



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

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:

Andrew Panek

Name

acpanek8@gmail.com

E-Mail Address

207 Farmfield Ct.

Mailing Address

Fairhaven

City/Town

MA

State

02719

Zip Code

618-420-9726

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 Conservation Commission 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 any **municipal wetlands ordinance** or **bylaw** of:

Fairhaven

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):

22 Reservation rd. (across st) Fairhaven
Street Address City/Town
29A #237
Assessors Map/Plat Number Parcel/Lot Number

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

see attached scope

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

Title	Date

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

see attached scope



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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).

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:

Name Deborah Parek
Mailing Address 22 Reservation rd.
City/Town Fairhaven
State MA Zip Code 02719

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] Date 5/1/20

Signature of Representative (if any) _____ Date _____

Purpose

The purpose of this document is to provide information about Lot #237 (Map 29A) to the Conservation & Sustainability Department to seek approval for use as a garden and personal recreational area.

Lot #237 (see attachment for dimensions)

Lot is a polygon with adjacent streets, Reservation Rd. and Raymond St. intersecting at the southernmost corner. The lot is sloped from the Southeast edge along Raymond St. to the lowest point in the Northwest corner. The lowest point has large boulders semi-exposed, and filled with Common Reeds. Fresh/brackish water can be seen in Spring time.

Vegetation

Currently identified vegetation consists of Rosa rugosa, Mugwort, Common Reed, Japanese Stilt-grass, Kudzu, and Mile-a-minute vine. Additional identification is underway and considered an ongoing project. The lot was cleared by hand to take care in removing only the necessary vegetation and leaving as much of the root structure network intact. Vegetation removed were storm damaged, fallen, or split trees, invasive vegetation, overgrown vines and briars. Removed vegetation was either processed into firewood or disposed of at the town yard waste facility.

Structures (see attachment for locations)

Compost area: two bays for processing plant waste and creating compost, constructed of recycled pallets.

Potting Bench: a potting bench built from recycled pallet wood and recycled cedar lumber

Childs hideout "scrapwood shack" built of recycled pallet wood and recycled cedar lumber

Firewood Shed: 4'x4' covered firewood shed to keep wood dry

Tent platform: *see below*

Potted plant shelf made of recycled pallet wood

Raised vegetable beds:

(3) 4'x8'x16" raised beds

(2) 3'x3'x24" raised beds

(1) 16"x36"x24" cold frame

Tent Platform (see attachment for drawing)

To be built in the highest point of the property, along the Southeast edge adjacent to Raymond St. Set back greater than 5-ft from the property line.

Constructed completely of ground contact lumber

16-ft x 16-ft square

2x6 subfloor with joists 24" OC and 5/4" deck boards (all treated lumber)

Support posts spaced evenly resting on masonry block on crushed stone

4x 18-inch Helical Anchors installed to meet FEMA coastal flooding requirement "*designed to resist flotation, collapse, and lateral movement*". Based on Soil Type B (conservative estimate), these helical anchors exceed 2000lbs of holding force.

Helical Anchors are attached to subfloor via galvanized turnbuckle bolts attached to weather resistant brackets at least 1-1/4" wide, 20-gauge metal strapping