



Massachusetts Department of Environmental Protection
Bureau of Water Resources - Wetlands

WPA Form 1- Request for Determination of Applicability Newton
Municipality
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:

James
First Name
1000 Commonwealth Ave
Address
Newton
City/Town
617-796-1009
Phone Number

McGonagle, Newton DPW Commissioner
Last Name
MA
State
02459
Zip Code
jmcgonagle@newtonma.gov
Email Address

2. Property Owner (if different from Applicant):

Wells Ave LLC C/O CCS Companies
First Name
20 Pickering Street, 2nd Floor
Address
Needham
City/Town
617-965-2000
Phone Number

Last Name
MA
State
02492
Zip Code
Email Address (if known)

3. Representative (if any)

Frank
First Name
City of Newton Utilities Division
Company Name
60 Elliot Street
Address
Newton
City/Town
617-796-1648
Phone Number

Nichols, P.E.
Last Name
MA
State
02459
Zip Code
fnichols@newtonma.gov
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):

No. 2 Wells Avenue
Street Address
Newton
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)

Property SBL 84034 0002K
Assessors' Map Number
Assessors' Lot/Parcel Number

How to find Latitude and Longitude

and how to convert to decimal degrees

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

The area is a low-lying wooded wetland area adjacent to Wells Ave

c. Plan and/or Map Reference(s): (use additional paper if necessary)

Site Plan showing Proposed Activities
Title
November 21, 2024
Date
Title
Date



B. Project Description (cont.)

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

1. The city requests permission to remove sticks, soils and other miscellaneous debris that are restricting storm water flow through an existing storm-drain culvert.

2. The city also requests permission to install a trash-grate at the entrance to the existing storm-drain culvert. This will allow for easier routine maintenance of accumulated debris which will ensure that water flows unimpeded downstream

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).

The work is required to allow proper and safe access to maintain an existing Public Utility (sewer)

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.)



C. Determinations

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

- 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:

Newton

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

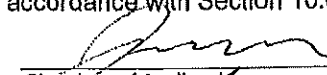
I hereby certify under the penalties of perjury that the foregoing Request for Determination of Applicability and accompanying plans, documents, and supporting data are true and complete to the best of my knowledge.

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



 Signature of Representative (if any)

11/20/2024

 Date

11-20-2024

 Date