

# INSTRUCTION PAGE

## REQUEST FOR DETERMINATION OF APPLICABILITY

(WPA FORM 1)

### WHAT IS NEEDED TO COMPLETE YOUR APPLICATION

**PRIOR TO HEARING:** Please make sure you follow the Field Requirements noted in the Rules and Regulations Section 9C regarding staking of the project elements and buffer zone resource areas. Commissioners will inspect sites. Please leave stakes in place until a decision on the project has been made.

Mail one (1) copy of the completed application  
(including all supporting plans) to:

**Department of Environmental Protection**  
20 Riverside Drive λ Lakeville MA 02347

**FEES:** (Collected under the Plymouth Wetland Bylaw)

\$100.00.....Application Fee/payable to Town of Plymouth  
 \$100.00.....Penalty Fee/payable to Town of Plymouth (IF APPLICABLE)  
 \$1.00/name. Abutter Notification Fee: payable to Town of Plymouth  
 \$55.29.....Advertising Fee: payable to Town of Plymouth

Mail one (1) copy of the completed application

(Including 1 copy of all supporting plans) to:

**Plymouth Conservation Commission**  
26 Court Street Plymouth MA 02360  
(via Hand-delivery or Certified Mail-Return Receipt)  
Send a PDF Packet with Application and Plan to

[demberley@plymouth-ma.gov](mailto:demberley@plymouth-ma.gov)

Your abutter's list (Page 6) **MUST BE CERTIFIED** by the

Assessor's Office – separate \$25 fee.

Sign, date and title any hand-drawn plans

**Note: Abutter notification not required for well installations and perc tests, ONLY.**

#### **Conservation Office Staff:**

Debbie Emberley  
Administrative Assistant,  
508-747-1620 x10139  
[demberley@plymouth-ma.gov](mailto:demberley@plymouth-ma.gov)

Richard Vacca  
Conservation Planner  
508-747-1620 x10140  
[rvacca@plymouth-ma.gov](mailto:rvacca@plymouth-ma.gov)

**Town Hall**  
26 Court Street, Plymouth, MA 02360  
3<sup>rd</sup> Floor, Department of Planning & Development



## Massachusetts Department of Environmental Protection

Bureau of Water Resources - Wetlands

# WPA Form 1 - Request for Determination of Applicability

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Municipality \_\_\_\_\_

## 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:**

First Name \_\_\_\_\_ Last Name \_\_\_\_\_

Address \_\_\_\_\_

City/Town \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

Phone Number \_\_\_\_\_ Email Address \_\_\_\_\_

**2. Property Owner (if different from Applicant):**

First Name \_\_\_\_\_ Last Name \_\_\_\_\_

Address \_\_\_\_\_

City/Town \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

Phone Number \_\_\_\_\_ Email Address (if known) \_\_\_\_\_

**3. Representative (if any)**

First Name \_\_\_\_\_ Last Name \_\_\_\_\_

Company Name \_\_\_\_\_

Address \_\_\_\_\_

City/Town \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

Phone Number \_\_\_\_\_ Email Address (if known) \_\_\_\_\_

## B. Project Description

**1. a. Project Location (use maps and plans to identify the location of the area subject to this request):**

Street Address \_\_\_\_\_ City/Town \_\_\_\_\_

Latitude (Decimal Degrees Format with 5 digits after decimal  
e.g. XX.XXXXX) \_\_\_\_\_ Longitude (Decimal Degrees Format with 5 digits after decimal e.g. -XX.XXXXX) \_\_\_\_\_

Assessors' Map Number \_\_\_\_\_ Assessors' Lot/Parcel Number \_\_\_\_\_

**b. Area Description (use additional paper, if necessary):****c. Plan and/or Map Reference(s): (use additional paper if necessary)**

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

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



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## B. Project Description (cont.)

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

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.

- 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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Municipality \_\_\_\_\_

### C. Determinations

1. I request the \_\_\_\_\_ make the following determination(s). Check any that apply:  
Conservation Commission

- a. whether the **area** depicted on plan(s) and/or map(s) referenced above 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 above are accurately delineated.
- c. whether the **Activities** depicted on plan(s) referenced above is subject to the Wetlands Protection Act and its regulations.
- d. whether the area and/or Activities depicted on plan(s) referenced above 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 Activities in the Riverfront Area as depicted on referenced plan(s).

\_\_\_\_\_

### 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.

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 \_\_\_\_\_

Signature of Representative (if any) \_\_\_\_\_

Date \_\_\_\_\_