

Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

New Bedford  
City/Town

**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:

Blue Harvest Fisheries LLC

jeff.davis@BHFisheries.com

Name

E-Mail Address

40 Herman Melville Blvd.

Mailing Address

New Bedford

MA

02740

City/Town

State

Zip Code

508-997-0031

Phone Number

Fax Number (if applicable)

2. Representative (if any):

Charon Associates, Inc. - Engineers

Firm

Rick Charon, P.E.

Contact Name

E-Mail Address

323 Neck Road

Mailing Address

Rochester

MA

02770

City/Town

State

Zip Code

508-763-8362

Phone Number

508-763-9582

Fax Number (if applicable)

**B. Determinations**

1. I request the New Bedford 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:

New Bedford

Name of Municipality

- ☒ e. whether the following **scope of alternatives** is adequate for work in the Riverfront Area as depicted on referenced plan(s).

Work is proposed in a previously developed and paved area along the bulkhead.



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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):

40 Herman Melville Blvd.

Street Address

New Bedford

City/Town

Map 59

Assessors Map/Plat Number

Lot 41

Parcel/Lot Number

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

This parcel comprises 8.68 acres of upland between the easterly side of Herman Melville Blvd. and the bulkhead at the Harborline, with approx. 780 feet frontage. A portion of the lot along the road is located within FEMA Zone AE (el.6') and the buffer zone of the Acushnet River extends 100 feet to the westerly side of the bulkhead, with the Riverfront Area extending 25 feet from the bulkhead.

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

Site Plan for Dock Renovations

Title

June 15, 2017

Date

Title

Date

Title

Date

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

Renovation of existing dock at rear of building requires site work consisting of re-location of steel stairway, removal and backfill of two existing waste drains, and installation of approx. 1200 SF of new asphalt pavement over existing paved area. All construction waste will be placed into containers or trucks for removal from site and no waste material stockpiles will be allowed.



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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).

Minimal work with no excavation to be performed in previously paved 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.)

Existing buildings date back to ownership by Quaker Oats Company in 1960's; Building was expanded to current size in 1979-1980. No expansion of existing building is proposed.



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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:

Blue Harvest Fisheries LLC

Name

40 Herman Melville Blvd.

Mailing Address

New Bedford

City/Town

MA

State

02740

Zip Code

Signatures:

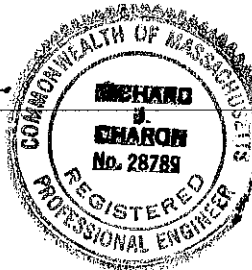
I also understand that notification of this Request will be placed in a local newspaper at my expense in accordance with Section 10.05(3)(b)(1) of the Wetlands Protection Act regulations.

Signature of Applicant

6/15/17

Date

Signature of Representative (if any)



6/15/17

Date