

Request for Determination of Applicability

Under

Massachusetts Wetlands Protection Act 310 CMR 10.00 & Town of Shutesbury General Wetlands Protection Bylaw

Project Location:

56 North Laurel Drive
Shutesbury, Massachusetts 01072
(Assessor's Map & Parcel: ZA-2; ZA-4; ZA-5; & ZA-6)

Submitted To:

Town of Shutesbury Conservation Commission
1 Cooleyville Road
Shutesbury, Massachusetts 01072

Applicants & Property Owners:

George T. Abdow, Jr. & Michelle M. Abdow
55 Ely Road
Longmeadow, Massachusetts 01106

RLA Project File No. 210504

February 14, 2023

R LEVESQUE ASSOCIATES, INC.

A LAND PLANNING SERVICES COMPANY

40 School Street, Westfield, MA 01085

p 413.568.0985 · f 413.568.0986 · www.rlaland.com



TABLE OF CONTENTS

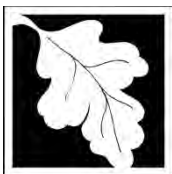
SECTIONS

1. WPA FORM 1 – REQUEST FOR DETERMINATION OF APPLICABILITY
2. AFFIDAVIT OF SERVICE
3. NOTIFICATION TO ABUTTERS
4. ABUTTERS NOTIFICATION LIST

LIST OF APPENDICES

APPENDIX A: ASSOCIATED FILING PLANS

I. WPA FORM I – REQUEST FOR DETERMINATION OF APPLICABILITY



Massachusetts Department of Environmental Protection

Bureau of Resource Protection - Wetlands

Shutesbury

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:

George & Michelle Abdow

Name

georgeabdow@gmail.com

E-Mail Address

55 Ely Road

Mailing Address

Longmeadow

City/Town

MA

State

01106

Zip Code

413-246-5180

Phone Number

Fax Number (if applicable)

2. Representative (if any):

R Levesque Associates, Inc.

Firm

Ryan Nelson

Contact Name

ryann@rlaland.com

E-Mail Address

40 School Street

Mailing Address

Westfield

City/Town

MA

State

01085

Zip Code

413-568-0985

Phone Number

Fax Number (if applicable)

B. Determinations

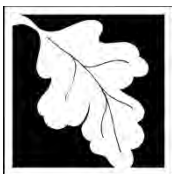
1. I request the Shutesbury make the following determination(s). Check any that apply:
Conservation Commission

- ☐ 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:

Shutesbury

Name of Municipality

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



WPA Form 1- Request for Determination of Applicability

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

C. Project Description

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

56 North Laurel Drive

Street Address

Shutesbury

City/Town

Map ZA

Assessors Map/Plat Number

Parcels 2,4,5, & 6

Parcel/Lot Number

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

The project area consists of an existing single-family home with lake frontage on Lake Wyola.

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

"Proposed Seasonal Dock" Chapter 91 Plans

Title

1/4/2023

Date

Title

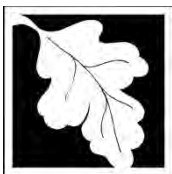
Date

Title

Date

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

The applicant proposes to maintain an existing 282 s.f. seasonal dock on Lake Wyola. The dock is pole supported, set on grade, and removed at the end of each summer. The dock frame, legs, and feet are constructed out of aluminum with PVC composite decking. Please refer to the accompanying plans for further detail.



Massachusetts Department of Environmental Protection

Bureau of Resource Protection - Wetlands

Shutesbury

City/Town

WPA Form 1- Request for Determination of Applicability

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

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).

Temporary Seasonal Dock

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.)



Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

Shutesbury
City/Town

WPA Form 1- Request for Determination of Applicability

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

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:

George & Michelle Abbow

Name

55 Ely Road

Mailing Address

Longmeadow

City/Town

MA

State

01106

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

Date

Signature of Representative (if any)

Date

2. AFFIDAVIT OF SERVICE

AFFIDAVIT OF SERVICE

Under the Massachusetts Wetlands Protection Act

I, Alexandra Cichetti of R Levesque Associates, Inc., hereby certify under the pains and penalties of perjury that on or about February 14, 2023 I gave notification to abutters in compliance with the second paragraph of Mass General Law Chapter 131, Section 40, and the *DEP Guide to Abutter Notification* dated April 8, 1994, in accordance with the following matter:

A Request for Determination of Applicability filed under the Massachusetts Wetlands Protection Act by George T. Abdow, Jr. & Michelle M. Abdow with the Town of Shutesbury Conservation Commission on or about February 14, 2023, for the property located at 56 North Laurel Drive (Assessor's Map & Parcel(s): Map ZA, Parcels 2; 4; 5; & 6) in Shutesbury, Massachusetts.

The form of notification, and a list of the abutters to whom it was given, and their addresses are attached to this Affidavit of Service.

Alexandra Cichetti
Alexandra Cichetti

02/14/2023
Date

3. NOTIFICATION TO ABUTTERS

NOTIFICATION TO ABUTTERS

In accordance the Wetlands Protection Act and Shutesbury General Wetlands Protection Bylaw and regulations, you are hereby notified of a public meeting on the matter described below.

- A. A Request for Determination has been filed with the Shutesbury Conservation Commission seeking permission to remove, fill, dredge or alter an area subject to protection under M.G.L. Ch. 131 §40 and the Shutesbury Wetlands Protection Bylaw.
- B. The names of the applicants are: George & Michelle Abdow
- C. The address of the land where the activity is proposed: 56 North Laurel Drive, Shutesbury, Massachusetts 01072 (Assessor's Map & Parcel(s): Map ZA, Parcel(s) 2; 4; 5; & 6).
- D. The work proposed is: The applicant proposes to maintain an existing 282 SF seasonal dock on Lake Wyola.
- E. Copies of the Request for Determination may be examined at: Shutesbury Town Hall, Tuesday and Thursday 10am – 1pm.
- F. Copies of the Request for Determination may be obtained from Shutesbury Conservation Commission, Tuesday and Thursday 10am – 1pm.
- G. The Public Meeting for this Request for Determination of Applicability will be held **Thursday, March 9, 2023 at 7:30 pm** via Zoom.
- H. **Public Participation will be via Virtual Means Only:** This meeting of the Shutesbury Conservation Commission will be conducted via remote participation. Instructions for participating in the virtual Public Hearing will be listed on the meeting agenda posted on the Town calendar at least 48 hours in advance of the meeting. The Public Meeting may be rescheduled due to unforeseen circumstances. Remote access information will be published on the Shutesbury meeting calendar: <https://www.shutesbury.org/calendars>. Click on the agenda for the meeting you wish to attend.
- I. Notice of the public meeting, including date, time, and place will be published at least five business days in advance in the *Daily Hampshire Gazette*.

For more information, contact the Shutesbury Conservation Commission (concom@shutesbury.org or 413-259-3792) or the Massachusetts Department of Environmental Protection (MassDEP) Western Region Office at (413-784-1100).

4. ABUTTERS NOTIFICATION LIST



100 foot Abutters List Report

Shutesbury, MA
February 14, 2023

Subject Property:

Parcel Number: ZA-2
CAMA Number: ZA-2
Property Address: 56 NORTH LAUREL DR

Mailing Address: ABDOW, GEORGE T
155 BROOKDALE DR #2
SPRINGFIELD, MA 01104

Abutters:

Parcel Number: A-150
CAMA Number: A-150
Property Address: LAUREL DR

Mailing Address: HAGERTY, PRISCILLA
8 E. COLLINGS AVE
COLLINGSWOOD, NJ 08108

Parcel Number: A-31
CAMA Number: A-31
Property Address: NORTH LAUREL DR

Mailing Address: STEIN RICHARD S
382 MORGAN RD
WEST SPRINGFIELD, MA 01089

Parcel Number: B-400
CAMA Number: B-400
Property Address: 87 SHORE DR

Mailing Address: KAPUT ALFRED & KAPUT, EMILY
371 W. PELHAM RD
SHUTESBURY, MA 01072

Parcel Number: B-803
CAMA Number: B-803
Property Address: LAKE WYOLA

Mailing Address: DEPARTMENT OF CONSERVATION & RECREATION
251 CAUSEWAY ST
BOSTON, MA 02114

Parcel Number: B-818
CAMA Number: B-818
Property Address: LAKE WYOLA ROADS

Mailing Address: LAKE WYOLA ASSOCIATION
13 EAST ST
SOUTHAMPTON, MA 01073

Parcel Number: ZA-30
CAMA Number: ZA-30
Property Address: 56 NORTH LAUREL DR

Mailing Address: ABDOW, GEORGE T
155 BROOKDALE DR #2
SPRINGFIELD, MA 01104

Parcel Number: ZA-4
CAMA Number: ZA-4
Property Address: 56 NORTH LAUREL DR

Mailing Address: ABDOW, GEORGE T
155 BROOKDALE DR #2
SPRINGFIELD, MA 01104

Parcel Number: ZB-500
CAMA Number: ZB-500
Property Address: 88 SHORE DR

Mailing Address: KINGSBURY JOSHUA A
88 SHORE DRIVE
SHUTESBURY, MA 01072



www.cai-tech.com

Data shown on this report is provided for planning and informational purposes only. The municipality and CAI Technologies are not responsible for any use for other purposes or misuse or misrepresentation of this report.



100 foot Abutters List Report

Shutesbury, MA
February 14, 2023

Subject Property:

Parcel Number: ZA-4
CAMA Number: ZA-4
Property Address: 56 NORTH LAUREL DR

Mailing Address: ABDOW, GEORGE T
155 BROOKDALE DR #2
SPRINGFIELD, MA 01104

Abutters:

Parcel Number: A-150
CAMA Number: A-150
Property Address: LAUREL DR

Mailing Address: HAGERTY, PRISCILLA
8 E. COLLINGS AVE
COLLINGSWOOD, NJ 08108

Parcel Number: A-31
CAMA Number: A-31
Property Address: NORTH LAUREL DR

Mailing Address: STEIN RICHARD S
382 MORGAN RD
WEST SPRINGFIELD, MA 01089

Parcel Number: B-400
CAMA Number: B-400
Property Address: 87 SHORE DR

Mailing Address: KAPUT ALFRED & KAPUT, EMILY
371 W. PELHAM RD
SHUTESBURY, MA 01072

Parcel Number: B-803
CAMA Number: B-803
Property Address: LAKE WYOLA

Mailing Address: DEPARTMENT OF CONSERVATION &
RECREATION
251 CAUSEWAY ST
BOSTON, MA 02114

Parcel Number: ZA-2
CAMA Number: ZA-2
Property Address: 56 NORTH LAUREL DR

Mailing Address: ABDOW, GEORGE T
155 BROOKDALE DR #2
SPRINGFIELD, MA 01104

Parcel Number: ZA-30
CAMA Number: ZA-30
Property Address: 56 NORTH LAUREL DR

Mailing Address: ABDOW, GEORGE T
155 BROOKDALE DR #2
SPRINGFIELD, MA 01104

Parcel Number: ZA-5
CAMA Number: ZA-5
Property Address: 56 NORTH LAUREL DR

Mailing Address: ABDOW, GEORGE T
155 BROOKDALE DR #2
SPRINGFIELD, MA 01104

Parcel Number: ZA-6
CAMA Number: ZA-6
Property Address: 56 NORTH LAUREL DR

Mailing Address: ABDOW, GEORGE T
155 BROOKDALE DR #2
SPRINGFIELD, MA 01104



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100 foot Abutters List Report

Shutesbury, MA
February 14, 2023

Subject Property:

Parcel Number: ZA-5
CAMA Number: ZA-5
Property Address: 56 NORTH LAUREL DR

Mailing Address: ABDOW, GEORGE T
155 BROOKDALE DR #2
SPRINGFIELD, MA 01104

Abutters:

Parcel Number: A-150
CAMA Number: A-150
Property Address: LAUREL DR

Mailing Address: HAGERTY, PRISCILLA
8 E. COLLINGS AVE
COLLINGSWOOD, NJ 08108

Parcel Number: A-31
CAMA Number: A-31
Property Address: NORTH LAUREL DR

Mailing Address: STEIN RICHARD S
382 MORGAN RD
WEST SPRINGFIELD, MA 01089

Parcel Number: A-51
CAMA Number: A-51
Property Address: LAUREL DR (UNDERWATER)

Mailing Address: TOWN OF SHUTESBURY
1 COOLEYVILLE ROAD P O BOX 276
SHUTESBURY, MA 01072

Parcel Number: A-7
CAMA Number: A-7
Property Address: 48 NORTH LAUREL DR

Mailing Address: AMHERST
MA, 01002 1122

Parcel Number: B-803
CAMA Number: B-803
Property Address: LAKE WYOLA

Mailing Address: DEPARTMENT OF CONSERVATION &
RECREATION
251 CAUSEWAY ST
BOSTON, MA 02114

Parcel Number: ZA-4
CAMA Number: ZA-4
Property Address: 56 NORTH LAUREL DR

Mailing Address: ABDOW, GEORGE T
155 BROOKDALE DR #2
SPRINGFIELD, MA 01104

Parcel Number: ZA-6
CAMA Number: ZA-6
Property Address: 56 NORTH LAUREL DR

Mailing Address: ABDOW, GEORGE T
155 BROOKDALE DR #2
SPRINGFIELD, MA 01104



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100 foot Abutters List Report

Shutesbury, MA
February 14, 2023

Subject Property:

Parcel Number: ZA-6
CAMA Number: ZA-6
Property Address: 56 NORTH LAUREL DR

Mailing Address: ABDOW, GEORGE T
155 BROOKDALE DR #2
SPRINGFIELD, MA 01104

Abutters:

Parcel Number: A-150
CAMA Number: A-150
Property Address: LAUREL DR

Mailing Address: HAGERTY, PRISCILLA
8 E. COLLINGS AVE
COLLINGSWOOD, NJ 08108

Parcel Number: A-31
CAMA Number: A-31
Property Address: NORTH LAUREL DR

Mailing Address: STEIN RICHARD S
382 MORGAN RD
WEST SPRINGFIELD, MA 01089

Parcel Number: A-51
CAMA Number: A-51
Property Address: LAUREL DR (UNDERWATER)

Mailing Address: TOWN OF SHUTESBURY
1 COOLEYVILLE ROAD P O BOX 276
SHUTESBURY, MA 01072

Parcel Number: A-7
CAMA Number: A-7
Property Address: 48 NORTH LAUREL DR

Mailing Address: AMHERST
MA, 01002 1122

Parcel Number: A-8
CAMA Number: A-8
Property Address: 46 NORTH LAUREL DR

Mailing Address: WEST DONNA
SPRINGFIELD
MA, 01008 1122

Parcel Number: B-803
CAMA Number: B-803
Property Address: LAKE WYOLA

Mailing Address: DEPARTMENT OF CONSERVATION &
RECREATION
251 CAUSEWAY ST
BOSTON, MA 02114

Parcel Number: ZA-4
CAMA Number: ZA-4
Property Address: 56 NORTH LAUREL DR

Mailing Address: ABDOW, GEORGE T
155 BROOKDALE DR #2
SPRINGFIELD, MA 01104

Parcel Number: ZA-5
CAMA Number: ZA-5
Property Address: 56 NORTH LAUREL DR

Mailing Address: ABDOW, GEORGE T
155 BROOKDALE DR #2
SPRINGFIELD, MA 01104

Parcel Number: ZA-9
CAMA Number: ZA-9
Property Address: 44 NORTH LAUREL DR

Mailing Address: STEIN RICHARD S & JUDITH B
382 MORGAN RD
WEST SPRINGFIELD, MA 01089



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APPENDIX A: ASSOCIATED FILING PLANS

ASSOCIATED FILING PLANS ENTITLED "PROPOSED SEASONAL DOCK"

PREPARED FOR GEORGE T. ABDOW, JR. & MICHELLE M. ABDOW

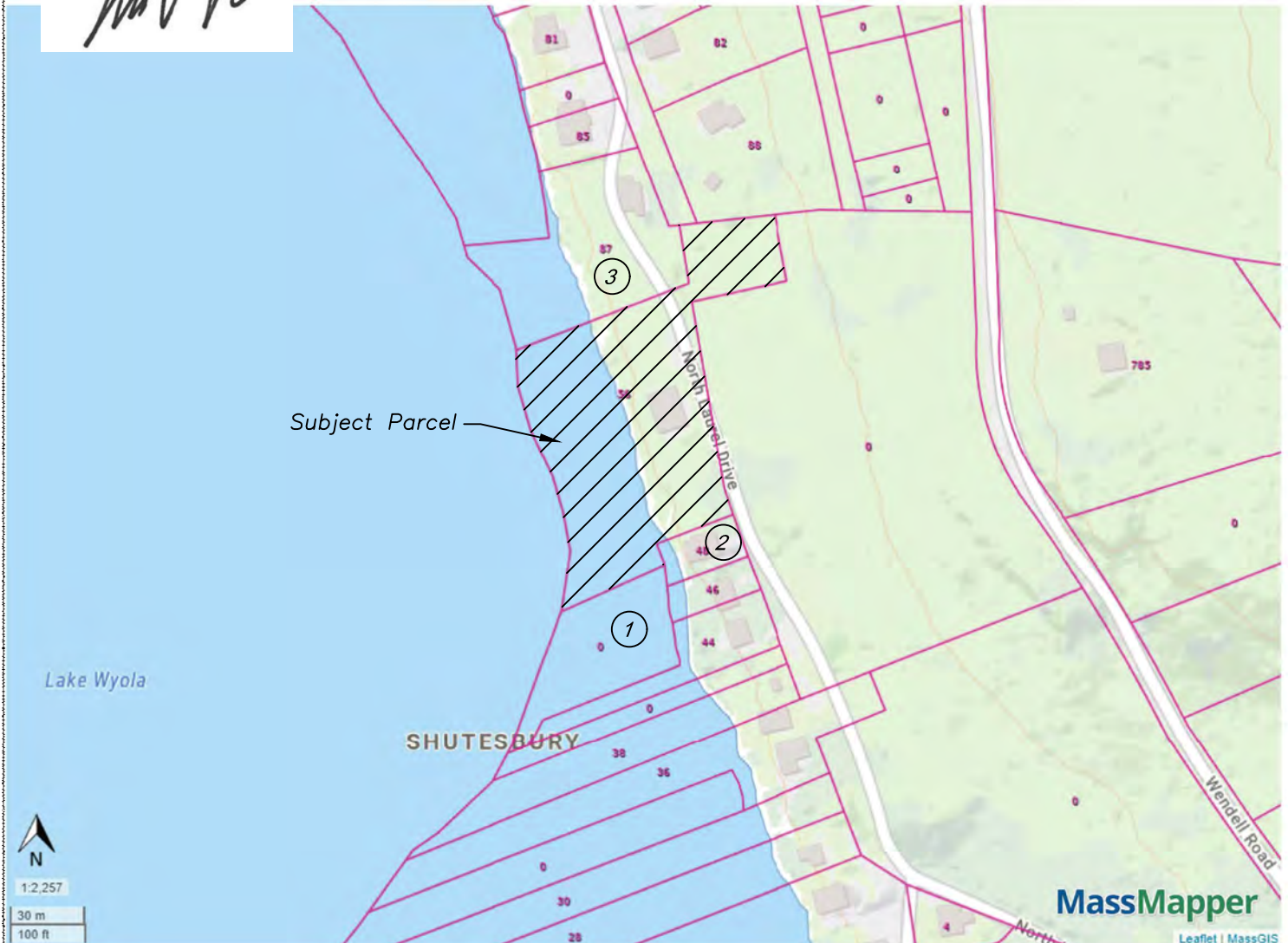
PREPARED BY R LEVESQUE ASSOCIATES, INC.

DATED JANUARY 4, 2023



License No.

Approved by Department of Environmental Protection
Date:



LOCUS MAP SOURCE: MASSGIS 'OLIVER'

Purpose: Simplified Licensing

Adjacent Property Owners:

1. Town of Shutesbury
2. Michael R. Bechta
3. Emily & Alfred Kaput
4. _____

PLAN ACCOMPANYING CHP. 91:

Mr. George Abdow
55 Ely Road
Longmeadow, MA

PROJECT SITE:
56 North Laurel Drive
(Map ZA, Parcels 2,4,5,6,A-30)
Shutesbury, Massachusetts

Project Description:

PROPOSED SEASONAL DOCK

56 North Laurel Drive (Lake Wyola)

In Shutesbury At: _____

County of: Hampden

State: Massachusetts

By applicant George Abdow

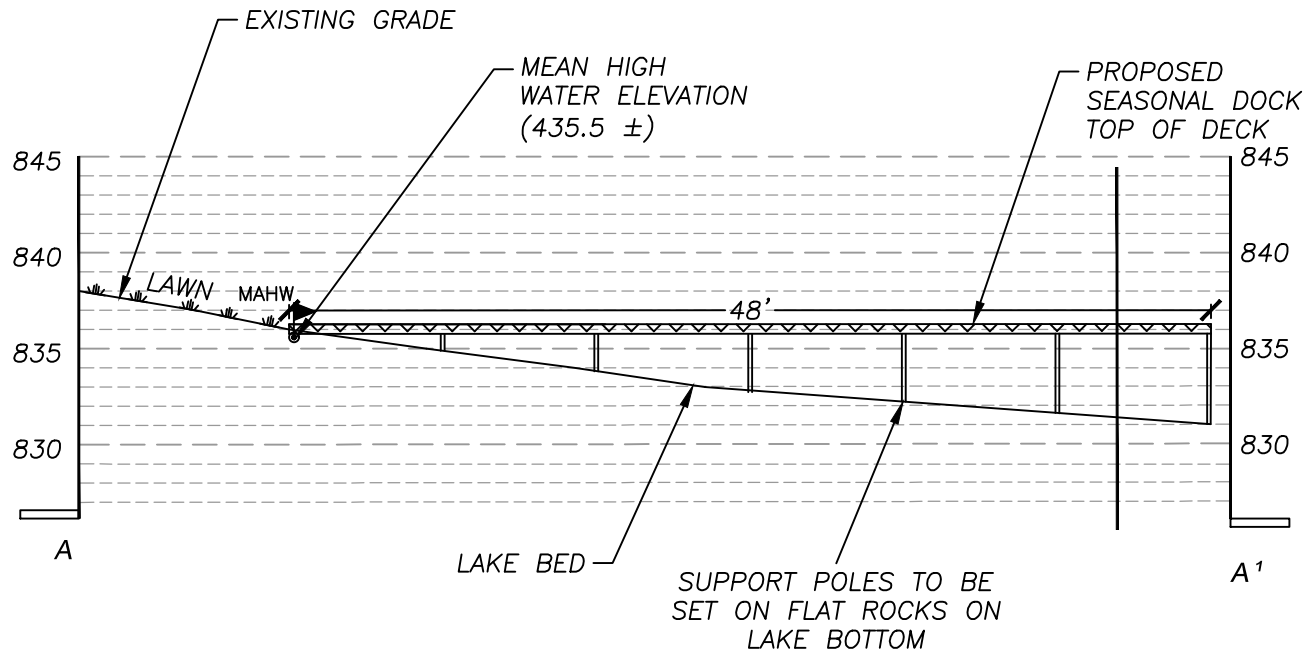
date: 1/4/2023 sheet: 1 of 3

Approved by Department of Environmental Protection
Date:



License No.

Approved by Department of Environmental Protection
Date:



PROFILE VIEW

SCALE: 1"=10'



Purpose: Simplified Licensing

Adjacent Property Owners:

1. Town of Shutesbury
2. Michael R. Bechta
3. Emily & Alfred Kaput
4. _____

PLAN ACCOMPANYING CHP. 91:

Mr. George Abdow
55 Ely Road
Longmeadow, MA

PROJECT SITE:
56 North Laurel Drive
(Map ZA, Parcels 2,4,5,6,A-30)
Shutesbury, Massachusetts

Project Description:

PROPOSED SEASONAL DOCK

56 North Laurel Drive (Lake Wyola)

In Shutesbury At: _____

County of: Hampden

State: Massachusetts

By applicant George Abdow

date: 1/4/2023 sheet: 3 of 3

Good morning Here is a proof of your ad. Please let me know if you see anything that needs to be changed. I will keep the ad on hold until I receive an approval. Thank! -Pam

The Daily Hampshire Gazette
115 Conz Street, Northampton, MA
413-584-5000 | Fax: 413-584-5299 | Customer Service 413-586-1925

Advertising Invoice

R LEVESQUE ASSOCIATES INC 40 SCHOOL ST WESTFIELD, MA 01085																	
Cust#:22609 Ad#:385842 Phone#:413-588-0985 Date:02/15/2023																	
Salesperson: Pam Paquette Classification: Legals Ad Size: 1.0 x 5.40																	
Advertisement Information:																	
<table><thead><tr><th>Description</th><th>Start</th><th>Stop</th><th>Ins.</th><th>Cost/Day</th><th>Total</th></tr></thead><tbody><tr><td>Daily Hampshire Gazette</td><td>02/20/2023</td><td>02/20/2023</td><td>1</td><td>312.82</td><td>312.82</td></tr></tbody></table>						Description	Start	Stop	Ins.	Cost/Day	Total	Daily Hampshire Gazette	02/20/2023	02/20/2023	1	312.82	312.82
Description	Start	Stop	Ins.	Cost/Day	Total												
Daily Hampshire Gazette	02/20/2023	02/20/2023	1	312.82	312.82												
Payment Information:																	
Date:	Order#	Type															
02/15/2023	385842	BILLED ACCOUNT															
Total Amount: 312.82																	
Tax: 0.00																	
Amount Due: 312.82																	

56 N. Laurel Drive, Shutesbury - Thank you for your business!

Ad Copy

**SHUTESBURY
CONSERVATION COMMISSION**

In accordance with the Wetlands Protection Act, M.G.L. Ch. 268A, §§ 26B and 26C, Town of Shutesbury Wetlands Protection Bylaw. The Conservation Commission will hold a Public Meeting on Thursday, March 8, 2023 at 7:30 pm, by remote participation only, for a Request for Determination of Applicability filed by George T. Albino, Jr. and Melissa M. Albino to maintain an existing approximately 200 square foot seasonal dock on Lake Wyota at 56 North Laurel Drive, Shutesbury, Massachusetts 01079 (Map TA-2, Parcels 2, 4, 5, & 6). The application and plans may be viewed online at <https://www.shutesbury.org/concom>.

This meeting of the Shutesbury Conservation Commission will be conducted via remote participation. Instructions for participating in the virtual public meeting will be listed on the meeting agenda posted on the town calendar at least 48 hours in advance of the meeting. The Public Meeting may be rescheduled due to unforeseen circumstances. Remote access information will be published on the Shutesbury meeting calendar: <https://www.shutesbury.org/remote>. Click on the agenda for the meeting you wish to attend. The public hearing may be rescheduled due to unforeseen circumstances.

385842 February 20