

GRAZ Engineering, L.L.C.



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Transmittal

To: Conservation Commission
Company: Town of Leicester
Address: 3 Washburn Square
City/State: Leicester, MA 01524
Subject: 565 Pine Street
RDA Application
Date: May 1, 2023
Transmitted: ☒ EMail ☒ Hand ☐ Mail

<input checked="" type="checkbox"/> For Your Approval	<input checked="" type="checkbox"/> Which You requested
<input checked="" type="checkbox"/> For Your Review	<input type="checkbox"/> Approved
<input type="checkbox"/> For Your Signature	<input type="checkbox"/> Approved As Noted
<input checked="" type="checkbox"/> For Your Information	<input type="checkbox"/> Revise And Resubmit
<input type="checkbox"/> For Your Files	<input type="checkbox"/> Not Approved

1	copy	WPA Form 1 - RDA Application
1	copy	RDA – Proposed Pool Plan, 565 Pine Street, 05/01/2023, Sht. 1 of 1 (24x36)
1	copy	Leicester Certified Abutters' List
1	copy	Affidavit of Service
1	check	RDA Local Filing Fee Check for \$ 50.00
	copy	

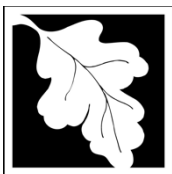
Comments: Enclosed is a Request for Determination of Applicability (RDA) for Charles & Karen Shearns (Owner/Applicant) for the construction/installation of an in-ground pool at their property located on 565 Pine Street and depicted on Assessors Map 41 as Parcel C2.2. I trust that this submittal meets the requirements of the Commission and look forward to discussing this project at the public hearing.

Should you have any questions or require any additional information, please call my cell at 508-769-9084.

Respectfully yours,
GRAZ Engineering, L.L.C.

Brian MacEwen, BSCE, PLS
Project Manager

cc: Charles & Karen Shearns, Applicant/Owner



Massachusetts Department of Environmental Protection

Bureau of Water Resources - Wetlands

WPA Form 1- Request for Determination of Applicability

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Municipality _____

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:

First Name _____

Last Name _____

Address _____

City/Town _____

State _____

Zip Code _____

Phone Number _____

Email Address _____

2. Property Owner (if different from Applicant):

First Name _____

Last Name _____

Address _____

City/Town _____

State _____

Zip Code _____

Phone Number _____

Email Address (if known) _____

3. Representative (if any)

First Name _____

Last Name _____

Company Name _____

Address _____

City/Town _____

State _____

Zip Code _____

Phone Number _____

Email Address (if known) _____

B. Project Description

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

Street Address _____

City/Town _____

Latitude (Decimal Degrees Format with 5 digits after decimal
e.g. XX.XXXXX)

Longitude (Decimal Degrees Format with 5 digits after
decimal e.g. -XX.XXXXX)

Assessors' Map Number _____

Assessors' Lot/Parcel Number _____

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

c. Plan and/or Map Reference(s): (use additional paper if necessary)

Title _____

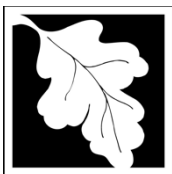
Date _____

Title _____

Date _____

[How to find Latitude and Longitude](#)

[and how to convert to decimal degrees](#)



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Municipality

B. Project Description (cont.)

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

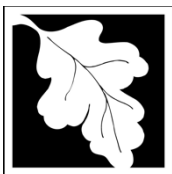
b. Identify provisions of the Wetlands Protection Act or regulations which may exempt the applicant from having to file a Notice of Intent for all or part of the described work (use additional paper, if necessary).

that the back-yard lawn area was previously developed under a previous Order of Conditions (197-0655).

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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Municipality _____

C. Determinations

1. I request the _____ make the following determination(s). Check any that apply:
Conservation Commission

- ☐ a. whether the **area** depicted on plan(s) and/or map(s) referenced above 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 above are accurately delineated.
- ☐ c. whether the **Activities** depicted on plan(s) referenced above is subject to the Wetlands Protection Act and its regulations.
- ☐ d. whether the area and/or Activities depicted on plan(s) referenced above 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 Activities in the Riverfront Area as depicted on referenced plan(s).
- _____

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.

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)

5/1/23

Date



100 foot Abutters List Report

Leicester, MA
April 20, 2023

Subject Property:

Parcel Number: 41-C2.2-0
CAMA Number: 41-C2.2-0
Property Address: 565 PINE ST

Mailing Address: SHEARNS CHARLES SHEARNS KAREN
3 SAYBROOK WAY
AUBURN, MA 01501

Abutters:

Parcel Number: 41-A2-0
CAMA Number: 41-A2-0
Property Address: 596 PINE ST

Mailing Address: ROWLAND SCOTT R ROWLAND SUSAN
L
596 PINE ST
LEICESTER, MA 01524

Parcel Number: 41-A3-0
CAMA Number: 41-A3-0
Property Address: PINE ST

Mailing Address: HARRIS KATHLEEN
568 PINE ST
LEICESTER, MA 01524

Parcel Number: 41-A4-0
CAMA Number: 41-A4-0
Property Address: 568 PINE ST

Mailing Address: HARRIS REALTY TRUST HARRIS PAUL
A GEOFFREY M TRUST
568 PINE ST
LEICESTER, MA 01524

Parcel Number: 41-A6-0
CAMA Number: 41-A6-0
Property Address: 562 PINE ST

Mailing Address: ASQUITH LINDSEY BEAUREGARD
DAVID
562 PINE ST
LEICESTER, MA 01524

Parcel Number: 41-A7-0
CAMA Number: 41-A7-0
Property Address: 560 PINE ST

Mailing Address: HALLIHAN MICHAEL J
560 PINE ST
LEICESTER, MA 01524

Parcel Number: 41-C2.1-0
CAMA Number: 41-C2.1-0
Property Address: 555 PINE ST

Mailing Address: TERRIEN STEPHEN D TERRIEN JILL M
555 PINE ST
LEICESTER, MA 01524

Parcel Number: 41-C2.3-0
CAMA Number: 41-C2.3-0
Property Address: 567 PINE ST

Mailing Address: MCLOUGHLIN JAMES MCLOUGHLIN
ANNE
102 CHICKERING RD
SPENCER, MA 01562

Parcel Number: 41-C3-0
CAMA Number: 41-C3-0
Property Address: PARKER ST

Mailing Address: STILES LAKE WATER DISTRICT
PO BOX 401
ROCHDALE, MA 01542-0401

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

Subject property: 565 Pine St, Assessors Map 41-C2.2 Deed Ref. 64563 / 188
Subject owner(s): Charles and Karen Shearns

Linda Berisha, Principal Assessor
Prepared by: Sarah Morin, Department Assistant

AFFIDAVIT OF SERVICE

Under the Massachusetts Wetlands Protection Act

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

I, Brian C. MacEwen, hereby certify under the pains and penalties of perjury that on May 1, 2023 I gave notification to the abutters in connection with the following matter:

A Notice of Intent filed under the Massachusetts Wetlands Protection Act by

Charles & Karen Stearns (Applicant/Owner) with the

Leicester Conservation Commission on May 1, 2023 for property located at

565 Pine Street, Map 41, Lot C2.2, Leicester, MA.

(address of proposed work)

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



Signature

May 2, 2023

Date

(Revised 2/07)

