



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

Sturbridge
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:

Matthew Gagner
Name

advantageenterprisesinc@yahoo.co
m

128 Freeman Road
Mailing Address

Charlton
City/Town

MA
State

01507
Zip Code

508-248-7093
Phone Number

Fax Number (if applicable)

2. Representative (if any):

EBT Environmental Consultants, Inc.
Firm

Glenn E. Krevosky
Contact Name

glenn.krevosky@charter.net
E-Mail Address

601 Main Street
Mailing Address

North Oxford
City/Town

MA
State

01537
Zip Code

508-769-3659
Phone Number

Fax Number (if applicable)

B. Determinations

1. I request the Sturbridge 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:

Sturbridge

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):

30 Ladd Road

Street Address

Sturbridge

City/Town

Parcel ID: 375-01355-030

Assessors Map/Plat Number

Parcel/Lot Number

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

400 foot by 400 foot White Ash & Red Oak forested area, generally at the level top of a hill (see attached photo exhibit). In November of 2018 EBT, Inc. found no wetlands within 200+ feet of the proposed clearing. Existing Grade Inc. will be showing the 400' by 400' cleared area on a plan in addition to placing denoted stakes 250' around its periphery in the field.

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

See attached "Additional Information"

Title

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 clear and grub a 400' by 400' area in order to establish Advantage Enterprises logging operation from this location. The applicant shall have a SWPPP filed with EPA prior to start of site work. A copy shall be sent to the Conservation Commission.

Additional Information

Project Location: 30 Ladd Road, Sturbridge

Applicant: Matthew Gagner

- 1A. Sketch Plan of 400' by 400' Proposed Cleared Area: prepared for Matthew Gagner by EBT. Inc., dated 11/30/2018
- 2A. Warren USGS Quad, dated 1982
- 3A. Sturbridge GIS Mapping, dated 12/3/2018
- 4A. Sturbridge Filing Fee Worksheet & Check, dated 12/3/2018
- 4A. Town of Sturbridge Abutters' List
Town of Charlton Abutters' List
- 5A. Abutters Notification
- 6A. Affidavit of Service
- 7A. Photo Exhibit, dated 12/1/2018



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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:

Matthew Gagner

Name

152 Freeman Road

Mailing Address

Charlton

City/Town

MA

State

01507

Zip Code

Signatures:

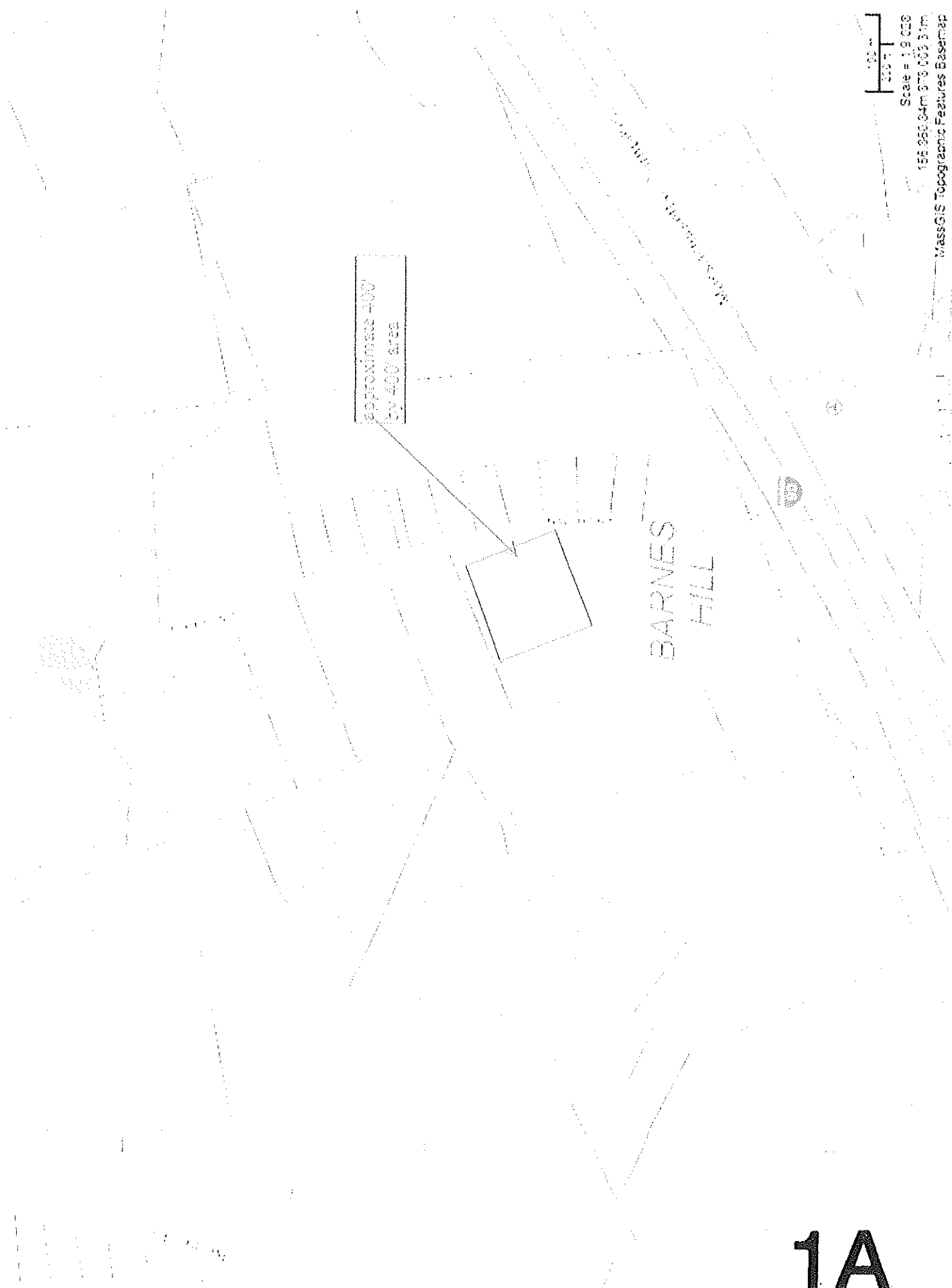
I also understand that notification of this Request will be placed in a local newspaper at my expense in accordance with Section 10.05(3)(b)(1) of the Wetlands Protection Act regulations.

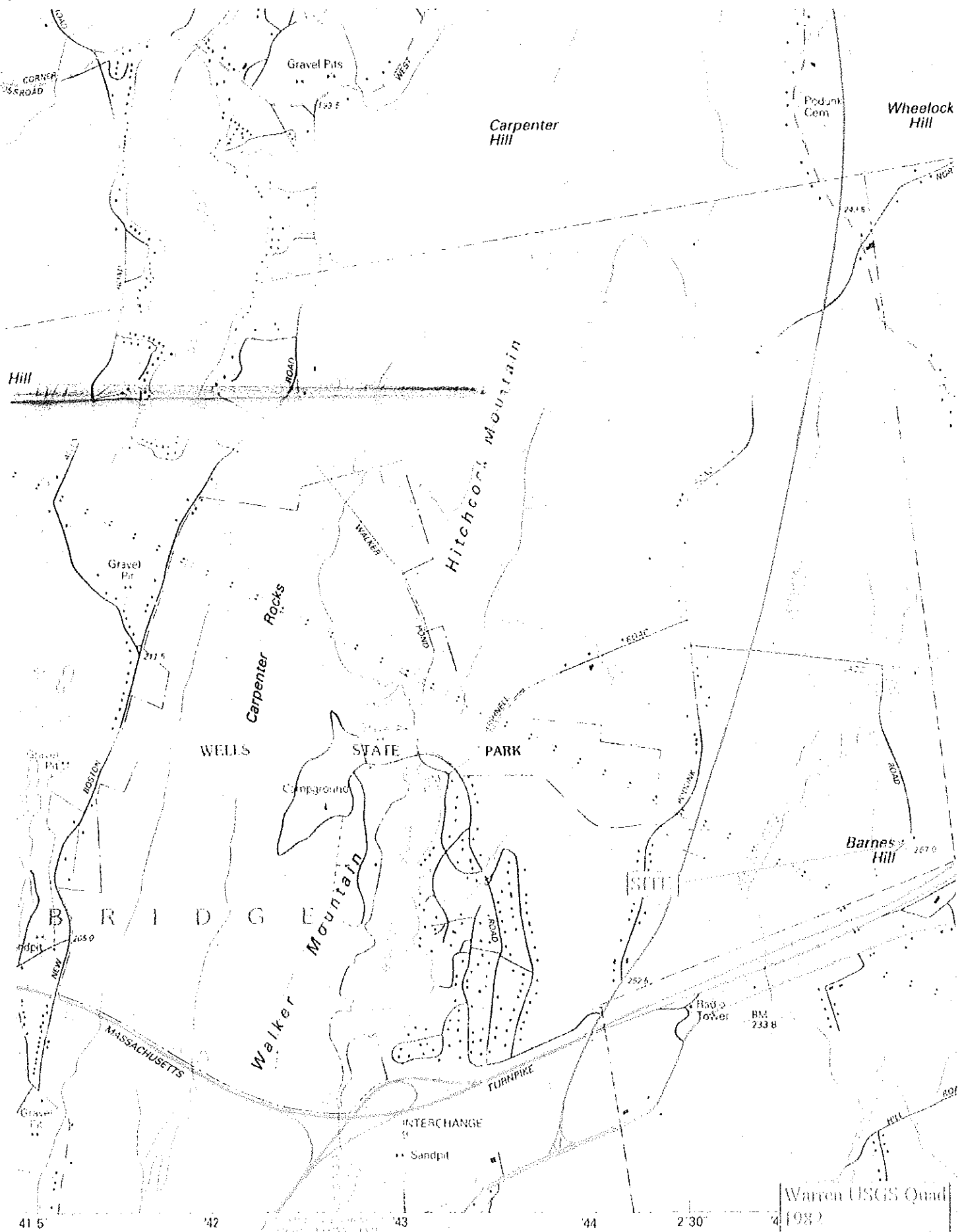
Matthew Gagner
Signature of Applicant

12-3-18
Date

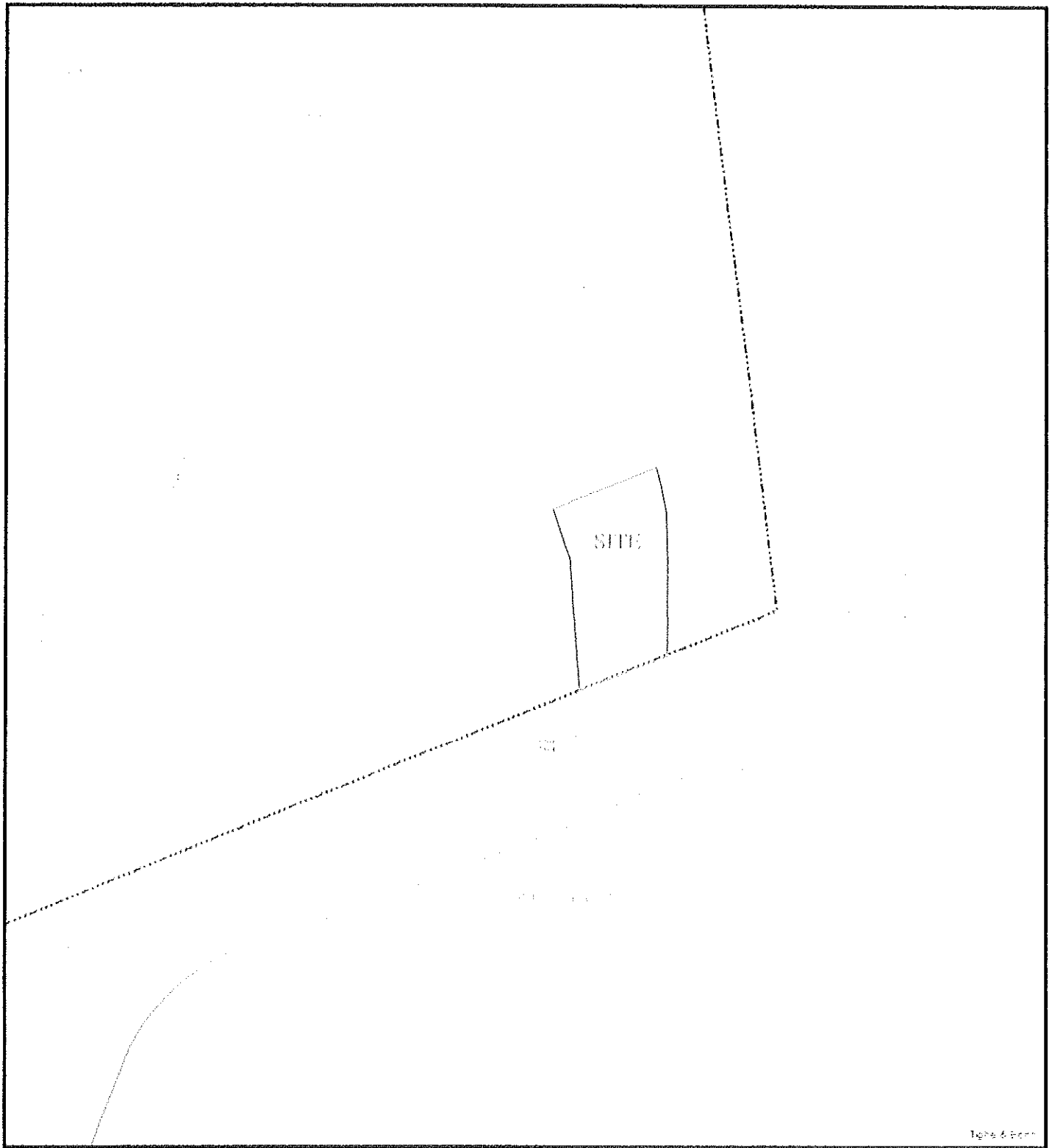
Signature of Representative (if any)

Date





2A



30 Ladd Road, Sturbridge

12/3/2018 11:31:33 AM

Scale: 1"=1000'

Scale is approximate

The information depicted on this map is for planning purposes only.
It is not adequate for legal boundary definition, regulatory
interpretation, or parcel-level analyses.



3A



Town of Sturbridge

Conservation Commission

Filing Fee Worksheet

Under M.G.L. c 131, § 40 and the Town of Sturbridge Wetland Bylaw

Applicant Matthew Gagner

Applicant Representative EBT Environmental Consultants, Inc. - Glenn Krevosky

Project location 30 Ladd Road, Sturbridge

TOTAL STATE FEE REQUIRED FOR PROJECT

(Only subject to NOI and ANRAD filings—See Wetland Fee Transmittal Form):

State Fee Category(s) _____

Total State Fee for project (include Riverfront Area adjustment if applicable) _____

State share of State Fee _____

Local share of State Fee _____

TOTAL ADDITIONAL LOCAL FEE REQUIRED FOR PROJECT*:

(See Sturbridge Wetland Bylaw Regulations Section 4.17)

☐ Standard NOI Fee = \$50.00 _____ (check if applicable)

☒ Standard RDA Fee = \$25.00 _____ (check if applicable)

☐ Standard ANRAD Fee = \$00.10 per foot for resource area delineation _____ (check if applicable).
feet _____ x \$00.10 = \$ _____

☐ Standard DELINEATION Fee = \$00.10 per foot for resource area delineation _____ (for all projects).
feet _____ x \$00.10 = \$ _____

(for all projects that do not include an approved wetland delineation boundary by the Commission within 3 years prior to application submittal)

☐ REPLICATION Monitoring Fee = \$200.00 _____ (check if applicable)
(for all projects that include wetland alteration and wetland replication)

CUMULATIVE TOTAL FEES:

Total State Fee: \$0.00

Total Town Share of State Fee: \$0.00

Total Local Fee: \$25.00

*Please Note:

For each NOI and ANRAD filing, please submit two (2) checks to the Town of Sturbridge, one for the town's portion of the state fee and one for the local fee(s). RDA filings only have a Local Fee at this time.

The advertising fee is not included in the calculation. The Applicant will pay the Southbridge News directly.

**Notification to Abutters Under the
Massachusetts Wetlands Protection Act**

(This form must be completed and copies sent, by certified mail, certificate of mailing or hand-delivered, to all abutters within 200 feet of the location of the project)

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 Matthew Gagner.
- B. The Applicant has filed a Request for Determination of Applicability (RDA) with the Sturbridge Conservation Commission.
- C. The address or location of the lot where the activity is proposed is 30 Ladd Road, Sturbridge.
- D. The applicant proposes to clear and grub a 400' by 400' area in order to establish Advantage Enterprises logging operation from this location.
- E. Copies of the RDA may be obtained or examined by calling Glenn E. Krevosky of EBT Environmental Consultants, Inc., 601 Main Street, North Oxford, MA 01537 at (508)987-0979 between the hours of 9:00 am and 3:30 pm, Monday through Friday.
- F. Information regarding the date, time and place of the Public Hearing may be obtained by contacting the Sturbridge Conservation Commission at (508)347-2506 between the hours of 8:00am 12:00pm and 1:00pm to 4:00pm.

PLEASE NOTE:

- 1. Notice of the public hearing, including its date, time and place will be published at least five (5) business days in advance in the Southbridge News.
- 2. Notice of the public hearing including date, time and place will be posted in the Town Hall not less than forty-eight (48) hours in advance.
- 3. You also may contact the Department of Environmental Protection (DEP) Regional Office for more information about this application or the Wetlands Protection Act. To contact the DEP:

CENTRAL REGION: (508) 792-7650

NORTHEAST REGION: (617) 654-6500

WESTERN REGION: (413) 784-1100

SOUTHEAST REGION: (508) 946-2700

AFFIDAVIT OF SERVICE

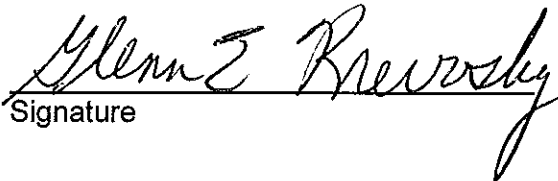
UNDER THE MASSACHUSETTS WETLANDS PROTECTION ACT AND TOWN OF STURBRIDGE WETLAND PROTECTION BYLAW

**(To be submitted to the Massachusetts Department of Environmental Protection & the Conservation
Commission when filling a Notice of Intent)**

I, Glenn E. Krevosky, hereby certify under the pains and penalties of perjury that 7 days prior to the Public Meeting on 12/28/2018, I will give notification to abutters within 200 feet of the proposed project in compliance with the second paragraph of the Massachusetts General Laws, Chapter 131, Section 40 and the DEP Guide to Abutter Notification, dated April 8, 1994, in connection with the following matter:

A Request for Determination of Applicability filed under the Massachusetts Wetlands Protection Act and The Town of Sturbridge Wetland Protection Bylaw by EBT Environmental Consultants, Inc., 601 Main Street, North Oxford, MA 01537, with the Sturbridge Conservation Commission on December 3, 2018 for a property located at, 30 Ladd Road, Sturbridge.

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


Signature

12-3-18
Date

Site: 30 Ladd Road, Sturbridge
Applicant: Matthew Gagner



Photo 1 taken by EBT on 12/1/2018 – Facing north looking down the western side of proposed 400' by 400' cleared lot. The trees along the limit of proposed 400' by 400' area are flagged with pink ribbons. The northern side of the proposed clearing is bound by a stone wall and flagged with pink ribbons.



Photo 2 taken by EBT on 12/1/2018 – Facing east looking down the southern side of the proposed 400' by 400' cleared lot. The trees along the limit of proposed 400' by 400' area are flagged with pink ribbons. The northern side of the proposed clearing is bound by a stone wall and flagged with pink ribbons. An old box truck without the frame is adjacent to the proposed limit of clearing.