



Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

LEICESTER  
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:

US Bank Trust NA

Name

E-Mail Address

13801 Wireless Way

Mailing Address

Oklahoma City

City/Town

OK  
State

73134  
Zip Code

Phone Number

Fax Number (if applicable)

2. Representative (if any):

Alpha Omega Engineering

Firm

Raouf

Contact Name

info@alphaomegaeng.net  
E-Mail Address

25 Highland View Dr

Mailing Address

Sutton, MA

City/Town

MA  
State

01590  
Zip Code

508-865-9551

Phone Number

508-499-6213

Fax Number (if applicable)

**B. Determinations**

1. I request the Leicester 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:

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):

209 Clark Street

Street Address

Leicester

City/Town

37

Assessors Map/Plat Number

C8 0

Parcel/Lot Number

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

An existing single family home with a failed septic system within 100' of the wetlands

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

Septic system repair plan

Title

11/3/2017

Date

Title

Date

Title

Date

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

The applicant proposes to replace the existing failed septic system (in groundwater) within the 100 foot buffer from the edge of the wetlands. However, proposed septic system is out side of the 50' buffer zone.





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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).

failed septic system for an Existing single family home. Proposed septic system is outside of the 50' buffer from existing wetland line.

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:

US Bank Trust NA

Name

13801 Wireless Way

Mailing Address

Oklahoma City

City/Town

OK

State

73134

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.

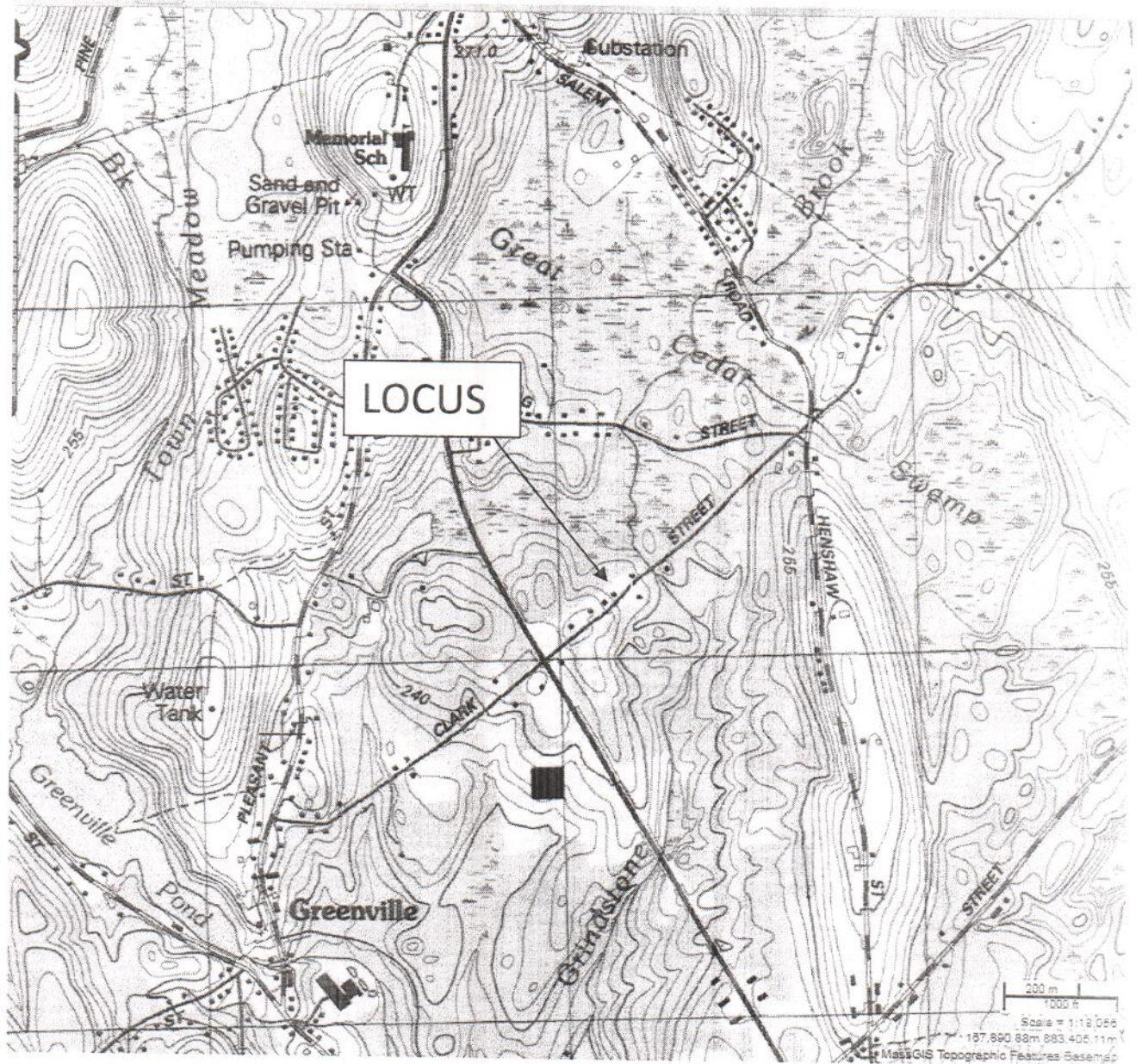
Signature of Applicant

Date

Signature of Representative (if any)

Date







**NOTIFICATION TO ABUTTERS UNDER THE**  
**MASSACHUSETTS WETLANDS PROTECTION ACT**

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: **US Bank Trust NA**
- B. The applicant has filed a Request for Determination of Applicability with the Conservation Commission for the Town of **Leicester** seeking permission to remove, fill, dredge or *alter* an area subject to protection under the Massachusetts Wetlands Protection Act (General Laws Chapter 131, Section 40)  
**(The applicant proposes to construct a septic system repair for the existing single family home. The proposed work is within 100' of the wetland buffer zone)**
- C. The address where the activity is proposed is: **209 Clark Street Leicester, MA**
- D. Copies of the Request for Determination of Applicability may be examined at the Town of **Leicester** Conservation Commission Office at Leicester Town 3 Washburn Square Leicester, MA during regular office hours. For more information, call 508-892-7007 (**Leicester** Conservation Commission)
- E. The Town of **Leicester** Conservation Commission will hold a Public Hearing on Wednesday, **December 13, 2017 at 6:30 PM** or as soon thereafter as can be heard, in the Conference Room of the Leicester Town Hall, Washburn Square, in accordance with M.G.L. c.131 s.40 and the Town of Leicester Wetland Bylaw to hear the Request for Determination of Applicability filed by the Applicant for the purpose stated above.
- F. Anyone wishing to comment or hear discussion should be present at the above stated date and time. The submitted documents may also be viewed Monday, Wednesday, Thursday 8 Am. to 5PM and Tuesday, 8 Am to 7PM in the Leicester Town Clerk's Office.

9:28:28AM

## Abutters List

ParcelID	Location	Owner	Co-Owner	Mailing Address	City	State	Zip
37 C1.6 0	66 A KING ST	STUART JR ROBERT R		66A KING STREET	LEICESTER	MA	01524
37 C7 0	207 CLARK ST	KINNEAR JOHN	KINNEAR-BYRNES JOY	29 SYLVANIA GROVE	NORTH BROOKFIELD	MA	01535
37 C9 0	229 CLARK ST	MADISON MICHAEL L	HOLDGATE PAMELA J	229 CLARK ST	ROCHDALE	MA	01542
37 D3 0	220 CLARK ST	MONFREDA GERALD	MONFREDA DONNA	220 CLARK ST	ROCHDALE	MA	01542
37 D3.1 0	210 CLARK ST	WHITE ANDREW J	WHITE JUDITH F	210 CLARK STREET	ROCHDALE	MA	01542

*End of Report*

Above is a certified list of direct abutters including abutters across the street.

Subject property: 209 Clark Street, Assessors Map 37-C8-0, Deed Ref. 55915/120

Subject owner(s): US Bank Trust NA

John Prescott, Principal Assessor

Prepared by: Kathleen Asquith, Assistant