



# Town of Sturbridge Conservation Commission

## Request for Determination of Applicability Application Coversheet/Checklist

Date 8/4/22

Fill all white cells completely

Parcel	92 McGaule Sturbridge MA	Applicant name	Thomas Creeden
Address		Address	14 Westwood
Assessors		Email	Sturbridge
Map/Plat	430-1/8	Phone	
Book & Page	40541-0921		
Owner name		Representative	
Address		Address	X
Email		Email	
Phone		Phone	

Components of a Complete RDA

State Form: WPA Form 1	Included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Plan	Included? <input type="checkbox"/> Yes <input type="checkbox"/> No
Property Owner Permission (if applicable)	Included? <input type="checkbox"/> Yes <input type="checkbox"/> No
Narrative	Included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
TOPO Map identifying locus with scale	Included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Natural Heritage Map with WH, PH, & VP data	Included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Tax Form	Included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Fees \$ _____	Included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Abutter Information	Included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
★ Certified abutters list (within 200')	Included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
★ Abutter notification form	Included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
★ Affidavit & proof -- bring to hearing	Present them at the hearing
Other Attachments, e.g.	



Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

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 Creeden

Name

creeden56@gmail.com

E-Mail Address

14 Westwood Dr.

Mailing Address

Sturbridge

City/Town

MA

State

01566

Zip Code

508 208 5255

Phone Number

Fax Number (if applicable)

2. Representative (if any):

Firm

Contact Name

E-Mail Address

Mailing Address

City/Town

State

Zip Code

Phone Number

Fax Number (if applicable)

**B. 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 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):

92 McGargle Rd

Street Address

Sturbridge

City/Town

430-10 4054/-092/

Assessors Map/Plat Number

Parcel/Lot Number

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

Lake front property 92 McGargle Rd

Both trees to be removed are within  
5 feet of Leadmine Pond and very close  
to our neighbor's home.

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

Title

Date

Title

Date

Title

Date

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

Removal of 2 trees close to <sup>(within 5 feet)</sup> Leadmine Pond.

The trees are currently tilting toward  
the water pulling the root mass on the  
side away from the water up. This  
creates an unsafe situation on the land  
side. We feel it is best to remove the  
trees before they fall into the water. All  
tree debris will be removed.

It is not our intention to plant replacement  
trees but will do so if recommended by the  
Conservation Commission.



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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:

x Thomas Cramer

Name

14 Westwood Dr.

Mailing Address

Sturbridge

City/Town

MA

State

01566

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.

x [Signature]

Signature of Applicant

8/4/12

Date

Signature of Representative (if any)

Date



# Town of Sturbridge

## Conservation Commission

### STURBRIDGE CONSERVATION COMMISSION AFFIDAVIT OF SERVICE

Under the Massachusetts Wetlands Protection Act and the Town of Sturbridge Wetland Bylaws I, Thomas Creedon, hereby certify under the pains and penalties of perjury that on (date) 8/4/22, I gave notification to abutters in compliance with the second paragraph of the Massachusetts General Laws Chapter 131, § 40, and the DEP Guide to Abutter Notification as well as the Town of Sturbridge Wetland Bylaws, in connection with the following matter:

- ☒ A Notice of Intent OR  
☐ A Request for Determination OR  
☐ An Abbreviated Notice of Resource Area Delineation

was filed under the Massachusetts Wetlands Protection Act and the Town of Sturbridge Bylaws, by \_\_\_\_\_ with the Sturbridge Conservation Commission on (date) \_\_\_\_\_ for the property located at \_\_\_\_\_.

The form of the Notification and a list of abutters to whom it was given and their addresses are included in the application file.

Thomas Creedon 8-4-22  
(signature of applicant) (date)

\_\_\_\_\_  
(name of applicant) printed



# Town of Sturbridge

Barbara A. Barry, Finance Director

Department/Board/Committee: Conservation

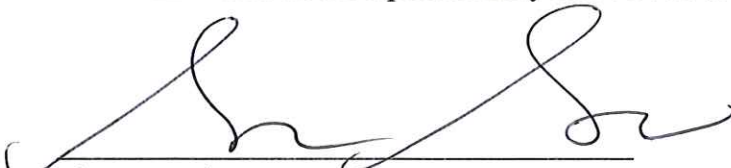
Please verify outstanding tax/fee status for the following property owner:

Property Owner: Thomas Creedon

Property Location: 92 McFarlane Rd

☒ The license/permit may be released.

☐ The license/permit may not be released.

  
Finance Director

8.4.22  
Date



# Town of Sturbridge

## Conservation Commission

### Notification to Abutters

under the MA Wetlands Protection Act and the Town of Sturbridge Wetland Bylaw Regulations  
(certificates of mailing, certified mail, or hand-delivery with abutter signature required as proof of notification)

In accordance with the second paragraph of Massachusetts General Laws, Chapter 131, § 40, as well as the Town of Sturbridge Wetland Bylaws, you are hereby notified of the following permit application for work within a wetland resource area and/or within the 200-foot buffer zone to a resource area:

- A. The name of the applicant is: Thomas Creedon
- B. The address of the lot(s) where the activity is proposed is: 92 McGargle Rd Sturbridge
- C. The nature of the activity proposed includes: Removal of Two Trees
- D. The applicant has filed the following in accordance with the Wetlands Protection Act (MGL c. 131, § 40), and/or the Town of Sturbridge Wetland Bylaws.
- ☐ Notice of Intent seeking permission to conduct work within a wetland, water body or resource area
  - ☒ Request for Determination seeking permission to conduct work within a buffer zone to a wetland, waterbody or resource area
  - ☐ Abbreviated Notice of Resource Area Delineation seeking to confirm the wetland resource area boundaries.
  - ☐ Request to amend an existing Order of Conditions for DEP File #300-\_\_\_\_\_
- E. Copies of the application may be examined at the Sturbridge Conservation Department, 301 Main Street, Sturbridge, MA. Times are available by appointment. Please call (508) 347-2506 for availability.
- F. Copies of the application may be obtained from either ☒ the applicant: Thomas Creedon  
or ☐ the applicant's representative: \_\_\_\_\_, by calling telephone # \_\_\_\_\_ on the following days of the week: \_\_\_\_\_ between the hours of \_\_\_\_\_ and \_\_\_\_\_.

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The Public Hearing for this application will be held in the Center Office Building, 301 Main Street, 2nd Floor on August 25 at 7:00 pm.

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Please note that while an option for remote attendance and/or participation is being provided to the public, the meeting/hearing will not be suspended or terminated if technological problems interrupt the virtual broadcast, unless otherwise required by law. Members of the public with particular interest in any specific item on this agenda should make plans for in-person vs. virtual attendance accordingly. Members of the public who wish to participate remotely may listen and or watch the meeting may do so either online via the Town's on demand video broadcast, on cable television on channel 191, or dial into the meeting at 774-304-1455, enter 1428# for the meeting number and 12345 for the access code. (This phone number is only active for the public during public meetings). Specific information and the general guidelines for remote participation can be found on the Town's website at:

<https://www.sturbridge.gov/town-administrator/pages/how-access-virtual-meeting>.

**PLEASE NOTE: Notice of this Public Hearing will be published as follows:**

- In a local newspaper at least five days in advance of the hearing
- In the Town Hall at the Town Clerks office, not less than 48 hours in advance of the hearing
- On the Town's Meeting Calendar not less than 48 hours in advance of the hearing ([www.town.sturbridge.gov](http://www.town.sturbridge.gov))
- On the Conservation Commission webpage not less than 48 hours in advance of the hearing

You may contact the Sturbridge Conservation Commission Office (508) 347-2506 or the Department of Environmental Protection Central Regional Office at 508-792-7650 with questions in regards to the Notice of Intent application process or the Wetlands Protection Act.

Town Hall  
308 Main Street  
Sturbridge, MA 01566

508-347-2506  
(f) 508-347-5886

*The Town of Sturbridge is an Equal Opportunity Organization*

[illegible]