



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:

Joshua E. Healy

Name

Healy75@hotmail.com

E-Mail Address

162 Newell Street

Mailing Address

Pittsfield

City/Town

MA
State

01201
Zip Code

413-822-8395

Phone Number

Fax Number (if applicable)

2. Representative (if any):

Berkshire Engineering, INC

Firm

Michael Kulig

Contact Name

mkulig@berkshireengineering.com

E-Mail Address

80 Run Way

Mailing Address

Lee

City/Town

MA
State

01238
Zip Code

413-243-4122

Phone Number

Fax Number (if applicable)

B. Determinations

1. I request the Pittsfield 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).



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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):

<u>160 Newell Street</u>	<u>Pittsfield</u>
Street Address	City/Town
<u>Assessors Map/Plat Number</u>	<u>J090004007</u>
	Parcel/Lot Number

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

Mixed residential and commercial neighborhood within the floodplain south of the East Branch Housatonic River. Entire property and all abutting properties are within the 100-yr floodplain. The areas was the subject of a previous determination where by compensatory storage was banked as a result of a structural demolition. *See RDA WPA Form 1, dated, 6/11/2020 submitted by OHI Engineering, Inc. and WPA Form 2, dated, July 21, 2020 on file at the Pittsfield Conservation Commission.

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

<u>Table One-Calculations</u>	<u>June 2021</u>
Title	Date
<u>Sketch Plan REQUEST FOR DETERMINATION</u>	<u>June 30, 2021</u>
Title	Date
<u>Photo Record REQUEST FOR DETERMINATION</u>	<u>June 30, 2021</u>
Title	Date

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

Work completed includes site grading, the addition of minor amounts of soil fill and crushed stone foundation fill for 22'x12' shed. Timbers have been placed along the perimeter of the shed's stone foundation for support. Remaining proposed work includes, removal of concrete foundation from previous garage, finish grading to smooth depressions and high points throughout existing surface (no proposed additional fill is anticipated), the addition of surface cover for the drive way and a parking area, and final vegetated cover for the property.



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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).

There will be no resulting loss in additional flood storage. All work to rehabilitate site has been accounted for in previous filing. Net banked available fill remaining=3242.25 CF. The property is otherwise not within any other resource area.

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:

Joshua E. Healy

Name

162 Newell Street

Mailing Address

Pittsfield

City/Town

MA

State

01201

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

Michael Kullin
Signature of Representative (if any)

06/30/2021
Date

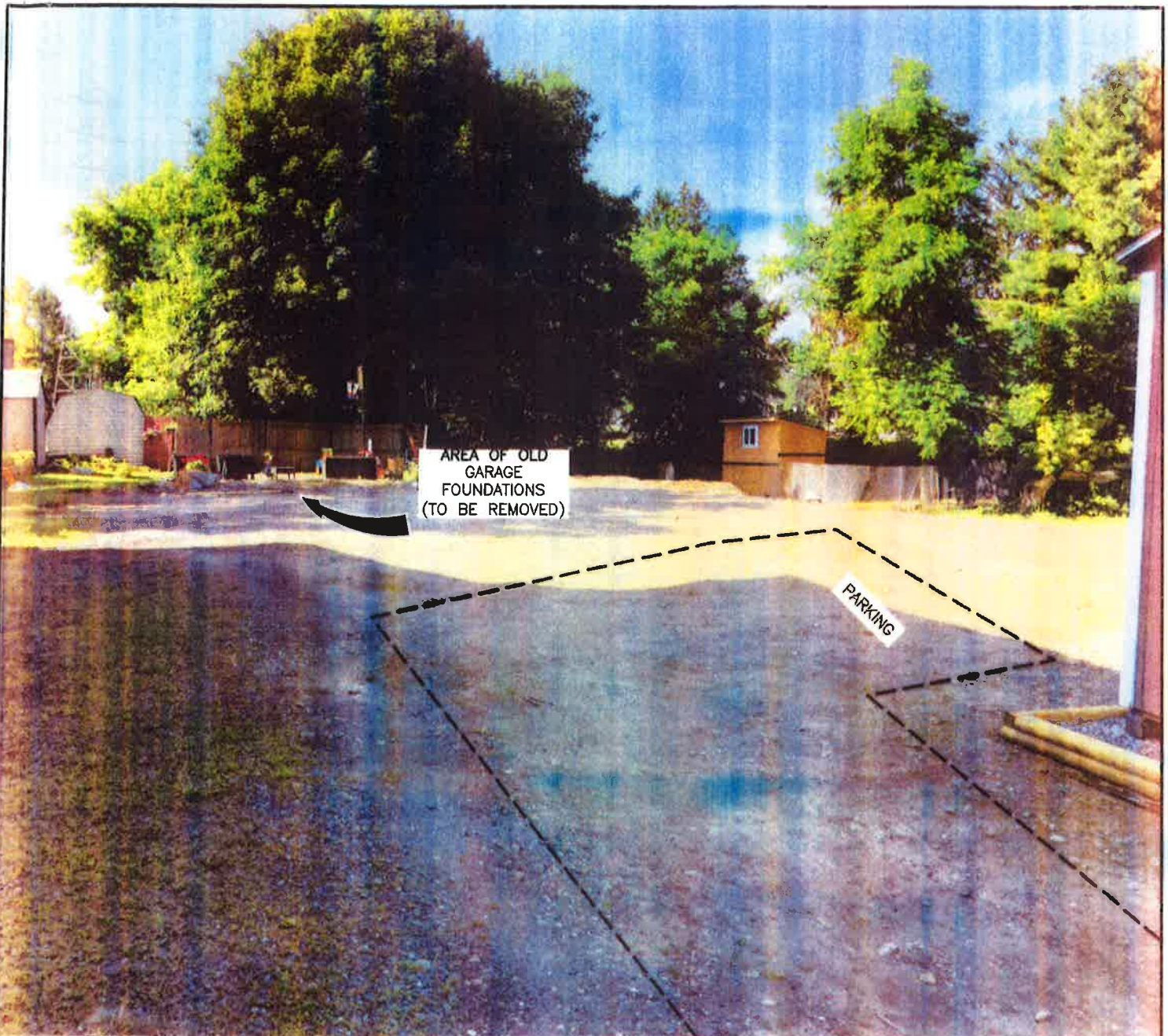
TABLE 1: FLOOD STORAGE CALCULATIONS
 N/F Fannie Mae Residence
 Current Owner: Josh Healy
 160 Newell Street | Pittsfield, MA 01201
 June 2021

Flood elevation at Site	990.12
Ground elevation at Site	986.00
Max flood height at Site	4.12 *

Flood Storage Calculations	CF
Available 'Banked Storage'	5480.00 *
Existing work including grading, stone and timber shed foundation and shed addition	-675.00 **
3" proposed drive and parking surface cover	-268.75
4" proposed top soil/seed lawn area surface cover	-1294.00
TOTAL Remaining Storage	3242.25

*Calculations based on previous submission by OHI Engineering, Inc.

** Calculation based on mapped areas of disturbance and cut fill calculated surfaces for entire site



PROPOSED WORK:

- 1) 3/4" CRUSHED STONE FOUNDATION FOR SHED, 22'X12' SHED ADDITION, SITE GRADE *WORK COMPLETED-25 CY NET FILL
- 2) REMOVE EXISTING REMNANTS OF OLD GARAGE FOUNDATION TO 3" BELOW ADJACENT GRADE. *NEGLIGABLE
- 3) LEVEL GRADE ACROSS PROPERTY TO RID DEPRESSIONS, NO ADDITIONAL FILL TO BE ADDED. *NEGLIGABLE
- 4) 3" OF CRUSHED STONE OR BITUMINOUS PAVEMENT TO EXISTING DRIVE AND 20'X20' PROPOSED PARKING AREA-10 CY NET FILL
- 5) ADD 4' MIN TOP SOIL, HAND RAKE, SEED AND MULCH ALL OTHER DISTURBED AREAS -48 CY NET FILL



80 RUN WAY
 LEE, MASSACHUSETTS 01238
 PHONE (413) 243-4122
 FAX 877.335.7282
www.BerkshireEngineering.com

CIVIL & ENVIRONMENTAL ENGINEERS
 LAND CONSULTANTS

REQUEST FOR DETERMINATION

PROJECT LOCATION:

160 NEWEL STREET
 PITTSFIELD, MA 01201

WORK IN A FLOOD PLAIN

PREPARED FOR:
 JOSH HEALY
 JUNE 30, 2021

NEWELL STREET



APPROXIMATE PROPERTY LINE

N/F LAND OF JOSHUA E. HEALY

22' X 12' SHED

EXISTING GRAVEL DRIVE

EXISTING DWELLING

STA
FL = 100.00

PROPOSED PARKING

LIMIT OF DISTURBED AREA (TO BE LAWN)

N/F LAND OF JOSHUA E. HEALY

APPROXIMATE PROPERTY LINE

REMANANTS OF OLD FOUNDATION

GARDEN

EXISTING GRAVEL DRIVE

SHED

CONCRETE PAD

SHED

IPF

SCALE: 1" = 20'



Berkshire
Engineering, Inc

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REQUEST FOR DETERMINATION

PROJECT LOCATION:

160 NEWELL STREET
PITTSFIELD, MA 01201

WORK IN A FLOOD PLAIN

PREPARED FOR:
JOSH HEALY
JUNE 30, 2021

JOSHUA E HEALY
162 NEWELL STREET
PITTSFIELD, MA 01201-5432

53-8525
2118 27

2787

29 June 2021

City of Pittsfield
fifty dollars $\frac{xx}{100}$

\$ 50.00


GREYLOCK
FEDERAL CREDIT UNION
150 West Street, Pittsfield, MA 01201

MEMO Application RDA



⑆ 21 1885 250⑆ 003 1646 28 2⑆ 02787

JOSHUA E HEALY
162 NEWELL STREET
PITTSFIELD, MA 01201 5432

53-8525
2118 27

2788

29 June 2021

City of Pittsfield
one hundred thirty dollars $\frac{xx}{100}$

\$ 130.00


GREYLOCK
FEDERAL CREDIT UNION
150 West Street, Pittsfield, MA 01201

MEMO Legal Ad Fee



⑆ 21 1885 250⑆ 003 1646 28 2⑆ 02788