



Massachusetts Department of Environmental Protection
Bureau of Water Resources - Wetlands

WPA Form 1- Request for Determination of Applicability

Hingham
Municipality

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: Dennis Benoit
First Name Last Name
21 Accord Pond Drive
Address
Hingham MA 02043
City/Town State Zip Code
781 718 2413
Phone Number dennis@dsbenoitcorp.com
Email Address

2. Property Owner (if different from Applicant):
Shawn + Stephanie Wegener
First Name Last Name
202 Leavitt Street
Address
Hingham MA 02043
City/Town State Zip Code
Phone Number Email Address (if known)

3. Representative (if any)
Melissa McInnis
First Name Last Name
D.S. Benoit Corp
Company Name
21 Accord Pond Drive
Address
Hingham MA 02043
City/Town State Zip Code
781 718 1142
Phone Number melissa@dsbenoitcorp.com
Email Address (if known)

B. Project Description

1. a. Project Location (use maps and plans to identify the location of the area subject to this request):

202 Leavitt Street Hingham MA
Street Address City/Town
42.73327 70.86296

How to find Latitude and Longitude

Latitude (Decimal Degrees Format with 5 digits after decimal e.g. XX.XXXXX)

Longitude (Decimal Degrees Format with 5 digits after decimal e.g. -XX.XXXXX)

and how to convert to decimal degrees

Assessors' Map Number

83/0/2711

Assessors' Lot/Parcel Number

27

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

Existing pool behind house

c. Plan and/or Map Reference(s): (use additional paper if necessary)

Certification Plan 5/11/04
Title Date
GIS Picture
Title Date



B. Project Description (cont.)

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

Demolition and disposal of all debris off site

Infill with clean fill, loam and seed, not

disturbing area greater than edge of pool

deck. ~~Pool~~ This is the existing pool being
demolished and filled in.

- 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).

? We are not disturbing any area beyond edge of
pool deck.

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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C. Determinations

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

- a. whether the **area** depicted on plan(s) and/or map(s) referenced above 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 above are accurately delineated.
- c. whether the **Activities** depicted on plan(s) referenced above is subject to the Wetlands Protection Act and its regulations.
- d. whether the area and/or Activities depicted on plan(s) referenced above 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 Activities in the Riverfront Area as depicted on referenced plan(s).

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.

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.

Albert
Signature of Applicant

8/27/04
Date

Melissa Nussis
Signature of Representative (if any)

8/27/04
Date

Melissa Benoit

From: Downton, Samantha <downtons@hingham-ma.gov>
Sent: Wednesday, August 21, 2024 11:44 AM
To: Melissa Benoit
Subject: 202 Leavitt Conservation Filing

Hi Melissa,

I spoke with Sylvia, the Assistant Conservation Officer. The filing of a Determination of Applicability as noted in Permit Eyes is correct. The work being done is within the 50' buffer of the wetland.



Narrative:

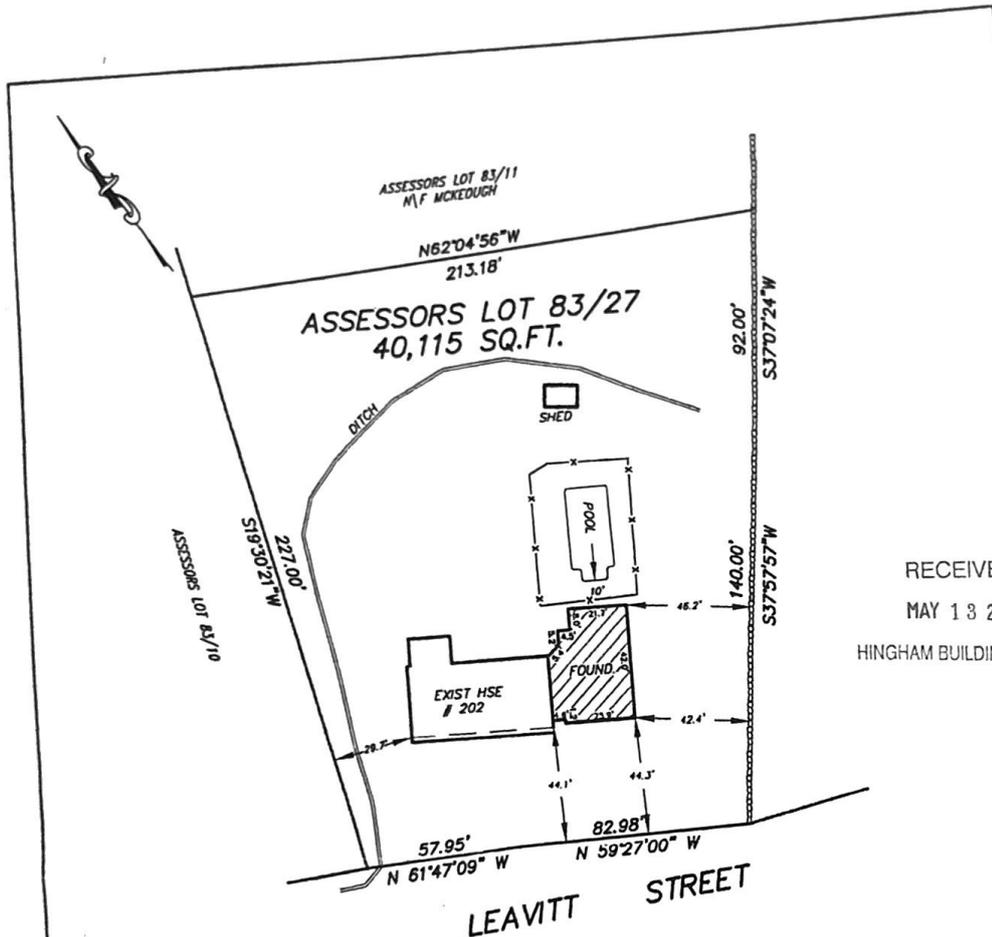
The existing pool is being demolished. All disposal of debris is being removed and disposed off site. We will then infill with clean fill, loam + seed. There will be no disturbance beyond edge of pool deck.

Here you can find the application checklist which will contain links to the application and policies: [RDA Checklist](#)

Best,



Town of Hingham Massachusetts



CERTIFICATION PLAN
 Leavitt Street, Hingham, Mass.
 May 11, 2004 Scale 1"=40'
 Robert C. Bailey Co., Land Surveyors
 199 Plymouth Street, Pembroke, Mass.
 (781) 294-8665 02359

I certify that the foundation on this plan is located on the ground as shown and conforms to the Zoning Bylaws of the Town of Hingham in effect at the time of construction with respect to horizontal dimensional setback requirements and is not in a Special Flood Hazard Area as shown on the FIA Flood Hazard Maps for the Town of Hingham.

Under no circumstances is the information shown thereon to be used to establish property lines or for construction purposes in the future. This plan is not to be used for recording or deed descriptions and applies only to conditions existing as of the date shown.



Douglas Bailey
DOUGLAS BAILEY

Give Copy to Assessors 5/17/04



TOWN OF HINGHAM
CONSERVATION COMMISSION

**VOLUNTARY 21 DAY WAIVER
(Public Hearing or Meeting)**

As set forth under the MA Wetlands Protection Act Regulations, 310 CMR 10.05(5), and the Town of Hingham Wetland Regulations, Section 7.6, the Conservation Commission is required to hold a public hearing or public meeting within 21 days of receipt of the minimum submittal requirements for a Notice of Intent, Abbreviated Notice of Resource Area Delineation, or Request for Determination for Applicability.

Due to the Commission's established meeting schedule and increasing number of filings, the Hingham Conservation Commission hereby requests the applicant waive the aforementioned 21 day requirement. This is a voluntary option that will assist the Conservation Commission in scheduling the hearing or meeting and conducting a thorough review of the application. If you choose to waive this deadline, your application will still be heard and decided upon in a timely manner.

The undersigned hereby waives the 21 day time period for the Commission to hold a public hearing or meeting and agrees to a hearing date no later than _____ (date) for the following application:
202 Leavitt Street (address).

D.S. Benut

Applicant Signature

Dennis S Benut

Print

8/27/24

Date