

Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

Lancaster  
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:

Hank & Gail Amabile

Name

hpamabile@gmail.com

E-Mail Address

9 Mtn Laurel Lane

Mailing Address

Bolton

City/Town

MA

State

01740

Zip Code

617-775-6200

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 Lancaster 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:

Lancaster

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):

9 Mountain Laurel Ln

Street Address

Lancaster

City/Town

004/50

Assessors Map/Plat Number

Parcel/Lot Number

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

Single family home on the waterfront of Fort Pond. Located on private road at 9 Mtn Laurel Ln.

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

9 MOUNTAIN LAUREL LANE - SCALE 1"=20'-PDF

Title

1/12/21

Date

Sequence of work to be performed-PDF

Title

1/22/21

Date

Photos for review-PDF

Title

1/22/21

Date

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

Four White pine trees encroaching on the house to be removed at the recommendation of a Professional Arborist and our Insurance Inspectors. These are large trees with numerous limbs that present a imminent danger to the home, our neighbors house and automobiles. Branches have been falling on our roof and street; a strong winter storm may be the final breaking point.

The trees will be removed by a Professional Arborist by use of a crane to lift the trees over the roof and utility wires along the street. All limbs and trunks will be removed from the site and no branches or trees will be falling into the water. No stumps will be ground; all subsurface to remain in place. The crane will be set on the road pavement in front of the garage and any trucks will also be on the paved roadway. Three of the trees are located along the roadway(marked WP1,WP2,WP3) and are between 40 and 62 feet from the shoreline. One tree WP4 is located 35 feet from the shoreline. For reference we have included an 8.5" x 11" waterfront plot plan that is 1"= 20' scale dated 1/12/21 with the tree locations marked. As requested: WP1 is 18" diameter 40' from shoreline,WP2 is 30" diameter 60' from shoreline,WP3 is 24" diameter 60' from shoreline and WP4 is 28" diameter 35' from shoreline.



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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).

Project will not alter an Area Subject to Protection.

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:

Beacon St Realty Trust- Henry Amabile Trustee

Name

698 Main St

Mailing Address

Bolton

City/Town

MA

State

01740

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.

Henry Amabile - Trustee

Signature of Applicant

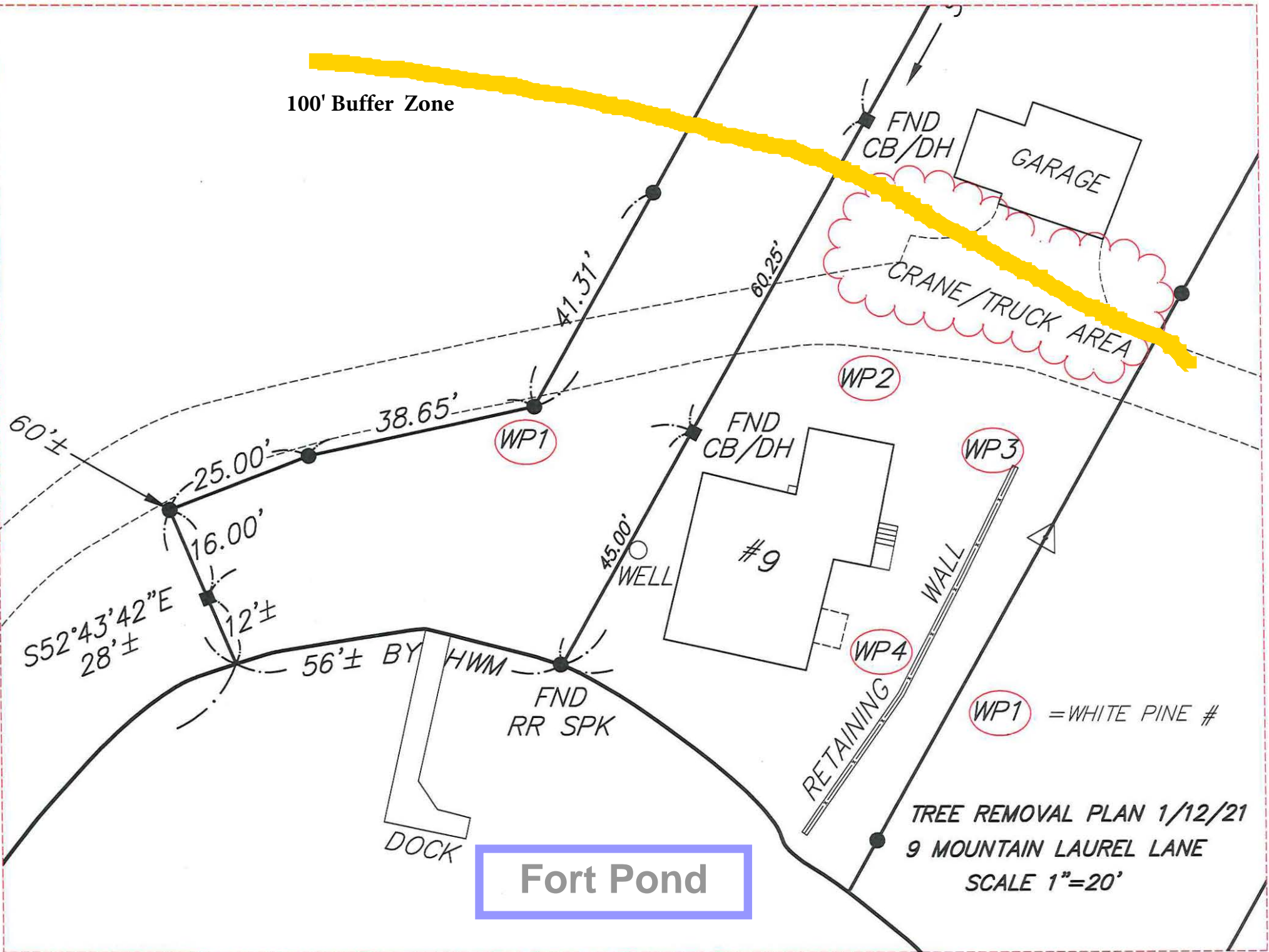
1/21/2021

Date

Signature of Representative (if any)

Date

100' Buffer Zone



Fort Pond

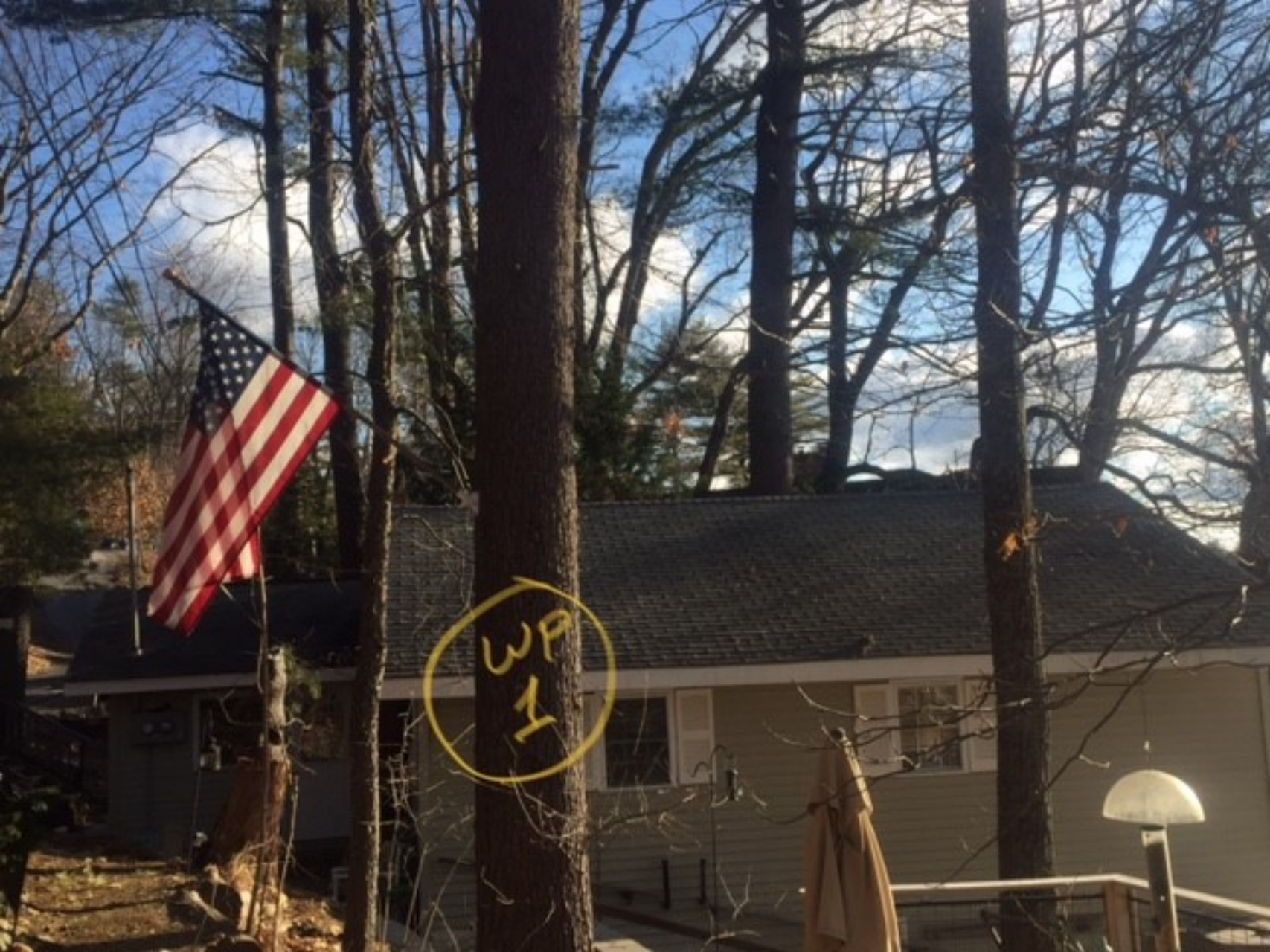
TREE REMOVAL PLAN 1/12/21  
9 MOUNTAIN LAUREL LANE  
SCALE 1"=20'

## Sequence of Tree Removal 9 Mtn Laurel Lane

January 2021

1. Set up and secure crane in the area adjacent to the garage.
2. Send climbers up trees to remove necessary limbs and securely attach crane cable.
3. Climber top cuts the tree and crane lifts each section over the house and utility wires.
4. Limbs stripped off and chipped into a truck box and removed from site.
5. Logs placed on trailers and removed from site.
6. Final cut will be at ground level or higher as directed by the customer.
7. This sequence will repeat for each of the four White Pines.
8. Current thinking is the order of removal will be as shown on the submitted plan WP3, WP4, WP2, WP1. Subject to further review in the field.





WP  
1



WP  
2









WP  
4