

Environmental Notification Form

for

Wetlands Risk Based Cleanup Request

McCoy Field/New Keith Middle School Property
225 Hathaway Boulevard
New Bedford, Massachusetts
RTN # 4-15685

June 20, 2005

Prepared for:

City of New Bedford
New Bedford Public Schools
133 William Street
New Bedford, MA 02740

Prepared by:

B E T A **BETA Group, Inc.**

Engineers • Scientists • Planners

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Attachments

- A Wetlands Risk Based Cleanup Request – BETA Group, June 17, 2005
 - Note: the following sub-attachments are located within the Wetlands Risk Based Cleanup Request
 - Figure 1-Locus Map
 - Figure 2-Wetlands Remediation Area and Sample Locations
 - Attachment B-Notice of Intent Filing, May 27, 2005
 - Appendix G-Alternative Analysis Memorandum, Nover-Armstrong, April 28, 2005
 - Attachment F-Environmental Notification Form (ENF-MEPA Filing)
- B Legal Notice Request – New Bedford Standard Times, June 17, 2005
- C List of All Agencies Receiving a Copy of the ENF



Engineers • Scientists • Planners

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June 20, 2005

Secretary Ellen Roy Herzfelder
Executive Office of Environmental Affairs
Attn: MEPA Office
100 Cambridge Street, Suite 900
Boston, MA 02114

**Re: *Submittal of Environmental Notification Form - McCoy Field
Wetland Remediation Project
BETA Project No.: 2685***

On behalf of the City of New Bedford, BETA Group, Inc. (BETA) is submitting the enclosed Environmental Notification Form (ENF) for the proposed remediation of the wetland portion of McCoy Field (the Site). This cover letter shall serve to provide you with an overview description of the proposed project. Please refer to the enclosed ENF form and attachments for specific project details and all required submittals.

Background

As part of ongoing site assessment and remediation activities at the Site, BETA has compiled results of sediment sampling in the wetlands to the west of the new Keith Middle School construction project. Results compiled to date indicate an average exposure point concentration of polychlorinated biphenyls (PCBs) in this wetland area of approximately 1.3 parts per million (ppm).

ESS Group, Inc. has performed an ecological risk assessment of the wetlands area and concluded that no further action is required. Other contaminants of concern, including heavy metals and polynuclear aromatic hydrocarbons, were detected at concentrations that did not pose an unacceptable level of risk to the environment.

In recent consultation with U.S. Environmental Protection Agency (EPA) and the Massachusetts Department of Environmental Protection (DEP) representatives, it was determined that cleanup of sediments with residual concentrations of PCBs greater than 1 ppm is the appropriate remedy. Please refer to the attached Executive Summary from the ESS Environmental Risk Characterization Report dated March 2005 (included in Attachment A).

Proposed Remedial Approach

The project proposes to implement the removal of up to six inches of PCB-impacted sediments at selected locations within the area illustrated on Figure 2 (included as part of Attachment A-Risk Based Cleanup Request).

The following activities are proposed:

- Clearing of vegetation and physical removal of leaf litter, surface vegetation, and surface sediment/soil by the contractor;
- Direction of Site activities by BETA's on-site representative;
- Live loading, transportation and disposal of sediment to appropriately licensed disposal facilities; and
- Restoration of disturbed areas, including replacement of the removed sediment/soil with clean sandy soil and seeding with wetlands mix, similar to that used for the current slope stabilization project at McCoy Field in accordance with the enclosed Wetland Restoration and Planting Plan prepared by Nover-Armstrong Associates.

Regulatory Considerations

No Site work will be performed prior to approval by all appropriate regulatory authorities.

In order to minimize disturbance to the wetland, BETA's goal is to have regulatory clearance to perform the work by early September, during the anticipated driest portion of the year. In anticipation of meeting this schedule, we are hopeful that the MEPA Office will be able to review this submittal and make a determination by the end of July.

Attachments

BETA has included a full copy of the EPA Risk Based Cleanup Request report (Attachment A to this submittal). This report contains the following information:

- Site Locus Map and Site Plan (Figures 1 and 2)
- Copy of the Notice of Intent submitted to the New Bedford Conservation Commission (Attachment B).
- Alternatives Analysis Memorandum (Appendix G to Attachment B)
- Copy of Environmental Notification Form (Attachment F)

BETA has included, as Attachment B, a copy of the legal notice request, submitted to the New Bedford Standard Times newspaper on June 17, 2005.

BETA has included, as Attachment C, a list of all agencies to whom this filing will be distributed.

If you have any questions or concerns regarding this request, please call me at 781-255-1982.

Sincerely,
BETA GROUP, INC.



Alan D. Hanscom, P.E., LSP
Associate

Cc: James Stergios, Undersecretary for Policy
DEP – Southeast Regional Office – Attn: MEPA Coordinator
DEP – Commissioner's Office – Attn: MEPA Coordinator
Executive Office of Transportation – Attn: Environmental Reviewer
Massachusetts Highway Department – Public/Prival Development Unit
Massachusetts Highway Department, District # 5 – Attn: MEPA Coordinator
Massachusetts Historical Commission
Southeastern Regional Planning and Economic Development District
Rita Arruda, City Clerk – City of New Bedford City Council
Health Department – City of New Bedford
Coastal Zone Management – Attn: Project Review Coordinator
Division of Marine Fisheries – Attn: Environmental Reviewer
Sarah Porter, City of New Bedford Conservation Agent
Lawrence Oliviera, New Bedford Public Schools
Jacqueline Coucci, New Bedford Purchasing Agent
Evan Warner, Mount Vernon Group
Bill do Carmo, City of New Bedford
Scott Alfonse, Director, City of New Bedford Environmental Stewardship
Lenore White, Nover-Armstrong Associates

Commonwealth of Massachusetts
Executive Office of Environmental
Affairs ■ MEPA Office

ENF **Environmental**
Notification Form

For Office Use Only
Executive Office of Environmental Affairs

EOEA No.: _____
 MEPA Analyst: _____
 Phone: 617-626-_____

The information requested on this form must be completed to begin MEPA Review in accordance with the provisions of the Massachusetts Environmental Policy Act, 301 CMR 11.00.

Project Name: McCoy Field/New Keith Middle School

Street: 225 Hathaway Blvd.

Municipality: New Bedford

Watershed: Buzzards Bay Watershed

Universal Tranverse Mercator Coordinates:
 19 337524E, 4612343N

Latitude: 41.6463 N
 Longitude: 70.9510W

Estimated commencement date: September
 2005

Estimated completion date: November 2005
 2005

Approximate cost:

Status of project design: 100 %complete

Proponent: City of New Bedford

Street: 133 William Street

Municipality: New Bedford

State: MA Zip Code: 02740

Name of Contact Person From Whom Copies of this ENF May Be Obtained: Scott Alfonse

Firm/Agency: City of New Bedford

Street: 133 William Street

Municipality: New Bedford

State: MA Zip Code: 02740

Phone: 508-979-1487

Fax: 508-961-3045

E-mail:

Does this project meet or exceed a mandatory EIR threshold (see 301 CMR 11.03)?

Yes No

Has this project been filed with MEPA before?

Yes (EOEA No. _____) No

Has any project on this site been filed with MEPA before?

Yes (EOEA No. _____) No

Is this an Expanded ENF (see 301 CMR 11.05(7)) requesting:

a Single EIR? (see 301 CMR 11.06(8)) Yes No

a Special Review Procedure? (see 301 CMR 11.09) Yes No

a Waiver of mandatory EIR? (see 301 CMR 11.11) Yes No

a Phase I Waiver? (see 301 CMR 11.11) Yes No

Identify any financial assistance or land transfer from an agency of the Commonwealth, including the agency name and the amount of funding or land area (in acres): none

Are you requesting coordinated review with any other federal, state, regional, or local agency?

Yes (if yes, then list agencies) No

List Local or Federal Permits and Approvals: DEP Water Quality Certification, MA WPA Notice of Intent/Order of Conditions, Army Corps of Engineers Section 404 Permit, EPA Risk Based Cleanup

Request

Which ENF or EIR review threshold(s) does the project meet or exceed (see 301 CMR 11.03):

- Land
- Water
- Energy
- ACEC

- Rare Species
- Wastewater
- Air
- Regulations

- Wetlands, Waterways, & Tidelands
- Transportation
- Solid & Hazardous Waste
- Historical & Archaeological Resources

Summary of Project Size & Environmental Impacts		Existing	Change	Total	State Permits & Approvals
LAND					
Total site acreage		~3.87 acres Wetland			<input checked="" type="checkbox"/> Order of Conditions
New acres of land altered			~0.87 acres wetland*		<input type="checkbox"/> Superseding Order of Conditions
Acres of impervious area	0		0	0	<input type="checkbox"/> Chapter 91 License
Square feet of new bordering vegetated wetlands alteration			~38,000 sf*		<input checked="" type="checkbox"/> 401 Water Quality Certification
Square feet of new other wetland alteration			0		<input type="checkbox"/> MHD or MDC Access Permit
Acres of new non-water dependent use of tidelands or waterways			0		<input type="checkbox"/> Water Management Act Permit
STRUCTURES					
Gross square footage	0		0	0	<input type="checkbox"/> New Source Approval
Number of housing units	0		0	0	<input type="checkbox"/> DEP or MWRA Sewer Connection/ Extension Permit
Maximum height (in feet)	0		0	0	<input checked="" type="checkbox"/> Other Permits (<i>including Legislative Approvals</i>) – Specify: <u>Army Corps Of Engineers</u> <u>Section 404 Permit</u> _____ _____ _____ _____
TRANSPORTATION					
Vehicle trips per day	0		0	0	_____
Parking spaces	0		0	0	_____
WASTEWATER					
Gallons/day (GPD) of water use	0		0	0	_____
GPD water withdrawal	0		0	0	_____
GPD wastewater generation/ treatment	0		0	0	_____
Length of water/sewer mains (in miles)	0		0	0	_____

*-Total of approximately 0.87 acres of wetlands to be disturbed during remedial activities, to be restored upon completion of work.

CONSERVATION LAND: Will the project involve the conversion of public parkland or other Article 97 public natural resources to any purpose not in accordance with Article 97?

Yes (Specify _____) No

Will it involve the release of any conservation restriction, preservation restriction, agricultural preservation restriction, or watershed preservation restriction?

Yes (Specify _____) No

RARE SPECIES: Does the project site include Estimated Habitat of Rare Species, Vernal Pools, Priority Sites of Rare Species, or Exemplary Natural Communities?

Yes (Specify _____) No

HISTORICAL /ARCHAEOLOGICAL RESOURCES: Does the project site include any structure, site or district listed in the State Register of Historic Place or the inventory of Historic and Archaeological Assets of the Commonwealth?

Yes (Specify _____) No

If yes, does the project involve any demolition or destruction of any listed or inventoried historic or archaeological resources?

Yes (Specify _____) No

AREAS OF CRITICAL ENVIRONMENTAL CONCERN: Is the project in or adjacent to an Area of Critical Environmental Concern?

Yes (Specify _____) No

PROJECT DESCRIPTION: The project description should include (a) a description of the project site, (b) a description of both on-site and off-site alternatives and the impacts associated with each alternative, and (c) potential on-site and off-site mitigation measures for each alternative (You may attach one additional page, if necessary.)

The project site contains approximately 3.87 acres of wetlands, and is part of a larger construction site, currently under construction for the building of a new middle school. Of the 3.87 acres of total wetland, this project is proposing to perform remedial actions on approximately 0.87 acres.

As part of ongoing site assessment and remediation activities at the Site, BETA has compiled results of sediment sampling in the wetlands. Results compiled to date indicate an average exposure point concentration of polychlorinated biphenyls (PCBs) in this wetland area of approximately 1.3 parts per million (ppm). Other contaminants of concern, including heavy metals and polynuclear aromatic hydrocarbons, were detected at concentrations that did not pose an unacceptable level of risk to the environment.

Proposed remedial actions include the removal of up to six inches of PCB-impacted sediments at selected locations within the wetland area. Specific activities include (1) clearing of vegetation and physical removal of leaf litter, surface vegetation, and surface sediment/soil; (2) live loading, transportation, and disposal of sediment to an appropriately licensed receiving facility, and; (3) complete restoration of all disturbed areas, including replacement of the removed sediment/soil with clean soil and seeding with wetlands seed mix.

An alternative available to conducting the proposed remedial actions would be to not conduct any remedial actions. However, in recent consultation with U.S. Environmental Protection Agency (EPA) and the Massachusetts Department of Environmental Protection (DEP) representatives, it was determined that cleanup of sediments with residual concentrations of PCBs greater than 1 ppm is the appropriate remedy. Therefore, an alternative of no remedial action does not seem appropriate.

This project is regulated under the Toxic Substances Control Act (TSCA). A Risk Based Cleanup Request has been submitted to EPA on June 17, 2005 as part of this regulation. The proposed remedial actions will have no impacts on adjacent properties. For additional information, please refer to the Risk Based Cleanup Plan, included as Attachment A.

LAND SECTION – all proponents must fill out this section

I. Thresholds / Permits

A. Does the project meet or exceed any review thresholds related to **land** (see 301 CMR 11.03(1))
 Yes No; if yes, specify each threshold:

II. Impacts and Permits

A. Describe, in acres, the current and proposed character of the project site, as follows:

	<u>Existing</u>	<u>Change</u>	<u>Total</u>
Footprint of buildings	0	0	0
Roadways, parking, and other paved areas	0	0	0
Other altered areas (describe)	0	0	0
Undeveloped areas	3.87	0	3.87

B. Has any part of the project site been in active agricultural use in the last three years?
 Yes No; if yes, how many acres of land in agricultural use (with agricultural soils) will be converted to nonagricultural use?

C. Is any part of the project site currently or proposed to be in active forestry use?
 Yes No; if yes, please describe current and proposed forestry activities and indicate whether any part of the site is the subject of a DEM-approved forest management plan:

D. Does any part of the project involve conversion of land held for natural resources purposes in accordance with Article 97 of the Amendments to the Constitution of the Commonwealth to any purpose not in accordance with Article 97? Yes No; if yes, describe:

E. Is any part of the project site currently subject to a conservation restriction, preservation restriction, agricultural preservation restriction or watershed preservation restriction? Yes No; if yes, does the project involve the release or modification of such restriction? Yes No; if yes, describe:

F. Does the project require approval of a new urban redevelopment project or a fundamental change in an existing urban redevelopment project under M.G.L.c.121A? Yes No; if yes, describe:

G. Does the project require approval of a new urban renewal plan or a major modification of an existing urban renewal plan under M.G.L.c.121B? Yes No; if yes, describe:

H. Describe the project's stormwater impacts and, if applicable, measures that the project will take to comply with the standards found in DEP's Stormwater Management Policy: Project is not subject to DEP stormwater policy. Project will not alter the volume of stormwater flow which currently enters the wetland.

I. Is the project site currently being regulated under M.G.L.c.21E or the Massachusetts Contingency Plan? Yes No ; if yes, what is the Release Tracking Number (RTN)? RTN # 4-15685

J. If the project site is within the Chicopee or Nashua watershed, is it within the Quabbin, Ware, or Wachusett subwatershed? Yes No; if yes, is the project site subject to regulation under the Watershed Protection Act? Yes No

K. Describe the project's other impacts on land: This project will have no adverse impacts on any adjacent properties. The portions of the wetland which are proposed to be disturbed will be fully restored upon completion of the site activities.

III. Consistency

A. Identify the current municipal comprehensive land use plan and the open space plan and describe the consistency of the project and its impacts with that plan(s): Current municipal land use plan for this area of wetland is to leave the wetland in its natural state, following the removal of contaminated sediment/soil and restoration of disturbed areas.

B. Identify the current Regional Policy Plan of the applicable Regional Planning Agency and describe the consistency of the project and its impacts with that plan: N/A

C. Will the project require any approvals under the local zoning by-law or ordinance (i.e. text or map amendment, special permit, or variance)? Yes No; if yes, describe:
 Yes No; if yes, describe:
Requires Notice of Intent filing with New Bedford Conservation Commission.

D. Will the project require local site plan or project impact review?
 Yes No; if yes, describe:

RARE SPECIES SECTION

I. Thresholds / Permits

A. Will the project meet or exceed any review thresholds related to **rare species or habitat** (see 301 CMR 11.03(2))? Yes No; if yes, specify, in quantitative terms:

B. Does the project require any state permits related to **rare species or habitat**? Yes No

C. If you answered "No" to both questions A and B, proceed to the **Wetlands, Waterways, and Tidelands Section**. If you answered "Yes" to either question A or question B, fill out the remainder of the Rare Species section below.

II. Impacts and Permits

A. Does the project site fall within Priority or Estimated Habitat in the current Massachusetts Natural Heritage Atlas (attach relevant page)? Yes No; If yes,
1. Which rare species are known to occur within the Priority or Estimated Habitat (contact: Environmental Review, Natural Heritage and Endangered Species Program, Route 135, Westborough, MA 01581, allowing 30 days for receipt of information):
2. Have you surveyed the site for rare species? Yes No; if yes, please include the results of your survey.
3. If your project is within Estimated Habitat, have you filed a Notice of Intent or received an Order of Conditions for this project? Yes No; if yes, did you send a copy of the Notice of Intent to the Natural Heritage and Endangered Species Program, in accordance with the Wetlands Protection Act regulations? Yes No

B. Will the project "take" an endangered, threatened, and/or species of special concern in accordance with M.G.L. c.131A (see also 321 CMR 10.04)? Yes No; if yes, describe:

C. Will the project alter "significant habitat" as designated by the Massachusetts Division of Fisheries and Wildlife in accordance with M.G.L. c.131A (see also 321 CMR 10.30)? Yes No; if yes, describe:

D. Describe the project's other impacts on rare species including indirect impacts (for example, stormwater runoff into a wetland known to contain rare species or lighting impacts on rare moth habitat):

WETLANDS, WATERWAYS, AND TIDELANDS SECTION

I. Thresholds / Permits

A. Will the project meet or exceed any review thresholds related to **wetlands, waterways, and tidelands** (see 301 CMR 11.03(3))? Yes No; if yes, specify, in quantitative terms: Alteration of 5,000 or more square feet of bordering or isolated vegetated wetlands.

B. Does the project require any state permits (or a local Order of Conditions) related to **wetlands, waterways, or tidelands**? Yes No; if yes, specify which permit: This project requires a filing of a Notice of Intent, with the goal of achieving an Order of Conditions.

C. If you answered "No" to both questions A and B, proceed to the **Water Supply Section**. If you answered "Yes" to either question A or question B, fill out the remainder of the Wetlands, Waterways, and Tidelands Section below.

II. Wetlands Impacts and Permits

A. Describe any wetland resource areas currently existing on the project site and indicate them on the site plan: The site under consideration is the wetland portion of a larger construction site. The wetland portion borders most of the northern and western perimeters of the construction area. Specific portions of the wetland which are proposed to be disturbed are shown on the site plan.

B. Estimate the extent and type of impact that the project will have on wetland resources, and indicate whether the impacts are temporary or permanent:

<u>Coastal Wetlands</u>	<u>Area (in square feet) or Length (in linear feet)</u>
Land Under the Ocean	0
Designated Port Areas	0
Coastal Beaches	0
Coastal Dunes	0
Barrier Beaches	0
Coastal Banks	0
Rocky Intertidal Shores	0
Salt Marshes	0
Land Under Salt Ponds	0
Land Containing Shellfish	0
Fish Runs	0
Land Subject to Coastal Storm Flowage	0
<u>Inland Wetlands</u>	
Bank	0
Bordering Vegetated Wetlands	Approx. 38,000 sf
Land under Water	0
Isolated Land Subject to Flooding	0
Bordering Land Subject to Flooding	0
Riverfront Area	0

C. Is any part of the project

1. a limited project? Yes No
2. the construction or alteration of a dam? Yes No; if yes, describe:
3. fill or structure in a velocity zone or regulatory floodway? Yes No
4. dredging or disposal of dredged material? Yes No; if yes, describe the volume of dredged material and the proposed disposal site:
5. a discharge to Outstanding Resource Waters? Yes No
6. subject to a wetlands restriction order? Yes No; if yes, identify the area (in square feet):

D. Does the project require a new or amended Order of Conditions under the Wetlands Protection Act (M.G.L. c.131A)? Yes No; if yes, has a Notice of Intent been filed or a local Order of

Conditions issued? Yes No; if yes, list the date and DEP file number: NOI filed 5/27/05, DEP File # SE 049-0543. Was the Order of Conditions appealed? Yes No. Will the project require a variance from the Wetlands regulations? Yes No.

E. Will the project:

1. be subject to a local wetlands ordinance or bylaw? Yes No
2. alter any federally-protected wetlands not regulated under state or local law?
 Yes No; if yes, what is the area (in s.f.)?

F. Describe the project's other impacts on wetlands (including new shading of wetland areas or removal of tree canopy from forested wetlands): The removal of sediment/soil from select portions of the wetland area will result in temporary impacts to those portions of the wetland. All disturbed areas will be appropriately restored upon completion of remedial actions. There will be no net gain or loss of wetlands as a result of this project.

III. Waterways and Tidelands Impacts and Permits

A. Is any part of the project site waterways or tidelands (including filled former tidelands) that are subject to the Waterways Act, M.G.L.c.91? Yes No; if yes, is there a current Chapter 91 license or permit affecting the project site? Yes No; if yes, list the date and number:

B. Does the project require a new or modified license under M.G.L.c.91? Yes No; if yes, how many acres of the project site subject to M.G.L.c.91 will be for non-water dependent use?
Current Change Total

C. Is any part of the project

1. a roadway, bridge, or utility line to or on a barrier beach? Yes No; if yes, describe:
2. dredging or disposal of dredged material? Yes No; if yes, volume of dredged material:
3. a solid fill, pile-supported, or bottom-anchored structure in flowed tidelands or other waterways? Yes No; if yes, what is the base area?
4. within a Designated Port Area? Yes No

D. Describe the project's other impacts on waterways and tidelands: none

IV. Consistency:

A. Is the project located within the Coastal Zone? Yes No; if yes, describe the project's consistency with policies of the Office of Coastal Zone Management:

B. Is the project located within an area subject to a Municipal Harbor Plan? Yes No; if yes, identify the Municipal Harbor Plan and describe the project's consistency with that plan:

WATER SUPPLY SECTION

I. Thresholds / Permits

A. Will the project meet or exceed any review thresholds related to **water supply** (see 301 CMR 11.03(4))? Yes No; if yes, specify, in quantitative terms:

B. Does the project require any state permits related to **water supply**? Yes No; if yes, specify which permit:

C. If you answered "No" to both questions A and B, proceed to the **Wastewater Section**. If you answered "Yes" to either question A or question B, fill out the remainder of the Water Supply Section below.

II. Impacts and Permits

A. Describe, in gallons/day, the volume and source of water use for existing and proposed activities at the project site:

	<u>Existing</u>	<u>Change</u>	<u>Total</u>
Withdrawal from groundwater	_____	_____	_____
Withdrawal from surface water	_____	_____	_____
Interbasin transfer	_____	_____	_____
Municipal or regional water supply	_____	_____	_____

B. If the source is a municipal or regional supply, has the municipality or region indicated that there is adequate capacity in the system to accommodate the project? Yes No

C. If the project involves a new or expanded withdrawal from a groundwater or surface water source,

1. have you submitted a permit application? Yes No; if yes, attach the application
2. have you conducted a pump test? Yes No; if yes, attach the pump test report

D. What is the currently permitted withdrawal at the proposed water supply source (in gallons/day)?
Will the project require an increase in that withdrawal? Yes No

E. Does the project site currently contain a water supply well, a drinking water treatment facility, water main, or other water supply facility, or will the project involve construction of a new facility?
Yes No. If yes, describe existing and proposed water supply facilities at the project site:

	<u>Existing</u>	<u>Change</u>	<u>Total</u>
Water supply well(s) (capacity, in gpd)	_____	_____	_____
Drinking water treatment plant (capacity, in gpd)	_____	_____	_____
Water mains (length, in miles)	_____	_____	_____

F. If the project involves any interbasin transfer of water, which basins are involved, what is the direction of the transfer, and is the interbasin transfer existing or proposed?

G. Does the project involve

Does the project involve

1. new water service by a state agency to a municipality or water district? Yes No
2. a Watershed Protection Act variance? Yes No; if yes, how many acres of alteration?
3. a non-bridged stream crossing 1,000 or less feet upstream of a public surface drinking water supply for purpose of forest harvesting activities? Yes No

H. Describe the project's other impacts (including indirect impacts) on water resources, quality, facilities and services:

Thresholds / Permits

A. Will the project meet or exceed any review thresholds related to **wastewater** (see 301 CMR 11.007(1)(c))? Yes _____ No _____ If yes, specify in quantitative terms:

C. If you answered "No" to both questions A and B, proceed to the **Transportation -- Traffic Generation Section**. If you answered "Yes" to either question A or question B, fill out the remainder of the Wastewater Section below.

II. Impacts and Permits

Impacts and Permits
A. Describe, in gallons/day, the volume and disposal of wastewater generation for existing and proposed activities at the project site (calculate according to 310 CMR 15.00):

	<u>Existing</u>	<u>Change</u>	<u>Total</u>
Discharge to groundwater (Title 5)	_____	_____	_____
Discharge to groundwater (non-Title 5)	_____	_____	_____
Discharge to outstanding resource water	_____	_____	_____
Discharge to surface water	_____	_____	_____
Municipal or regional wastewater facility	_____	_____	_____
TOTAL	_____	_____	_____

B. Is there sufficient capacity in the existing collection system to accommodate the project? _____
 Yes _____ No; if no, describe where capacity will be found:

C. Is there sufficient existing capacity at the proposed wastewater disposal facility? _____
 Yes _____ No;
 if no, describe how capacity will be increased:

D. Does the project site currently contain a wastewater treatment facility, sewer main, or other wastewater disposal facility, or will the project involve construction of a new facility? _____
 Yes _____
 No. If yes, describe as follows:

	<u>Existing</u>	<u>Change</u>	<u>Total</u>
Wastewater treatment plant (capacity, in gpd)	_____	_____	_____
Sewer mains (length, in miles)	_____	_____	_____
Title 5 systems (capacity, in gpd)	_____	_____	_____

E. If the project involves any interbasin transfer of wastewater, which basins are involved, what is the direction of the transfer, and is the interbasin transfer existing or proposed?

F. Does the project involve new sewer service by an Agency of the Commonwealth to a municipality or sewer district? _____
 Yes _____ No

G. Is there any current or proposed facility at the project site for the storage, treatment, processing, combustion or disposal of sewage sludge, sludge ash, grit, screenings, or other sewage residual materials? _____
 Yes _____ No; if yes, what is the capacity (in tons per day):

	<u>Existing</u>	<u>Change</u>	<u>Total</u>
Storage	_____	_____	_____
Treatment, processing	_____	_____	_____
Combustion	_____	_____	_____
Disposal	_____	_____	_____

H. Describe the project's other impacts (including indirect impacts) on wastewater generation and treatment facilities:

III. Consistency -- Describe measures that the proponent will take to comply with federal, state, regional, and local plans and policies related to wastewater management:

A. If the project requires a sewer extension permit, is that extension included in a comprehensive wastewater management plan? _____
 Yes _____ No; if yes, indicate the EOEA number for the plan and describe the relationship of the project to the plan

TRANSPORTATION -- TRAFFIC GENERATION SECTION

I. Thresholds / Permits

A. Will the project meet or exceed any review thresholds related to **traffic generation** (see 301 CMR 11.03(6))? Yes No; if yes, specify, in quantitative terms:

B. Does the project require any state permits related to **state-controlled roadways**? Yes No; if yes, specify which permit:

C. If you answered "No" to both questions A and B, proceed to the **Roadways and Other Transportation Facilities Section**. If you answered "Yes" to either question A or question B, fill out the remainder of the Traffic Generation Section below.

II. Traffic Impacts and Permits

A. Describe existing and proposed vehicular traffic generated by activities at the project site:

	<u>Existing</u>	<u>Change</u>	<u>Total</u>
Number of parking spaces	_____	_____	_____
Number of vehicle trips per day	_____	_____	_____
ITE Land Use Code(s):			

B. What is the estimated average daily traffic on roadways serving the site?

<u>Roadway</u>	<u>Existing</u>	<u>Change</u>	<u>Total</u>
1. _____	_____	_____	_____
2. _____	_____	_____	_____
3. _____	_____	_____	_____

C. Describe how the project will affect transit, pedestrian and bicycle transportation facilities and services:

III. Consistency -- Describe measures that the proponent will take to comply with municipal, regional, state, and federal plans and policies related to traffic, transit, pedestrian and bicycle transportation facilities and services:

ROADWAYS AND OTHER TRANSPORTATION FACILITIES SECTION

I. Thresholds

A. Will the project meet or exceed any review thresholds related to **roadways or other transportation facilities** (see 301 CMR 11.03(6))? Yes No; if yes, specify, in quantitative terms:

B. Does the project require any state permits related to **roadways or other transportation facilities**? Yes No; if yes, specify which permit:

C. If you answered "No" to both questions A and B, proceed to the **Energy Section**. If you answered "Yes" to either question A or question B, fill out the remainder of the Roadways Section below.

II. Transportation Facility Impacts

A. Describe existing and proposed transportation facilities at the project site:

	<u>Existing</u>	<u>Change</u>	<u>Total</u>
--	-----------------	---------------	--------------

Length (in linear feet) of new or widened roadway _____

Width (in feet) of new or widened roadway _____

Other transportation facilities:

B. Will the project involve any

1. Alteration of bank or terrain (in linear feet)? _____
2. Cutting of living public shade trees (number)? _____
3. Elimination of stone wall (in linear feet)? _____

III. Consistency -- Describe the project's consistency with other federal, state, regional, and local plans and policies related to traffic, transit, pedestrian and bicycle transportation facilities and services, including consistency with the applicable regional transportation plan and the Transportation Improvements Plan (TIP), the State Bicycle Plan, and the State Pedestrian Plan:

ENERGY SECTION

I. Thresholds / Permits

A. Will the project meet or exceed any review thresholds related to **energy** (see 301 CMR 11.03(7))?

_____ Yes No; if yes, specify, in quantitative terms:

B. Does the project require any state permits related to **energy**? _____ Yes No; if yes, specify which permit:

C. If you answered "No" to both questions A and B, proceed to the **Air Quality Section**. If you answered "Yes" to either question A or question B, fill out the remainder of the Energy Section below.

II. Impacts and Permits

A. Describe existing and proposed energy generation and transmission facilities at the project site:

	Existing	Change	Total
Capacity of electric generating facility (megawatts)	_____	_____	_____
Length of fuel line (in miles)	_____	_____	_____
Length of transmission lines (in miles)	_____	_____	_____
Capacity of transmission lines (in kilovolts)	_____	_____	_____

B. If the project involves construction or expansion of an electric generating facility, what are

1. the facility's current and proposed fuel source(s)?
2. the facility's current and proposed cooling source(s)?

C. If the project involves construction of an electrical transmission line, will it be located on a new, unused, or abandoned right of way? _____ Yes No; if yes, please describe:

D. Describe the project's other impacts on energy facilities and services:

III. Consistency -- Describe the project's consistency with state, municipal, regional, and federal plans and policies for enhancing energy facilities and services:

AIR QUALITY SECTION

I. Thresholds

A. Will the project meet or exceed any review thresholds related to **air quality** (see 301 CMR 11.03(8))? _____ Yes No; if yes, specify, in quantitative terms:

B. Does the project require any state permits related to **air quality**? _____ Yes No; if yes, specify which permit:

C. If you answered "No" to both questions A and B, proceed to the **Solid and Hazardous Waste Section**. If you answered "Yes" to either question A or question B, fill out the remainder of the Air

Quality Section below.

II. Impacts and Permits

A. Does the project involve construction or modification of a major stationary source (see 310 CMR 7.00, Appendix A)? Yes No; if yes, describe existing and proposed emissions (in tons per day) of:

	<u>Existing</u>	<u>Change</u>	<u>Total</u>
Particulate matter	_____	_____	_____
Carbon monoxide	_____	_____	_____
Sulfur dioxide	_____	_____	_____
Volatile organic compounds	_____	_____	_____
Oxides of nitrogen	_____	_____	_____
Lead	_____	_____	_____
Any hazardous air pollutant	_____	_____	_____
Carbon dioxide	_____	_____	_____

B. Describe the project's other impacts on air resources and air quality, including noise impacts:

III. Consistency

A. Describe the project's consistency with the State Implementation Plan:

B. Describe measures that the proponent will take to comply with other federal, state, regional, and local plans and policies related to air resources and air quality:

SOLID AND HAZARDOUS WASTE SECTION

I. Thresholds / Permits

A. Will the project meet or exceed any review thresholds related to **solid or hazardous waste** (see 301 CMR 11.03(9))? Yes No; if yes, specify, in quantitative terms:

B. Does the project require any state permits related to **solid and hazardous waste**? Yes X No; if yes, specify which permit:

C. If you answered "No" to both questions A and B, proceed to the **Historical and Archaeological Resources Section**. If you answered "Yes" to either question A or question B, fill out the remainder of the Solid and Hazardous Waste Section below.

II. Impacts and Permits

A. Is there any current or proposed facility at the project site for the storage, treatment, processing, combustion or disposal of solid waste? Yes No; if yes, what is the volume (in tons per day) of the capacity:

	<u>Existing</u>	<u>Change</u>	<u>Total</u>
Storage	_____	_____	_____
Treatment, processing	_____	_____	_____
Combustion	_____	_____	_____
Disposal	_____	_____	_____

B. Is there any current or proposed facility at the project site for the storage, recycling, treatment or disposal of hazardous waste? Yes No; if yes, what is the volume (in tons or gallons per day) of the capacity:

	<u>Existing</u>	<u>Change</u>	<u>Total</u>
Storage	_____	_____	_____
Recycling	_____	_____	_____
Treatment	_____	_____	_____
Disposal	_____	_____	_____

C. If the project will generate solid waste (for example, during demolition or construction), describe alternatives considered for re-use, recycling, and disposal:

D. If the project involves demolition, do any buildings to be demolished contain asbestos?
____ Yes ____ No

E. Describe the project's other solid and hazardous waste impacts (including indirect impacts):

III. Consistency—Describe measures that the proponent will take to comply with the State Solid Waste Master Plan:

HISTORICAL AND ARCHAEOLOGICAL RESOURCES SECTION

I. Thresholds / Impacts

A. Is any part of the project site a historic structure, or a structure within a historic district, in either case listed in the State Register of Historic Places or the Inventory of Historic and Archaeological Assets of the Commonwealth? ____ Yes No; if yes, does the project involve the demolition of all or any exterior part of such historic structure? ____ Yes ____ No; if yes, please describe:

B. Is any part of the project site an archaeological site listed in the State Register of Historic Places or the Inventory of Historic and Archaeological Assets of the Commonwealth? ____ Yes No; if yes, does the project involve the destruction of all or any part of such archaeological site? ____ Yes ____ No; if yes, please describe:

C. If you answered "No" to all parts of both questions A and B, proceed to the **Attachments and Certifications** Sections. If you answered "Yes" to any part of either question A or question B, fill out the remainder of the Historical and Archaeological Resources Section below.

D. Have you consulted with the Massachusetts Historical Commission? ____ Yes ____ No; if yes, attach correspondence

E. Describe and assess the project's other impacts, direct and indirect, on listed or inventoried historical and archaeological resources:

II. Consistency -- Describe measures that the proponent will take to comply with federal, state, regional, and local plans and policies related to preserving historical and archaeological resources:

ATTACHMENTS:

1. Plan, at an appropriate scale, of existing conditions of the project site and its immediate context, showing all known structures, roadways and parking lots, rail rights-of-way, wetlands and water bodies, wooded areas, farmland, steep slopes, public open spaces, and major utilities.
2. Plan of proposed conditions upon completion of project (if construction of the project is proposed to be phased, there should be a site plan showing conditions upon the completion of each phase).
3. **Original** U.S.G.S. map or good quality **color** copy (8-1/2 x 11 inches or larger) indicating the project location and boundaries
4. List of all agencies and persons to whom the proponent circulated the ENF, in accordance with 301 CMR 11.16(2).
5. Other:

CERTIFICATIONS:

1. The Public Notice of Environmental Review has been/will be published in the following newspapers in accordance with 301 CMR 11.15(1):

(Name)

(Date)

New Bedford Standard Times(Undetermined)

2. This form has been circulated to Agencies and Persons in accordance with 301 CMR 11.16(2).

6/17/05Scott Alfonse

Date

Signature of Responsible
Officer or Proponent

Date

6/17/05
Alan D. HanscomSignature of person preparing
ENF (if different from above)Scott Alfonse

Name (print or type)

City of New Bedford

Firm/Agency

133 William Street

Street

New Bedford, MA 02740

Municipality/State/Zip

508-979-1487

Phone

Alan D. Hanscom

Name (print or type)

BETA Group, Inc.

Firm/Agency

315 Norwood Park South

Street

Norwood, MA 02062

Municipality/State/Zip

781-255-1982

Phone

Appendix A

Wetlands Risk Based Cleanup Request

BETA Group, Inc. – June 17, 2005

(Refer to Separate Document Located on This Website)

Appendix B

Legal Notice Request

New Bedford Standard Times – June 17, 2005



FAX TRANSMITTAL SHEET

Environmental Engineering • Transportation/Traffic Engineering • Environmental Sciences
Structural Engineering • Civil-Site Engineering • Information Systems • GIS/Asset Management

Date: Friday, June 17, 2005

No. of Pages (including cover): 4

To: Classified - Legal Notices

From: James Smith

Fax No: 508-979-4495

Telephone: 508-979-4345

RE: Legal Notices

Message:

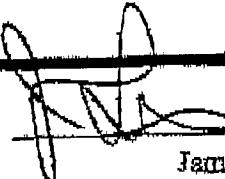
Attached are two legal notices, for publication in the next available edition of the Standard Times (Tuesday, June 21st). The notices are being prepared on behalf of the City of New Bedford. Please bill the City of New Bedford - Public School Department directly for the cost of the public notice publication.

Please fax back a confirmation of receipt of this request, as well as a notification of the date on which the notices will appear in the newspaper. In addition, please send a cut sheet of both notices once they have been published.

My fax number is 781-255-1974.

Thank You

Signed:


James M. Smith

Transmitted From:

315 Norwood Park South, Norwood, MA 02062 (781) 255-1982, fax (781) 255-1974
 6 Blackstone Valley Place, #101, Lincoln, RI 02865 (401) 333-2382, fax (401) 333-9225

6/17/05

6/21
JMS

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Legals

COMMONWEALTH
OF MASSACHUSETTS
LAND COURT
DEPARTMENT
OF THE TRIAL COURT
Case No. 309262

To Jason Lopes;
Erin Lopes and to all persons entitled to the benefit of the Soldiers' and Sailors' Civil Relief Act of 1940 as amended: World Savings Bank, FSB claiming to be the holder of mortgage covering real property in New Bedford numbered 4516 Acushnet Avenue given by Jason Lopes and Erin Lopes to World Savings Bank, FSB dated August 20, 2004 and recorded with the Bristol County (Southern District) Registry of Deeds in Book 7132, Page 65 has filed with said court a complaint for authority to foreclose said mortgage in the manner following: by entry and possession and exercise of power of sale. If you are entitled to the benefits of the Soldiers' and Sailors' Civil Relief Act of 1940 as amended and you object to such foreclosure you or your attorney should file a written appearance and answer in said court at Boston on or before the 18th day of July 2005, or you may be forever barred from claiming that such foreclosure is invalid under said act. Witness, Karyn F. Scheier, Chief Justice of said Court this 2nd day of June 2005. Deborah J. Patterson Recorder June 21

Legals

Commonwealth
of Massachusetts
The Trial Court
Probate and Family Court
Department
Bristol Division

Docket No. 05P1039AD
In the Estate of
**DORIS BRULE AKA
DORIS W. BRULE**
Late of KILLINGLY

In the State of
CONNECTICUT
Date of Death
May 30, 2000

NOTICE OF PETITION FOR APPOINTMENT OF ADMINISTRATOR

To all persons interested in the above captioned estate, a petition has been presented praying that **LOUISE THIVIERGE** of PRESTON in the State of Connecticut or some other suitable person be appointed administrator of said estate to serve without surety.

IF YOU DESIRE TO OBJECT THERETO, YOU OR

YOUR ATTORNEY MUST FILE A WRITTEN AP-

PEARANCE IN SAID COURT AT TAUNTON

ON OR BEFORE TEN

O'CLOCK IN THE FORE-

NOON (10:00 AM) ON

JULY 8, 2005.

Witness, Hon. Elizabeth

O'Neill LaStaiti, Esquire,

First Justice of said Court

at Taunton this day, June

14, 2005.

Robert E. Peck

Register of Probate

June 21

Legals

New Bedford
Conservation Commission
Notice of Public Hearing
There will be a Public
Hearing on Tuesday, June
28, 2005 at 7:00 p.m. in
Room 314 at New Bedford

City Hall, 133 William
Street, New Bedford, MA to
consider the Request for
Determination filed by the
Massachusetts Highway
Department concerning
proposed cold planing and
resurfacing of Route I-195
from the Dartmouth town
line to Route 18, the Downtown
Connector. This hearing is
pursuant to the Massachusetts
Wetlands Protection Act, Chapter 131,
Section 40.

John Gurney, Chairman
New Bedford
Conservation Commission
June 21

Legals

PUBLIC NOTICE
OF ENVIRONMENTAL
REVIEW

**PROJECT: McCoy Field
New Keith Middle
Schools Wetlands
Remediation**

LOCATION:
225 Hathaway Boulevard,
New Bedford, MA 02740

PROPOSER:

City of New Bedford
The undersigned is sub-
mitting an Environmental
Notification Form ("ENF")

to the Secretary of Envi-
ronmental Affairs on or
before June 20, 2005.

This will initiate review of
the above project pursuant
to the Massachusetts Envi-
ronmental Policy Act
("MEPA", M.G.L. c. 30, s.s.
61, 62 62H). Copies of the

ENF may be obtained

from:
City of New Bedford
133 William Street
New Bedford, MA 02740

Scott Alfonse, Director

Department of Environmental
Stewardship

508-979-1487

Copies of the ENF are
also being sent to the
Conservation Commission
and Planning Board of
New Bedford, where they
may be inspected. The
Secretary of Environmental
Affairs will publish no-
tice of the ENF in the Envi-
ronmental Monitor, will
receive public comments
on the project for 20
days, and will then de-
cide, within ten days, if
an Environmental Impact
Report is needed. A site
visit and consultation ses-
sion on the project may
also be scheduled. All
persons wishing to com-
ment on the project, or to
be notified of a site visit
or consultation session,
should write to the Secre-
tary of Environmental Af-
fairs, 100 Cambridge St.,
Suite 900, Boston, Mas-
sachusetts 02114, Atten-
tion: MEPA Office, refer-
encing the above project.

June 21

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You're Looking
for, Or What
You'd Like to
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Wide Array Of
People Every
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101 Announcements

101 Announcements

101 Announcements

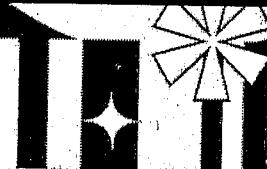
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**Freetown
Conservation Commission
Public Notice**

Notice is hereby given that
a Request for Determination
of Applicability under
the Massachusetts Wet-
lands Protection Act,
M.G.L. Ch. 131, S.40 and
the Town of Freetown Wet-
lands Protection Bylaw Article
XIV, has been filed
with the Freetown Conserva-
tion Commission by the
Massachusetts Highway

*Commonwealth of Massachusetts
Department of Environmental Protection
Southeast Regional Office*

20 Riverside Drive
Lakeville, MA 02347
Telephone 508-946-2700

The following should be completed and submitted to a local newspaper:

PUBLIC NOTICE OF ENVIRONMENTAL REVIEW

PROJECT: McCoy Field – New Keith Middle Schools Wetlands Remediation

LOCATION: 225 Hathaway Boulevard, New Bedford, MA 02740

PROPOSER: City of New Bedford, 133 William Street, New Bedford, MA 02740

The undersigned is submitting a Water Quality Certification ("WQC") to the Department of Environmental Protection (DEP) Southeast Regional Office on or before June 20, 2005.

This project is a wetlands restoration project. It consists of a cleanup of sediments in the wetland area with residual contamination of polychlorinated biphenyls (PCBs) greater than one part per million (ppm). The proposed scope of work includes the removal of up to six inches of PCB-impacted sediments at designated locations within the wetland area, followed with restoration of the impacted wetlands.

Submittal will initiate review of the above project pursuant to 314 CMR 9.00.

Copies of the WQC may be obtained from:

City of New Bedford
133 William Street
New Bedford, MA 02740
Scott Alfonse, Director
Department of Environmental Stewardship
508-979-1487

Copies of the WQC are also being sent to the Conservation Commission and Planning Board of New Bedford, where they may be inspected.

Upon publication of this notice, the Department will receive public comments on the project for 21 days. All persons wishing to comment on the project, or to be notified of a site visit or consultation session, should contact the DEP, Southeast Regional Office, 20 Riverside Drive, Lakeville, MA 02347, 508-946-2700, referencing the above project. Any ten persons of the Commonwealth, any aggrieved person, or any governmental body or private organization with a mandate to protect the environment that has submitted written comments may also appeal the Department's Certification. Failure to submit comments before the end of the public comment period may result in the waiver of any right to an adjudicatory hearing.

Commonwealth of Massachusetts
Executive Office of Environmental Affairs
MEPA Office

100 Cambridge St., Suite 900
Boston, MA 02114
Telephone 617-626-1020

The following should be completed and submitted to a local newspaper:

PUBLIC NOTICE OF ENVIRONMENTAL REVIEW

PROJECT: McCoy Field – New Keith Middle Schools Wetlands Remediation

LOCATION: 225 Hathaway Boulevard, New Bedford, MA 02740

PROPOSER: City of New Bedford

The undersigned is submitting an Environmental Notification Form ("ENF") to the Secretary of Environmental Affairs on or before June 20, 2005.

This will initiate review of the above project pursuant to the Massachusetts Environmental Policy Act ("MEPA", M.G.L. c. 30, s.s. 61, 62 62H). Copies of the ENF may be obtained from:

City of New Bedford
133 William Street
New Bedford, MA 02740
Scott Alfonse, Director
Department of Environmental Stewardship
508-979-1487

Copies of the ENF are also being sent to the Conservation Commission and Planning Board of New Bedford, where they may be inspected.

The Secretary of Environmental Affairs will publish notice of the ENF in the Environmental Monitor, will receive public comments on the project for 20 days, and will then decide, within ten days, if an environmental Impact Report is needed. A site visit and consultation session on the project may also be scheduled. All persons wishing to comment on the project, or to be notified of a site visit or consultation session, should write to the Secretary of Environmental Affairs, 100 Cambridge St., Suite 900, Boston, Massachusetts 02114, Attention: MEPA Office, referencing the above project.

Attachment C

List of All Agencies Receiving a Copy of the ENF

Secretary Ellen Roy Herzfelder
Exec. Office of Env. Affairs
Attn: MEPA Office
100 Cambridge Street
Boston, MA 02114

DEP Commissioner's Office
Attn: MEPA Coordinator
One Winter Street
Boston, MA 02108

Massachusetts Highway Department
District # 5, Attn: MEPA Coord.
Box 111, 1000 County Street
Taunton, MA 02780

Southeastern Regional Planning and
Economic Development District
88 Broadway
Taunton, MA 02780

Ms. Rita Arruda, City Clerk
Clerk of the City Council
133 William Street
New Bedford, MA 02740

Division of Marine Fisheries
Attn: Environmental Reviewer
50A Portside Drive
Pocasset, MA 02559

Mr. James Stergios
Undersecretary for Policy
c/o Nancy Gabriel-Sackie
100 Cambridge Street, Suite 900
Boston, MA 02114

Executive Office of Transportation
Attn: Environmental Reviewer
10 Park Plaza, Room 3510
Boston, MA 02116-3969

Massachusetts Aeronautics
Commission
Attn: MEPA Coordinator
10 Park Plaza, Suite 3510
Boston, MA 02116
Mr. Scott Alfonse
City of New Bedford
Dept. of Environmental Stewardship
133 William Street, Room 311
New Bedford, MA 02740

Health Department
City of New Bedford
133 William Street
New Bedford, MA 02740

DEP/Southeast Regional Office
Attn: MEPA Coordinator
20 Riverside Drive
Lakeville, MA 02347

Massachusetts Highway Department
Public/Private Development Unit
10 Park Plaza
Boston, MA 02116

Massachusetts Historical
Commission
The MA Archives Building
220 Morrissey Boulevard
Boston, MA 02125
Ms. Sarah Porter
City of New Bedford
Dept. of Environmental Stewardship
133 William Street, Room 311
New Bedford, MA 02740

Coastal Zone Management
Attn: Project Review Coordinator
251 Causeway Street, Suite 500
Boston, MA 02114