

October 26, 2021

Charlemont Conservation Commission  
Town Hall – 157 Main Street  
Charlemont, MA 01339

RE: Berkshire East Ski Resort  
Thunder Mountain Road  
Charlemont, Massachusetts

Dear Commission Members;

Enclosed please find five (5) copies of a *Request for Determination of Applicability* (RDA) prepared for Berkshire East Ski Resort located on Thunder Mtn. Rd., Charlemont Massachusetts (Map 2, Lots 1 and 27). As required, a copy has been filed with the Western Regional Office of the Massachusetts Department of Environmental Protection in Springfield, MA.

The work proposed under this application consists of new gravity sewer lines and forcemain installation, portions of which will be located in the buffer zone and riverfront. All work will take place in areas that are already developed.

If you should have any questions or concerns, or require additional information, please don't hesitate to contact the office.

Sincerely,  
SK DESIGN GROUP, INC.



Robert G. Fournier  
(Project Manager)

Cc: Western MassDEP  
Jon Schaefer – Berkshire East Ski Resort  
Attorney William Martin  
File

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**Request for Determination of Applicability  
For  
Berkshire East Ski Resort  
Thunder Mountain Rd. (Map 2, Lots 1 and 27)  
Charlemont, Massachusetts**

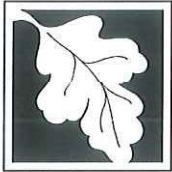
### **WPA Form 1 – Request for Determination of Applicability**

#### **Figures:**

Figure #1	USGS Locus Map
Figure #2	NHESP Map
Figure #3	FEMA Floodplain Map

#### **Attachments:**

Attachment #1	Sewerage System Construction Drawings, Located at S. River Rd., Charlemont, Mass
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Massachusetts Department of Environmental Protection  
Bureau of Resource Protection - Wetlands

Charlemont  
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:

Berkshire East Ski Resort

Name

j\_schaefer@yahoo.com

E-Mail Address

66 Thunder Mountain Rd.

Mailing Address

Charlemont

City/Town

MA

State

01339

Zip Code

(802) 349-8223

Phone Number

Fax Number (if applicable)

2. Representative (if any):

SK Design Group, Inc.

Firm

James M. Scalise

Contact Name

jscalise@sk-designgroup.com

E-Mail Address

2 Federico Drive - Suite 1

Mailing Address

Pittsfield

City/Town

MA

State

01201

Zip Code

(413) 443-3537

Phone Number

(413) 445-5376

Fax Number (if applicable)

**B. Determinations**

1. I request the Charlemont 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:

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):

66 Thunder Mtn. Road

Street Address

2

Assessors Map/Plat Number

Charlemont

City/Town

1,27

Parcel/Lot Number

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

From the northerly-most end of the ski resort property (north of the existing parking lot) to the West Lodge building, following existing drives.

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

Sewerage System Construction Drawings, Located at S. River Rd.,  
Charlemont, Mass

Oct. 21, 2021

Date

Title

Date

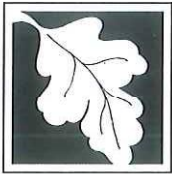
Title

Date

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

The work will consist of the installation of a new sewerage system, including gravity pipes, manholes, pumping station, forcemain, and treatment system. Portions of the work will be located in the 100-foot buffer zone and 200-foot riverfront (Bazrah Brook). All trenching will be backfilled the same day. Erosion control barriers will be placed along work limits where applicable.





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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.

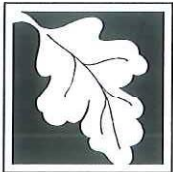
- ☐ Single family house on a lot recorded on or before 8/1/96
- ☐ Single family house on a lot recorded after 8/1/96
- ☐ Expansion of an existing structure on a lot recorded after 8/1/96
- ☐ Project, other than a single family house or public project, where the applicant owned the lot before 8/7/96
- ☐ 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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Charlemont  
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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:

Berkshire East Ski Resort

Name

66 Thunder Mountain Rd.

Mailing Address

Charlemont

City/Town

MA

State

01339

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

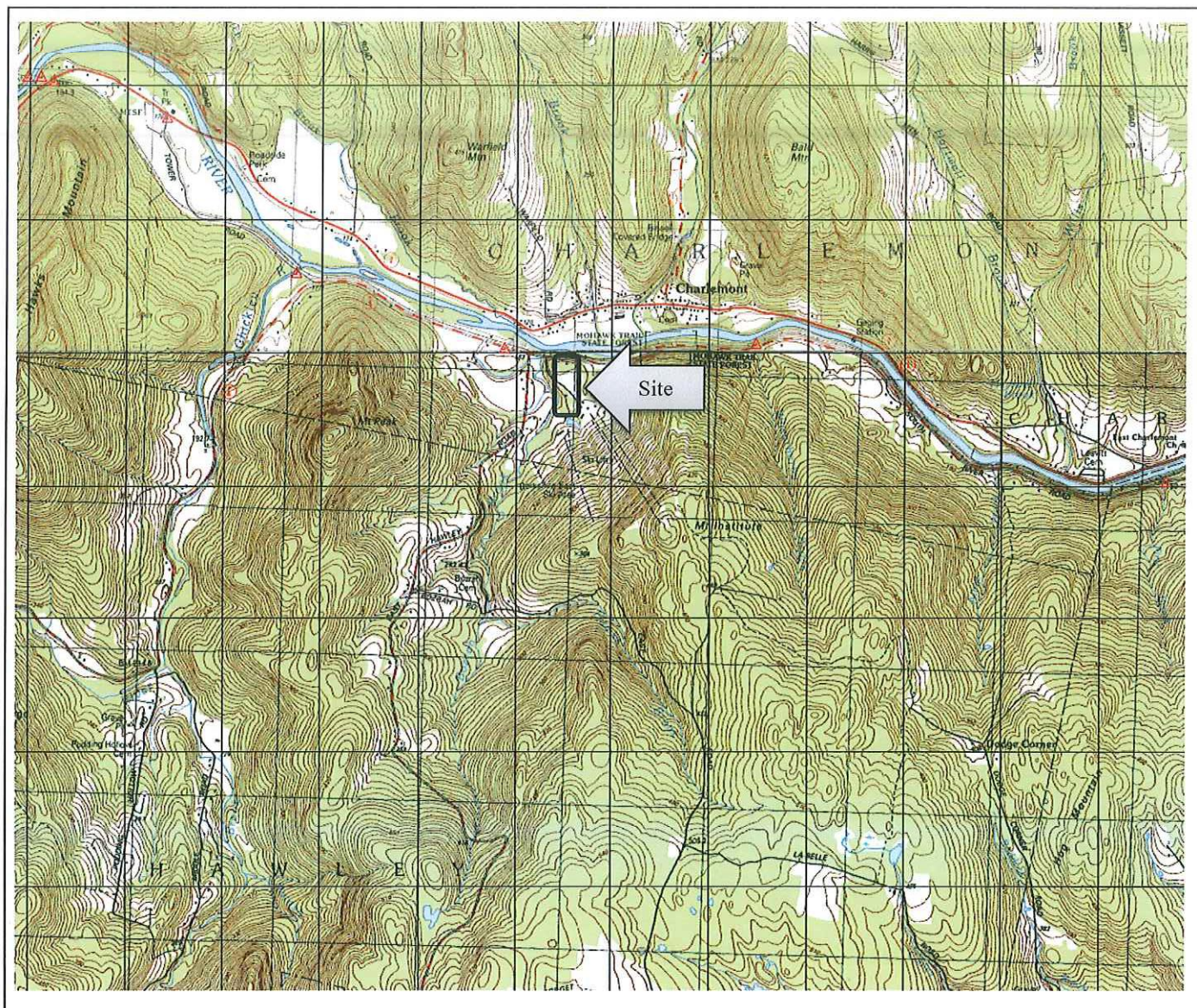
*R. Faunni (SK DESIGN GROUP, INC)*

Signature of Representative (if any)

*10-26-21*

Date





Source: U.S.G.S. Terrain Maps

FIGURE #1

**USGS Locus Map**  
*Berkshire East Ski Resort*  
*Charlemont, Massachusetts*

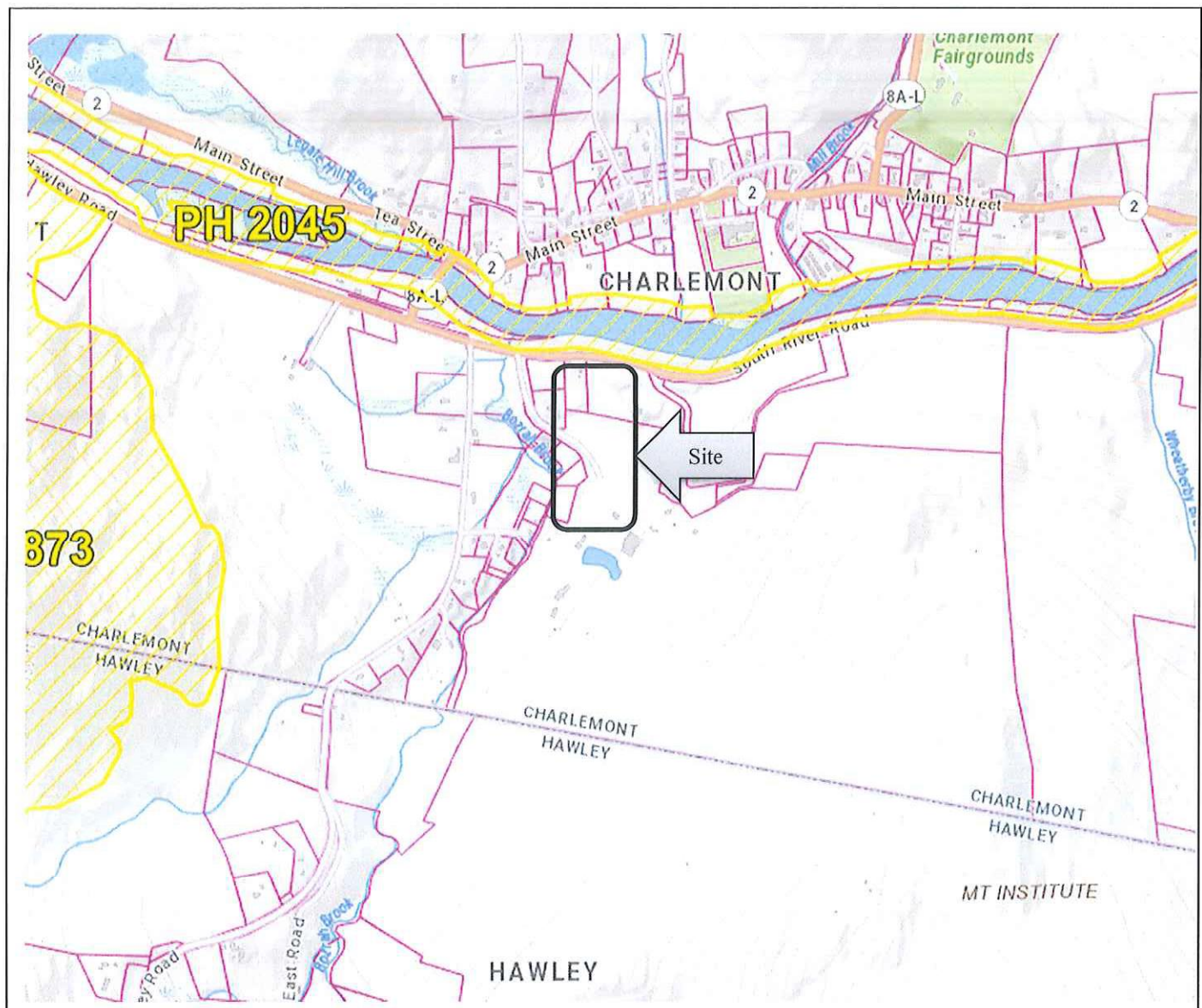


**DESIGN GROUP, INC.**

CIVIL ENGINEERS - SURVEYORS - CONSULTANTS

2 FEDERICO DR., PITTSFIELD, MA 01201 (413) 443-3537





Priority Habitat (Yellow)

Estimated Habitat (Green)

**FIGURE #2**

**NHESP GIS Map**  
*Berkshire East Ski Resort*  
*Charlemont, Massachusetts*

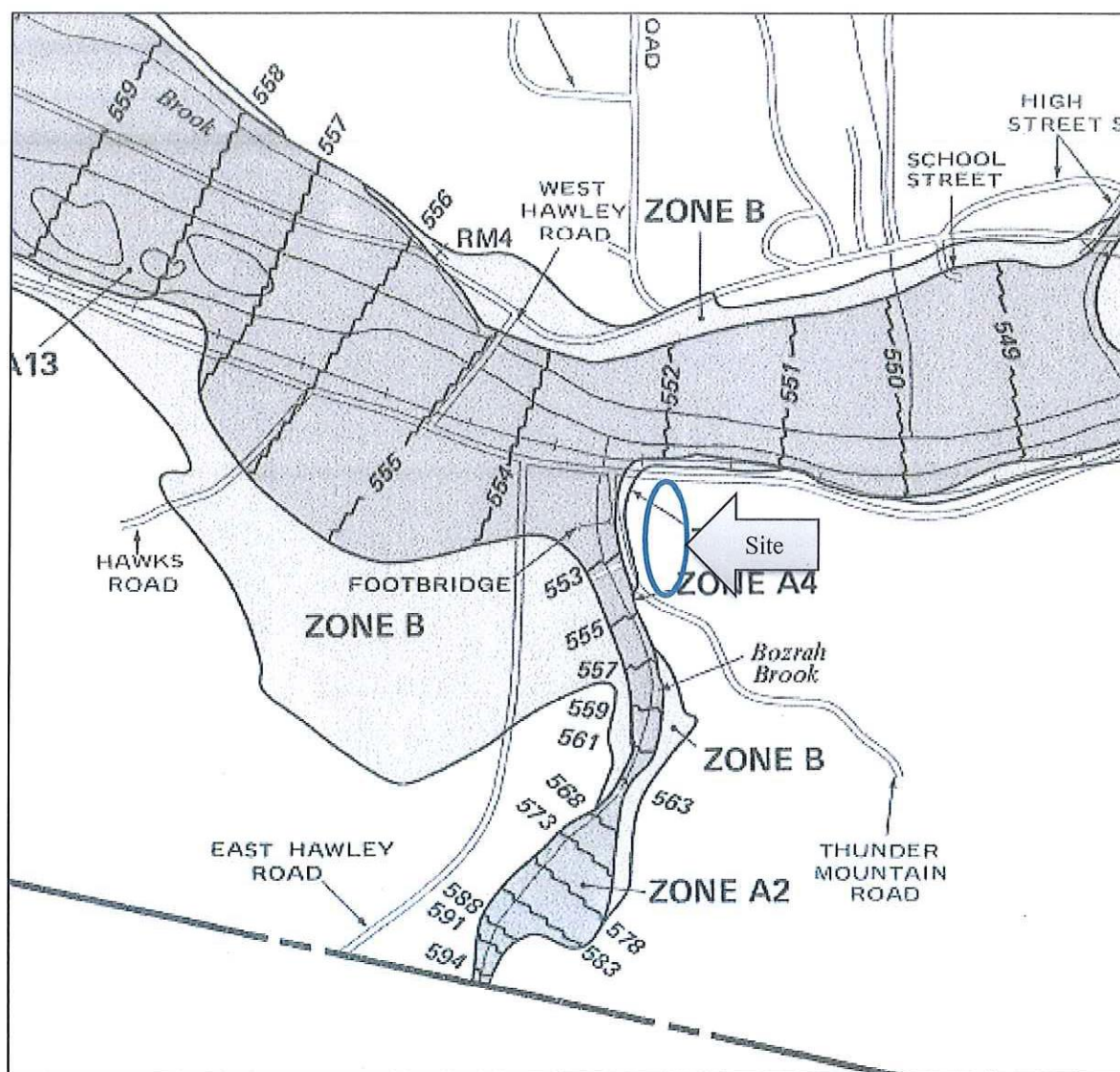


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Source: FEMA Online Mapping

**FIGURE #3**

**FEMA Floodplain**  
*Berkshire East Ski Resort*  
*Charlemont, Massachusetts*



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