE, MA 01082
✓ Parcel Number: 48-0-66 CAMA Number: 48-0-66 Property Address: 23 BEACH RD	Mailing Address: ETHIER PHILIP E MISSALE ELLEN J 23 BEACH RD WARE, MA 01082 ✓
✓ Parcel Number: 48-0-67 CAMA Number: 48-0-67 Property Address: 5 HORSESHOE CR	Mailing Address: OTIS KIM A TAURO DONNA M 5 HORSESHOE CR WARE, MA 01082 ✓
✓ Parcel Number: 48-0-68 CAMA Number: 48-0-68 Property Address: 3 HORSESHOE CR	Mailing Address: PAGE GARY R PAGE MAVIS A 3 HORSESHOE CR WARE, MA 01082 ✓
Parcel Number: 48-0-70 CAMA Number: 48-0-70 Property Address: MONSON TURNPIKE RD	Mailing Address: RAY MARIE BARBARA <del>27 BEACH RD</del> WARE, MA 01082
Parcel Number: 48-0-71 CAMA Number: 48-0-71 Property Address: MONSON TURNPIKE RD	Mailing Address: RAY MARIE BARBARA <del>27 BEACH RD</del> WARE, MA 01082
Parcel Number: 48-0-72 CAMA Number: 48-0-72 Property Address: MONSON TURNPIKE RD	Mailing Address: RAY MARIE BARBARA <del>27 BEACH RD</del> WARE, MA 01082
✓ Parcel Number: 48-57-1 CAMA Number: 48-57-1 Property Address: BEACH RD	Mailing Address: BEAVER LAKE TRUST INC 8 SHORELINE DR WARE, MA 01082 ✓
✓ Parcel Number: 49-0-51 CAMA Number: 49-0-51 Property Address: 15 HORSESHOE CR	Mailing Address: SHEEHAN KEVIN J 15 HORSESHOE CR WARE, MA 01082 ✓



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### **C. Project Description.**

1a. Project Location: 26 Beach Rd, Ware, Ma.

Assessors Map/Plot Number 55

Parcel/Lot Number 48-0-55

b. Area Description.

In front of the house are three pine trees, all within 100 feet of the lake.

The three pine trees are at least 80 feet tall. They pose a threat to the house.

Enclosed photos identify these three trees, as well as two other photos that show a history of this threat.

2. Work Description.

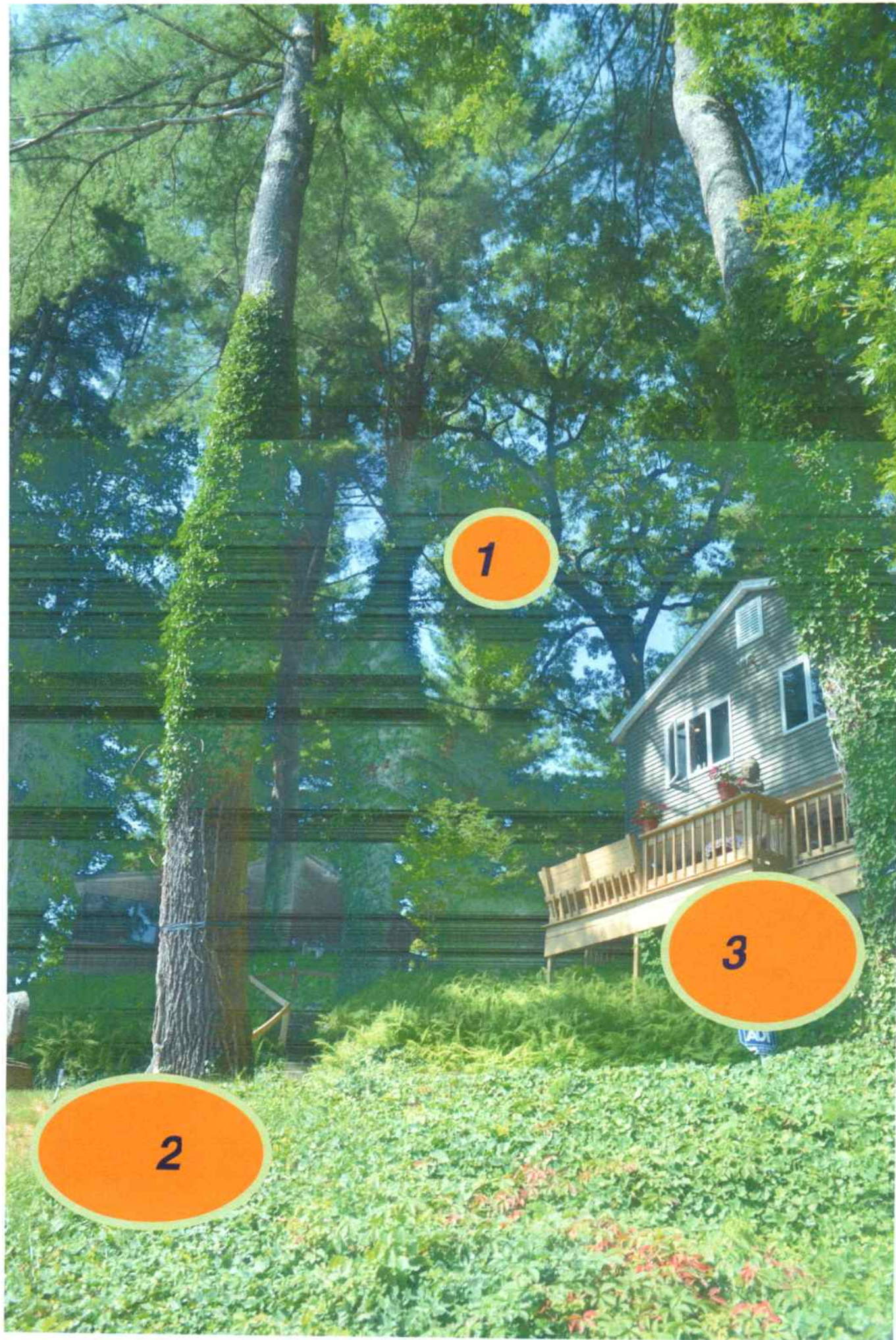
Robinson Tree Service, upon your approval, will use a crane to cut and remove the trees from the property. This service has recently, successfully, removed a number of infested white oak trees from neighboring properties.

Attached are photos that identify the three trees.

Also attached, are photos that document recent tree damage. One photo documents the early snowfall in November, 2011. Our house sustained damage to a roof and the interior ceiling. The other photo shows a tree that fell in August of 2020. If it had fallen 15 degrees to the west, it would have destroyed the house.



File # 0131



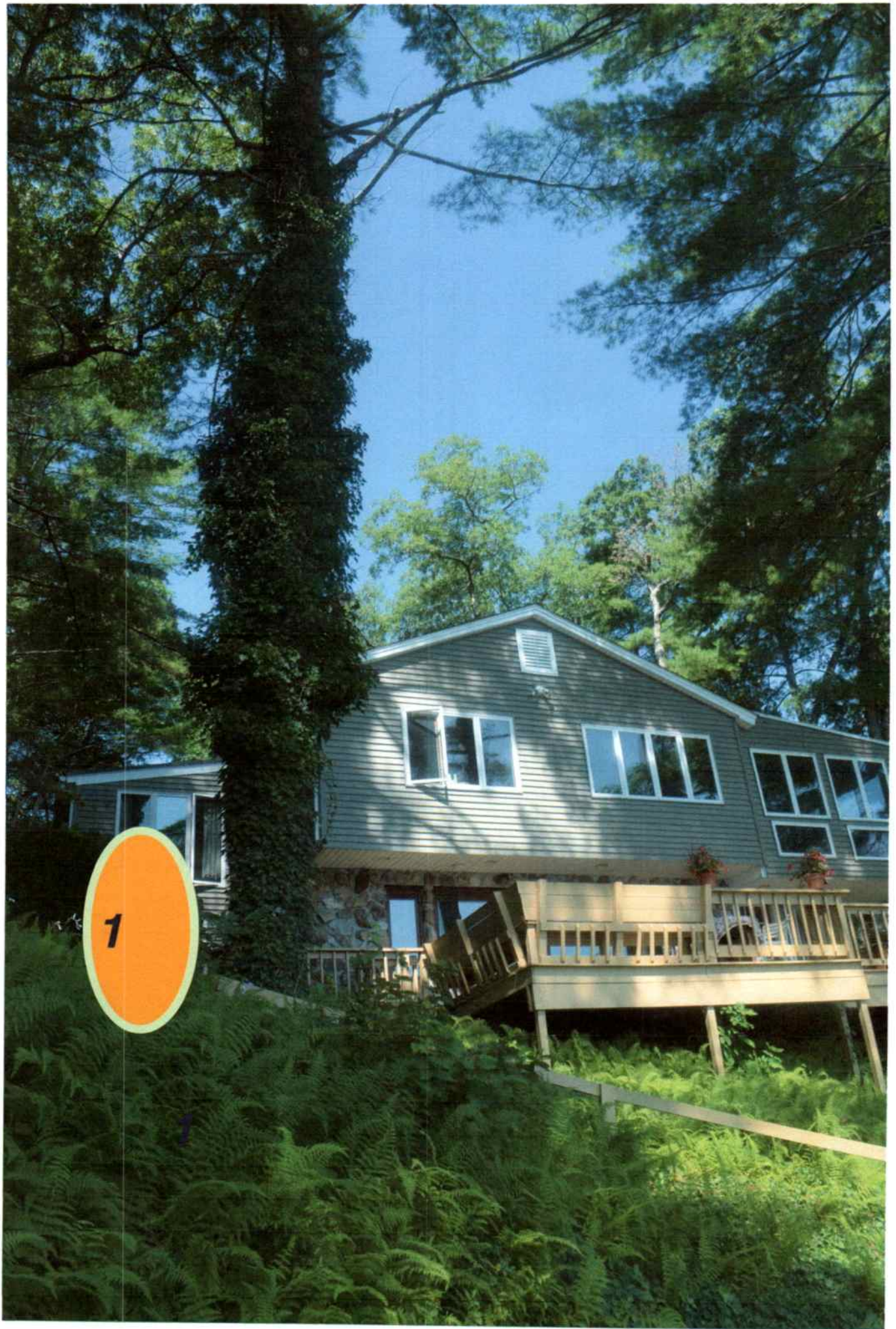


Request for Tree Removal

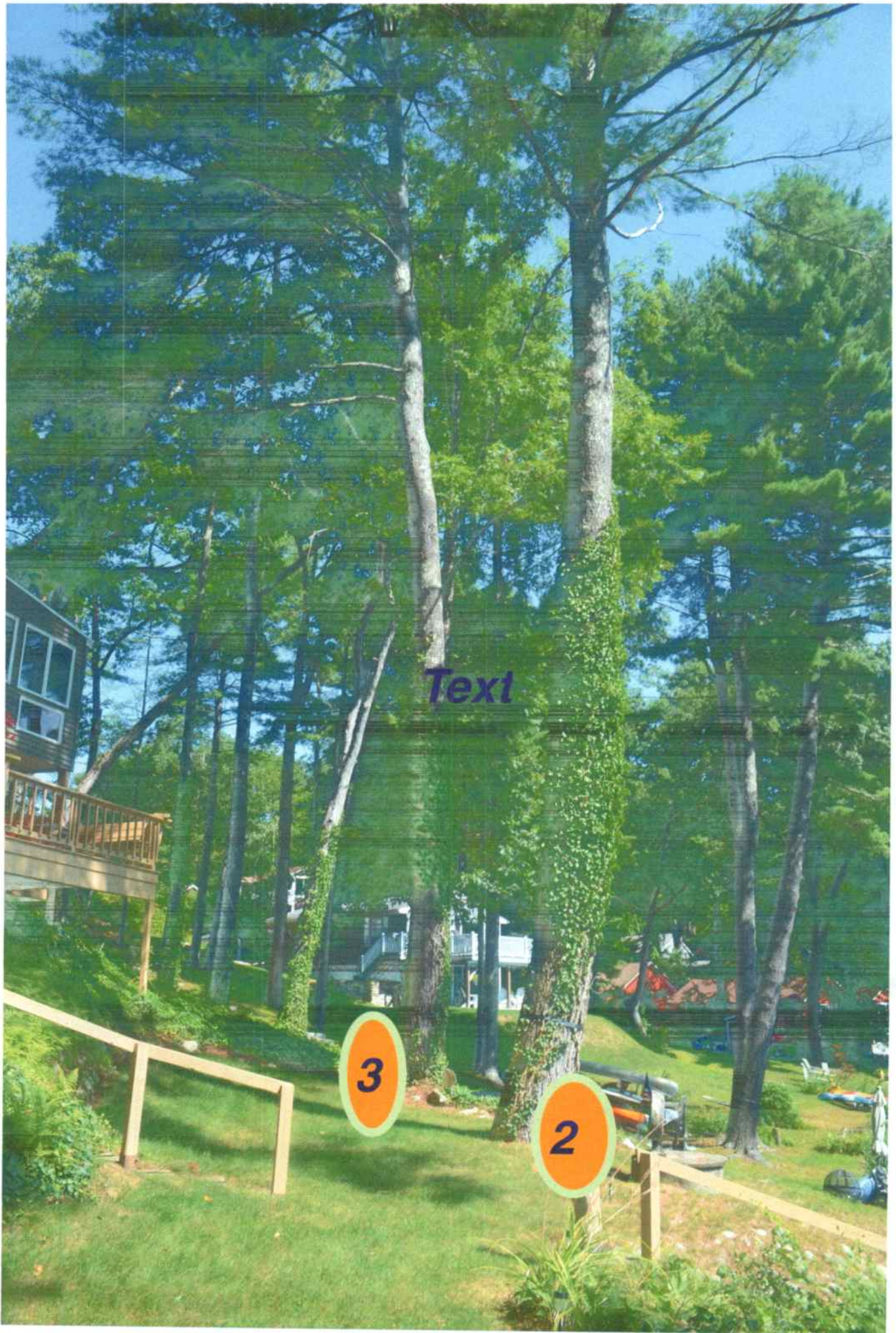


B)









Text

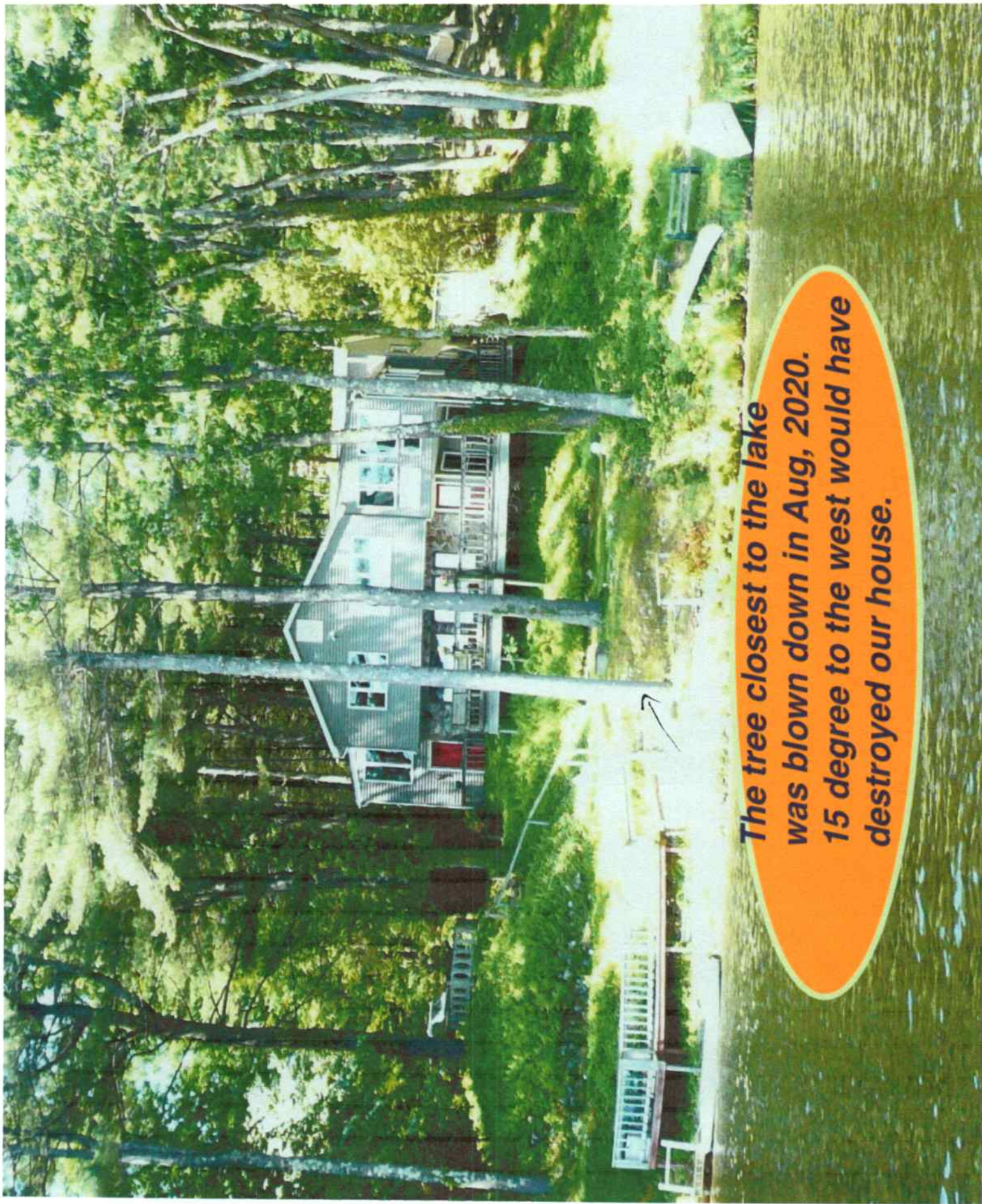
3

2











A photograph of a house with a wooden deck and a large tree with autumn foliage. The house is on the left, with a wooden deck and a large window. A large tree with autumn foliage is on the right. The sky is visible through the branches.

**Nov, 2011**

**Text**