

Massachusetts Department of Environmental Protection

Bureau of Resource Protection - Wetlands

WPA Form 1- Request for Determination of Applicability

City/Town

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:

Name

Warren J DOLAN

Mailing Address

21 Keefe Rd

City/Town

Acton

Phone Number

978 857 6912

INTERNATIONAL COLLISION
E-Mail Address



AGMAIL.COM
01720

MA

State

Zip Code

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 Conservation Commission make the following determination(s). Check any that apply:

- 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:

Name of Municipality

- e. whether the following **scope of alternatives** is adequate for work in the Riverfront Area as depicted on referenced plan(s).

C. Project Description

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

Street Address

3 SANTA INDIAN Rd

City/Town

Littleton

Assessor's Map/Plat Number

Parcel/Lot Number

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

Residential property

see attached info

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):

Rebuilding screen porch in-kind
same footprint

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.)

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:

✓
Name Warren J DOLAN
Mailing Address 21 Weede Rd
City/Town Acton MA
State MA Zip Code 01720

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.

Warren J Dolan
Signature of Applicant

9/10/24
Date

Signature of Representative (if any)

Date



**TOWN OF LITTLETON
BOARD OF ASSESSORS**

P.O. BOX 1305
LITTLETON, MA 01460
(978) 540-2410
FAX: (978) 952-2321

Date: August 19, 2024

Re: Certified List of Abutters Conservation Commission

Applicant: Warren Dolan

Name of Firm: _____

Mailing Address: 21 Keefe Rd Acton 01720

Subject Parcel Location: 3 Sarah Indian Way

Subject Parcel No.: U26 12 0

Subject Owner Name: Warren Dolan

M.G.L. Chapter 131: Section 40 "Any person filing a notice of intention with a conservation commission shall at the same time give written notification thereof, by delivery in hand or certified mail, return receipt requested, to all abutters within one hundred feet of the property line of the land where the activity is proposed, but not limited to, owners of land directly opposite said proposed activity on any public or private street or way, and in another municipality or across a body of water. When a notice of intent proposes activities on land under water bodies and waterways or on a tract of land greater than 50 acres, written notification shall be given to all abutters within 100 feet of the proposed project site. For the purposes of this action, "project site" shall mean lands where the following activities are proposed to take place: dredging, excavating, filling, grading, the erection, reconstruction or expansion of a building or structure, the driving of pilings, the construction or improvement of roads or other ways and the installation of drainage, sewerage and water systems, and "land under water bodies and waterways" shall mean the bottom of, or land under, the surface of the ocean or an estuary, creek, river stream, pond or lake. When a notice of intent proposes activity on a linear shaped project site longer than 1,000 feet in length, notification shall be given to all abutters within 1,000 feet of the proposed project site. If the linear project site takes place wholly within an easement through another person's land, notice shall also be given to the landowner. Said notification shall be at the applicant's expense, and shall state where copies of the notice of intention may be examined and obtained and where information regarding the date, time and place of the public hearing may be obtained. Proof of such notification, with a copy of the notice mailed or delivered, shall be filed with the conservation commission."

I hereby certify the attached list of abutter (s) as stated in the M.G.L. Chapter 131, Section 40.

Number of Abutter(s) 5 including the subject parcels + 1 Applicant Requesting Abutter's
*Properties in Acton not included

List. Certified by:

Name: Kim Prehl

Title: Office Assistant

AFFIDAVIT OF SERVICE

Under Massachusetts Wetlands Protection Act and the Littleton Wetlands Protection ByLaw (Chapter 171), this form must be completed and submitted with the Notice of Intent, Abbreviated Notice of Resource Area Delineation or Request for Determination of Applicability.

I, Amy Green Conservation Agent Warren J. Dolan (name of applicant or representative) certify under the pains and penalties of perjury that on 11-14-2023 (date) I gave notification to abutters in compliance with the second paragraph of the Massachusetts General Laws Chapter 131, Section 40, DEP requirements for Abutter Notification and with the Littleton Wetlands ByLaw 171-2.D in connection with the following matter:

A (choose one of below)

Abbreviated Notice of Resource Area Delineation

Request for Determination of Applicability

Notice of Intent / Abbreviated Notice of Intent

Request for Amended Order of Conditions (MADEP File # 204-_____)

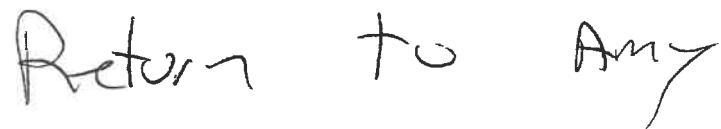
has been filed under the Massachusetts Wetlands Protection Act and Littleton Wetlands Protection ByLaw by Amy Green Conservation Agent (name of applicant) with the Littleton Conservation Commission on 11-14-2023 (date) for the property located at Cloverdale Conservation Land, Great Road (address of land where work is proposed).

The list of abutters with their addresses and a copy of the Notification Abutter form as sent to the abutters is attached to this Affidavit of Service.


Name


Date

Rev 9-14-2023



NOTIFICATION TO ABUTTERS

Pick one:

Notice of Intent/Abbreviated NOI

Abbreviated Notice of Resource Area Delineation

Request for Determination of Applicability

Request to Amend an Order of Conditions (MADEP File # 204 _____)

Modification for Virtual Meetings

Under MA Wetlands Protection Act and Littleton Wetlands Protection ByLaw (Chapter 171), this form must be completed and mailed, certified mail return receipt requested, to all abutters at their mailing addresses shown on the most recent Town Assessor's records as well as the owner (if not applicant).

In accordance with the MA Wetlands Protection Act and Littleton Wetlands Protection ByLaw Chapter 171-2D, you are hereby notified of a public hearing on the matter described below:

- A. The applicant has filed a permit application with the Littleton Conservation Commission for work in an area subject to protection under the Massachusetts Wetlands Protection Act and Littleton Wetlands Protection ByLaw.
- B. The name of the applicant is WARREN J DOLAN
- C. The address of the land where the activity is proposed is 3 SARHA INNIAH WAY
- D. The work proposed is Rebuild Existing "Rotted" structure
- E. Copies of the filing may be examined at the Conservation Commission office at 37 Shattuck Street Monday through Thursday; 9:00 – 1:00 (please call first to ensure the Conservation Agent is available and not out on site visits). The office phone number is 978-540-2428.
- F. Copies of the filing may be obtained electronically from (check one) the _____ applicant or _____ the applicant's representative by calling _____ - _____ - _____ during the following times:

- G. The public hearing/meeting will be held on _____. Information regarding the date and time of the public hearing/meeting may be obtained from the Littleton Conservation Commission (see contact info at the end of this notice).
- H. Notice of the public hearing/meeting, including date and time will be published at least five business days in advance in a paper of local circulation. The agenda, noting times will be posted at Town Hall and at <https://ma-littleton.civicplus.com/AgendaCenter/Search/?term=&IDs=13&startDate=&endDate=&dateRange=&dateSelector=> at least 48 hours in advance of the meeting. It is currently anticipated that this meeting will be held entirely remotely, pursuant to "An Act Relative to Extending Certain State of Emergency Accommodations" (July 16, 2022) and the extension of that Act through March 21, 2025. If the meeting is held remotely, instructions for remote viewing of, and participation in, the meeting will be included in the agenda and may also be obtained from the Littleton Conservation Commission.

You may contact the Littleton Conservation Commission staff (Conservation@littletonma.org; 978-540-2428), or the Massachusetts Department of Environmental Protection/ Central Region (508-792-7650) at 8 New Bond Street, Worcester, MA 01606) for information about this application

38 FORT POND

U26 10 0

LUC: 101

WILLIS BARBARA H TRUSTEE OF

THE WILLIS TRUST NO. 1

38 FORT POND RD

ACTON, MA 01720

3 COTTAGE WY

U26 11 0

LUC: 101

JAMES N WILLIS JR TRUST

WILLIS JAMES N JR - TRUSTEE

38 FORT POND RD

ACTON, MA 01720

3 SARAH INDIAN WY

U26 12 0

LUC: 101

DOLAN WARREN J

21 KEEFE RD

ACTON, MA 01720-5517

FORT POND

U26 13 0

LUC: 130

ABBOTT RALPH E

ABBOTT MARY D

26 FORT POND RD

ACTON, MA 01720

5 SARAH INDIAN WY

U26 14 0

LUC: 101

SCURFIELD THOMAS G

FEBBA DORIS M

22 FORT POND RD

ACTON, MA 01720

Ralph Abbott
9/2/24

T. G.
9/10/2024



Littleton Conservation Commission

37 Shattuck Street / Room 303

Phone: 978 540-2428

Fax: 978 952-2321

Littleton Wetland Protection Regulations

Waiver Request Requirement Information (Section 1.4)

Date: 9/9/24 Applicant/Owner: Warren J DOLAN

Map/Lot: _____ Project Address: 3 SARHA IND

In order to request a waiver, the following provides a guidance for required information (attach additional text, plans, photos or graphics if needed):

Project purpose and need: Rebuild Existing
structure "Rotted"

What specific action(s) is the Waiver being asked for? SAFETY
Rebuilding porch + permitting existing dock

How is the action(s) in the public interest, necessary to avoid a taking, necessary to prevent a safety hazard or water dependent?

Porch is safety hazard and dock is water dependent

How is the action(s) consistent with the intent and purpose of the Bylaw?

No additional impact to buffer zone or wetlands

Existing and proposed site conditions (ie, impervious, lawn & disturbed areas) (square feet; show on plan): SEE attached

Existing and proposed distances of land uses from wetland resource areas (show on plan): SEE attached

Analysis of less environmentally damaging practicable alternative: None

Proposed short term and long term protection of wetland resource areas: None needed

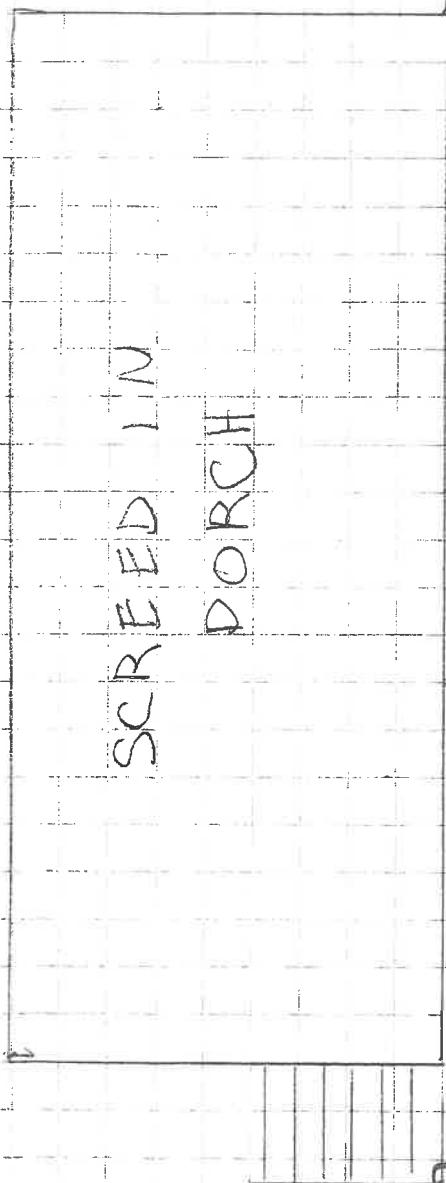
Is the site in a Zone I, II or III (groundwater) or Zone A, B or C (surface water) water supply area: No

Are there critical, unique or sensitive resource areas in the area (ie, NHESP mapped habitat, vernal pools, unusual wetland types, cold water fisheries, outstanding resource waters, Core Habitat, Conservation land, etc); show on plan: No

Other factors for consideration: There will be no new impact

✓ Signature: Mark O'Dell

Project: _____



Existing
Porch

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TOP VIEW

30' FT to Edge

BEACH 6'-10'

POND

OLD EXISTING STAKS
ROTTED UNSAF
AND REMOVED

EXISTING
DOCK

POND

SEASONAL DOCK



ANCHORED BY REMOVABLE AND ADJUSTABLE
TURN BUCKLES (2) DRILLED INTO LEDGE



20 x 14 PATIO PLATFORM (SEASONAL AND
REMOVABLE) MADE WITH PT LUMBER



- Dimensions: '4 x 20' (2) Dock Slips BOTH SEASONAL AND REMOVABLE 4 METAL PIPES AT EACH END OF SLIP 3" DIAMETER
- NO FLOATS ARE USED
- BOTH DOCK SLIPS AND PLATFORM ARE MADE WITH P.T. LUMBER AND STEEL REINFORCEMENTS.