

**TOWN OF ANDOVER**  
**INSTRUCTIONS FOR SUBMITTING**

**REQUEST FOR DETERMINATION OF APPLICABILITY**

- 1) Complete the WPA Form 1 REQUEST FOR DETERMINATION OF APPLICABILITY
- 2) Attach "Maps", Certified Plot Plan, Request for Exemption of Engineering Plans. Plans must show wetland; dimensions of the project (for example a 9'x9' deck); distance to the wetland from the proposed project clearly marked on the plan. (*Attachments such as: Plot Plan, Town of Andover GIS Map, or Project Plans*)
- 3) You MUST submit: 9 complete sets of collated copies of application. 2 full size plan sets and 7 11"x14" reduced size plans (if applicable)
- 4) Submit 1 copy of the "Waiver" Form Letter
- 5) FEES:  
\$145.00 Advertising Fee made payable to the Town of Andover  
\$250.00 By-Law Fee when applicable (*Due only for houses built after 1999*)
- 6) *Copy of current Deed if available.*

Conservation Meetings are normally held on the first and third Tuesday of each month in the 3<sup>rd</sup> floor conference room beginning at 7:45pm. **FILING DEADLINES FOR MEETINGS ARE 12:00NOON TUESDAY 2 WEEKS PRIOR TO THE MEETING DATE.** (*Meeting dates and locations are subject to change*)

The Conservation Agenda can be viewed on the Town Website.

[www.andoverma.gov](http://www.andoverma.gov)

*(These instructions are for your convenience, do not include copies of this form with your packets)*



Town of Andover  
 Town Offices, Conservation Division  
 36 Bartlet Street  
 Andover, MA 01810  
 (978) 623-8311  
 FAX (978) 623-8320

**WAIVER**

*"Please complete this form, sign at the bottom and return by mail or fax to the address indicated above."*

Date:

I, \_\_\_\_\_ hereby waive the twenty-one day time period for a public hearing / meeting following receipt of my filing of;

Name of Applicant or Representative

- Notice of Intent
- Request for Determination of Applicability
- Other \_\_\_\_\_

by the Andover Conservation Commission under Massachusetts General Laws, Ch. 131, sec. 40, and/or under Andover General Bylaws, Article XIV.

The request was submitted on: \_\_\_\_\_ for work at: \_\_\_\_\_  
Date Received in Conservation Dept. Location / Address of where work will be done

Please be advised that you will be notified of the meeting date, once this application has been assigned to Conservation Meeting Agenda.

- in the:
- Applicant
  - Applicant's Representative
  - Property Owner

\_\_\_\_\_  
 (Signature)

\_\_\_\_\_  
 (Date)

**Request for Exemption**  
**Of Engineering Plans**

(Attach a copy of this form to each of the 9 sets you submit)

*To be used by applicants proposing work on a single family home when you are not submitting engineered plans. You must submit the following completed and signed document.*

DATE: \_\_\_\_\_

TO: Andover Conservation Commission

FROM: \_\_\_\_\_  
Applicants Full Name

SUBJECT: Exemption from RDA Requirements

I would like to request an exemption from the following submission requirements in reference to

\_\_\_\_\_  
Location / Address

Engineered Plan

Contours

Tree Line

Other:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Sincerely,

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

\_\_\_\_\_  
Telephone

\_\_\_\_\_  
E-Mail Address



# TOWN OF ANDOVER

Conservation Department  
Town Offices  
36 Bartlet Street  
Andover, MA 01810  
(978) 623-8311  
www.andoverma.gov

## PERMISSION TO ACCESS SITE

### Property Owner

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_

Email: \_\_\_\_\_

### Property Location:

\_\_\_\_\_  
(Street Address)

Andover's Assessor's Map No. \_\_\_\_\_ Lot No. \_\_\_\_\_

*I hereby give my permission to the Andover Conservation Commission, its agents and members or their designees, to access the site named above as needed to perform their duties.*

Signature of Property Owner: \_\_\_\_\_

Date: \_\_\_\_\_



# 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 _____	E-Mail Address _____
Mailing Address _____	
City/Town _____	State _____ Zip Code _____
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:

\_\_\_\_\_  
Name of Municipality

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

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

**WPA Form 1- Request for Determination of Applicability**  
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City/Town \_\_\_\_\_

**C. Project Description**

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

Street Address \_\_\_\_\_

City/Town \_\_\_\_\_

Assessors Map/Plat Number \_\_\_\_\_

Parcel/Lot Number \_\_\_\_\_

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

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



**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).

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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.

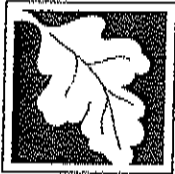
- Single family house on a lot recorded on or before 8/1/96
- Single family house on a lot recorded after 8/1/96
- Expansion of an existing structure on a lot recorded after 8/1/96
- Project, other than a single family house or public project, where the applicant owned the lot before 8/7/96
- New agriculture 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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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

### 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

\_\_\_\_\_  
Mailing Address

\_\_\_\_\_  
City/Town

\_\_\_\_\_  
State

\_\_\_\_\_  
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

\_\_\_\_\_  
Signature of Representative (if any)

\_\_\_\_\_  
Date



**CONSERVATION COMMISSION**  
**APPLICATION POLICIES**  
Revised through May 6, 2008

The following rules to be administered on projects reviewed by the Commission under the Massachusetts Wetlands Protection Act pursuant to the powers of the Conservation Commission, including, but not limited to M.G.L. c. 131, Section 40 and M.G.L. c. 40, Section 8C:

1. **Plan Requirements.** For Requests for Determination of Applicability ("RDAs") for improvements to existing homes which are greater than 50 feet away from wetlands as shown on the town wetland map, if Conservation Commission Staff inspection indicates the town wetland map designation is reasonably accurate or if earth moving for the project is limited to sona tube construction, a professionally prepared wetland delineation and professionally prepared plans may not be required. Otherwise, for RDAs not complying with those requirements and for all Notices of Intent, the following requirements, in addition to the requirements of other Conservation Commission Policies and the Massachusetts Wetlands Protection Act, will apply:

Plan(s) of the property and the project shall be provided, stamped and signed by a Registered Sanitarian, Licensed Architect, Professional Engineer, Land Surveyor or Landscape Architect, drawn to an engineer's scale, preferably at 20 feet per inch, clearly and accurately indicating the following information:

- (i) property dimensions;
- (ii) existing and proposed topographical contours of the property within the wetland resource area or buffer zone, taken at a minimum of two (2) foot contour intervals;
- (iii) the type, location and size of all significant existing, natural and proposed land features, including, but not limited to, tree, shrub, or brush masses, all individual trees over ten (10) inches in caliper, grassed areas, large surface rock in excess of six (6) feet in diameter and soil features and existing and proposed tree lines on the property;
- (iv) delineated location of all wetlands and resource areas on the property and within one hundred (100) feet of the perimeter of the development activity;
- (v) the location and dimensions of all present and/or proposed streets, driveways, patios and any other paved surfaces;
- (vi) the location and exterior dimensions of all buildings or structures, both proposed and existing;
- (vii) existing and proposed landscaping showing the location, name, number and size of plant types, and the locations and elevation and/or height of planting beds, fences, walls, steps and paths within the 100 foot buffer zone and in any wetland replication areas;
- (viii) direction of north;
- (ix) all non-disturbance areas, including, 25 foot and the 50 foot non-disturbance areas within the Town of Andover Watershed, aka "Watershed Overlay Protection District" and 100 foot buffer zones shall be marked on all plans submitted with dimensions from the wetlands;
- (x) Distances from buildings located in the buffer zone to wetlands; and
- (xi) the location of sedimentation controls.

**Professional's Stamp.** The licensed professional's stamp and signature shall serve as a certification that the submission reasonably represents existing and proposed conditions and that the project has been designed in accordance with code of conduct and professional practice applicable to the profession.

3. **Non-Disturbance Buffer Zones.** Vegetative non-disturbance buffer zones as marked on the plan(s) referenced in an Order of Conditions or Determination of Applicability ("DOA") shall be marked in the field with permanent markers as approved by the Commission. The plans referenced in such an Order of Conditions or DOA shall be recorded with the Order of Conditions and cross referenced thereto in the Essex County Registry of Deeds and/or the Essex County Registry District.

All Orders of Conditions or DOAs approving a project with a vegetative non-disturbance buffer zone shall contain language requiring any Deed (as defined below) for all or any portion of the property subject to such an Order of Conditions or DOA to contain the following language: " This property is subject to a non-disturbance zone in which no alteration of land or vegetation may occur. The non-disturbance zone is shown on the plans entitled "\_\_\_\_(title of plans)\_\_\_\_ recorded at the Essex County Registry of Deeds, North District, at Book \_\_\_\_, Page \_\_\_\_, and/or registered with the Land Registration Office of the Essex County Registry District as Document No. \_\_\_\_\_ and as described in the Order of Conditions or Determination of Applicability recorded in the same Registry at Book \_\_\_\_, Page \_\_\_\_, and/or in the same Registry District as Document \_\_\_\_\_. In accordance with said Order of Conditions or Determination of Applicability, this language shall be incorporated in all future deeds, easements, mortgages, leases, licenses, occupancy agreements or any other instrument of transfer, whereby an interest in and/or a right to use the property or a portion thereof is conveyed (a "Deed")."

4. **Buildings Within 50 Feet.** There shall be no structures for human habitation ("buildings") placed within 50 feet of any bank, bordering vegetated wetland, isolated vegetated wetland, marsh, wet meadow, bog, swamp, reservoir, pond, creek, river or stream, or any land under tidal waters, or within 75 feet of resource areas located within the Watershed Overlay Protection District and vernal pools except as permitted with an Order of Conditions or Determination of Applicability for a water dependant structure or if no practical alternative is determined to be available after completion of an alternatives analysis.

5. **Consultant's Obligation To Inform.** *A consultant providing any services to an applicant, including, but not limited to, plans, wetland delineations and design services, which form any part of any submission to the Conservation Commission, is required to be familiar with the Conservation Commission's By-Law, regulations, policies and procedures and is required to fully inform the applicant of the same, provide the applicant a written copy of the same and inform the applicant of their anticipated effect on the applicant's submission.*

6. **Setbacks.** Section 4 (3) of the Town of Andover Conservation Commission Wetland Protection Regulations, entitled "Building/Structure Setbacks", as it may be amended from time to time, is incorporated herein as if restated here in its entirety, as the applicable setback under these policies. The Conservation Commission will take into consideration review of setbacks in effect at the time of approval of projects and/or subdivisions.



Massachusetts Department of Environmental Protection  
Bureau of Resource Protection – Wetlands Program

**WPA Form 1 Request for Determination of Applicability)**  
Massachusetts Wetlands Protection Act (M.G.L. Chapter 131, Section 40)  
**Instructions and Supporting Materials**

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**Instructions for Completing Application**  
**WPA Form 1 – Request for Determination of Applicability**

*Please read these instructions before completing the Request for Determination of Applicability (WPA Form 1) for more information on certain items that are not self-explanatory.*

**Purpose of the Request for Determination of Applicability**

The Request for Determination of Applicability is a process which provides applicants with the *option* of seeking a determination on the applicability of the Wetlands Protection Act (the Act) to a proposed site or activity. Before filing this form to confirm the boundary delineation of a resource area, the applicant should discuss other delineation review options with the Conservation Commission. The Commission may require the submission of WPA Form 4A (Abbreviated Notice of Resource Area Delineation), WPA Form 3 (Notice of Intent), or WPA Form 4 (Abbreviated Notice of Intent).

The applicant is responsible for providing the information required for the review of this application to the issuing authority (Conservation Commission or the Department of Environmental Protection). The submittal of a complete and accurate description of the site and project will minimize requests for additional information by the issuing authority which may result in an unnecessary delay in the issuance of a Determination of Applicability.

The issuing authority also may require that supporting materials (plans and calculations) be prepared by professionals including, but not limited to, a registered engineer, registered architect, registered landscape architect, registered land surveyor, registered sanitarian biologist, environmental scientist, geologist, or hydrologist when the complexity of the proposed work warrants specialized expertise.

To complete this form, the applicant should refer to the wetlands regulations (310 CMR 10.00) which can be obtained from the Department's web site at [www.state.ma.us/dep](http://www.state.ma.us/dep). Regulations are available for viewing at public libraries and county law libraries across the state, as well as at the Department's Regional Service Centers. Regulations also are available for sale from the State House Bookstore (617.727.2834) and State House Bookstore West (413.784.1378).

**Completing WPA Form 1**

**Section B: Determinations.** The Request for Determination of Applicability can be used for a variety of purposes. Check one or more of the boxes under the following circumstances.

1a. To determine whether the Act applies to a particular area of land. Areas subject to jurisdiction are described in the wetlands regulations at 310 CMR 10.02.

1b. To confirm the precise boundaries of any delineated wetland resource area. NOTE: before checking 1b., consult the Commission to determine whether it will provide confirmation of wetland resource area boundaries in response to the filing of WPA Form 1. If the request is filed for a determination of Bordering Vegetated Wetlands (BVW) boundary, the Commission may require applicants to file WPA Form 4A (Abbreviated Notice of Resource Area Delineation), WPA Form 3 (Notice of Intent), or WPA Form 4 (Abbreviated Notice of Intent) to obtain confirmation.

1c. To determine whether the Act applies to work which is planned within a wetland resource area or within the Buffer Zone to a resource area. Work subject to jurisdiction is described in the wetlands regulations at 310 CMR 10.02.



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1d. To determine whether the city or town has a local wetlands ordinance or bylaw which applies to any particular area of land and/or to work which is planned within this area of land.

1e. To determine the scope of alternatives to be considered for work in the Riverfront Area. The scope of alternatives which must be considered for various types of projects in the Riverfront Area is contained in the wetland regulations at 310 CMR 10.58(4)(c)2.

*In order for the reviewing agency to obtain a complete description of the project site, resource area boundaries must be clearly delineated. Further explanation of Boxes 1a – 1e follows.*

**Resource Areas: Boundaries.**

For boundaries of inland resource areas (including the Riverfront Area, which may be either inland or coastal), refer to subsection (2), "Definitions, Critical Characteristics and Boundaries" for each resource area covered under 310 CMR 10.54 – 10.58.

For boundaries of coastal resource areas, refer to the definitions in 310 CMR 10.04 and 10.24 for each resource area covered under 310 CMR 10.25 – 10.35, as well as in the text of Section 10.25 – 10.35.

The boundary of the Buffer Zone is determined by measuring 100 feet horizontally from those areas specified in 310 CMR 10.02(1)(a).

1a. Describe the site and, if possible, the boundary of any area that may be subject to protection under the Act (including the Buffer Zone).

1b. As noted earlier, 1b, should only be checked with approval of the Conservation Commission. If checked, submit:

- plans identifying the precise boundaries of the resource area(s) delineated;
- method used to determine the boundaries of Bordering Vegetated Wetland. Note whether the boundary was delineated based on the presence of one or more of the following:
  - 50% or more wetland indicator plants
  - Saturated/inundated conditions
  - Groundwater Indicators
  - Direct Observation
  - Hydric soil indicators
  - For disturbed sites: specific, credible evidence of conditions prior to disturbance.

Use one of the methods indicated above to determine the boundaries of Bordering Vegetated Wetlands (BVW). On the form, check all the methods that are used to determine the boundary. These methods are discussed in the wetland regulations at 310 CMR 10.55(2)(c). When undertaking BVW delineations, whether by vegetation alone or by vegetation and other indicators of wetland hydrology, applicants are encouraged to use the Department's BVW Handbook: *Delineating Bordering Vegetated Wetlands Under the Massachusetts Wetlands Protection Act* (1995). This document is available for purchase from the State House Bookstore (617.727.2834) and State House Bookstore West (413.784.1378). The Department encourages applicants to complete the BVW Field Data Form contained in the handbook and submit it with the Request for Determination of Applicability. If detailed vegetative assessments are not required for a particular site, the reasons should be noted on the Field Data Form.

1c. Describe the boundaries of all resource areas and Buffer Zones where work will occur or which could be impacted by the work.



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1d. Describe the site, and if possible, the boundary of any area that may be subject to a municipal wetlands ordinance or bylaw. If there are areas on the site which are not subject to the Wetlands Protection Act, but which may be subject to a municipal wetlands ordinance or bylaw (if any), specifically note the boundaries of such areas. Describe all areas where work is planned if such work may be subject to a municipal wetlands ordinance or bylaw.

1e. Indicate the precise location of all work relative to the boundaries of the Riverfront Area.

**Section C: Project Description.** In this section, the applicant must describe the area and proposed work (if any) subject to the Request. The type of information required depends, in part, on the type of determination requested in Section B. In all cases, the applicant should describe the site based on resource areas jurisdiction and boundaries under the Wetlands Protection Act and regulations.

1a. Location. Include a street address (if one exists) and, if known, the Assessors map or plat number, the parcel number, and the lot number. The map or plat, parcel, and lot numbers must be included if the lot subject to the Request does not contain a residence, school, or commercial or industrial establishment, or if the lot is being subdivided.

1b. Area Description. The area should be described in narrative form. If needed, attach additional sheets for a more complete description of the area; a map or plan may also be used as part of the area description (see instructions for 1c for plan and map requirements).

1c. Plan and/or map reference(s). On the application form, list the titles of all attached plans and maps, as well as, the most recent revision date.

Submit an 8.5" x 11" section of the U.S. Geologic Survey (USGS) quadrangle or other map of the area (along with a narrative description, if necessary) containing sufficient information for the Conservation Commission and the Department to locate the site.

Plans should be of adequate size, scale, and detail to completely and accurately describe the site, resource area boundaries, and proposed work. The following guidelines are provided to encourage uniformity:

*Sheet Size*

- Maximum 24" x 36"
- If more than one sheet is required to describe the proposed site and/or proposed work, provide an additional sheet indexing all other sheets and showing a general composite of all work proposed within the Buffer Zone and areas subject to protection under the Act

*Scale*

- Not more than 1" = 50'
- If plans are displayed, include graphical scales

*Title Block*

- Included on all plans
- Located at the lower right hand corner, oriented to be read from the bottom when bound at the left margin.
- Include original date plus additional space to reference the title and dates of revised plans



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Massachusetts Wetlands Protection Act (M.G.L. Chapter 131, Section 40)  
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2a. Work Description. Work subject to the jurisdiction of the Wetlands Protection Act is described in 310 CMR 10.02. If the Request is for determining jurisdiction over proposed work, the applicant is asked to describe the work in detail. Proposed work can be described in narrative form. If needed, attach additional sheets for a more complete description of the work; a map or plan may also be used to describe the work (see instructions in 1c for plan and map requirements).

Provide the following information, depending on which boxes were checked under Section B:

1c. Describe the proposed work and its precise location relative to the boundaries of each wetland resource area and the Buffer Zone on the site.

1d. Describe the proposed work and its precise location relative to the boundaries of areas which may be subject to municipal wetland ordinance or bylaw.

1e. Describe the proposed work and its precise location relative to the boundaries of the Riverfront Area.

2b. Exemptions. Exemptions are allowed under the Wetlands Protection Act for certain mosquito control, commercial cranberry bogs, agricultural, and aquacultural projects and for projects authorized by Special Act prior to 1/1/73. These exemptions are defined, in part, in 310 CMR 10.03(6) and in the definitions of agriculture and aquaculture in 310 CMR 10.04. In addition, there are exemptions for certain stormwater management projects (310 CMR 10.02(3)); specific minor activities in the Buffer Zone (310 CMR 10.02(2)(b)); and certain other projects in the Riverfront Area (310 CMR 10.58(6)(b)).

3a. Riverfront Area Scope of Alternatives. Complete this section *only* if 1e. under Section B is checked. In 3a, check one box that best describes the project. The classifications listed in 3a and the scope of alternatives which projects in each classification must analyze are explained in 310 CMR 10.58(4)(c)2.

#### **Section D: Signatures and Submittal Requirements**

A completed WPA Form 1, with all attachments, must be submitted to the Conservation Commission. Applicants also must send a copy of WPA Form 1 and all attachment to the appropriate DEP Regional Office (see <http://www.mass.gov/eea/agencies/massdep/about/contacts/find-the-massdep-regional-office-for-your-city-or-town.htm> for locations of regional offices and the communities they serve) and to the property owner, if different from the applicant. **The original and copies must be sent simultaneously.** Failure by the applicant to send the copies in a timely manner may result in dismissal of the Request for Determination of Applicability

#### **Fees**

There is no application fee for the Request for Determination of Applicability. However, a notice of the application must be placed in a local newspaper, and published at least five days prior to the hearing, at the applicant's expense. Please contact your Conservation Commission regarding the procedure for public newspaper notice.