



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:

Keith Phelps
Name

28 Willow Lane
Mailing Address

Weymouth
City/Town

(248) 495-5291
Phone Number

keithphelps@outlook.com
E-Mail Address

MA
State

02189
Zip Code

Fax Number (if applicable)

2. Representative (if any):

Firm

Contact Name

Mailing Address

City/Town

Phone Number

E-Mail Address

State

Zip Code

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:

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 (cont.)

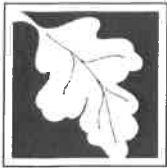
b. Identify provisions of the Wetlands Protection Act or regulations which may exempt the applicant from having to file a Notice of Intent for all or part of the described work (use additional paper, if necessary).

We are filing a Notice of Intent for this effort

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:

Keith Phelps
Name
28 Willow Lane
Mailing Address
Weymouth
City/Town
MA
State
02189
Zip Code

Signatures:

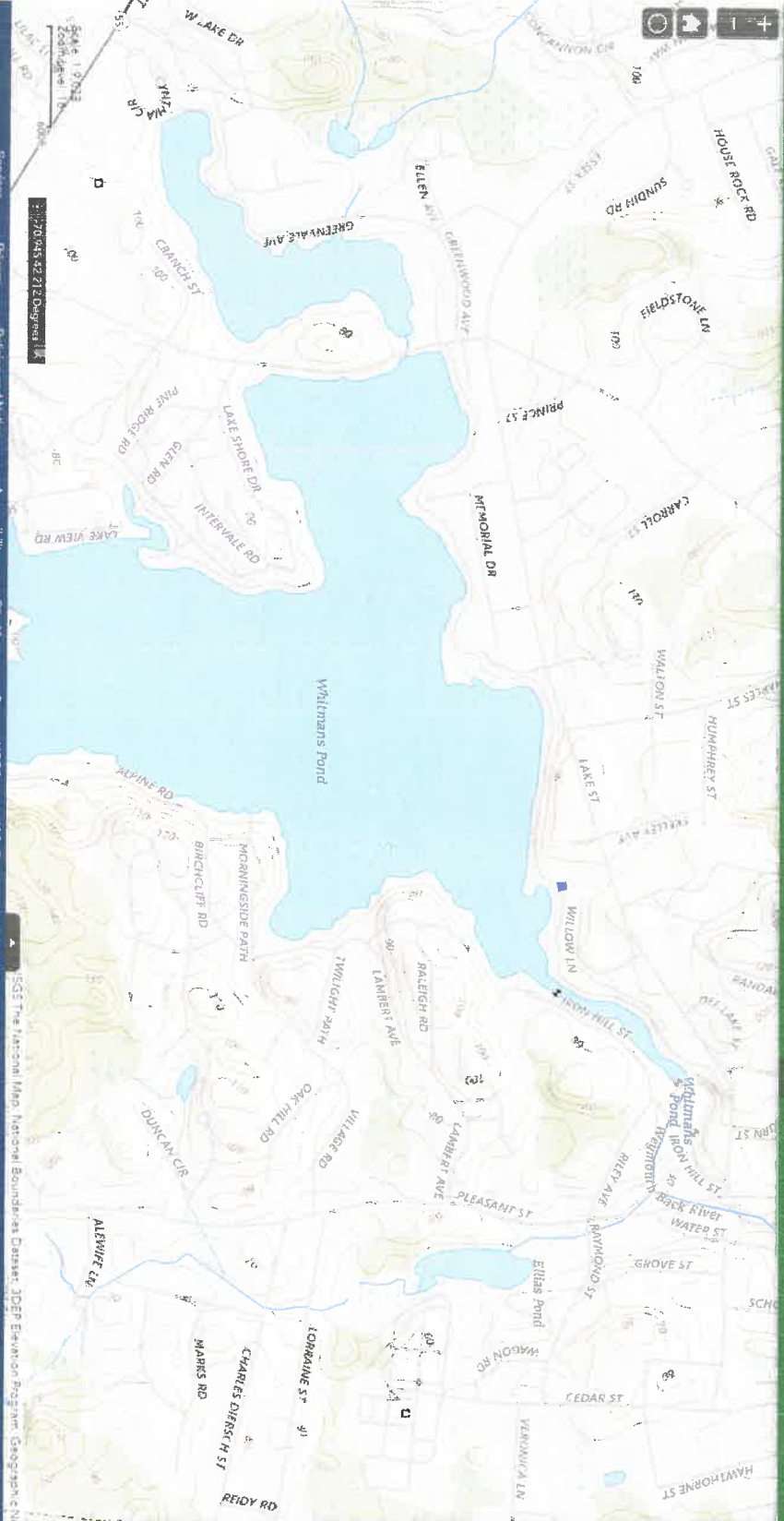
I also understand that notification of this Request will be placed in a local newspaper at my expense in accordance with Section 10.05(3)(b)(1) of the Wetlands Protection Act regulations.


Signature of Applicant

March 4, 2021
Date

Signature of Representative (if any)

Date



Notifications

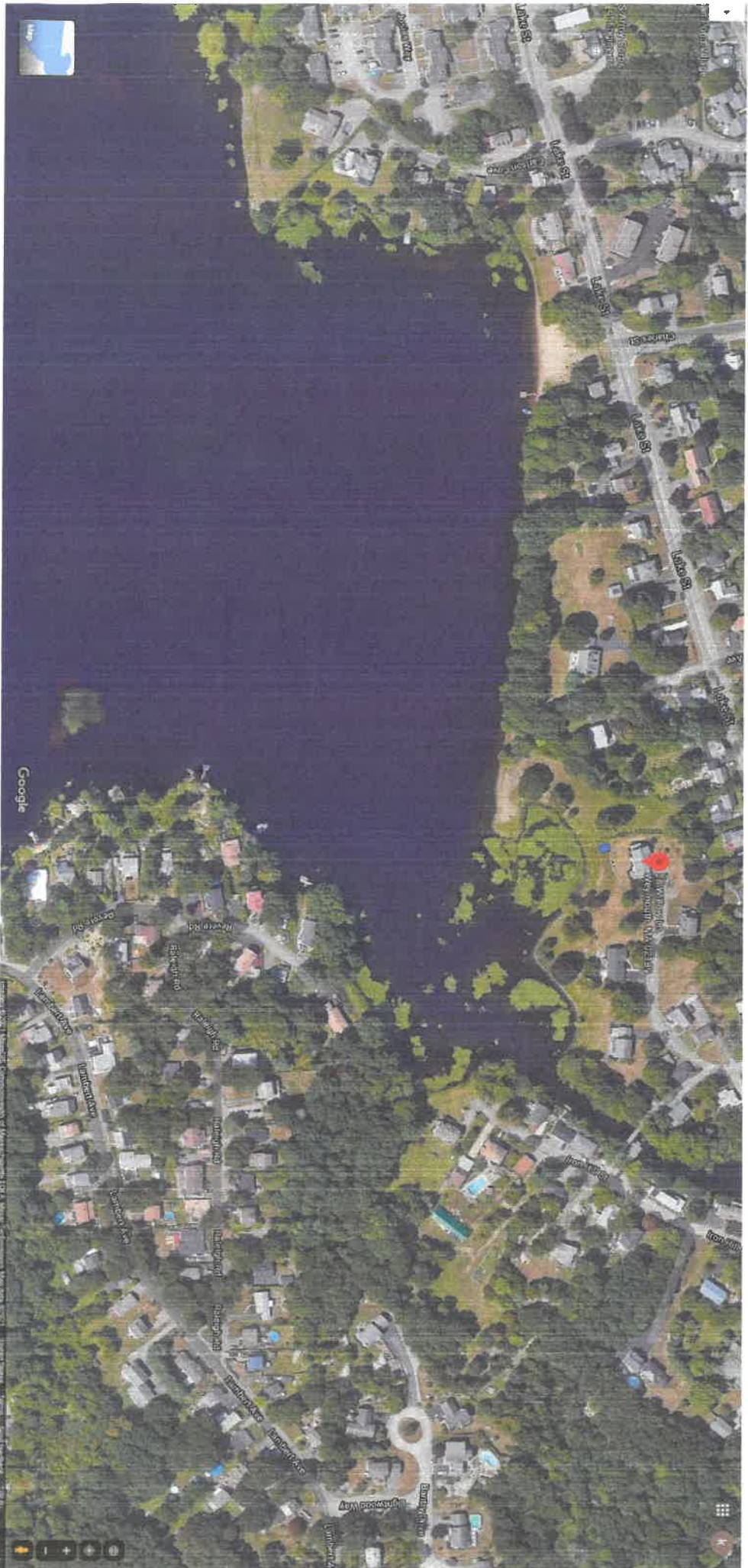
The National Map - Applications
 The National Map's applications are now hosted at <https://apps.nationalmap.gov/>. To help facilitate this transition, traffic to viewer.nationalmap.gov is automatically redirecting to the new application URLs. We encourage you to update any bookmarks you have for viewer.nationalmap.gov URLs so you can access these applications without relying on the redirects now in place. Please contact the TMM Help Desk at tmm_help@usgs.gov if you have any questions.

Find address or place

28 Willow Lane Patio Request



28 Willow Lane Patio Request



Patio at 28 Willow Lane

- new sub base that is at a minimum depth of 8"
- We will over excavate by 2', so we will remove a 19' x 19' allowing and encouraging proper drainage. Excavated dirt will be removed from property as not to impact any existing elevations
- Install a new sub base that is at a minimum depth of 8"
- We will install a trench drain in front of the patio , directing the water in the event of water surges and/or floods
- Patio will be installed with a boom pump and hose as to not disturb the area with any trucks or large equipment
- Set the forms with a 6" x 6" perimeter haunch that flows into 4.5-5"
- Ensure the slope is set to @1/4" per foot flowing towards the lake.
- Work will be completed within a week during the spring/summer

SITE ACCESS AUTHORIZATION

DATE: March 4, 2021

PROJECT: 17'x17' patio and firepit near Whitman's pond

TO: **Weymouth Conservation Commission and Conservation Administrator**

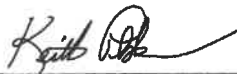
FROM: Keith Phelps (248) 495-5291

LOCATION: 28 Willow Lane, Weymouth, MA

(Hereafter referred to as the property)

I (We) hereby authorize the individual members of the Conservation Commission and its agents to enter upon the property for the purpose of gathering information prior to issuing a Determination of Applicability or an Order of Conditions and for the purpose of enforcing the Order of Conditions prior to the issuance of a Certificate of Compliance.

TIME: FROM THE PRESENT TO DATE OF ISSUANCE OF CERTIFICATE OF COMPLIANCE

PROPERTY OWNER:  DATE: March 4, 2021

AFFIDAVIT OF SERVICE

Under the Massachusetts Wetlands Protection Act and Code of Ordinances, Town of Weymouth, Chapter 7, Section 301

(To be submitted to the Massachusetts Department of Environmental Protection and the Weymouth Conservation Commission when filing a Notice of Intent or Request for Determination)

I Keith Phelps hereby certify under the pains and penalties of perjury that on March 4, 2021 (date)

I gave notification to abutters in compliance with the second paragraph of Massachusetts General Laws Chapter 131, Section 40, and the DEP Guide to Abutter Notification dated April 8, 1994, and **Town of Weymouth**, in connection with the following matter:

A Notice of Intent or Request for Determination filed under the Massachusetts Wetlands Protection Act by

Keith Phelps

With the **Town of Weymouth Conservation Commission** on March 4, 2021
(Date)

For property located at 28 Willow Lane, Weymouth, MA

Shown on Assessors Map# _____ Block # _____ Lot# _____

The forms of the notification, and a list of the abutters and town departments to whom it was given and their addresses, are attached to this Affidavit of Service.


Name

March 4, 2021
Date

TOWN OF WEYMOUTH

NOTIFICATION TO ABUTTERS UNDER THE MASSACHUSETTS WETLANDS PROTECTION ACT AND LOCAL WETLANDS PROTECTION ORDINANCE, CHAPTER 7, SECTION 301

Revision for Remote Meetings during COVID-19 State of Emergency

In accordance with the second paragraph of Massachusetts General Laws Chapter 131, Section 40, you are hereby notified of the following:

- A. The name of the applicant is Keith Phelps
- B. The applicant has filed: Notice of Intent, *or* OOC Amendment Request, *or* Request for Determination with the Conservation Commission for the municipality of Weymouth seeking permission to remove, fill, dredge or alter an Area Subject to Protection under the Wetlands Protection Act (General Laws Chapter 131, Section 40).
- C. The address of the lot where the activity is proposed and a brief description including square footage and/or dimensions of proposed project:
28 Willow Lane. Looking to build a 17'x17' patio with firepit on property
along our rock retaining wall and would be 25'-40' from the shoreline at the
closest point
- D. Copies of the Notice of Intent or OOC Amendment Request or Request for Determination may be examined at Town Hall, 75 Middle Street, Conservation Office, 3rd floor (it is recommended to call for an appointment first at 781-340-5007). Copies may also be viewed on the Town of Weymouth website, on the Conservation Commission webpage, in the Current and Past Cases tab at:
<https://www.weymouth.ma.us/conservation-commission/pages/project-documents>
- E. Copies of the Notice of Intent or OOC Amendment Request or Request for Determination may be obtained from (check one):
 the Applicant *or* the Applicant's Representative
by calling this telephone number (248) 495-5291 contact person Keith Phelps
between the hours of: 9am-7pm on the following days of the week: M-F
- F. Information regarding the date, time, and instructions for joining the REMOTE public hearing, to be held via the WebEx platform, may be obtained from:
Weymouth Conservation Commission
By calling this telephone number: 781-340-5007
Between the hours of: 8:30 – 4:30 Mon. though Friday
Instructions for joining the remote public hearing, via the WebEx website or via telephone, will be included on the meeting agenda, which will be posted on the Conservation Commission webpage at least 48 hours prior to the meeting, at: <https://www.weymouth.ma.us/conservation-commission>

NOTE: Notice of the public hearing/meeting, including its date, time and remote venue, will be published at least five days in advance in the Patriot Ledger, and will also be posted on the Town website at www.weymouth.ma.us not less than forty-eight hours in advance. You may also contact the Weymouth Conservation Commission or the Department of Environment Protection Regional office for more information about this application or the Wetland Protection Act. To contact DEP, call 508-946-2700.