Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

WORCESTER
City/Town

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:

JORGE ACERO
Name

jacero2863@gmail.com
E-Mail Address

35 ELLIS DRIVE
Mailing Address

WORCESTER
City/Town

MA
State

01609
Zip Code

5085792790
Phone Number

Fax Number (if applicable)

2. Representative (if any):

Jorge Acero
Firm

Worcester Buildign Design
Contact Name

worcester.building.design@gmail.com
E-Mail Address

1159 Main St
Mailing Address

Worcester
City/Town

MA
State

01603
Zip Code

774 778 3920
Phone Number

Fax Number (if applicable)

B. Determinations

1. I request the WORCESTER CONS COMM (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:

WORCESTER
Name of Municipality

☐ e. whether the following **scope of alternatives** is adequate for work in the Riverfront Area as depicted on referenced plan(s).

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).

Fence will be installed where the existing asphalt ends. No intention to disturb the area of the pond.

Aditionally, owner will plant grass seeds on the area behind the erected fence.

We request a waiver of performance standard 4.2.4, which prohibits structure within 30 feet of the water

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.)

n/a

C. Project Description

1. a. Project Location (use maps and plans to identify the location of the area subject to this request):

1159 MAIN ST
Street Address

WORCESTER
City/Town

43-01A-00063
Assessors Map/Plat Number

Lot 08-029-00010
Parcel/Lot Number

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

Please refer to the Plans submitted

We request a waiver of performance standard 4.2.4, which prohibits structure within 30 feet of the water

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

Title — Date

Title — Date

Title — Date

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

At the end of the existing pavement of the south boundary line of 1159 Main St

Install 22 Lineal Feet of Fence.

Use WeatherShield 5/4 in x6 in x 6 ft Pressure-treated SYP Ground Contact Decking board

For more details please refer to attached work instructions and plans.

We request a waiver of performance standard 4.2.4, which prohibits structure within 30 feet of the water.

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:

JORGE ACERO
Name

35 ELLIS DRIVE
Mailing Address

WORCESTER
City/Town

MA
State

01609
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

04 OCT 2021
Date

Signature of Representative (if any)

Date