



# WPA Form 1- Request for Determination of Applicability

Town of Chilmark Wetlands Bylaw Only

## 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:

Heather Sommers \_\_\_\_\_ reid@vlse.net  
 Name E-Mail Address  
 c/o Vineyard Land Surveying & Engineering, Inc. P. O. Box 421  
 Mailing Address  
 West Tisbury \_\_\_\_\_ MA \_\_\_\_\_ 02575  
 City/Town State Zip Code  
 508-693-3774 \_\_\_\_\_  
 Phone Number Fax Number (if applicable)

2. Representative (if any):

Vineyard Land Surveying & Engineering, Inc.  
 Firm  
 Reid G. Silva, P.E. \_\_\_\_\_ reid@vlse.net  
 Contact Name E-Mail Address  
 P. O. Box 421  
 Mailing Address  
 West Tisbury \_\_\_\_\_ MA \_\_\_\_\_ 02575  
 City/Town State Zip Code  
 508-693-3774 \_\_\_\_\_  
 Phone Number Fax Number (if applicable)

## B. Determinations

1. I request the Chilmark \_\_\_\_\_ 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:

Chilmark \_\_\_\_\_  
 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):

76 State Road	Chilmark
Street Address	City/Town
30	21
Assessors Map/Plat Number	Parcel/Lot Number

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

Residential

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

Proposed Septic System Upgrade On Land in Chilmark, Mass. for Heather Sommers Prepared By VLS&E, Inc.	3/18/2024
	Date

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

Install and maintain a septic system upgrade with the buffer zone to an isolated wetland (Chilmark Bylaw ONLY).



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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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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:

Sommers  
Name


c/o Vineyard Land Surveying & Engineering, Inc. P. O. Box 421  
Mailing Address

West Tisbury  
City/Town

MA 02575  
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
<u> (Agent)</u> Signature of Representative (if any)	<u>03/21/2024</u> Date