Town of Wellesley Wetlands Protection Committee
Request for Wetland Regulations Waiver
OF WELLESLEY WETLAND PROTECTION BYLAW, ARTICLE 44

File Number: **324-___**

To: **Town of Wellesley, Wetlands Protection Committee**

Applicant:	**Property Owner** (if different from applicant):
Name	Name
Mailing Address	Mailing Address
City/Town, State, Zip Code	City/Town, State, Zip Code

. **Project Location**:

Street Address	Wellesley City/Town
Assessors Map/Plat Number	Parcel/Lot Number

This Waiver Request is in conjunction with (include file number):

☐ **Notice of Intent**: DEP #324- _____

☐ **Request for Determination of Applicability**

☐ **Other**: _ _____

This Request is for the Waiver of Article 44 Regulations' performance standards (as provided by Section 3.D of the Regulations) for the following Resource Area(s):

Buffer Zone:
- ☐ **25-Foot No Disturbance Zone** (*complete page 2)*
- ☐ **75-Foot Limited Disturbance Zone** *(complete page 2)*

Vernal Pool Habitat:
- ☐ **100-Foot No Activity or Alteration Zone** *(complete page 3)*

Description of proposed project:

Signature of Applicant, or Applicant's Representative:

Printed Name of Applicant, or
Applicant's Representative:

Date Waiver Request Submitted:

REQUEST FOR WAIVER OF BUFFER ZONE PERFORMANCE STANDARDS

1. Are there any practicable alternative that provides less impact to the resource area values?
☐ **No (if no, explain why)** ☐ **Yes (if yes, then waiver can not be granted)**

2. Would a significant hardship be imposed upon the applicant in the absence of a waiver?
☐ **No (if no, then waiver can not be granted)** ☐ **Yes (if yes, explain why)**

Do not continue unless you have answered "no" to #1 and "yes" to #2, above.

Demonstrate, clearly and convincingly, how the proposed project meets the the following requirements for a waiver, consistent with the intent and purpose of the Bylaw and Regulations.

3. Demonstrate that there are no practicable and substantially equivalent economic alternatives to the proposed project that would have less harmful effects on the buffer zone's protected interests.

4. Explain how the proposed project, or its natural and consequential effects, will have the least adverse effects on the buffer zone that can be practicalby achieved.

5. Explain the proposed project's mitigation measures that will improve the capacity of the resource area's ability to achieve the interests protected by the Bylaw.

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REQUEST FOR WAIVER OF VERNAL POOL HABITAT PERFORMANCE STANDARDS

1. Are there any practicable alternatives that would provide less impact to the current habitat values?
☐ No (if no, explain why) ☐ Yes (if yes, then waiver can not be granted)

2. Would any functions of the vernal pool, as a breeding area for vernal pool dependent species, be impaired? ☐ No (if no, explain why) ☐ Yes (if yes, then waiver can not be granted)

Do not continue unless you have answered "no" to both #1 and #2, above.

Demonstrate, clearly and convincingly, how the proposed project meets the the following requirements for a waiver, consistent with the intent and purpose of the Bylaw and Regulations.

3. Explain how sufficient vernal pool and adjacent upland habitat will remain.

4. Explain how the proposed use and maintenance of the altered area will have no detrimental effect on the vernal pool's water quality or quantity.

5. Explain how the proposed use and maintenance of the altered area will have no detrimental effect on the quality of the remaining vernal pool habitat area.

6. Describe proposed mitigation (for example: enhancement or protection of remaining habitat for vernal pool breeders, inside or outside the limit of the Bylaw's vernal pool habitat area):