

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:

Thomas Brian

Name

E-Mail Address

63 Charles Street

Mailing Address

Leicester

City/Town

MA

State

01524

Zip Code

Phone Number

Fax Number (if applicable)

2. Representative (if any):

M.A. Elbag Engineering, Inc.

Firm

Mark Elbag

Contact Name

maelbag@gmail.com

E-Mail Address

188 Glenwood Road

Mailing Address

Rutland

City/Town

MA

State

01543

Zip Code

508-726-1199

Phone Number

508-886-6735

Fax Number (if applicable)

B. Determinations

1. I request the Leicester 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:

Leicester

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):

63 Charles Street

Street Address

Leicester

City/Town

29

Assessors Map/Plat Number

A22

Parcel/Lot Number

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

Front yard of existing house, lawn area.

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

Repair Subsurface Sewage Disposal System

Title

4-8-24

Date

Title

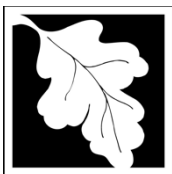
Date

Title

Date

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

Replacement of a title 5 septic system.



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C. Project Description (cont.)

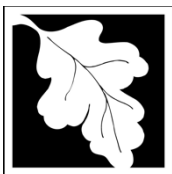
b. Identify provisions of the Wetlands Protection Act or regulations which may exempt the applicant from having to file a Notice of Intent for all or part of the described work (use additional paper, if necessary).

Work is within an existing lawn area and accessory to a single-family house.

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:

Brian Thomas

Name

63 Charles Street

Mailing Address

Leicester

City/Town

MA

State

01524

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

Mark A. Elbay Jr.

Signature of Representative (if any)

4-11-24

Date



300 feet Abutters List Report

Leicester, MA
April 25, 2024

Town of Leicester Assessor
3 Washburn Square
Leicester, MA 01524

4-25-24
Kelli A. Robbins

Subject Property:

Parcel Number: 29-A22-0
CAMA Number: 29-A22-0
Property Address: 63 CHARLES ST

Mailing Address: THOMAS BRIAN
63 CHARLES ST
LEICESTER, MA 01524

Abutters:

Parcel Number: 27-D12.6-0
CAMA Number: 27-D12.6-0
Property Address: CHARLES ST

Mailing Address: PROVENCHER BRUCE PROVENCHER
DIANNA
PO BOX 255
LEICESTER, MA 01524-0255

Parcel Number: 27-D15-0
CAMA Number: 27-D15-0
Property Address: 20 CHARLES ST

Mailing Address: LACONTO RONALD W LACONTO LINDA
L
20 CHARLES STREET
LEICESTER, MA 01524

Parcel Number: 27-D16-0
CAMA Number: 27-D16-0
Property Address: 26 CHARLES ST

Mailing Address: GRASLIE DIANA PROVENCHER BRUCE
PO BOX 255
LEICESTER, MA 01524-0255

Parcel Number: 29-A22.1-0
CAMA Number: 29-A22.1-0
Property Address: 65 CHARLES ST

Mailing Address: CROTEAU PAUL B CROTEAU LINDA L
P O BOX 174
LEICESTER, MA 01524-0174

Parcel Number: 29-A22.2-0
CAMA Number: 29-A22.2-0
Property Address: 67 CHARLES ST

Mailing Address: PHAM HIEP XUAN
67 CHARLES STREET
LEICESTER, MA 01524

Parcel Number: 29-A23-0
CAMA Number: 29-A23-0
Property Address: 9 CHARLES ST

Mailing Address: FLINT PATRICK A MALONEY SARA V
9 CHARLES ST
LEICESTER, MA 01524

Parcel Number: 29-A3.1-0
CAMA Number: 29-A3.1-0
Property Address: RAWSON ST

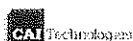
Mailing Address: DUMAS FAMILY TRUST DUMAS RUTH A
205 RAWSON ST
LEICESTER, MA 01524

Parcel Number: 29-A3.2-0
CAMA Number: 29-A3.2-0
Property Address: RAWSON ST

Mailing Address: DENHAM MICHAEL
211 RAWSON ST
LEICESTER, MA 01524

Parcel Number: 29-A5-0
CAMA Number: 29-A5-0
Property Address: 195 RAWSON ST

Mailing Address: VH FARM TRUST ALGER EDGAR R 3RD
195 RAWSON STREET
LEICESTER, MA 01524



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4/25/2024

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Notification to Abutters

By Certificate of Mailing:

You are receiving this notification because you have been identified as the owner of land abutting another parcel of land for which certain activities are proposed. Those activities may require a permit under the Massachusetts Wetlands Protection Act (M.G.L. c. 131, § 40).

- A. A Request for Determination of Applicability was filed with the Leicester Conservation Commission seeking permission to remove, fill, dredge, or alter an area subject to protection under M.G.L. c. 131 §40. The following is a description of the proposed activity/activities:

| |
|---|
| A Title 5 Septic System is being replaced. The replacement system is within the 100 foot buffer of a bordering vegetated wetland. |
|---|

- B. The name of the applicant is: Brian Thomas.
- C. The address of the land where the activity is proposed is: 63 Charles Street, Leicester, MA Map 29 Parcel A22.
- D. Copies of the Request for Determination may be examined or obtained at the office of the Leicester Conservation Commission, located at 3 Washburn Square, Leicester.
- E. Copies of the Request for Determination may be obtained from the applicant's representative (Mark Elbag, Jr., P.E., M.A. Elbag Engineering, Inc.) by calling 508-726-1199 or by email at maelbag@gmail.com. An administrative fee may be applied for providing copies of the Request for Determination and plans.
- F. Information regarding the date, time, and location of the public hearing regarding the Request for Determination may be obtained from the Leicester Conservation Commission. Notice of the public hearing will be published at least five business days in advance, in a local newspaper. The the date, time, and location of the public hearing will also be posted by the Town Clerk at least 48 hours prior to the meeting.



300 feet Abutters List Report

Leicester, MA
April 25, 2024

Town of Leicester Assessor
3 Washburn Square
Leicester, MA 01524

4-25-24
Kelli A. Robbins

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67 CHARLES STREET
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Parcel Number: 29-A23-0
CAMA Number: 29-A23-0
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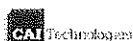
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| Postage | \$0.68 |
| Total Postage and Fees | \$5.08 |

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Date: 4/29/2024, 10:41 AM
To: MAELBAG@GMAIL.COM

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|---|-------------|------------|---------|
| USPSLogo | | | |
| RUTLAND | | | |
| 26 MAPLE AVE | | | |
| RUTLAND, MA 01543-9998 | | | |
| (800)275-8777 | | | |
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| Product | Qty | Unit Price | Price |
| First-Class Mail® Letter | 1 | | \$0.68 |
| Leicester, MA 01524 | | | |
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| Estimated Delivery Date | | | |
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| Tracking #: | | | |
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| Total | | | \$5.08 |
| First-Class Mail® Letter | 1 | | \$0.68 |
| Leicester, MA 01524 | | | |
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| First-Class Mail® Letter | 1 | | \$0.68 |
| Leicester, MA 01524 | | | |
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| Estimated Delivery Date | | | |
| Wed 05/01/2024 | | | |
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| Total | | | \$5.08 |
| First-Class Mail® Letter | 1 | | \$0.68 |
| Leicester, MA 01524 | | | |
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| Estimated Delivery Date | | | |
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| Total | | | \$5.08 |
| First-Class Mail® Letter | 1 | | \$0.68 |
| Leicester, MA 01524 | | | |
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| Estimated Delivery Date | | | |
| Wed 05/01/2024 | | | |
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| Total | | | \$5.08 |
| First-Class Mail® Letter | 1 | | \$0.68 |
| Leicester, MA 01524 | | | |
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| Estimated Delivery Date | | | |
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| Leicester, MA 01524 | | | |
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| Estimated Delivery Date | | | |
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| First-Class Mail® Letter | 1 | | \$0.68 |
| Leicester, MA 01524 | | | |
| Weight: 0 lb 0.30 oz | | | |
| Estimated Delivery Date | | | |
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| First-Class Mail® Letter | 1 | | \$0.68 |
| Leicester, MA 01524 | | | |
| Weight: 0 lb 0.30 oz | | | |
| Estimated Delivery Date | | | |
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| Grand Total: | | | \$45.72 |
| Credit Card Remit | | | \$45.72 |
| Card Name: MasterCard | | | |
| Account #: XXXXXXXXXXXX8936 | | | |
| Approval #: 215075 | | | |
| Transaction #: 333 | | | |
| AID: A0000000041010 | Contactless | | |
| AL: Mastercard | | | |
| Mastercard | | | |
| Text your tracking number to 28777 (2USPS) to get the latest status. Standard Message and Data rates may apply. You may also visit www.usps.com USPS Tracking or call 1-800-222-1811. | | | |
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| Tell us about your experience. Go to: https://postalexperience.com/pos?mt=9 or call 1-800-410-7420. | | | |
| UFN: 246613-0543 Receipt #: 840-50180057-1-5253518-2 Clerk: 02 | | | |
| Privacy Act Statement: Your information will be used to provide you with an electronic receipt for your purchase transaction via email. Collection is authorized by 39 USC 401, 403, and 404. Providing the information is voluntary, but if not provided, we will be unable to process your request to | | | |

receive an electronic receipt. We do not disclose your information to third parties without your consent, except to facilitate the transaction, to act on your behalf or request, or as legally required. This includes the following limited circumstances: to a congressional office on your behalf; to financial entities regarding financial transaction issues; to a U.S. Postal Service auditor; to entities, including law enforcement, as required by law or in legal proceedings; to contractors and other entities aiding us to fulfill the service (service providers); to process servers; to domestic government agencies if needed as part of their duties; and to a foreign government agency for violations and alleged violations of law. For more information on our privacy policies visit www.usps.com/privacypolicy.

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