

Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

Sturbridge
City/Town

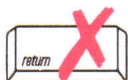
WPA Form 1- Request for Determination of Applicability

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:

Interstate Towing Inc.

jeremy@interstatetowing.com

Name

E-Mail Address

1660 Westover Road

Mailing Address

Chicopee

MA

01020

City/Town

State

Zip Code

(413) 626-4444

Phone Number

Fax Number (if applicable)

2. Representative (if any):

EBT Environmental Consultants, Inc.

Firm

Glenn Krevosky

glenn.krevosky@charter.net

Contact Name

E-Mail Address

601 Main Street

Mailing Address

North Oxford

MA

01537

City/Town

State

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):

174 Charlton Road

Street Address

208

Assessors Map/Plat Number

Sturbridge

City/Town

02612-174

Parcel/Lot Number

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

The restoration areas in question are fill/tailing piles within the 100-foot riverfront area which were deposited circa 1988/1989 as a byproduct of dirt screening operations to constrict the building at 174 Charlton Road and the gravel accessway to the existing brook crossing on the 150 Charlton Road parcel.

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

See attached "C.1.c. Plan and/or Map Reference"

Title

Date

Title

Date

Title

Date

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

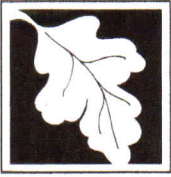
The applicant proposes to restore riverfront area by removing the 3,840 square feet of fill piles and 901 square feet of existing gravel crossing as part of mitigation for the proposed project at 150 Charlton Road (DEP File #300-1115). The degraded areas lack the 4" to 6" of rich topsoil, which can be found in the natural woodlands adjacent to the brook. This work is being performed as a form of mitigation to degraded areas, specifically the fill piles are abandoned dumping grounds, which are at a 1:1 (or steeper) slope, do not have natural topsoil depth and do not maximize infiltration (310 CMR 10.58 (5)(f)1-4).

C.1.c. Plan and/or Map Reference

Project Location: 174 Charlton Road, Sturbridge

Applicant: Interstate Towing Inc.

- 1A. Sturbridge GIS, dated 3/23/2022
- 2A. Southbridge USGS Quad, dated 2021
- 3A. Copy of Check
- 4A. Sturbridge Abutters List, dated 3/23/2022
- 5A. Notification to Abutters
- 6A. Affidavit of Service, dated 3/25/2022
- 7A. Proof of Paid Taxes, dated 3/23/2022
- 8A. Permission Letter from G5 Enterprises LLC, dated 1/18/2022
- 9A. Aerial Photo of Fill Piles, dated 9/4/1989



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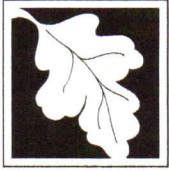
C. Project Description (cont.)

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:

G5 Enterprises LLC

Name

44 River Road

Mailing Address

Southbridge

City/Town

MA

State

01550

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

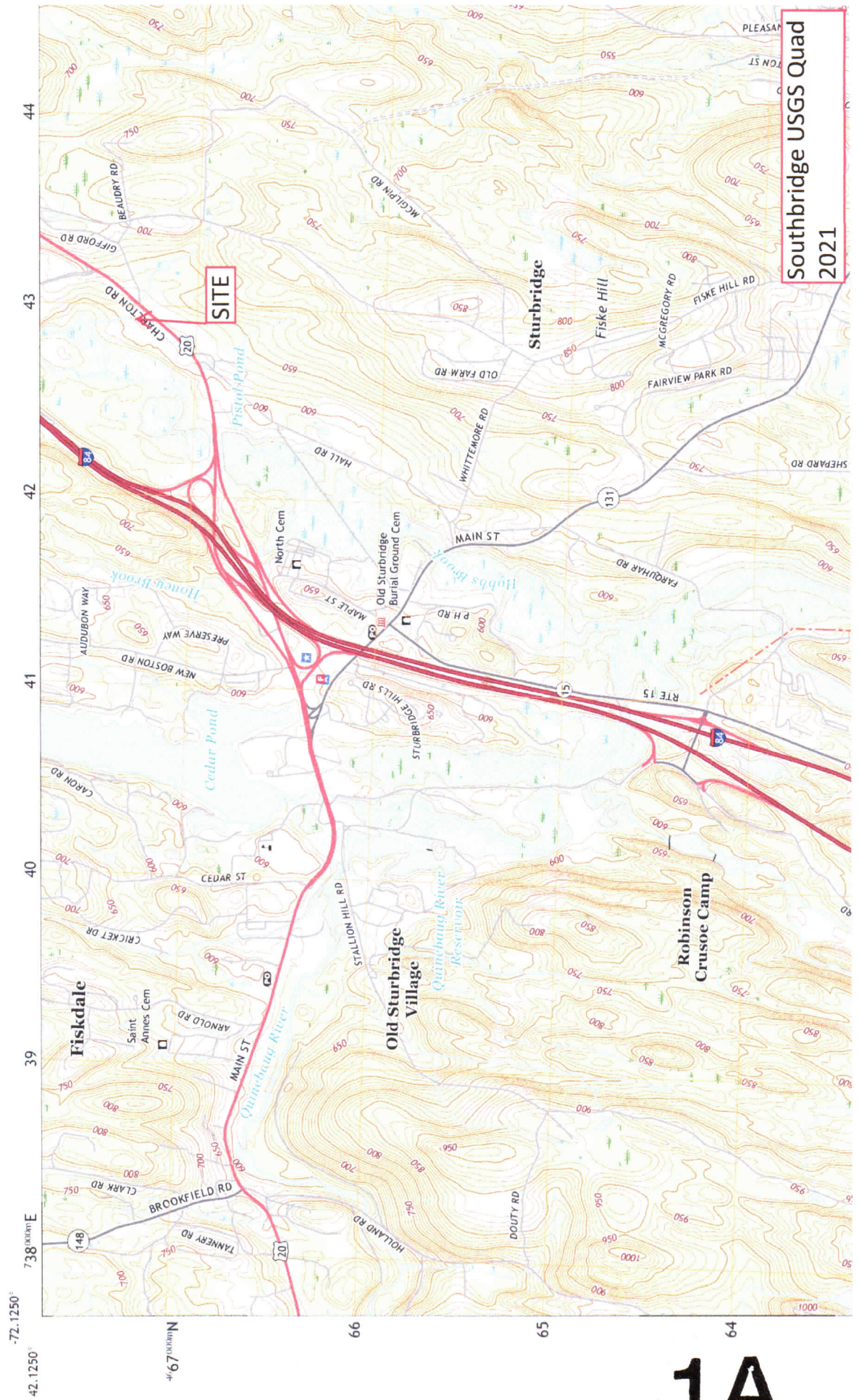
Date

03/23/22

Signature of Representative (if any)

Date

3/25/2022





EBT ENVIRONMENTAL CONSULTANTS INC

601 MAIN ST
NORTH OXFORD MA 01537-1305

1093

53-13/110 MA
81948

DATE 3/25/2022

PAY
TO THE
ORDER OF

Town of Sturbridge
Twenty Five 00 00

\$ 25⁰⁰

DOLLARS



Photo
Safe
Deposit
Create in Blue

BANK OF AMERICA



ACH R/T 011000136

FOR

Pro Con RDA

Glenn E. Knevel

3A

Parcel ID	Owner	Owner Address	Owner City	State	Zip	Property Address
208-02612-198	ARLAND TOOL & MFG INC	PO BOX 207	STURBRIDGE	MA	01566	198 CHARLTON ROAD
208-02613-165	BABINEAU WILLIAM J	657 WORCESTER STREET APT 1008	SOUTHBRIDGE	MA	01550	165 CHARLTON ROAD
208-02612-150	CIESLA MICHAEL L	PO BOX 2917	WORCESTER	MA	01613	150 CHARLTON ROAD
208-02253-149	PACE ENERGY CORPORATION	PO BOX 3388	FRAMINGHAM	MA	01705	149 CHARLTON ROAD
208-02612-171	STEERAGE ROCK PROPERTIES LLC	311 BROOKFIELD ROAD	BRIMFIELD	MA	01010	171 CHARLTON ROAD
208-02622-195	NOBLE STURBRIDGE LLC	131 BUCKINGHAM STREET SUITE 301	HARTFORD	CT	06106	195 CHARLTON ROAD
208-02611-200	SOUTHBRIDGE SAVINGS BANK	PO BOX 370	SOUTHBRIDGE	MA	01550	200 CHARLTON ROAD
208-02612-175	STEERAGE ROCK PROPERTIES LLC	311 BROOKFIELD ROAD	BRIMFIELD	MA	01010	175 CHARLTON ROAD
208-02612-173	STEERAGE ROCK PROPERTIES LLC	311 BROOKFIELD ROAD	BRIMFIELD	MA	01010	173 CHARLTON ROAD
208-02632-183	TAYLOR CHARLES E TRUSTEE	2406 BARBOUR ROAD	FALLS CHURCH	VA	22043	183 CHARLTON ROAD
	BOARD OF ASSESSORS					
Above persons listed are record owners as they appear on the most recent applicable tax list.						
Assessors are not responsible for errors or omissions. RE: M.G.L. - Chapter 40A, Section 11						
Abutters List -	Conservation Commission - 200'					
RE: 174 CHARLTON ROAD						
Certified Copy						
Assessor:	<i>Calvin P. Murphy</i>					
Date:	<i>3-23-2022</i>					



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 Interstate Towing Inc.
- 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 174 Charlton Road, Sturbridge.
- D. The applicant proposes to restore riverfront area by removing the 3,840 square feet of fill piles and 901 square feet of existing gravel crossing as part of mitigation for the proposed project at 150 Charlton Road (DEP File #300-1115). The degraded areas lack the 4" to 6" of rich topsoil, which can be found in the natural woodlands adjacent to the brook. This work is being performed as a form of mitigation to degraded areas, specifically the fill piles are abandoned dumping grounds, which are at a 1:1 (or steeper) slope, do not have natural topsoil depth and do not maximize infiltration (310 CMR 10.58 (5)(f)1-4).
- 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)769-3659 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 8am to 4pm Monday, Wednesday & Thursday, 8am to 7pm Tuesday and 8am to 12pm Friday.

The Public Hearing for this application will be held virtually in the Center Office Building, 301 Main Street, 2nd Floor

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 The Southbridge Evening News 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.ma.us)
- 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 regard to the Request for Determination of Applicability application process or the Wetlands Protection Act.

AFFIDAVIT OF SERVICE

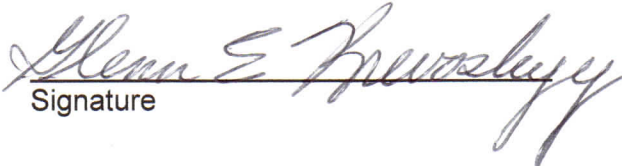
UNDER THE TOWN OF STURBRIDGE WETLAND PROTECTION BYLAW

(To be submitted to the Sturbridge Conservation Commission when filing a Request for Determination of Applicability)

I, Glenn E. Krevosky, hereby certify under the pains and penalties of perjury that on March 25, 2022, I gave notification to abutters within 200 feet of the proposed project in compliance with the Sturbridge Wetland Bylaw § 365-7.3, 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 March 25, 2022 for a property located at, 174 Charlton 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.

	<u>3-25-22</u>
Signature	Date



Town of Sturbridge

Barbara A. Barry, Finance Director

Department/Board/Committee: Conservation Commission

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

Property Owner: G5 Enterprises LLC

Property Location: 174 Charlton Road, Sturbridge

- ☒ The license/permit may be released.
- ☐ The license/permit may not be released.

Sandi Sears
For Finance Director

3.23.2022
Date

Mike Jenkins
G5 Enterprises, LLC
mjenkins@dexter1818.com

Cobra Realty Trust
PO Box 2917
Worcester MA 01613
Attn: Dan Prouty

May 28, 2021
Revised January 18, 2022

RE: Authorization to Perform Work on G5 Enterprises, LLC Owned Land at 174 Charlton Road,
Sturbridge MA 01566

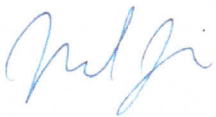
Dear Mr. Prouty,

G5 Enterprises LLC hereby grants permission to Cobra Realty Trust and nominees to remove
designated materials as per instruction by the town of Sturbridge Conservation Committee.

Please reach out with any questions.

Sincerely,

Mike Jenkins
Manager, G5 Enterprises, LLC.





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