

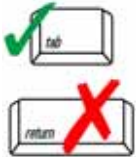


WPA Form 6 – Notification of Non-Significance

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.



From:

Conservation Commission

To: Applicant:

Property Owner (if different from applicant):

Name

Name

Mailing Address

Mailing Address

City/Town

State

Zip Code

City/Town

State

Zip Code

1. Site Location:

Street Address

City/Town

Assessors Map/Plat Number

Parcel/Lot Number

2. Property Recorded at the Registry of Deeds for:

County

Book

Page

Certificate (if registered land)

3. Dates:

Date Notice of Intent Filed

Date Public Hearing Closed

Date of Issuance

4. Title and Date (or Revised Date if applicable) of Final Plans and Other Documents:

Title

Date

Title

Date

Title

Date

5. Final Plans and Documents Signed and Stamped by:

Name



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B. Findings

The Commission has reviewed the above-referenced Notice of Intent and plans and has held a public hearing on the project. Based on the information available at this time, the Commission has determined that the area in which the work is proposed is not significant to any interest identified in the Wetlands Protection Act. Therefore, no Order of Conditions will be issued.

The reasons for this determination are: (explain what resource area(s) are involved in the Notice of Intent and why the presumption of significance or non-significance set forth in the regulations for this resource area(s) is not valid in this case.)

General Conditions

1. This Notification does not relieve the applicant of the necessity of complying with all other applicable federal, state, or local statues, ordinances, bylaws, or regulations.
2. This Notification does not become final until all administrative appeal periods from this Notification have elapsed or, if such appeal has been filed, until all proceedings before the Department have been completed.
3. No work shall commence until the Final Notification has been recorded in the Registry of Deeds or the Land Court for the District in which the land is located within the chain of title of the affected property.
4. A sign shall be displayed at the site not less than two square feet or more than three square feet in size bearing the words:

"Massachusetts Department of Environmental Protection" (or "MA DEP")
"File Number _____"
5. This Notification shall be valid for three years from the date of issuance.

Issued by:

Conservation Commission

Date



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Provided by DEP

B. Findings (cont.)

This Notification must be signed by a majority of the Conservation Commission. The Notification must be mailed by certified mail (return receipt requested) or hand delivered to the applicant. A copy must also be mailed or hand delivered concurrently to the appropriate DEP Regional Office (see <http://www.mass.gov/dep/about/region/findyour.htm>) and property owner (if different).

Signatures:

_____	_____
_____	_____
_____	_____
_____	_____

Notary Acknowledgement

Commonwealth of Massachusetts County of _____

On this _____ Day _____ Of _____ Month _____ Year _____

Before me, the undersigned Notary Public, personally appeared

_____,
Name of Document Signer

proved to me through satisfactory evidence of identification, which was/were

Description of evidence of identification
to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he/she signed it voluntarily for its stated purpose.

As member of _____ City/Town _____ Conservation Commission

Signature of Notary Public

Printed Name of Notary Public

My Commission Expires (Date)

Place notary seal and/or any stamp above

This Notification is issued to the applicant as follows:

by hand delivery on _____ by certified mail, return receipt requested, on _____

Date

Date



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Provided by DEP

C. Appeals

The applicant, the owner, any person aggrieved by this Notification, any owner of land abutting the land upon which the proposed work is to be done, or any ten residents of the city or town in which such land is located, are hereby notified of their right to appeal this decision to the appropriate DEP Regional Office (see <http://www.mass.gov/dep/about/region/findyour.htm>). This request must be made by certified mail or hand delivery to DEP, with the appropriate filing fee and a completed Request for Departmental Action Fee Transmittal Form, as provided in 310 CMR 10.03(7) within ten business days from the date of issuance of this Notification. A copy of the request shall at the same time be sent by certified mail or hand delivery to the Conservation Commission and to the applicant, if he/she is not the appellant. The request should state clearly and concisely the objections to this Notification which is being appealed and how this Notification does not contribute to the protection of the interests identified in the Massachusetts Wetlands Protection Act, (M.G.L. c. 131, § 40).

To the extent that the Notification is based on a municipal ordinance or bylaw, and not on the Massachusetts Wetlands Protection Act or regulations, the Department has no appellate jurisdiction.



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D. Recording Confirmation

Prior to commencement of work, the applicant is responsible for ensuring that this Notification of Non-Significance is recorded in the Registry of Deeds or the Land Court for the district in which the land is located, within the chain of title of the affected property. In the case of recorded land, it shall be noted in the Registry's Grantor Index under the name of the owner of the land upon which the proposed work is done. In the case of registered land, it shall also be noted on the Land Court Certificate of Title of the owner upon which the proposed work is done. This form must be stamped by the Registry of Deeds.

Detach on dotted line and submit to the Conservation Commission.

To:

Conservation Commission

Please be advised that the Notification of Non-Significance for the project at:

Project Location

DEP File Number

has been recorded at the Registry of Deeds of:

County

and has been noted in the chain of title of the affected property in accordance with General Condition 3 of the Notification of Non-Significance for:

Property Owner

on:

Date

Book

Page

If recorded land, the instrument number identifying this transaction is:

Instrument Number

If registered land, the document number identifying this transaction is:

Document Number

Signature of Applicant



Massachusetts Department of Environmental Protection

Bureau of Resource Protection - Wetlands

Request for Departmental Action Fee Transmittal Form

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

A. Request 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. Person or party making request (if appropriate, name the citizen group's representative):

Name

Mailing Address

City/Town

State

Zip Code

Phone Number

Fax Number (if applicable)

Project Location

Mailing Address

City/Town

State

Zip Code

2. Applicant (as shown on Notice of Intent (Form 3), Abbreviated Notice of Resource Area Delineation (Form 4A); or Request for Determination of Applicability (Form 1)):

Name

Mailing Address

City/Town

State

Zip Code

Phone Number

Fax Number (if applicable)

3. DEP File Number:

B. Instructions

1. When the Departmental action request is for (check one):

- Superseding Order of Conditions (\$100 for individual single family homes with associated structures; \$200 for all other projects)
- Superseding Determination of Applicability (\$100)
- Superseding Order of Resource Area Delineation (\$100)

Send this form and check or money order for the appropriate amount, payable to the *Commonwealth of Massachusetts* to:

Department of Environmental Protection
Box 4062
Boston, MA 02211



Massachusetts Department of Environmental Protection

Bureau of Resource Protection - Wetlands

Request for Departmental Action Fee Transmittal Form

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

B. Instructions (cont.)

2. On a separate sheet attached to this form, state clearly and concisely the objections to the Determination or Order which is being appealed. To the extent that the Determination or Order is based on a municipal bylaw, and not on the Massachusetts Wetlands Protection Act or regulations, the Department has no appellate jurisdiction.
3. Send a **copy** of this form and a **copy** of the check or money order with the Request for a Superseding Determination or Order by certified mail or hand delivery to the appropriate DEP Regional Office (see <http://www.mass.gov/dep/about/region/findyour.htm>).
4. A copy of the request shall at the same time be sent by certified mail or hand delivery to the Conservation Commission and to the applicant, if he/she is not the appellant.