



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

WPA Form 1- Request for Determination of Applicability
Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Avon
City/Town

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:

Joseph J. Merlo

Name

n/a

4 Brentwood Ave.

Mailing Address

E-Mail Address

Avon

City/Town

Ma.

02322

(508) 586-3993

Phone Number

State

Zip Code

n/a

Fax Number (if applicable)

2. Representative (if any):

Curley & Hansen

Firm

William P. Self, PLS

Contact Name

chpls@msn.com

160 Pond Street

Mailing Address

E-Mail Address

Avon

City/Town

Ma.

02322

(508) 580-2117

Phone Number

State

Zip Code

(508) 580-2117*

Fax Number (if applicable)

B. Determinations

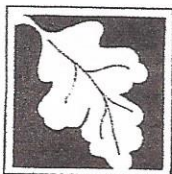
1. I request the Avon Conservation Commission make the following determination(s). Check any that apply:

- 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:

Town of Avon

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):

# 4 Brentwood Ave.	Avon
Street Address	City/Town
Assessors Map: C4 Block: 8	Plot: 12
Assessors Map/Plat Number	Parcel/Lot Number

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

Existing single family dwelling with associated amenities.

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

"Septic System Design (Repair) Plan of Land in Avon, Ma."	Jan. 18, 2022
Title	Date
_____	_____
Title	Date
_____	_____
Title	Date
_____	_____

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

A new Title 5 septic system is to be installed within the 100' wetland buffer zone.



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:

Joseph J. & Carol A. Merlo, Trustees of JCM Family Trust

Name

4 Brentwood Ave.

Mailing Address

Avon

City/Town

Ma.

State

02322

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.

Joseph J. Merlo
Signature of Applicant

Jan. 26, 2022

Date

Neil P. Self (Curry + Hansen)
Signature of Representative (if any)

Jan. 26, 2022

Date



> Census

> Coastal and Marine Features

> Conservation / Recreation

> Cultural Resources

> Environmental Monitoring

(testing/monitoring sites)

> Images

> Index (grids/tiling schemes for certain layers)

> Infrastructure

> Physical Resources

> Political / Administrative Boundaries

> Regulated Areas

> Status / Availability (maps showing

where data is available or date of data)

> Tiled Layers

Property Tax Parcels

42.12192, -71.04697 LAT LON

MassGIS

Created: 06/08

50 m
200 ft



Locus

ECR

Environmental Consulting & Restoration, LLC



WETLAND DELINEATION MEMO

TO: Curley & Hanson
FROM: Brad Holmes
DATE: November 2, 2021
RE: 4 Brentwood Avenue, Avon

Per your request, Environmental Consulting & Restoration, LLC (ECR) performed a review of the existing conditions at the property located at 4 Brentwood Avenue in Avon (the site) on October 13, 2021. The purpose of the review was to identify wetland resource areas on and near the site. The site is located to the south of Brentwood Avenue and consists of a single-family home with a paved driveway, inground pool, pool house, fencing, maintained lawn, landscaped area, etc. The weather on October 13th was mostly sunny, clear, and warm (approximately 70 degrees) with light wind and dry site conditions. Wetland resource areas are located offsite to the southeast within 100 feet of the property. ECR placed Bordering Vegetated Wetland (BVW) flags (pink/black striped) #A1 to #A7 along the nearest corner of the wetland system in order to identify the 100-foot buffer zone that extends over a portion of the site. The vegetated wetland was delineated following the methodology established by the Massachusetts Department of Environmental Protection (DEP) regulations found at 310 CMR 10.55 pertaining to the delineation of Bordering Vegetated Wetlands. The delineation was performed by analyzing vegetation, hydrology within 12 inches of the surface, and soil conditions within 20 inches of the surface. The wetland contains hydric soils, saturated soils and dominant wetland indicator plants. As a result of ECR's wetland delineation at the site, ECR is able to confirm that the site contains the following wetland resource areas and areas of Conservation Commission jurisdiction:

- 100-foot Buffer Zone to BVW

Also review of the MassGIS wetlands database reveals the following:

1. The site is not located within Estimated/Priority Habitat for Rare Species according to the Massachusetts Natural Heritage & Endangered Species Program (MaNHESP).
2. The site does not contain Certified Vernal Pools according to the MaNHESP.
3. The site does not contain a U.S.G.S. mapped stream.
4. The site does not contain areas mapped as Land Subject to Flooding (FEMA flood zone)
5. The site is not located within an Area of Critical Environmental Concern.

Upon review of this wetland delineation memo, please contact me at (617) 529 – 3792 or brad@ecrwetlands.com with any questions or requests for additional information.

Thank you,
Brad Holmes, Professional Wetland Scientist #1464
Manager



**NOTICE OF PUBLIC HEARING
CONSERVATION COMMISSION
AVON, MASSACHUSETTS**

In accordance with Massachusetts General Laws, Chapter 131, Section 40 and the Town of Avon Local By-Law, the Avon Conservation Commission will hold a public hearing on Thursday February 10, 2022 at 7:00 PM at the Avon Town Offices located at # 65 East Main Street, Avon, Ma., on a Request for Determination of Applicability filed by Joseph J. Merlo of # 4 Brentwood Ave., Avon, Ma. The applicant proposes the upgrade of an existing residential septic system at property located at # 4 Brentwood Ave., Avon, Ma.
(Shown as assessors map: C4 Block: 8 Plot: 12)
All interested parties are encouraged to attend.

4729

CURLEY & HANSEN P L S
160 POND ST
AVON, MA 02322-1627

ROCKLAND TRUST

53-447/113
988
CHECK ARMOR
ATM DEPOSIT

Apr. 26, 2022

PAY TO THE ORDER OF

Town of Avon

\$ 50.00

DOLLARS

MEMO

MEMO #14 BRENTWOOD

Susan C. Deji
AUTHORIZED SIGNATURE



⑈004729⑈ ⑆011304478⑆ 2934002888⑈