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Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

MELROSE  
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:

Name: PAUL MORGAN E-Mail Address: HOUSEOFMORGANS@GMAIL.COM

Mailing Address: 295 SWAINS POND AVENUE

City/Town: MELROSE State: MA Zip Code: 02176

Phone Number: 781 389-5458 Fax Number (if applicable): \_\_\_\_\_

2. Representative (if any): NONE

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 MELROSE 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:

MELROSE  
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):

295 SWAINS POND AVE  
Street Address

MELROSE  
City/Town

65  
Assessors Map/Plat Number

11A  
Parcel/Lot Number

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

A .468 ACRE PARCEL OF LAND (SEE ATTACHED PLAN)  
LOCATED ON SWAINS POND AVE. AND FRONTS ON  
TOWNERS POND.

- 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):

AS PROVIDED ON ATTACHED PLAN, CONSTRUCT A POURED CONCRETE  
WALL ALONG THE LEFT REAR FOUNDATION TO ACT AS A SMALL  
BERM PROTECTING THE BASEMENT FROM WATER INFILTRATION  
IN THE EVENT TOWNERS POND OVERFLOWS ITS BANKS SIMILAR TO  
THE "MOTHER'S DAY" RAIN STORM IN 2006. THE WALL WILL BE  
REINFORCED CONCRETE ATTACHED TO THE EXISTING FOUNDATION  
WALL AS INDICATED. IT WILL BE 8" TO 10" WIDE, WITH  
APPROXIMATELY 3 1/2' ABOVE GRADE, AND 3 1/2' BELOW GRADE  
ON A STANDARD FOOTING. THE INTERIOR OF THE WALL (FOUNDATION  
SIDE) WILL BE FILLED WITH 2'-3' OF CRUSHED STONE WITH A SUMP  
PUMP FOR HEAVY RAINS.



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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).

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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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## 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.

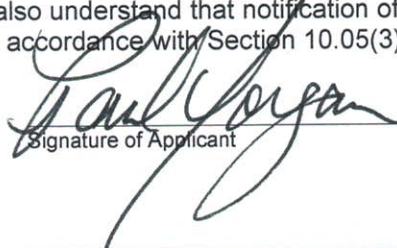
Failure by the applicant to send copies in a timely manner may result in dismissal of the Request for Determination of Applicability.

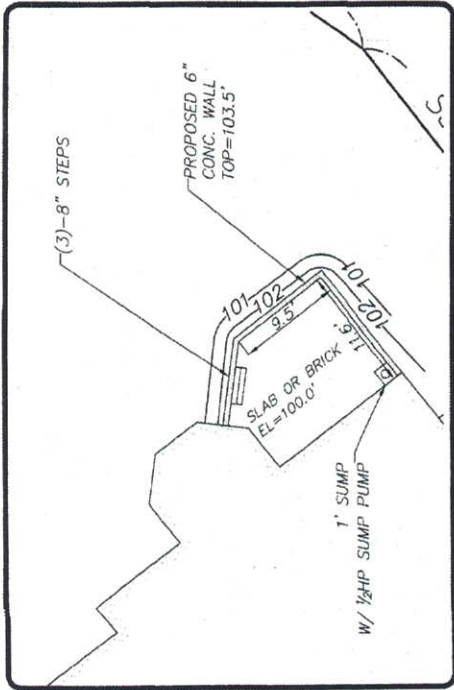
Name and address of the property owner:

PAUL MORGAN  
Name  
295 SWAINS POND AVE  
Mailing Address  
MELROSE  
City/Town  
MA State 02176 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 9/29/2020 Date  
  
\_\_\_\_\_  
Signature of Representative (if any) \_\_\_\_\_ Date



PATIO WALL DETAIL  
N.T.S.

CONCRETE PATIO WALL @ LIAISON  
FOR FLOOR CONCRETE

AS BUILT  
FOUNDATION LOCATION  
295 SWAINS POND AVENUE  
MELROSE, MASS.

SCALE: 1" = 20' JULY 24, 2006

Prepared By

EDWARD J. FARRELL

PROFESSIONAL LAND SURVEYOR

110 WINN STREET ~ SUITE 203 ~ WOBURN, MA.  
(781)-933-9012

