



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

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:

Matt Bivens

Name

mattbivens@yahoo.com
E-Mail Address

638 W. Rodney French Blvd
Mailing Address

New Bedford

City/Town

240-899-1510
Phone Number

MA
State

02744
Zip Code

n/a
Fax Number (if applicable)

2. Representative (if any):

Firm

Contact Name

E-Mail Address

Mailing Address

City/Town

State

Zip Code

Phone Number

Fax Number (if applicable)

B. Determinations

1. I request the _____ 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:

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):

638 West Rodney French Blvd
Street Address

New Bedford, MA
City/Town

5
Assessors Map/Plat Number

55
Parcel/Lot Number

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

single family residence

Deed Bk 13044 pg. 288 PID 5-55

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

Site Plan (1 page)

Title

5/14/21

Date

Proposed Plan, Elevation Plan + Foundation
Plan (3 pages)

Title

Date

Title

Date

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

① Build a deck on front of house, facing the
Rodney French Blvd

② Renovate / extend balcony off of 2nd floor
master bedroom

③ Create a bulkhead stairwell into basement



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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).

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:

Name Matt Bivens
Mailing Address 638 West Rodney French Blvd
New Bedford, MA
City/Town MA
State MA Zip Code 02744

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 [Signature] Matt Bivens Date 7/1/21

Signature of Representative (if any) _____ Date _____



WEST/FRONT ELEVATION

SCALE: 1/4" = 1'-0"



SOUTH/RIGHT ELEVATION

SCALE: 1/4" = 1'-0"

A-1.2

DATE: 09/15/11
SCALE: 3/8" = 1'-0"

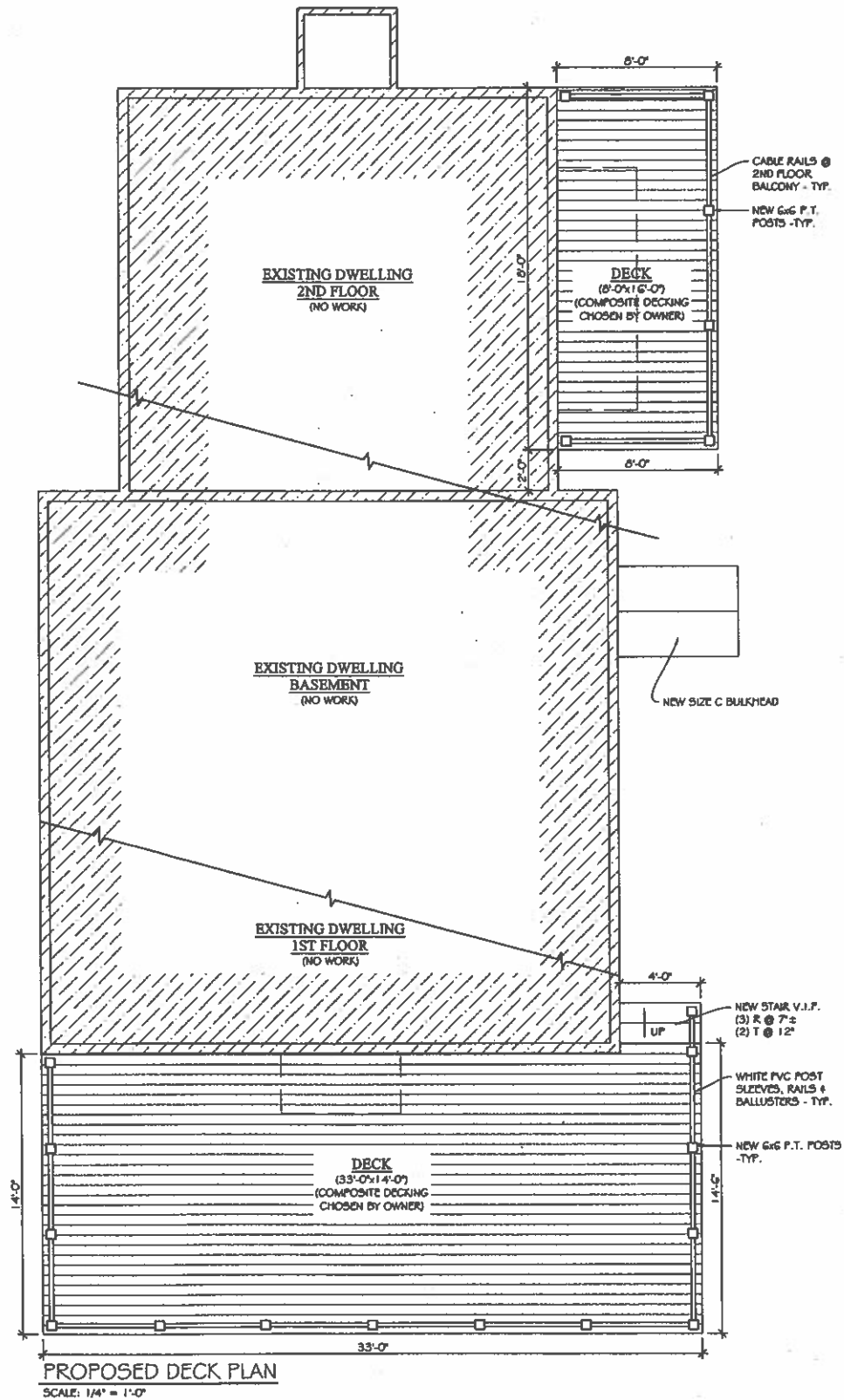
PROJECT:

BIVENS RESIDENCE
638 W. RODNEY FRENCH BLVD
NEW BEDFORD, MA 02744

DRAWING TITLE:

**PROPOSED
ELEVATIONS**

MADISON LOPES
RESIDENTIAL DESIGN SERVICES
NEW BEDFORD, MA 02743
(508) 951-7237



NOT FOR CONSTRUCTION

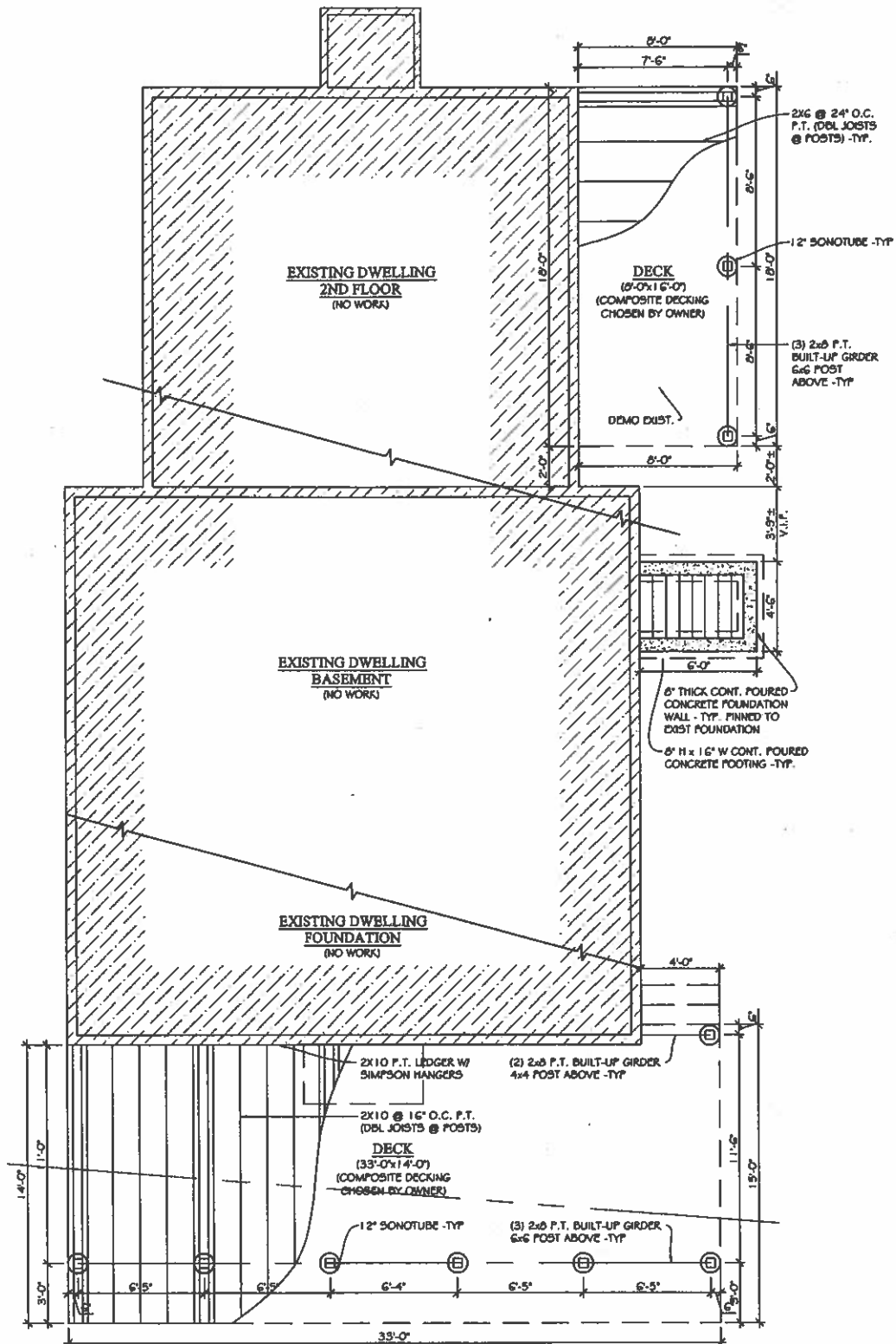
A-1.1

DATE: 09/18/11
SCALE: 3/16" = 1'-0"

PROJECT: **BIVENS RESIDENCE**
638 W. RODNEY FRENCH BLVD
NEW BEDFORD, MA 02744

DRAWING TITLE:
PROPOSED PLAN

MADISON LOPES
RESIDENTIAL DESIGN SERVICES
NEW BEDFORD, MA 02743
(508) 951-7237



NOT FOR CONSTRUCTION

A-1.0

SCALE: 1/4" = 1'-0"

PROJECT: **BIVENS RESIDENCE**
638 W. RODNEY FRENCH BLVD
NEW BEDFORD, MA 02744

DRAWING TITLE:
**PROPOSED
FOUNDATION PLAN**

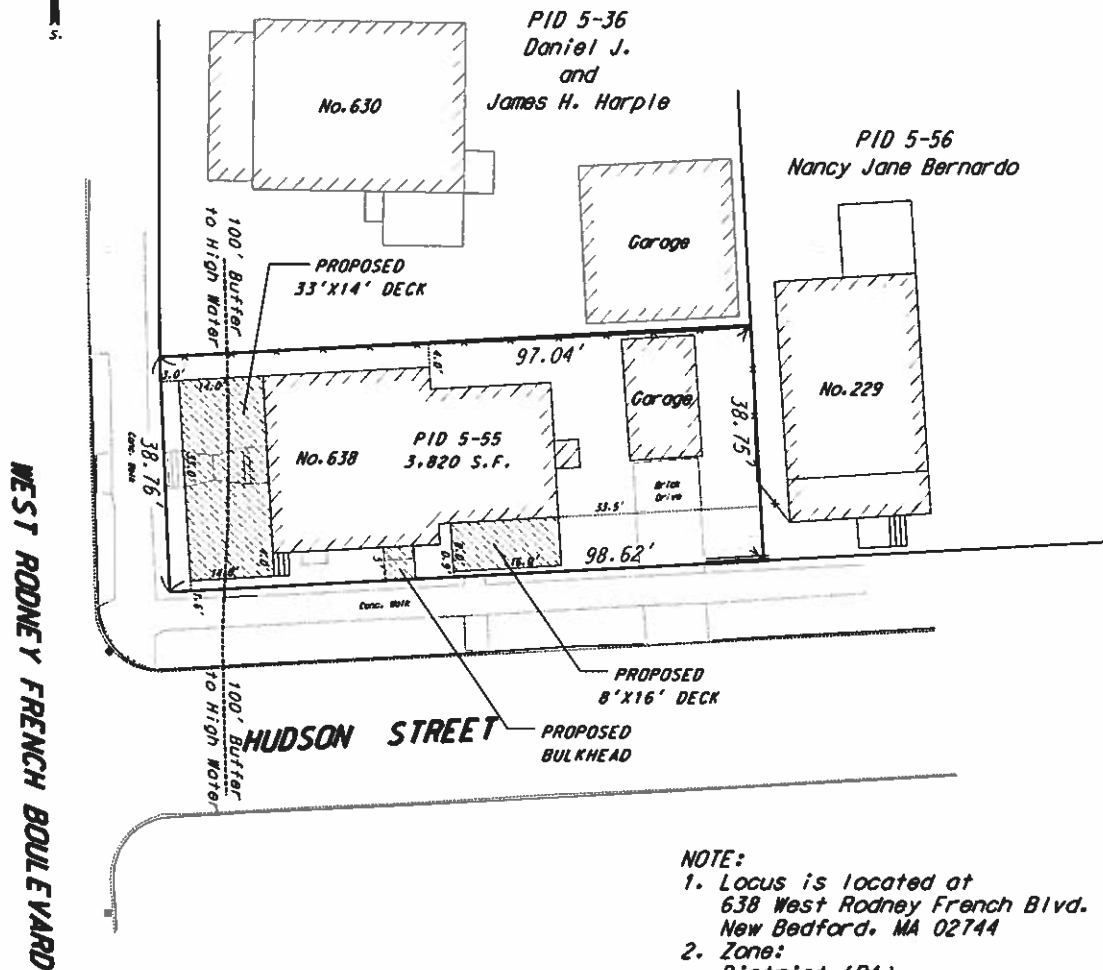
MADISON LOPES
RESIDENTIAL DESIGN SERVICES
NEW BEDFORD, MA 02743
(508) 951-7237

I hereby certify that the lot corners, dimensions and setbacks to the existing structures on this plan are correct.



Date _____

Professional Land Surveyor



1. Locus is located at
638 West Rodney French Blvd.
New Bedford, MA 02744
2. Zone:
District (RA)
Setbacks:
Front 20'
Side 10', 12' other side
Rear 30'
3. Locus is located within
Flood Zone AE Elev.=13'
on Flood Panel 25005C0481G.

PREPARED FOR:

SCALE: 20 feet to an inch May 14, 2021

A horizontal scale bar with markings at 20, 0, 20, and 40. The text "Graphic Scale" is written below the bar.

MASSACHUSETTS EXCISE TAX
Bristol ROD South 001
Date: 12/17/2019 12:41 PM
Ctrl# 029669 21680 Doc# 00030004
Fee: \$1,687.20 - Cons: \$370,000.00



2019 00030004
Bk: 13044 Pg: 288 Pg: 1 of 2 BS
Doc: DEED 12/17/2019 12:41 PM

Deed

We, Alex J. Kalife and Sara N. Kalife, of 66 Winsegansett Ave, Fairhaven, Bristol County, MA,

For consideration of \$370,000.00 paid

Grant to Matthew Bivens and Svetlana V. Bivens, of 4 Huron Avenue, East Freetown, Bristol County, MA as Tenants by the Entirety,

the land in New Bedford, Bristol County, Massachusetts, together with all buildings and improvements thereon, bound and described as follows:

BEGINNING at the southwesterly corner of this lot at the intersection of the easterly line of West Rodney French Blvd. with the north line of Hudson Street as laid out on the plan of Hazelwood Terrace duly filed in the Bristol County Southern District Registry of Deeds Book of Plans 5, Page 30; thence

NORTHERLY in said east line of West Rodney French Blvd. 38.76 feet; thence

EASTERLY by land held under lease by one Martenelli 97.04 feet to land of Edward Whittle et ux; thence

SOUTHERLY by last named land 38.75 feet to the north line of said Hudson Street; and thence

WESTERLY in said north line of Hudson Street 98.62 feet to the place of beginning.

CONTAINING 13.95 square rods more or less.

FOR TITLE see deed from Raymond Kobza as Executor under the Will of Anna F. McGurk to the grantors Sara N. Kalife and Alex J. Kalife, dated May 15, 1980, and recorded in the Bristol County Southern District Registry of Deeds at Book 1804, Page 423.

As per M.G.L. c 188 s 13, the Grantors, under oath and subject to the pains and penalties of perjury, do hereby depose, state and certify that: (i) we release all rights of Homestead

Property Address: 638 West Rodney French Boulevard, New Bedford, MA 02744