

# 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:

City of New Bedford Parks Recreation & Beaches	infopr@newbedford-ma.gov	
Name	E-Mail Address	
181 Hillman St. Bldg #3		
Mailing Address		
New Bedford	MA	02740
City/Town	State	Zip Code
5089613015	5089916175	
Phone Number	Fax Number (if applicable)	

2. Representative (if any):

Firm		
Mary Rapoza	mary.rapoza@newbedford-ma.gov	
Contact Name	E-Mail Address	
181 Hillman St. Bldg #3		
Mailing Address		
New Bedford	MA	02740
City/Town	State	Zip Code
5089613015	5089916175	
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):

Ross C. Mathieu Nature Trail at Pulaski School New Bedford, Ma	New Bedford
Map 136A	City/Town
Assessors Map/Plat Number	Parcel/Lot Number
	Lots 379

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

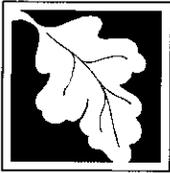
The western wooded portion located in Pulaski Park; a map is attached to the application with an approximation of where the trails are located within the wooded area. The Ross C. Mathieu Nature Trail occupies the majority of the 27 acre Pulaski Park, containing a trail system of approximately 1 mile in length that meanders through forested wetlands. Rte. 140 north forms the western border to the property. The northern, eastern and southern borders abut residential properties with the closest streets being to the north Pequot, east Acushnet Ave., and south Braley Rd. The trails also abut the Casimir Pulaski Elementary School. The original trail system and amenities were installed in 1996. The trail system was established in memory of Ross Charles Mathieu, a sixth grade student at Pulaski School who passed away in March 1996. Initial work on the trail was accomplished under the direction of Robert Rocha of Coalition for Buzzards Bay

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

Map 1 - Topo of the mentioned area	1979
Title	Date
Map 2 - Trail Map	1996
Title	Date
_____	_____
Title	Date

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

There is a need to replace bog bridges and add new signage and trail markers, as well as trail maintenance and improvements. Trails will be a maximum of 3' wide. No trees or plant material will be removed. Plant material will be pruned to allow access on the trails. The outdoor classroom installed in 1996 is in general disrepair with 3 of the original 5 benches no longer in existence. The remaining benches will be removed and all new amenities installed. New trail connections to the park proper, the school and the neighborhood to the north were identified as enhancements to the recreational experience. The new connection to the park proper is already in informal popular use. The new connection to the school would allow the school community better and more direct access to the outdoor classroom. In particular the new trail connection to the neighborhood to the north would provide a link enabling Pulaski School students an alternative route to school. New interpretive signage will be created to be displayed at the head of the trail, new interpretative signage for system flora and fauna species, and a new map of the property to provide participants at the head of the trail. All bog bridges will be constructed using environmentally safe boards, galvanized fastening materials, and cedar log supports. See attached specifications for the boardwalks and bog bridges. Bog bridges will be placed into the proposed locations without removal of any soil, any mechanized grading, and will not require the establishment of any pilings. The bridges will be assembled in 4' or 8' sections to be easily transported on foot by volunteers/staff out to designated locations.



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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).

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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.

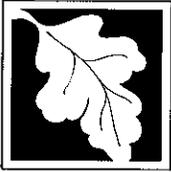
- Single family house on a lot recorded on or before 8/1/96
- Single family house on a lot recorded after 8/1/96
- Expansion of an existing structure on a lot recorded after 8/1/96
- Project, other than a single family house or public project, where the applicant owned the lot before 8/7/96
- New agriculture 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 Parks Recreation & Beaches  
 Name  
 181 Hillman St Bld 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.

*Mary Pagan*  
 Signature of Applicant  
 12-10-15  
 Date

\_\_\_\_\_  
 Signature of Representative (if any)  
 Date

## Notification to Abutters under the City of New Bedford Wetlands Ordinance

In Accordance with the City of New Bedford Wetlands Ordinance (New Bedford Code of Ordinances Sections 15-101 through 15-112) you are hereby notified of the following.

- A. The name of the applicant is: City of New Bedford Parks Recreation & Beaches
- B. The applicant has filed a Request for Determination of Applicability for the municipality of New Bedford, Massachusetts seeking permission to remove, fill, dredge or alter an area subject to protection under the City of New Bedford Wetlands Ordinance (New Bedford Code of Ordinances Sections 15-101 through 15-112).
- C. The address of the lot where the activity is proposed is: **Pulaski Park Braley Rd and Jordan St.** Assessor's Map 136A \_\_\_\_\_; Lot 379 \_\_\_\_\_
- D. Copies of the Request for Determination of Applicability may be examined at the New Bedford Conservation Commission, City Hall, 133 William St. Room 304 New Bedford, MA 02740 between the hours of 8:00 AM and 4:00 PM, Monday through Friday. For more information call (508) 991-6188.
- E. Copies of the Request for Determination of Applicability may be obtained from either (check one) the applicant xx or the applicant's representative \_\_\_\_\_ by calling this telephone number 508-961-3015 between the hours of 8:00 AM and 4:00 PM on the following days of the week: Monday through Friday.
- F. Information regarding the date, time and place of the public hearing may be obtained from New Bedford Conservation Commission by calling 508-991-6188 between the hours of 8:00 AM and 4:00 PM Monday through Friday.

Note: Notice of the Public hearing, including its date, time and place, will be posted in the City Hall not less than forty eight (48) hours in advance of the meeting.

Note: Notice of the Public Hearing including its date, time and place, will be published at least five (5) days in advance in the Standard Times.

Note: You may also contact the New Bedford Conservation Commission at 508-991-6188 for more information about this publication or the City of New Bedford Wetlands Ordinance

Carol Rapoza Administrative Assistant to the Board of Assessors of the City of New Bedford, do hereby certify that the names and addresses as identified on the attached "Abutters List" are duly recorded and appear on the most recent tax.

Date: 12/2/2015

SUBJECT PROPERTY: MAP \_\_\_\_\_ 136A LOT

379

LOCATION Ross C. Mathieu Nature Trail Pulaski Park Braley Rd

OWNER'S NAME City of New Bedford Parks Recreation & Beaches

MAILING ADDRESS 181 Hillman St Bld 3, New Bedford, Ma 02740

CONTACT PERSON Mary S. Rapoza

TELEPHONE NUMBER 508-961-3015

REASON FOR REQUEST

Filing a Request for Determination of Applicability for improvements to the existing trails and amenities and additional trail spurs to access the trails.

PLANNING  
NOV 30 2015  
DEPARTMENT



December 1, 2015

Dear Applicant,

Please find below the List of Abutters within 100 feet of the property known as Ross C. Mathieu Nature Trail Pulaski Park Braley Road (136A-379). The current ownership listed herein must be checked and verified by the City of New Bedford Assessor's Office. Following said verification, the list shall be considered a Certified List of Abutters.

Please note that multiple listed properties with identical owner name and mailing address shall be considered duplicates, and shall require only 1 mailing. Additionally, City of New Bedford-Owned properties shall not require mailed notice.

Parcel	Location	Owner and Mailing Address
✓ 136-497	19 MADDIE DR	<del>RILEY JEFFREY,</del> <i>Daryl Robarge</i> <del>875 STATE ROAD - UNIT 11-282</del> <i>19 Maddie Drive</i> <del>WESTPORT, MA 02790</del> <i>New Bedford, MA 02745</i>
✓ 136-461	4115 ACUSHNET AVE	ZARATE OSCAR, 4115 ACUSHNET AVENUE NEW BEDFORD, MA 02745
✓ 136-246	4125 ACUSHNET AVE	HAZELL CHARLTON A, 4125 ACUSHNET AVE NEW BEDFORD, MA 02745
136-247 <i>WS</i>	ACUSHNET AVE	CITY OF NEW BEDFORD, PARK DEPT 131 WILLIAM ST NEW BEDFORD, MA 02740
✓ 136A-350	1052 PEQUOT ST	<del>SOUSA MARIO, SOUSA JACQUELINE</del> <i>Mark + Cidalia Tavares</i> 1052 PEQUOT ST NEW BEDFORD, MA 02745
136A-572 <i>NS</i>	PEQUOT ST	CITY OF NEW BEDFORD, 131 WILLIAM ST NEW BEDFORD, MA 02740
✓ 136-353	CARDINAL ST	PETREL PROPERTIES LLC, 302 ELM STREET DARTMOUTH, MA 02748
✓ 136A-958 <i>NS</i>	JORDAN ST	COUTO ARMANDO, 7 FAIRWAY DRIVE ACUSHNET, MA 02743
✓ 136A-855	1070 PEQUOT ST	ANGELINI CIRO A, ANGELINI NANCY L 1070 PEQUOT ST NEW BEDFORD, MA 02745
✓ 136A-573	1135 PEQUOT ST	GAUDETTE ROBERT, 1135 PEQUOT STREET NEW BEDFORD, MA 02745
✓ 136A-334	1014 PEQUOT ST	BARRITEAU MICHAEL WILLIAM, BARRITEAU JENNIFER M 1014 PEQUOT STREET NEW BEDFORD, MA 02745
136A-959 <i>NS</i>	JORDAN ST	COUTO ARMANDO, 7 FAIRWAY DRIVE ACUSHNET, MA 02743
✓ 136A-937	23 CHRISTOPHER CT	<del>PEREIRA NUNO R, NOLAN DIANE R</del> <i>René + Elizabeth Dufresne</i> 23 CHRISTOPHER COURT NEW BEDFORD, MA 02745

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Parcel	Location	Owner and Mailing Address
✓ 136A-927	1169 BRALEY RD	MONIZ PROPERTIES, INC., 70 LAMBETH STREET NEW BEDFORD, MA 02745
✓ 136A-938	27 CHRISTOPHER CT	<del>LAMONTAGNE DAVID L, LAMONTAGNE DONNA J</del> 27 CHRISTOPHER COURT NEW BEDFORD, MA 02745 <i>Jillian McManus</i>
✓ 136A-939	31 CHRISTOPHER CT	DUPONT CHRISTOPHER, DUPONT DEBORAH 31 CHRISTOPHER COURT NEW BEDFORD, MA 02745
✓ 136A-948 <sup>NS</sup>	BRALEY RD	STRUCTURES REALTY INC, 70 LAMBETH STREET NEW BEDFORD, MA 02745
✓ 136A-940	37 CHRISTOPHER CT	GONSALVES TEOTONIO J, GONSALVES FILOMENA G 37 CHRISTOPHER COURT NEW BEDFORD, MA 02745
✓ 136-502	28 MADDIE DR	SILVA CHRISTOPHER J, SILVA ALYCIA M 28 MADDIE DRIVE NEW BEDFORD, MA 02745
✓ 136A-866 <sup>SS</sup>	PEQUOT ST	DUFF PETER J, 1126 PEQUOT ST NEW BEDFORD, MA 02745
136A-414	1079 BRALEY RD	CITY OF NEW BEDFORD, PULASKI SCHOOL 131 WILLIAM ST NEW BEDFORD, MA 02740
✓ 136-501 <sup>WS</sup>	MADDIE DR	<del>CUSSON JENNIFER,</del> <i>Warren G. Agin</i> <del>46 ELIZA LANE</del> <i>197 Portland St.</i> <del>DARTMOUTH, MA 02714</del> <i>Boston, MA 02114</i>
✓ 136-503	22 MADDIE DR	MONTEIRO JOSE F, MONTEIRO KRYSTAL A 22 MADDIE DRIVE NEW BEDFORD, MA 02745
✓ 136-496	27 MADDIE DR	OKAFOR DEBORAH M, 27 MADDIE DRIVE NEW BEDFORD, MA 02745
✓ 136A-941	43 CHRISTOPHER CT	VREELAND VIRGINIA, LEMIEUX RACHELLE S 43 CHRISTOPHER COURT NEW BEDFORD, MA 02745
136A-932 <sup>NS</sup>	BRALEY RD	GEORGE F REYNOLDS BURIAL, GROUND NEW BEDFORD, MA 02740

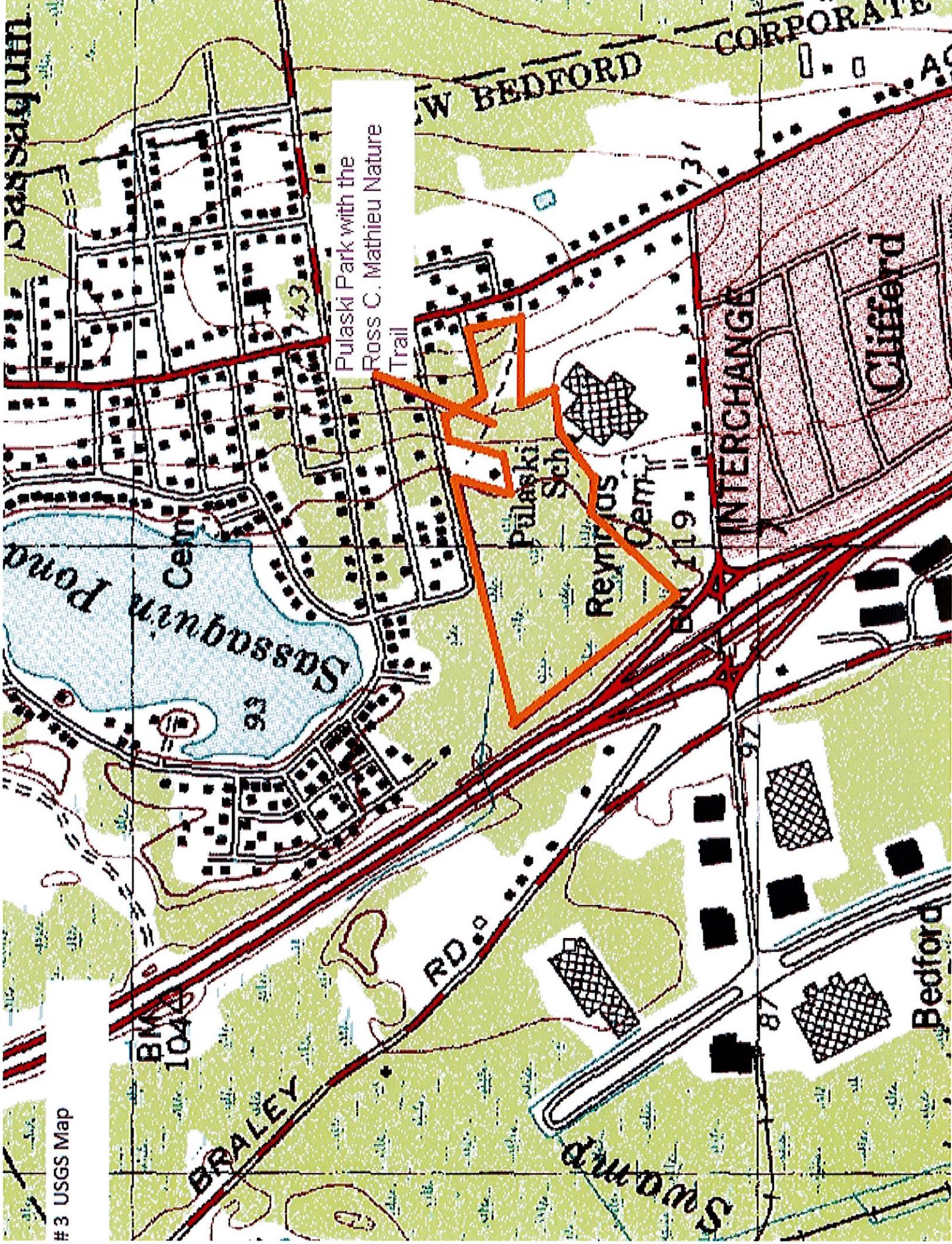
December 1, 2015

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Parcel	Location	Owner and Mailing Address
136A-870 ✓	989 BETTY LN	RIVET DENNIS B, RIVET SUSAN R 989 B BETTY LANE NEW BEDFORD, MA 02745
136A-379 NSR	BRALEY RD	CITY OF NEW BEDFORD, 131 WILLIAM ST NEW BEDFORD, MA 02740
136A-864	1132 PEQUOT ST	DUFF PETER J, 1126 PEQUOT STREET New Bedford, MA 02745
138-486 ✓ WS	SWALLOW ST EXT	CARVALHO JOHN A, 59 CHESTNUT STREET FAIRHAVEN, MA 02719
136A-886	1126 PEQUOT ST	DUFF PETER J, 1126 PEQUOT ST NEW BEDFORD, MA 02745
136A-374 ✓	20 JORDAN ST	WHEELER ROBERT G, WHEELER LORETTA M 20 JORDAN ST NEW BEDFORD, MA 02745
138-487 ✓ SS	SWALLOW ST EXT	CARVALHO JOHN A, 59 CHESTNUT STREET FAIRHAVEN, MA 02719
136A-856 ✓	989 BETTY LN	WEBSTER PAULA, 989 A BETTY LANE NEW BEDFORD, MA 02745
136A-883 ✓	1092 PEQUOT ST	AZEVEDO MATTHEW J, AZEVEDO DONNA M 1092 PEQUOT ST NEW BEDFORD, MA 02745



# 3 USGS Map

Pulaski Park with the  
Ross C. Mathieu Nature  
Trail

CORPORATE

NEW BEDFORD

Clifford

INTERCHANGE

Pulaski Sch

Reynolds Cem

BM 1046

BRALEY RD

119.1

Bedford

Swoamp

SASAGWAN

Sasagwan Pond