



**Massachusetts Department of Environmental Protection**  
Bureau of Resource Protection - Wetlands



**WPA Form 1- Request for Determination of Applicability**

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40  
Wellesley Wetland Protection Bylaw, Article 44

**A. General Information**

1. Applicant:

|                 |                            |          |
|-----------------|----------------------------|----------|
| _____           | _____                      |          |
| Name            | E-Mail Address             |          |
| _____           |                            |          |
| Mailing Address |                            |          |
| _____           | _____                      | _____    |
| City/Town       | State                      | Zip Code |
| _____           | _____                      |          |
| 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 Wellesley \_\_\_\_\_ make the following determination(s). Check any that apply:  
Conservation Commission

- 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 the Wellesley Wetland Protection Bylaw, Article 44.
- 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 (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).

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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 (see Attachment) 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:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Mailing Address

\_\_\_\_\_  
City/Town

\_\_\_\_\_  
State

\_\_\_\_\_  
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

\_\_\_\_\_  
Date

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

\_\_\_\_\_  
Date

**For Wellesley Wetlands Protection Committee:**

**Seven copies** of the completed Request for Determination of Applicability (Form 1), including any supporting plans and documents and a \$50.00 Bylaw Fee made payable to the Town of Wellesley, must be sent to the Wetlands Protection Committee by certified mail or hand delivery.

**For DEP:**

**One copy** of the completed Request for Determination of Applicability (Form 1), including any supporting plans and documents; must be sent to the DEP Regional Office by certified mail or hand delivery.

**DEP office serving Wellesley:**

MassDEP Northeast Region  
205B Lowell Street  
Wilmington, MA 01887  
Main Phone: 978-694-3200