



# 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:

Roger + LINDA Pelissier  
Name

llpelissier@gmail.com  
E-Mail Address

80 Crescent Ave  
Mailing Address

Lynnfield  
City/Town

MA  
State

01940  
Zip Code

LINDA 781-258-8376 Roger 781-799-5720  
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 Lynnfield 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:

Lynnfield  
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):

80 Crescent Ave  
Street Address

Lynnfield  
City/Town

Assessors Map/Plat Number

0035-0000-1759  
Parcel/Lot Number

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

On the left side of the house there's a maple tree with holes in the trunk and several dead branches above. We would like to remove the tree because it poses a danger to the home. We understand we will need to plant new trees on the approved list.

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

Pictures of tree

Title

Date

Documentation from Arborist Robert Moses

11/2/2023  
1/17/2023

Title

Date

Title

Date

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

Included are a couple pictures of the tree



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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:

LINDA and Roger Pelissier  
Name  
80 Crescent Ave  
Mailing Address  
Lynnfield, MA  
City/Town  
MA  
State  
01940  
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.

Linda A Pelissier  
Signature of Applicant  
11/2/2023  
Date

Signature of Representative (if any) Date



Linda Pelissier  
80 Crescent Ave  
Lynnfield, MA  
01940



Linnaea Petusier  
80 Crescent Ave  
Lynnfield, MA  
01940



Date: January 17th, 2023

Job Site Location  
80 Crescent Ave  
Lynnfield, Ma

From: Bob Moses  
Arbor Tree Service  
11 Spring Ave  
Wakefield, Ma. 01880  
Cell 781-858-2535  
Email [rnmoses1@live.com](mailto:rnmoses1@live.com)

To Whom it May Concern:

**Scope Of Work: Large Silver Maple Tree Assessment :**  
**After 2 consecutive site visits at 80 Crescent ave, Lynnfield my Findings are as follows: The tree in question is a Large Twin Trunk Silver Maple.**

**Findings are as follows:**

- 1) The Large 36" DBH ( Diameter At Breast Height ) Leaning over House and roof has multiple core decaying cavities penetrating by more than 50% into the heartwood of the tree.**
- 2) Additionally, there are multiple Squirrel holes in the upper 2/3rds of the crown indicating that there is deep core decay evident.**

**Recommendation : Due to the depth of the core decay and the fact that there is no fix to enhance the structural integrity of the tree it is my opinion that the tree should be removed for the Safety and Protection of Life , Limb and Property.**

**Please Note that the remaining 50% of the tree although healthy is leaning pro curiously towards the pond and it poses a risk of failing and falling into the pond.**

**Rule of Thumb, backed up by Ansi Z 133 Standards and Code is that No More Than 25% of Food Storage on a Deciduous Tree Should be removed in one growth season. By removing the core decayed,**

***compromised 1/2 of the tree, 50% of the tree would be eliminated leaving the other 1/2 (50%) strongly leaning over the pond. Although this particular specie is more apt to defy the 25% removal in one growth season, the major lean and loss of balance concerns me that this section is in jeopardy on failing.***

***Recommendations are as follows:***

***At a Minimum the core decayed 1/2 leaning over the house be removed.***

***Secondly, although the remaining 1/2 does not show major signs of core decay , The intense lean over the pond and losing its balance and wind protection by eliminating the compromised section removed, I would strongly suggest this section be removed as well.***

**Sincerely,  
Bob Moses  
Arborist  
Arbor Tree  
Service Inc.  
781-858-2535**