



WPA Form 1- Request for Determination of Applicability

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

RECEIVED

A. General Information

APR 4 2023

TOWN OF ROWLEY
CONSERVATION COMMISSION
twexcavatingcorp@gmail.com
E-Mail Address

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:

Jaime Warren

Name

7 Boxford Road

Mailing Address

Rowley

City/Town

508-328-7745

Phone Number

MA

State

01969

Zip Code

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:

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):

7 Boxford Road

Street Address

Rowley

City/Town

5

Assessors Map/Plat Number

86

Parcel/Lot Number

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

Previously developed property with a single family home with an attached garage, a detached garage and a drive under garage on the rear of the house. The 1 acre property is approx. 90% maintained lawn. There is a 36x24 concrete pad off the rear of the house. There is a split rail fence along the southern property line.

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

Sketch plan of 7 Boxford Road 4/3/23

Title

4/3/23

Date

Title

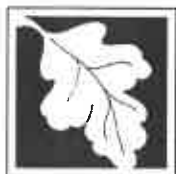
Date

Title

Date

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

Proposed replacement of 24' round above ground pool, recessing it approx 3' in to the ground. Proposed installation of approx. 30' round block retaining wall to prep area and level for pool installation with surrounding patio. Replacement of existing retaining walls on west side of house. Remaining disturbed are to be seeded for lawn.



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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).

N/A

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:

Jaime Warren

Name

7 Boxford Road

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.

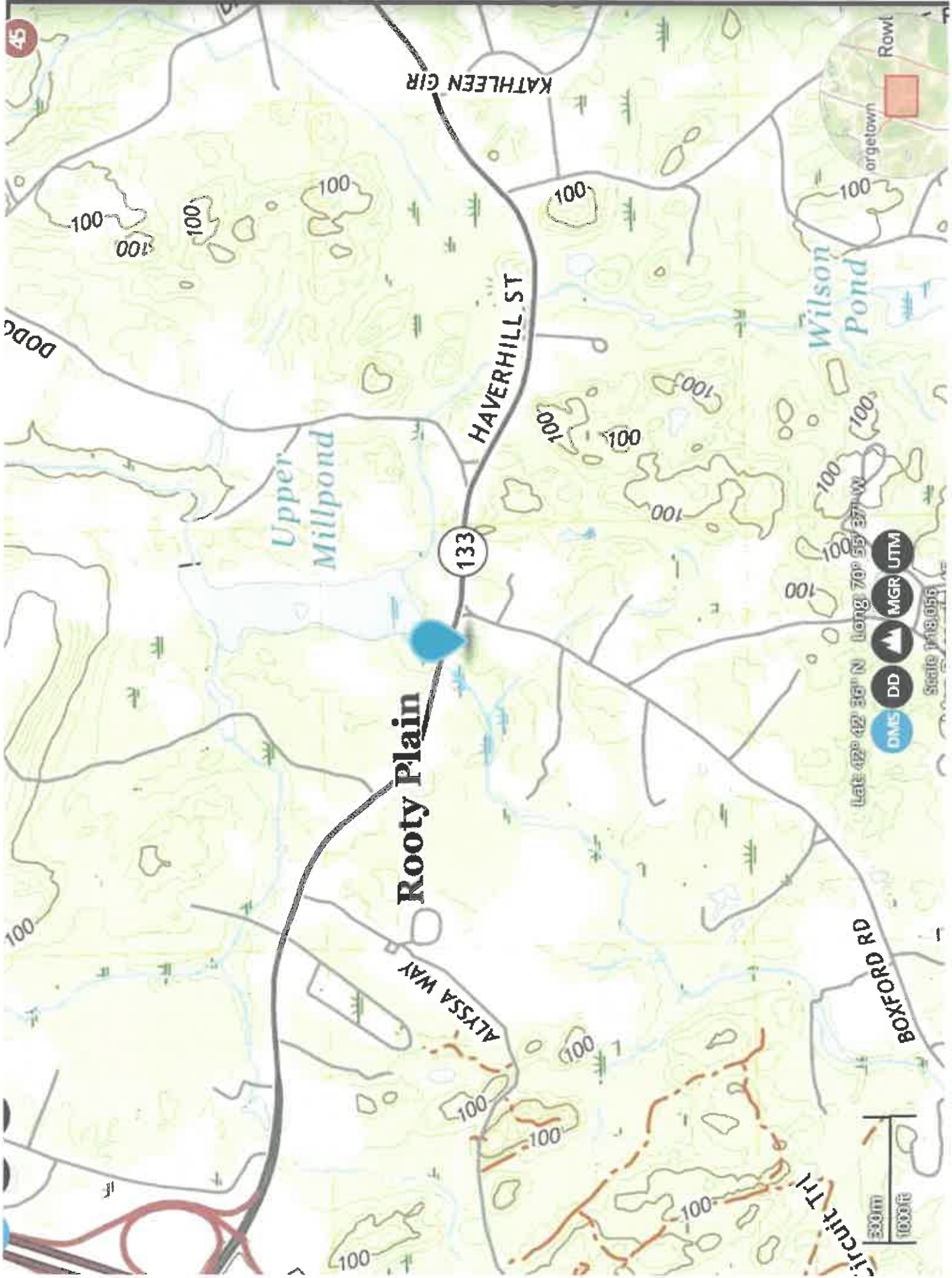

Signature of Applicant

4/3/23

Date

Signature of Representative (if any)

Date



Rooty Plain

133

HAVERHILL ST

Upper Millpond

Wilson Pond

ALYSSA WAY

BOYKOR RD

Circuit Trl

Lat 42° 42' 36" N Long 70° 55' 37" W

DMS DD North Arrow MGR UTM

Scale 1:18,056

330m
1000ft

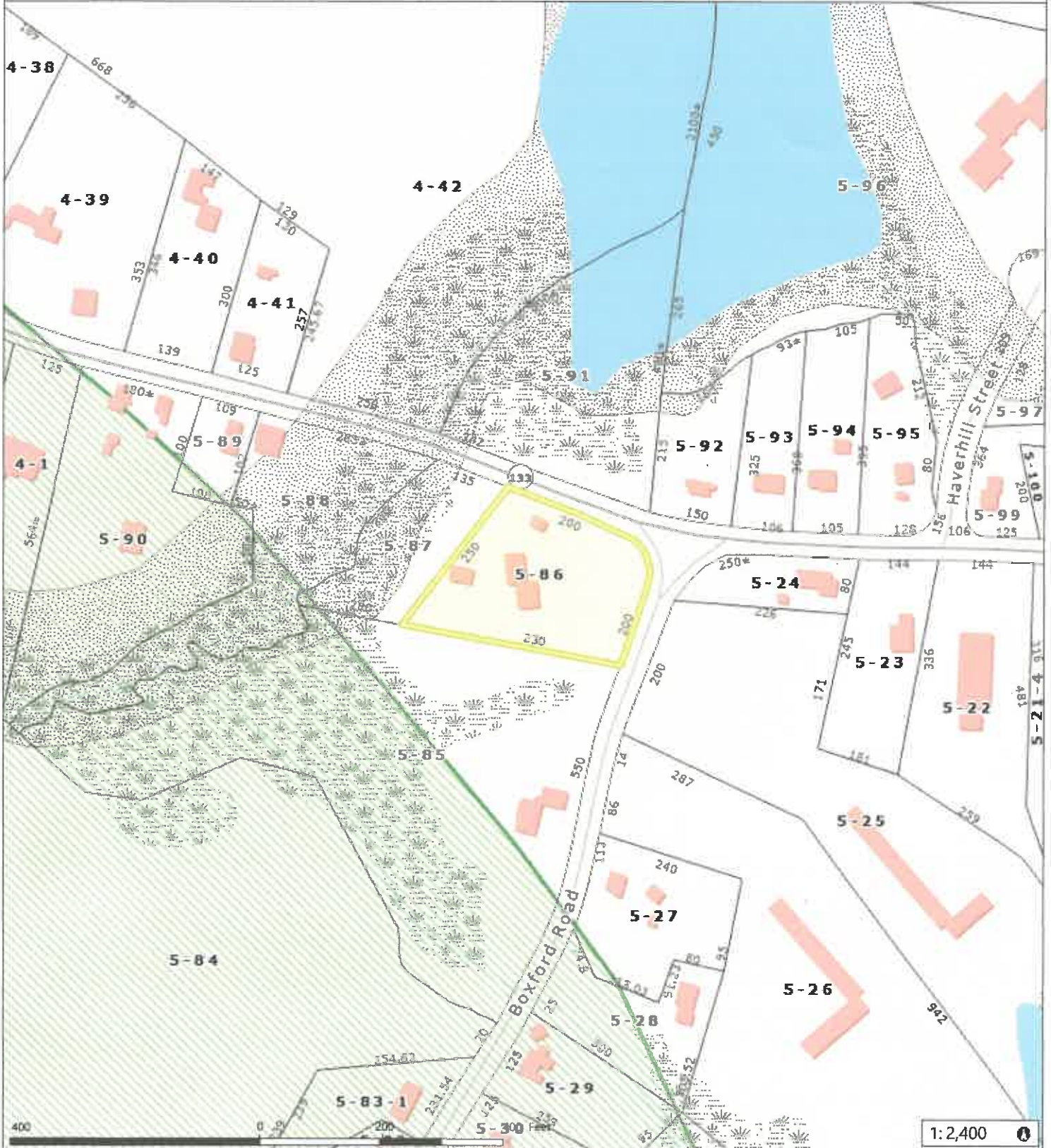
Rowt

orgetown

45

7 Boxford Rd (Map 5, Parcel 86)

03/30/2023



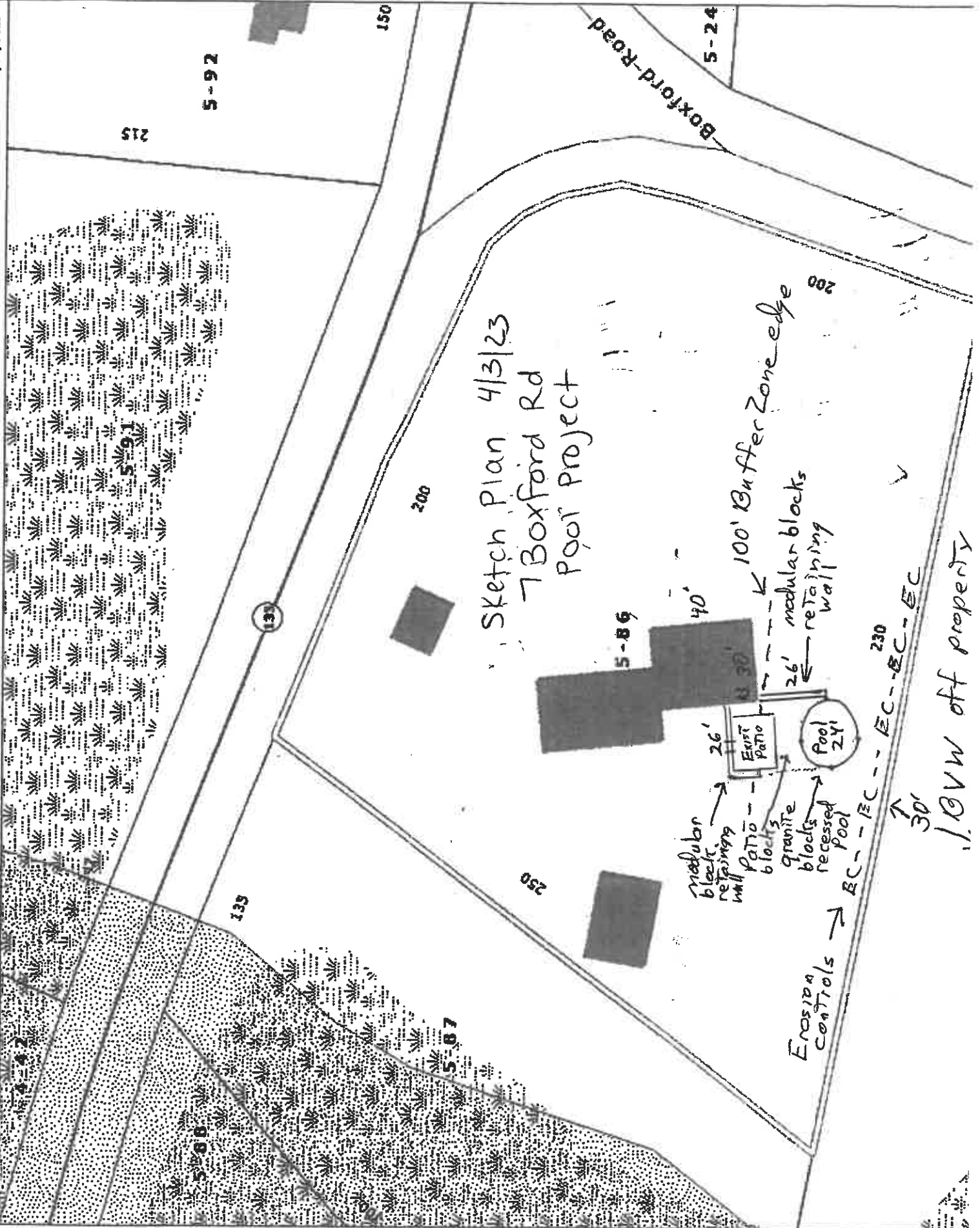
Data Sources: Produced by Merrimack Valley Planning Commission (MVPC) using data provided by the Town of Rowley & MassGIS/MassGIS.
 MVPC AND THE TOWN OF ROWLEY MAKES NO WARRANTIES, EXPRESSED OR IMPLIED, CONCERNING THE ACCURACY, COMPLETENESS, RELIABILITY, OR SUITABILITY OF THESE DATA. THE TOWN OF ROWLEY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



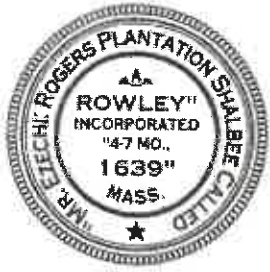
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|---------------------|--------------------------|-----------------------|------------|------------|-------------------|
| Municipal Boundary | Roads | Interstate | Major Road | Local Road | Parcel |
| Building Footprints | Wellhead Protection Zone | Hydrographic Features | Streams | Floodplain | 100-Yr Floodplain |
| 500-Yr Floodplain | Wetlands | | | | |

7 Boxford Rd (Map 5, Parcel 86)

03/30/2023







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 ½” 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 owner if not applicant
 - One electronic submission in “PDF” form of all Application documents and plans.
 - One copy of the Wetland Bylaw Fee Calculation Form with check for appropriate fee.

Send by certified mail, return receipt requested, or hand deliver to:
DEP NERO, Wetlands Division, 150 Presidential Way, Woburn, MA 01801

- One copy of the Application including:
 - Completed WPA Form 1 – revised July 2020.
 - Section of U.S. Geologic Survey (USGS) quadrangle locating site (8 ½” 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.

PERMISSION TO ENTER

I, Jaime Warren, hereby grant the Rowley Conservation Commission and its
(NAME OF PROPERTY OWNER)
 officials permission to enter upon my property at 7 Boxford Rd 5/86 to
(STREET ADDRESS AND ASSESSOR'S MAP/PARCEL/LOT)
 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: Jaime Warren
(PROPERTY OWNER)

4/2/23
(DATE)

Rev.2/22/2023

Town Hall Annex • Room 4 • 39 Central Street • P.O. Box 24 • Rowley, MA
01969

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

For delivery information, visit our website at www.usps.com.

7022 2410 0002 8682 9317

NO POSTAGE
 NECESSARY
 IF MAILED
 IN THE
 UNITED STATES

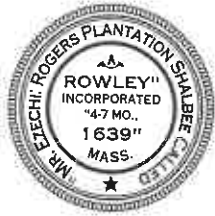
Postmark Here

04/14/2023

Extra Services & Fees (check box, also fee as appropriate)	
<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
Postage	\$1.50
Total Postage and Fees	\$5.65

Send To
 MASS DEP WETLANDS DIV
 Street and Apt. No., or PO Box No.
 150 PRESIDENTIAL WAY
 City, State, ZIP+4®
 WOBURN MA 01801

See Reverse for Instructions



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

WETLAND BYLAW FEE CALCULATION FORM

Property Address: 7 Buxford Rd Map: 5 Parcel: 86 Lot:

APPLICATION NAME / ACTIVITY	LOCAL BYLAW FEE	# of Activities or Measurement	Subtotal
Request for a Determination of Applicability (RDA)	\$75	1	75
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			
LOCAL BYLAW FEE TOTAL			75
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			