



# 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:

Rowley Water Dept. Attn: Bob Gray, Superintendent  
Name robert@rowleywater.com  
E-Mail Address

401 Central St; PO Box 29  
Mailing Address

Rowley  
City/Town MA  
State 01969  
Zip Code

978-948-2640  
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 Rowley 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:

Town of Rowley  
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):

401 Central St

Street Address

21

Assessors Map/Plat Number

Rowley

City/Town

33/ Lot 2

Parcel/Lot Number

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

Existing municipal building with associated parking area and rear materials storage yard.

Undeveloped side wooded area with intermittent stream and rear of parcel is undeveloped woods and wetlands.

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

Sketch Plan 401 Central St Backup Generator & Propane Tank Pads

Title

8-30-23

Date

Title

Date

Title

Date

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

Installation of 8' x 10' concrete slab for generator with additional pad for 500# propane tank



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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).

NA

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.)

NA



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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:

Town of Rowley Water Department

Name

401 Central Street; PO Box 29

Mailing Address

Rowley

City/Town

MA

State

01969

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

*[Handwritten Signature]*  
Water Superintendent

Date

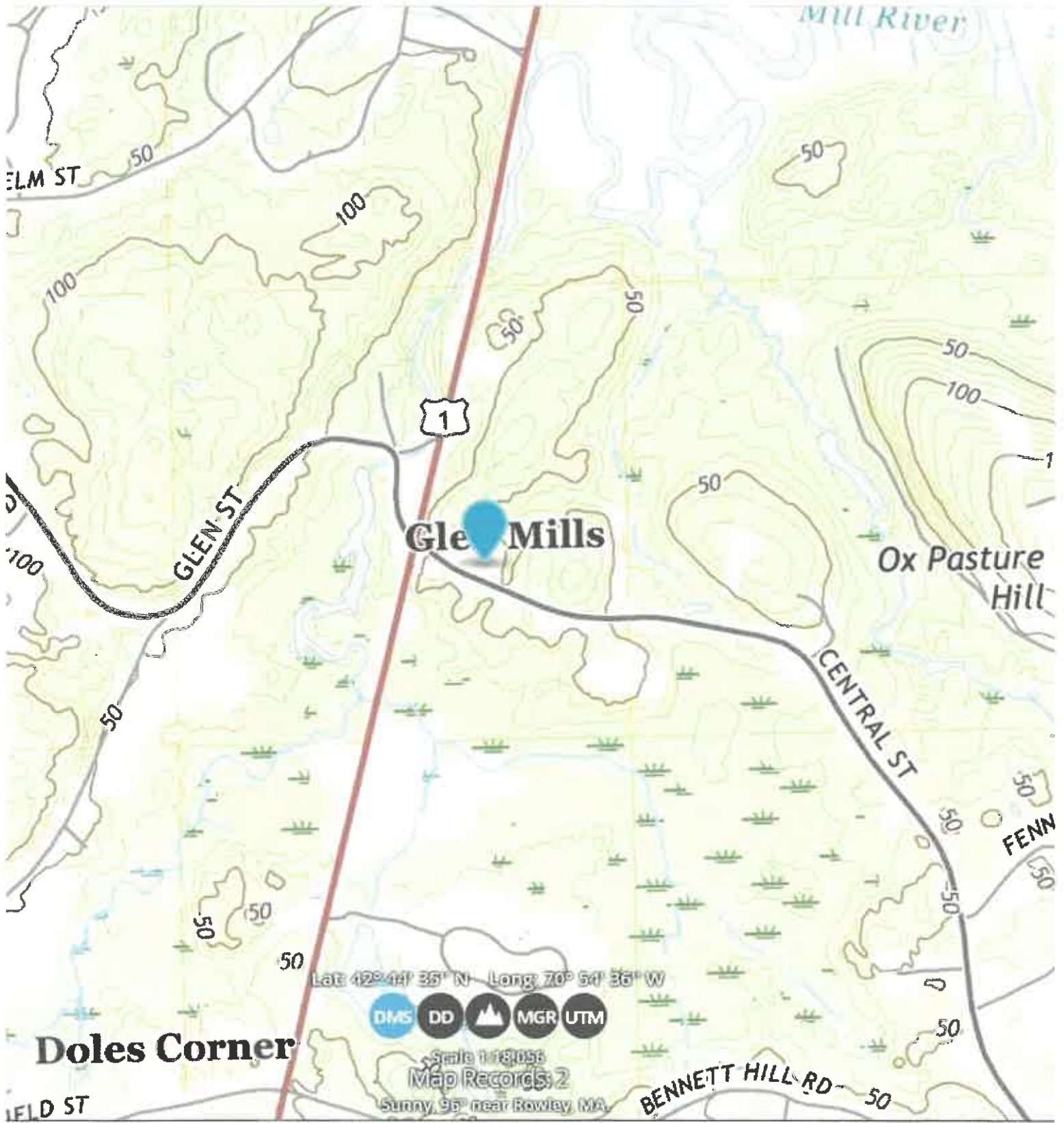
9-5-2023

Signature of Representative (if any)

*[Handwritten Signature]*  
Town Administrator

Date

9/5/23



Mill River

ELM ST

50

100

50

100

50

50

50

100

1

50

Ox Pasture Hill

GLEN ST

Gle Mills

CENTRAL ST

FENN

50

50

50

Lat 42° 41' 35" N Long 70° 54' 36" W

DMS DD MGR UTM

Scale 1:8,056

Map Records: 2

Sunny, 95° near Rowley, MA

Doles Corner

BENNETT HILL RD 50

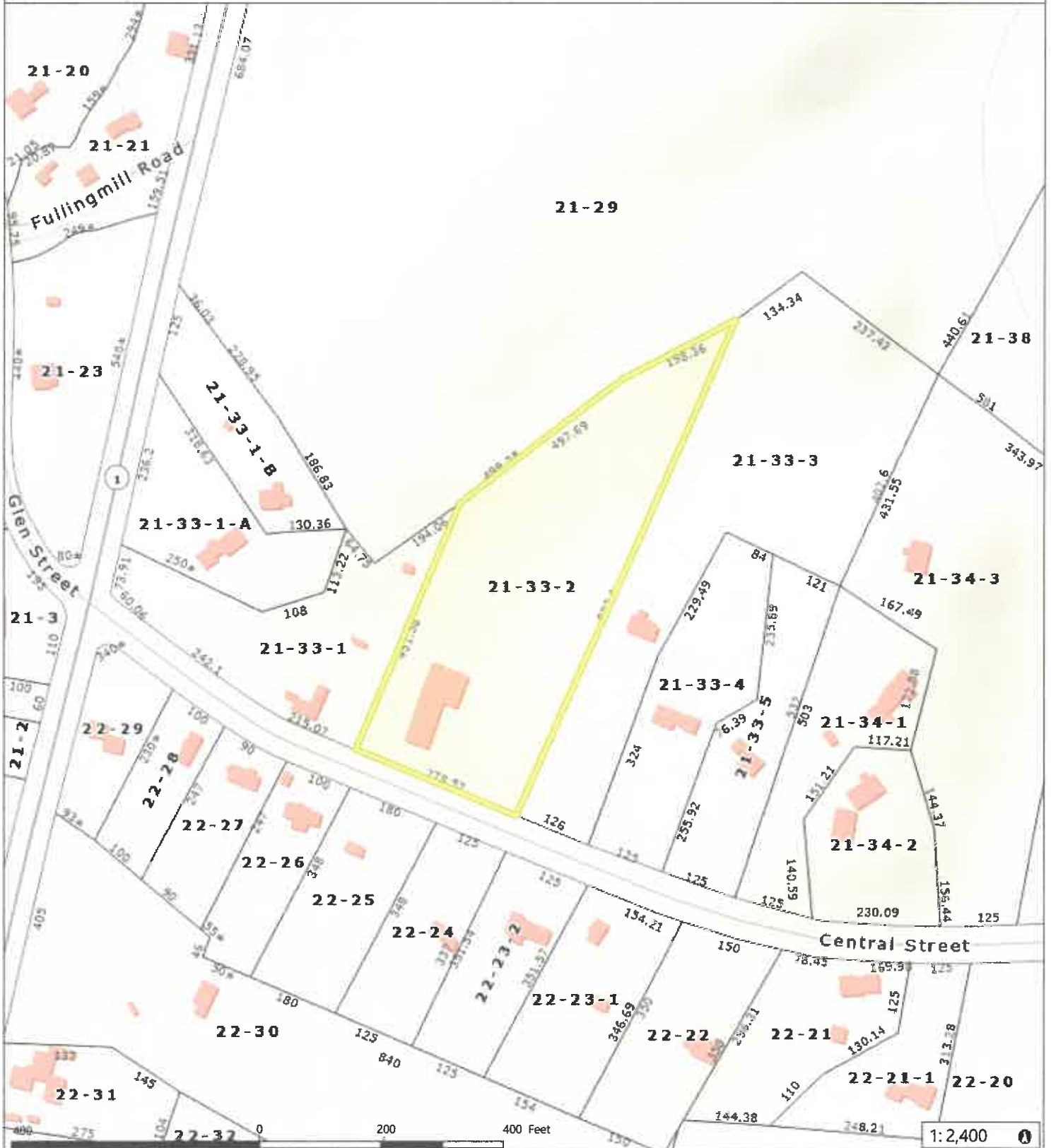
FIELD ST

# 401 Central St Water Dept



# 401 Central St

08/04/2022



Data Sources: Produced by Merrimack Valley Planning Commission (MVPC) using data provided by the Town of Rowley & MassGIS.  
MVPC AND THE TOWN OF ROWLEY MAKES NO WARRANTIES, EXPRESSED OR IMPLIED, CONCERNING THE ACCURACY, COMPLETENESS, RELIABILITY, OR SUITABILITY OF THESE DATA. THE TOWN OF ROWLEY AND MVPC DOES NOT ASSUME ANY LIABILITY ASSOCIATED WITH THE USE OR MISUSE OF THIS INFORMATION



- Legend
- Municipal Boundary
  - Building Footprints
  - Roads
  - Hydrographic Features
  - Interstate
  - Streams
  - Major Road
  - Local Road
  - Parcels

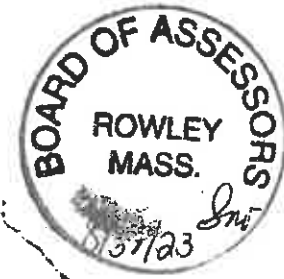
CERTIFIED ABUTTERS' LIST

Parcel ID	Location	Owner Name/Address
021-033-02	401 CENTRAL ST	TOWN OF ROWLEY WATER DEPARTMENT PO BOX 29 ROWLEY, MA 01969

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A B U T T E R S  
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021-029	NEWBURYPORT TNPK	COMMONWEALTH OF MASSACHUSETTS DIVISION OF FISHERIES & WILDLIFE ROUTE 135 NORTH DR WESTBOROUGH, MA 01581
021-033-01	419 CENTRAL ST	HURLIN NICHOLAS E PO BOX 107 ROWLEY, MA 01969
021-033-03	395 CENTRAL ST	CASSANO DENISE C WHITAKER BEVERLY 395 CENTRAL ST ROWLEY, MA 01969
022-023-02	398 CENTRAL ST	FEDUS VLADIMIR FEDUS KATHLEEN A 398 CENTRAL ST ROWLEY, MA 01969
022-024	408 CENTRAL ST	LACROIX JACOB A LACROIX KIMBERLY D 408 CENTRAL ST ROWLEY, MA 01969
022-025	414 CENTRAL ST	KASPRZAK KARL A S/O SAVORY RESIDENTIAL RT PO BOX 1 ROWLEY, MA 01969
022-026	418 CENTRAL ST	MCELROY KYLE J MCELROY KATELYN K 418 CENTRAL ST ROWLEY, MA 01969

7 parcels listed



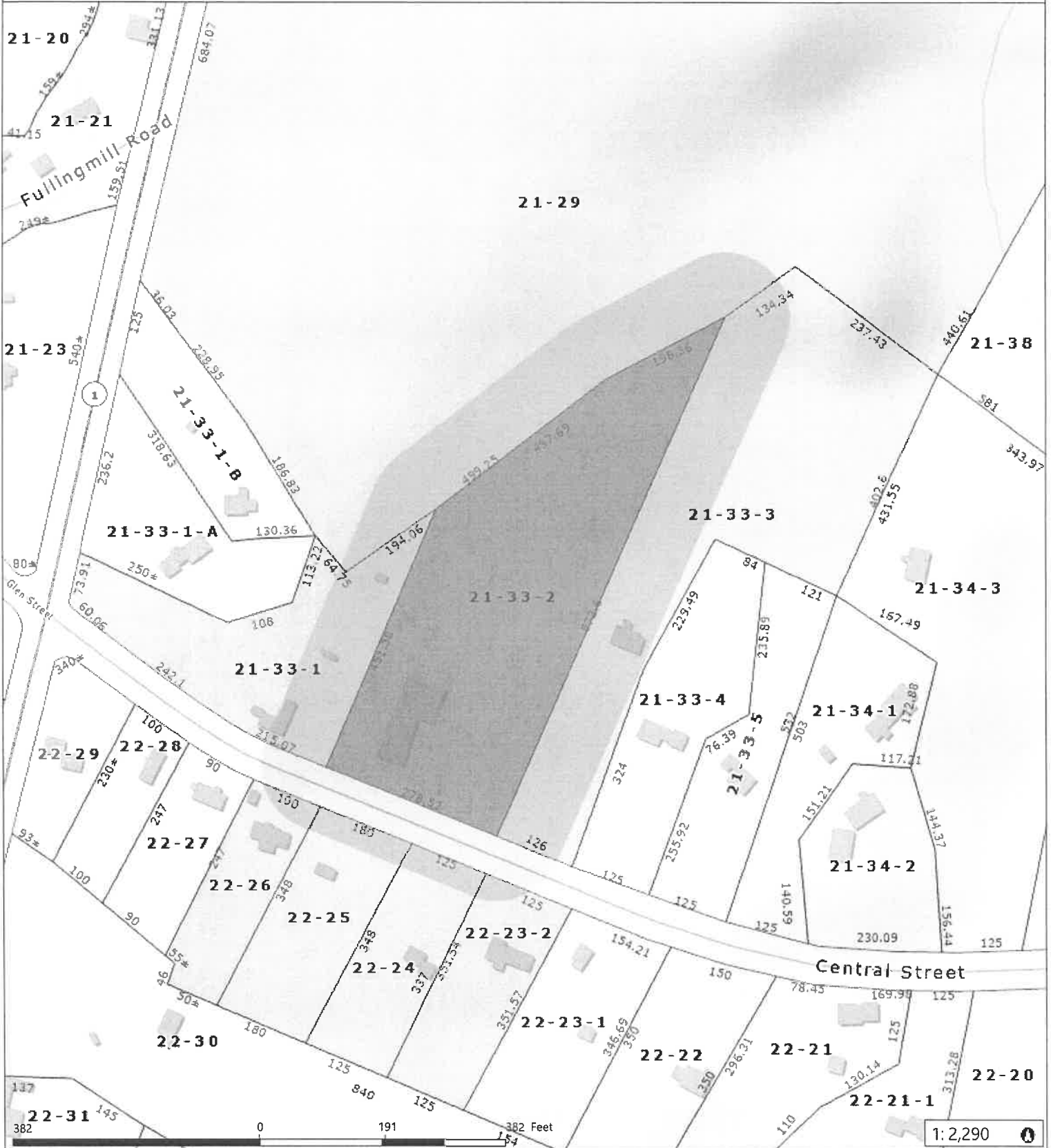
*Sean M. McFadden*  
Principal Assessor

RL



# Town of Rowley

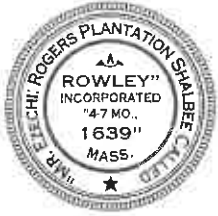
08/31/2023



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- |                     |                       |            |            |            |         |
|---------------------|-----------------------|------------|------------|------------|---------|
| Municipal Boundary  | Roads                 | Interstate | Major Road | Local Road | Parcels |
| Building Footprints | Hydrographic Features | Streams    |            |            |         |



# Town of Rowley Conservation Department

Town Hall Annex – Room 4  
 39 Central St, P.O. Box 24, Rowley, MA 01969  
 Phone: 978-948-2330 Fax: 978-948-7196  
[conservation@townofrowley.org](mailto:conservation@townofrowley.org)

## WETLAND BYLAW FEE CALCULATION FORM

Property Address: 401 Central St. Map: 21 Parcel: 33 Lot: 2

APPLICATION NAME / ACTIVITY	LOCAL BYLAW FEE	# of Activities or Measurement	Subtotal
Request for a Determination of Applicability (RDA)	\$75	1	75.00
Abbrev. Notice of Resource Area Delineation (ANRAD)			
Single Family House Project	\$1/linear foot, first 100'; \$0.50/lf, second 100'; \$0.10/lf, each additional foot		
All Other Projects	*\$1/linear foot, first 1000'; \$0.50/lf, second 1000'; \$0.10/lf, each additional foot		
Notices of Intent (NOI)			
Category 1 Activity	\$100		
Category 2 Activity	\$250		
Category 3 Activity	\$525		
Category 4 Activity	\$725		
Category 5 Activity	\$2/foot		
Category 6 Activity - If no ANRAD was filed for the project site, then a local Cat. 6 fee must be paid in accordance with the ANRAD fee schedule	See ANRAD fee schedule		
Request to Amend an OOC (RAOC)	\$100		
Resource Area Alterations (for NOI & RAOC)			
Buffer Zone, 50'-100' from resource area boundary	\$0.05 / square foot		
Buffer Zone, 25'-50' from resource area boundary	\$0.10 / square foot		
Buffer Zone, 0'-25' from resource area boundary	\$0.25 / square foot		
Bordering Vegetated Wetlands & Salt Marsh	\$0.35 / square foot		
Bank	\$5 / linear foot		
Land Under Water & Waterways	\$0.35 / square foot		
Bordering Land Subject to Flooding & CLSSF**	\$0.05 / square foot		
***Riverfront Area only	\$0.05 / square foot		
Isolated Vegetated Wetlands	\$0.35 / square foot		
Land within Groundwater Protection Area Zone I	\$0.25 / square foot		
Land within Groundwater Protection Area Zone II	\$0.05 / square foot		
Other Local-only Jurisdictional Resource Areas	\$0.05 / square foot		
Extension Permit	\$100		
Certificate of Compliance	Projects under one acre in size: \$100 - over an acre in size \$250		
For filings resulting from enforcement action, double the Local Bylaw Fee Total			
<b>LOCAL BYLAW FEE TOTAL</b>			<u>Exempt</u>
As Determined by the Commission, Fee Total not to exceed \$15,000 except Enforcement			

**NOTES:**

\*Local Bylaw Fee maximum of \$100, if, when determined necessary by Commission, applicant agrees to ANRAD review by outside consultant under M.G.L. Ch. 44, sec. 53G

\*\*Coastal Land Subject to Storm Flowage

\*\*\*Local Bylaw Fees for RDA, NOI, & RAOC increase 50% when project is also proposed within a Riverfront Area

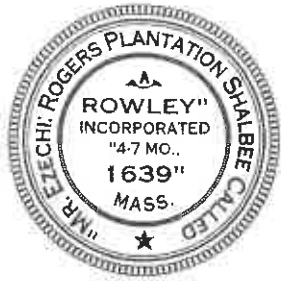
Local Bylaw Fees passed by a Unanimous vote of the Commission on 10/1/2019, effective 10/2/2019

**From:** [Robert Gray](#)  
**To:** [Brent Baeslack](#)  
**Cc:** [Katherine Bento](#)  
**Subject:** Precast Cement Pad to support Generator  
**Date:** Tuesday, September 5, 2023 11:32:43 AM

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Brent. We will be installing a new generator at our Water Department facility at 401 Central street. We have to cut out a section of pavement ( 8 ' x 5' ) in order to place a precast concrete pad to support the generator . We also have to place a pad for a 500 gal propane tank to support the operation of the generator .

Robert E Gray  
Superintendent  
Town of Rowley Water Dept.  
401 Central St.  
Rowley, MA 01969  
978-948-2640



# Town of Rowley

Conservation Commission  
Phone: (978) 948-2330 Fax: (978) 948-7196  
Conservation@townofrowley.org

## REQUEST TO DETERMINE APPLICABILITY CHECKLIST

Send the following by certified mail, return receipt requested, or hand deliver to:  
Rowley Conservation Commission, PO Box 24, or 39 Central Street, Room #4, Rowley MA 01969

- Two copies of the Application including:
  - Completed WPA Form 1 – revised July 2020
  - Section of U.S. Geologic Survey (USGS) quadrangle locating site (8 1/2" x 11")
  - An appropriately sized section of the Assessor's map clearly identifying the property and all others within a hundred feet
  - Plans and calculations clearly describing the location and the nature of the proposed work
  - Proof of mailing or hand delivery of Application to DEP NE regional office (address below)
  - One copy of permission to enter form with original signature of property owner
  - Proof of mailing or delivery of Application to property
  - One electronic submission in "PDF" form of all Applications
  - One copy of the Wetland Bylaw Fee Calculation Form  
*Exempt*

Send by certified mail, return receipt requested, or hand deliver to:  
DEP NERO, Wetlands Division, 150 Presidential Way, Woburn

- One copy of the Application including:
  - Completed WPA Form 1 – revised July 2020.
  - Section of U.S. Geologic Survey (USGS) quadrangle locating site
  - An appropriately sized section of the Assessor's map clearly identifying the property and all others within a hundred feet.
  - Plans and calculations clearly describing the location and the nature of the proposed work

U.S. Postal Service™  
**CERTIFIED MAIL® RECEIPT**  
Domestic Mail Only

For delivery information, visit our website at [www.usps.com](http://www.usps.com)®.

OFFICIAL USE

Certified Mail Fee	\$4.35	Postage	\$2.31
Extra Services & Fees (check box, add fee as appropriate)	\$0.00	Total Postage and Fees	\$6.66
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00		
<input type="checkbox"/> Return Receipt (electronic)	\$0.00		
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00		
<input type="checkbox"/> Adult Signature Required	\$0.00		
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00		

SEP 5 2023  
09/05/2023  
0969 41  
ROWLEY MA 01969

Sent To: MA DEP Wetlands Div  
Street and Apt. No., PO Box No. 150 Presidential Way  
City, State, ZIP+4 Woburn, MA 01801

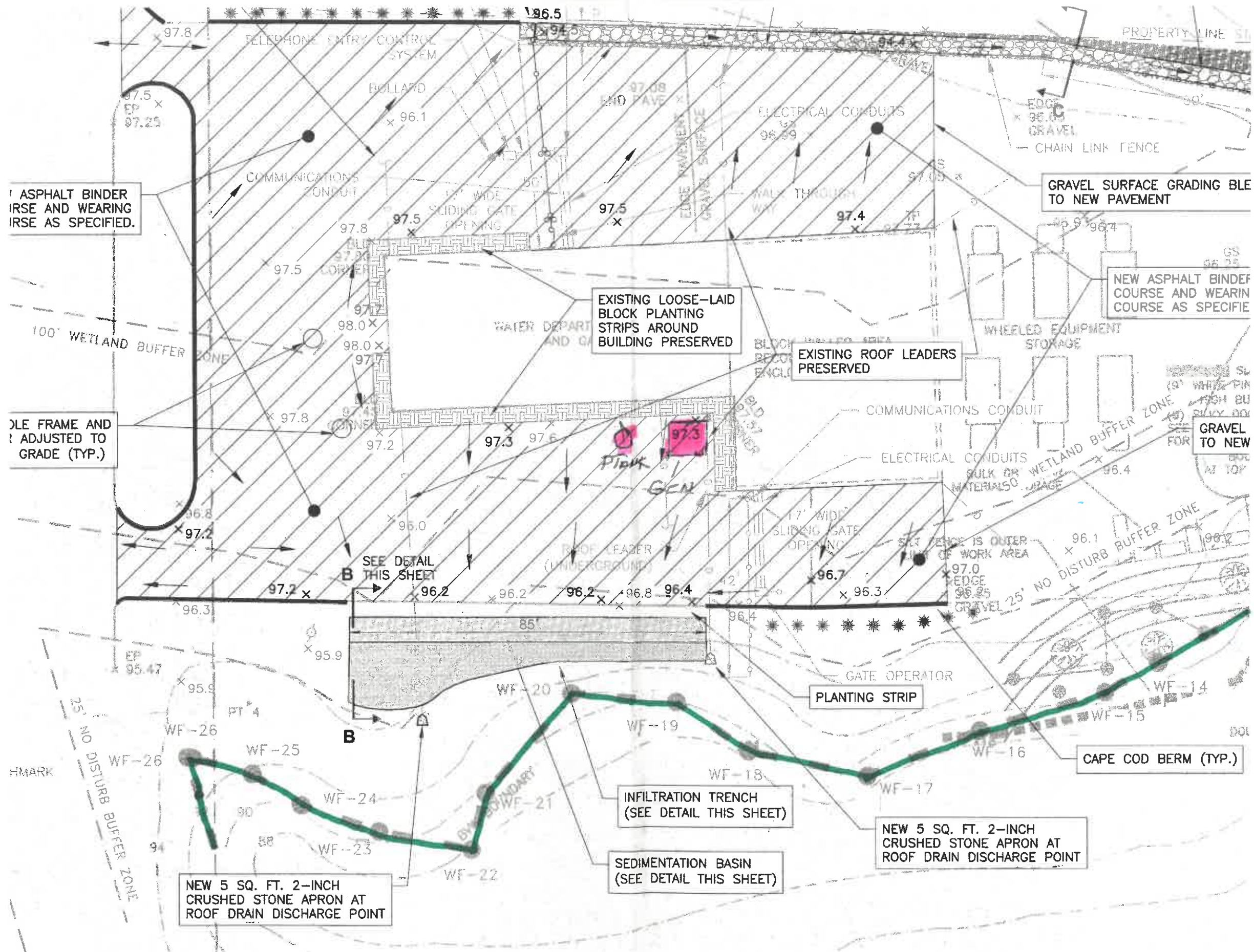
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

### PERMISSION TO ENTER

I, Rowley Water, hereby grant the Rowley Conservation Commission and its officials permission to enter upon my property at 401 Water St to

review the filed Request to Determine Applicability and future site conditions for compliance with the issued Determination of Applicability. The sole purpose of this document is to allow Commissioners and their officials to perform their duties under the Wetlands Protection Act (M.G.L. c. 131 s. 40) and the Town of Rowley Wetlands Protection Bylaw.

Signed: [Signature] (PROPERTY OWNER) 9/5/23 (DATE)



Sketch Plan  
 401 Central Street  
 Backup Generator  
 + Propane Tank Pads  
 8-30-23

**SITE PLAN**  
 SCALE: 1" = 20'

**NOTES**