

March 3, 2022

New Bedford Conservation Commission
133 Williams Street, Room 304
New Bedford MA 02740

New Bedford Conservation Commission:

Attached you will find the Request for Determination of Applicability for the proposed Apiary Hollow at Victory Park MAP 6 Lot 1. Youth Opportunities Unlimited (Y.O.U) requests that the Commission issue a negative Determination of Applicability (DOA) confirming that the proposed apiary hollow does not require the filing of a Notice of Intent (NOI) and a finding that the proposed work will not adversely impact the wetland resource areas on site. This is a joint filing under the Wetland Protection Act the City of New Bedford Wetland Protection Ordinance. The title of all documents enclosed are as follows:

- WPA Form 1- Request for Determination of Applicability
- Certified Abutter List
- *Proposed Y.OU Apiary Hollow, 1/3/2022*
- USGS Site Locus

1. Existing Conditions

The proposed work will take place on the wet meadow east of the Victory Pond. Overtime the meadow have shifted from perennial grasses to being overran with a dense vegetative cover of bittersweet, honeysuckle, and multiflora rose. The meadow is separated from the pond by a pedestrian trail and a stone wall.

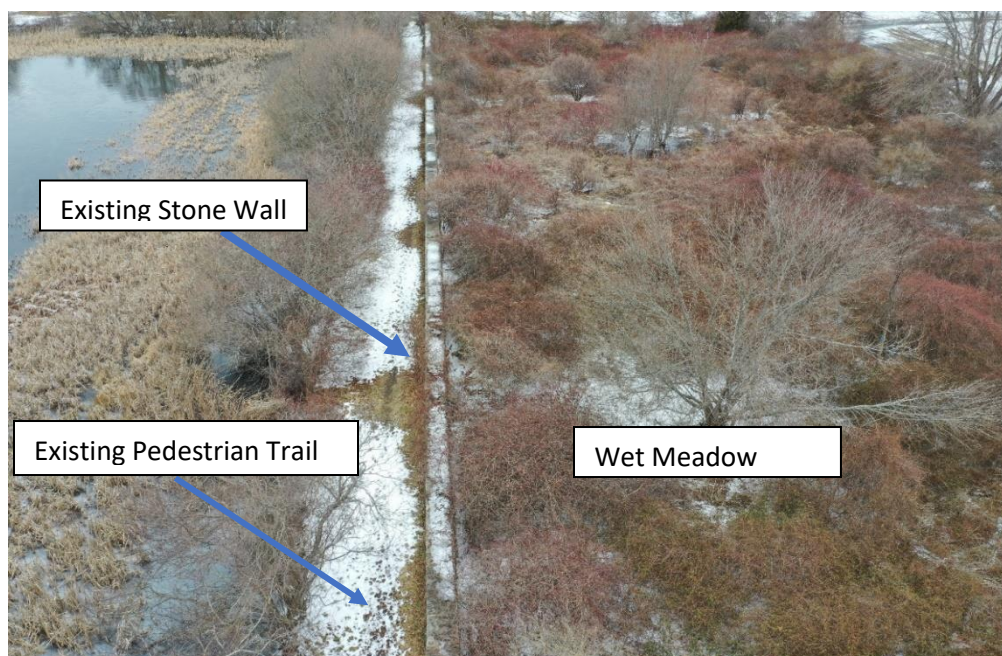


Photo 1: View of the proposed work area, east of Victory Pond.

2. Proposed Conditions

Y.O.U is proposing to place two beehives in the wet meadow east of the Victory Pond. The project will require some invasive plant management/clearing. A 35'x35' area (1225 sft) will be cleared along the existing stone wall to make space for the hives and allow public view. A 4' by 4' storage box for maintenance tools will be place within this area. A 6' wide access trail will be cleared for access (see attached map, *Proposed Y.OU Apiary Hollow*, 1/3/2022). The vegetation in the proposed cutting areas is dominated by invasive bittersweet, honeysuckle, and multiflora rose. The areas would be maintained by Y.O.U to prevent the invasives from coming back.



Figure 1: Beehive structure

The project will result in a net benefit to the wet meadow as it will help curb the invasive plant issue at the site. No grading or excavation is being proposed within the wet meadow. Y.O.U is requesting that the Commission issue a negative determination with a finding that the proposed activity will not adversely impact the wet meadow and that the proposed project does not require the filing of a NOI.



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:

Youth Opportunities Unlimited
Name

bernadette@younb.
E-Mail Address

224 Brock Avenue
Mailing Address

New Bedford
City/Town

MA
State

02744
Zip Code

508 954 6586
Phone Number

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 New Bedford Conservation Commission make the following determination(s). Check any that apply:

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).



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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):

224 Brock Avenue (Victory Park)

Street Address

6

Assessors Map/Plat Number

New Bedford MA

City/Town

1

Parcel/Lot Number

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

See attached Map and Narrative

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

Proposed Apiary Hollow

Title

1/3/2022

Date

Title

Date

Title

Date

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

See attached narrative



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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:

City of New Bedford

Name

181 Hillman Street Building #3

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.

Bernadette Smya

Signature of Applicant

3-1-22

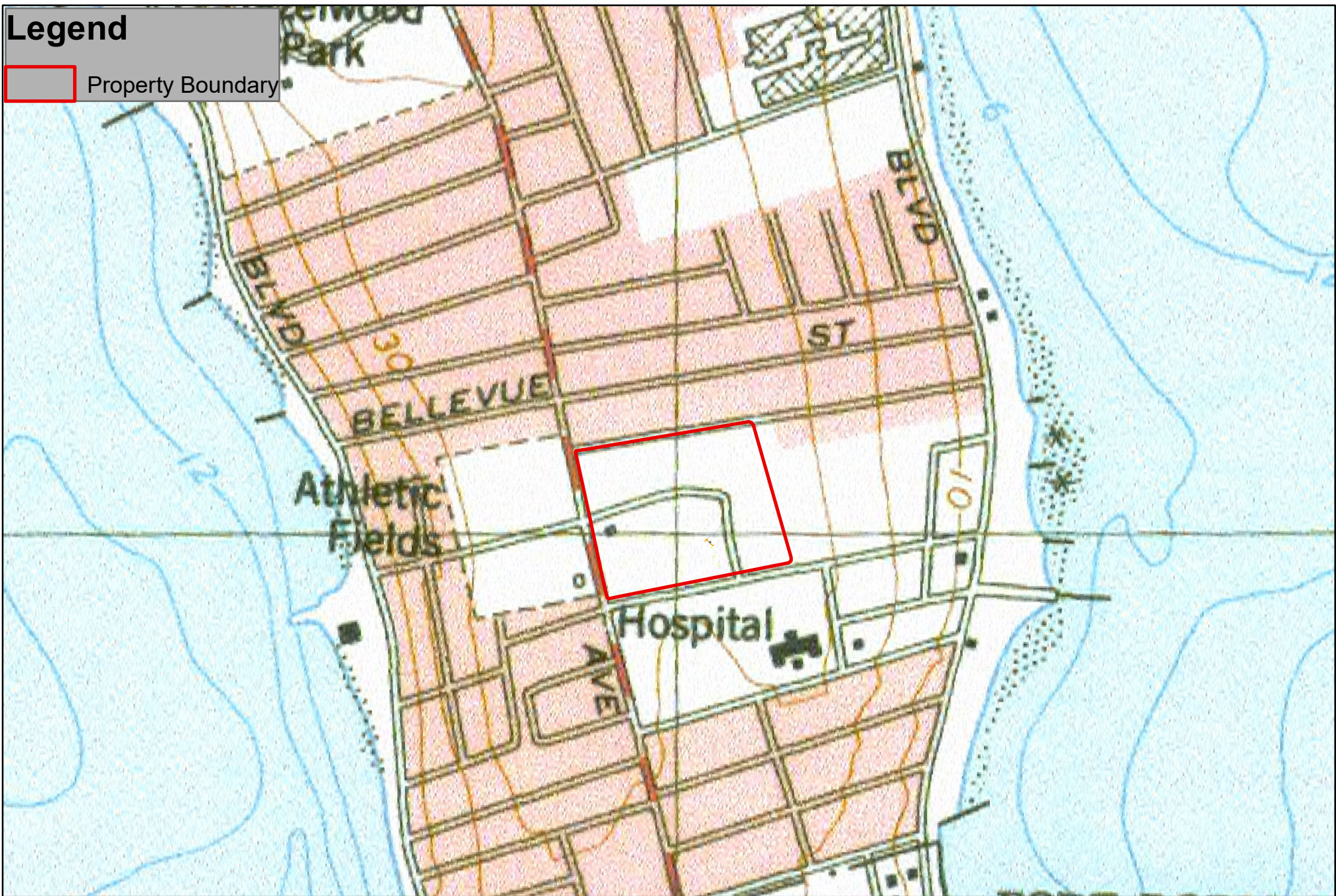
Date

Signature of Representative (if any)

Date

Legend

 Property Boundary



0 500 1,000 Feet

1 inch = 561 feet






USGS Site Locus

Victory Park New Bedford MA

Date: 3/2/2022



Legend

-  Property Boundary
-  Access Path
-  1,225 Sq Apiary Clearing
-  Bee Hive
-  M201TaxPar



0 50 100 200 Feet
1 inch = 107 feet

Proposed Y.O.U Apiary Hollow
Victory Park New Bedford MA

Date: 1/3/2022

