

MODIFICATION OF AUTHORIZATION TO DISCHARGE UNDER THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM

In compliance with the provisions of the Federal Clean Water Act, as amended, (33 U.S.C. §§1251 et seq.; the "CWA"), and the Massachusetts Clean Waters Act, as amended, (M.G.L. Chap. 21, §§ 26-53),

Town of Hudson
Department of Public Works

is authorized to discharge from the facility located at

Hudson Wastewater Treatment Facility
One Municipal Drive
Hudson, MA 01749

to receiving water named

Assabet River

in accordance with effluent limitations, monitoring requirements and other conditions set forth in the permit issued on March 1, 2019, except as modified with new language in bold in Footnote 10 of Part I.A.1, and Special Conditions, Part I.H.1.

This permit modification shall become effective upon the date of signature.

This modified permit and the authorization to discharge expire at midnight, April 30, 2024.

This modified permit is issued pursuant to 40 CFR § 124.5, and revises and supersedes the relevant portions of the permit that was issued on March 1, 2019.

This permit consists of Part I (24 pages including effluent limitations and monitoring requirements); Attachment A (USEPA Region 1 Freshwater Acute Toxicity Test Procedure and Protocol, February 2011, 8 pages); Attachment B (USEPA Region 1 Freshwater Chronic Toxicity Test Procedure and Protocol, March 2013, 7 pages); Attachment C (Reassessment of Technically Based Industrial Discharge Limits, 9 pages); Attachment D (NPDES Permit Requirement for Industrial Pretreatment Annual Report, 2 pages) and Part II (NPDES Part II Standard Conditions, April, 2018, 21 pages).

Signed this day of April

KENNETH MORAFF
Digitally signed by KENNETH MORAFF
Date: 2022.04.29 15:51:48 -0400

[Handwritten signature]

Ken Moraff, Director
Water Division
Environmental Protection Agency
Boston, MA

Lealdon Langley, Director
Division of Watershed Management
Department of Environmental Protection
Commonwealth of Massachusetts
Boston, MA

PART I

A.1. During the period beginning on the effective date and lasting through expiration, the permittee is authorized to discharge treated effluent from outfall serial number 001 to the Assabet River. Such discharges shall be limited and monitored as specified below.

<u>EFFLUENT CHARACTERISTIC</u>		<u>EFFLUENT LIMITS</u>			<u>MONITORING REQUIREMENTS</u> ¹		
<u>PARAMETER</u>	<u>AVERAGE MONTHLY</u> ²	<u>AVERAGE WEEKLY</u> ²	<u>AVERAGE MONTHLY</u> ²	<u>AVERAGE WEEKLY</u> ²	<u>MAXIMUM DAILY</u>	<u>MEASUREMENT FREQUENCY</u>	<u>SAMPLE TYPE</u> ⁶
TOTAL ALUMINUM ¹⁰	*****	*****	87 ug/L	*****	Report µg/L	1/MONTH	24-HOUR COMPOSITE

Footnotes:

...

10. **The limit of 87 µg/L shall be effective after the compliance schedule found at Special Conditions, Part I.H.1 below.**

...

H. SPECIAL CONDITIONS

1. Aluminum

The final aluminum effluent limit of 87 µg/L shall be subject to a schedule of compliance whereby the limit takes effect four (4) years after the original effective date of this permit. For the period starting on the effective date of this permit and ending four (4) years after the effective date, the Permittee is required to meet the previous average monthly total aluminum permit limit of 278 µg/L. The Permittee shall submit an annual report due by January 15th of each of the first four (4) years of the permit that will detail its progress towards meeting the final aluminum effluent limit.

If during the four-year period after the effective date of the permit, MassDEP's revised aluminum criteria have not yet been approved by EPA, then the Permittee may request another permit modification, pursuant to 40 CFR § 122.62(a)(3), for a further delay of the effective date of the final aluminum effluent limit. If new criteria are approved by EPA before the effective date of the final aluminum effluent limit, the Permittee may apply for a permit modification, pursuant to 40 CFR § 122.62(a)(3), for revisions to the permit based on whether there is reasonable potential for the facility's aluminum discharge to cause or contribute to a violation of the newly approved aluminum criteria.¹

¹ The final effluent limit of 87 µg/L for aluminum may be modified prior to the end of the four-year compliance schedule if warranted by the new criteria and a reasonable potential analysis and consistent with anti-degradation requirements. Such a modification would not trigger anti-backsliding prohibitions, as reflected in CWA 402 § (o) and 40 C.F.R. § 122.44(l).

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In compliance with the provisions of the Federal Clean Water Act, as amended, (33 U.S.C. §§1251 et seq.; the "CWA"), and the Massachusetts Clean Waters Act, as amended, (M.G.L. Chap. 21, §§ 26-53),

Town of Hudson
Department of Public Works

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Hudson Wastewater Treatment Facility
One Municipal Drive
Hudson, MA 01749

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in accordance with effluent limitations, monitoring requirements and other conditions set forth in the permit issued on March 1, 2019, except as modified with new language in bold in the Table in Part I.A.1, Footnote 10 of Part I.A.1, and Special Conditions, Part I.H.1.

This permit modification shall become effective on the first day of the calendar month immediately following 30 days after signature. 1

This modified permit and the authorization to discharge expire at midnight, April 30, 2024.

This modified permit is issued pursuant to 40 CFR § 124.5, and revises and supersedes the relevant portions of the permit that was issued on March 1, 2019.

This permit consists of Part I (24 pages including effluent limitations and monitoring requirements); Attachment A (USEPA Region 1 Freshwater Acute Toxicity Test Procedure and Protocol, February 2011, 8 pages); Attachment B (USEPA Region 1 Freshwater Chronic Toxicity Test Procedure and Protocol, March 2013, 7 pages); Attachment C (Reassessment of Technically Based Industrial Discharge Limits, 9 pages); Attachment D (NPDES Permit Requirement for Industrial Pretreatment Annual Report, 2 pages) and Part II (NPDES Part II Standard Conditions, April, 2018, 21 pages).

Signed this day of

Ken Moraff, Director
Water Division
Environmental Protection Agency
Boston, MA

Lealdon Langley, Director
Division of Watershed Management
Department of Environmental Protection
Commonwealth of Massachusetts
Boston, MA

1 Pursuant to 40 Code of Federal Regulations (CFR) § 124.15(b)(3), if no comments requesting a change to the Draft Permit Modification are received, the permit modification will become effective upon the date of signature. Procedures for appealing EPA's Final Permit decision may be found at 40 CFR § 124.19.

PART I

A.1. During the period beginning on the effective date and lasting through expiration, the permittee is authorized to discharge treated effluent from outfall serial number 001 to the Assabet River. Such discharges shall be limited and monitored as specified below.

<u>EFFLUENT CHARACTERISTIC</u>		<u>EFFLUENT LIMITS</u>			<u>MONITORING REQUIREMENTS</u> ¹		
<u>PARAMETER</u>	<u>AVERAGE MONTHLY</u> ²	<u>AVERAGE WEEKLY</u> ²	<u>AVERAGE MONTHLY</u> ²	<u>AVERAGE WEEKLY</u> ²	<u>MAXIMUM DAILY</u>	<u>MEASUREMENT FREQUENCY</u>	<u>SAMPLE TYPE</u> ⁶
TOTAL ALUMINUM ¹⁰	*****	*****	87 ug/L -or- 278 µg/L	*****	Report µg/L	1/MONTH	24-HOUR COMPOSITE

Footnotes:

...

10. If the revised 2021 Massachusetts Surface Water Quality Standards (SWQS) are approved by EPA before this Permit Modification is issued:

The limit of 278 µg/L is effective immediately.

If the revised SWQS are not approved by EPA at the time this Permit Modification is issued:

The limit of 87 µg/L shall be effective after the compliance schedule found at Special Conditions, Part I.H.1 below.

...

H. SPECIAL CONDITIONS

1. Aluminum

If the revised SWQS are approved by EPA before this Permit Modification is issued:

There is no special condition related to aluminum.

If the revised SWQS are not approved by EPA at the time this Permit Modification is issued:

The final aluminum effluent limit of 87 µg/L shall be subject to a schedule of compliance whereby the limit takes effect four (4) years after the original effective date of this permit. For the period starting on the effective date of this permit and ending four (4) years after the effective date, the Permittee is required to meet the previous average monthly total aluminum permit limit of 278 µg/L. The Permittee shall submit an annual report due by January 15th of each of the first four (4) years of the permit that will detail its progress towards meeting the final aluminum effluent limit.

If during the four-year period after the effective date of the permit, MassDEP's revised aluminum criteria have not yet been approved by EPA, then the Permittee may request another permit modification, pursuant to 40 CFR § 122.62(a)(3), for a further delay of the effective date of the final aluminum effluent limit. If new criteria are approved by EPA before the effective date of the final aluminum effluent limit, the Permittee may apply for a permit modification, pursuant to 40 CFR § 122.62(a)(3), for revisions to the permit based on whether there is reasonable potential for the facility's aluminum discharge to cause or contribute to a violation of the newly approved aluminum criteria.²

²The final effluent limit of 87 µg/L for aluminum may be modified prior to the end of the four-year compliance schedule if warranted by the new criteria and a reasonable potential analysis and consistent with anti-degradation requirements. Such a modification would not trigger anti-backsliding prohibitions, as reflected in CWA 402 § (o) and 40 C.F.R. § 122.44(l).

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 1
5 POST OFFICE SQUARE, SUITE 100
BOSTON, MASSACHUSETTS 02109-3912

STATEMENT OF BASIS

NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMIT
MODIFICATION TO DISCHARGE TO WATERS OF THE UNITED STATES
PURSUANT TO THE CLEAN WATER ACT (CWA)

NPDES PERMIT NO.: **MA0101788**

PUBLIC NOTICE START AND END DATES: January 21, 2022 – February 22, 2022

NAME AND ADDRESS OF APPLICANT:

**Town of Hudson
Department of Public Works
One Municipal Drive
Hudson, MA 01749**

NAME AND ADDRESS OF FACILITY WHERE DISCHARGE OCCURS:

**Hudson Wastewater Treatment Facility
One Municipal Drive
Hudson, MA 01749**

RECEIVING WATERS: **Assabet River, (MA82B-05)**

CLASSIFICATION: **B, Warm Water Fishery**

1.0 PROPOSED ACTION

On March 1, 2019, Region 1 of the U.S. Environmental Protection Agency (“Region”) and the Massachusetts Department of Environmental Protection issued a NPDES Permit (“2019 Permit”) to the Town of Hudson (“Permittee”) for discharges from the Hudson Wastewater Treatment Plant to the Assabet River via Outfall 001.

This statement of basis explains the rationale for a Permit Modification to the Final 2019 NPDES Permit pursuant to federal regulations found at 40 C.F.R. §122.62.

This Permit Modification proposes to either remove the monthly average aluminum limit of 87 µg/L and carry forward the 2005 monthly average aluminum limit of 278 µg/L or extend the compliance period for the final aluminum limit to four (4) years from the original effective date of the 2019 Permit.

2.0 BASIS OF PERMIT MODIFICATION

The 2005 permit included a monthly average aluminum limit of 278 µg/L. The analysis conducted for the 2019 Permit indicated that a more stringent monthly average aluminum limit would be required to continue to meet WQS under current conditions at that time. Therefore, the 2019 Permit proposed a modified monthly average limit of 87 µg/L with a three-year compliance schedule and therefore, this limit

is not yet in effect.¹ Part I.H.1 of the 2019 Permit includes a compliance schedule for the monthly average aluminum effluent limit with a reopener clause. Specifically, it states:

If during the three-year period after the effective date of the permit, Massachusetts adopts revised aluminum criteria, then the permittee may request a permit modification, pursuant to 40 C.F.R. § 122.62(a)(3), for a further delay of the effective date of the final aluminum effluent limit. If new criteria are approved by EPA before the effective date of the final aluminum effluent limit, the permittee may apply for a permit modification, pursuant to 40 C.F.R. § 122.62(a)(3), for a longer time to meet the final aluminum effluent limit and/or for revisions to the permit based on whether there is reasonable potential for the facility's aluminum discharge to cause or contribute to a violation of the newly approved aluminum criteria and meeting applicable anti-degradation requirements.

In accordance with this reopener provision, the Permittee requested a modification of the aluminum limit by email on January 19, 2022.

EPA notes that MassDEP promulgated final revised Surface Water Quality Standards (SWQS)², including revised aluminum criteria, on November 12, 2021. The revised SWQS still need to go through the EPA review and approval process before they can be used in NPDES permits.

Given the pending status of the revised SWQS which may be approved before this Permit Modification is issued, EPA has developed this Permit Modification with two potential outcomes depending on the status of the EPA approval process at the time this Permit Modification is issued. EPA is soliciting comments on both options which are summarized below.

- If the revised SWQS are approved before this Permit Modification is issued, EPA has determined that the aluminum limit of 278 ug/L from the 2005 Permit would be applied and the compliance schedule would be removed. The justification for this change is described below.
- If the revised SWQS are not approved before this Permit Modification is issued, the changes described below will not be made to the final Modified Permit and instead the compliance schedule for the final aluminum limit of 87 µg/L will be extended to four (4) years from the original effective date of the Final 2019 Permit to allow additional time for EPA to review the new SWQS proposed by MassDEP.

Determination of Changes if revised SWQS are Approved before this Permit Modification is Issued

Since MassDEP has promulgated revised aluminum criteria, EPA will reassess whether a more stringent limit is still needed or if the currently effective limit of 278 µg/L is sufficient to meet the revised aluminum criteria.

The mass balance equation, presented in the 2018 Fact Sheet, is used to project the aluminum concentration downstream of the facility and the downstream concentration is compared to the revised

¹ The final effluent limit of 87 µg/L for aluminum may be modified prior to the end of the three-year compliance schedule if warranted by the new criteria and a reasonable potential analysis and consistent with anti-degradation requirements. Such a modification would not trigger anti-backsliding prohibitions, as reflected in CWA 402 § (o) and 40 C.F.R. § 122.44(l).

² <https://www.mass.gov/doc/314-cmr-4-massachusetts-surface-water-quality-standards/download>

watershed default aluminum criteria³ for the Sudbury, Assabet, and Concord (SuAsCo) watershed to assess how the new criteria would change the results of the analysis already conducted for aluminum in the 2019 Permit.

The following mass balance equation is used to determine whether the 2005 Permit limit of 278 µg/L is protective of water quality standards:

$$Q_e C_e + Q_s C_s = Q_r C_r$$

rewritten as:

$$C_r = \frac{Q_e C_e + Q_s C_s}{Q_r}$$

Where:

Q_e = Effluent flow = 3 MGD = 4.64 cfs (design flow)

C_e = Aluminum limit = 278 $\frac{\mu g}{L}$ (aluminum limit from the 2005 Permit)

Q_s = Low flow in Assabet river = 7Q10_{Effluent} = 12 cfs (See 2018 Fact Sheet Section IV.C.1.a)

C_s = Instream aluminum = 45 $\frac{\mu g}{L}$ (median in-stream aluminum concentration according to WET tests from 2016-2021)

Q_r = Flow immediately downstream of effluent = $Q_e + Q_s = 16.64$ cfs

C_r = Aluminum concentration immediately downstream of effluent

Evaluation & Result:

$$\frac{(4.64 \text{ cfs})(278 \frac{\mu g}{L}) + (12 \text{ cfs})(45 \frac{\mu g}{L})}{16.64 \text{ cfs}} = \frac{1290 + 540}{16.64} = 110 \frac{\mu g}{L} = C_r$$

$$110 \frac{\mu g}{L} < 394 \frac{\mu g}{L}$$

Since the estimated aluminum concentration downstream of the effluent is less than the applicable watershed default water quality criterion of 394 µg/L (presented in Appendix A of 314 CMR 4.06), the limit in the 2005 Permit is protective of the revised chronic SWQS for aluminum. As a result, the Modified Permit proposes to remove the more stringent limit of 87 µg/L and instead carries forward the 2005 Permit limit of 278 µg/L.

Additionally, under this scenario the compliance schedule included in Part I.H.1 of the draft Modified Permit would be unnecessary and removed from the final Modified Permit. This schedule was intended to provide time for the aluminum criteria to be approved, so it is not needed if the new criteria are already approved by EPA before issuance of the modified permit. Further, the limit of 278 µg/L is already effective based on the 2005 Permit and a compliance schedule associated with that limit is not appropriate or warranted.

³ EPA conducted this analysis using the watershed defaults, EPA would consider calculating site-dependent criteria using site-specific pH, DOC and hardness data if sufficient data is provided during the comment period for the receiving water.

3.0 STATE CERTIFICATION

EPA may not issue a permit unless the State Water Pollution Control Agency with jurisdiction over the receiving water(s) either certifies that the effluent limitations contained in the Draft Permit Modification are stringent enough to assure that the discharge will not cause the receiving water to violate the State WQSs or it is deemed that the state has waived its right to certify. Regulations governing state certification are set forth in 40 C.F.R. § 124.53 and § 124.55. EPA has requested permit certification by the State pursuant to 40 C.F.R. § 124.53 and expects that the Draft Permit Modification will be certified.

If the State believes that any conditions more stringent than those contained in the Draft Permit Modification are necessary to meet the requirements of either the CWA §§ 208(e), 301, 302, 303, 306 and 307, and with appropriate requirements of State law, the State should include such conditions and, in each case, cite the CWA or State law reference upon which that condition is based. Failure to provide such a citation waives the right to certify as to that condition. The only exception to this is that the sludge conditions/requirements implementing § 405(d) of the CWA are not subject to the § 401 State Certification requirements. Reviews and appeals of limitations and conditions attributable to State Certification shall be made through the applicable procedures of the State and may not be made through the applicable procedures of 40 C.F.R. § 124.

In addition, the State should provide a statement of the extent to which any condition of the Draft Permit Modification can be made less stringent without violating the requirements of State law. Since the State's certification is provided prior to permit issuance, any failure by the State to provide this statement waives the State's right to certify or object to any less stringent condition.

It should be noted that under CWA § 401, EPA's duty to defer to considerations of state law is intended to prevent EPA from relaxing any requirements, limitations or conditions imposed by state law. Therefore, "[a] State may not condition or deny a certification on the grounds that State law allows a less stringent permit condition." *See* 40 C.F.R. § 124.55(c). In such an instance, the regulation provides that, "The Regional Administrator shall disregard any such certification conditions or denials as waivers of certification." *Id.* EPA regulations pertaining to permit limits based upon water quality standards and state requirements are contained in 40 C.F.R. § 122.4(d) and 40 C.F.R. § 122.44(d).

4.0 ADMINISTRATIVE RECORD, PUBLIC COMMENT PERIOD, HEARING REQUESTS, AND PROCEDURES FOR FINAL DECISION

All persons, including applicants, who believe any condition of the Draft Permit Modification is inappropriate must raise all issues and submit all available arguments and all supporting material for their arguments in full by the close of the public comment period to:

Michele Duspiva
EPA Region 1
5 Post Office Square, Suite 100 (06-4)
Boston, MA 02109-3912
Telephone: (617) 918-1682
Email: Duspiva.Michele@epa.gov

Any person, prior to such date, may submit a request in writing for a public hearing to consider the Draft Permit Modification to EPA and the State Agency. Such requests shall state the nature of the issues proposed to be raised in the hearing. A public meeting may be held if the criteria stated in 40 C.F.R. § 124.12 are satisfied. In reaching a decision on the Final Permit Modification, EPA will respond to all

significant comments and make these responses available to the public on EPA's website and at EPA's Boston office.

Following the close of the comment period, and after any public hearings, if such hearings are held, EPA will issue a decision regarding the proposed Permit Modification and forward a copy of the final decision to the applicant and each person who has submitted written comments or requested notice. Within 30 days following the notice of the Final Permit decision, any interested person may submit a petition for review of the permit to EPA's Environmental Appeals Board consistent with 40 C.F.R. §124.19 and/or submit a request for an adjudicatory hearing to MassDEP's Office of Appeals and Dispute Resolution consistent with 310 CMR 1.00.

5.0 EPA & MassDEP Contacts

Additional information concerning the Draft Permit Modification may be obtained via email or by appointment, Monday through Friday, excluding holidays from the EPA and MassDEP contacts below:

Michele Duspiva
EPA Region 1
5 Post Office Square, Suite 100 (06-4)
Boston, MA 02109-3912
Telephone: (617) 918-1682
Email: Duspiva.Michele@epa.gov

Jennifer Wood, MassDEP
Massachusetts Department of Environmental Protection
Bureau of Water Resources
Division of Watershed Management
1 Winter Street
Boston, Massachusetts 02108
Telephone: (617) 835-9886
Email: Jennifer.Wood@mass.gov

January 2022

Date

Ken Moraff, Director
Water Division
U.S. Environmental Protection Agency

UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY–REGION 1 (EPA)
WATER DIVISION
5 POST OFFICE SQUARE
BOSTON, MASSACHUSETTS 02109

MASSACHUSETTS DEPARTMENT OF
ENVIRONMENTAL PROTECTION (MASSDEP)
COMMONWEALTH OF MASSACHUSETTS
1 WINTER STREET
BOSTON, MASSACHUSETTS 02108

JOINT PUBLIC NOTICE OF A DRAFT NATIONAL POLLUTANT DISCHARGE
ELIMINATION SYSTEM (NPDES) PERMIT MODIFICATION TO DISCHARGE INTO
THE WATERS OF THE UNITED STATES UNDER SECTION 301, 316(a), AND 402
OF THE CLEAN WATER ACT (THE "ACT"), AS AMENDED, AND REQUEST FOR
STATE CERTIFICATION UNDER SECTION 401 OF THE ACT.

PUBLIC NOTICE PERIOD: **January 21, 2022 – February 22, 2022**

PERMIT NUMBER: **MA0101788**

NAME AND MAILING ADDRESS OF APPLICANT:

**Town of Hudson
Department of Public Works
One Municipal Drive
Hudson, MA 01749**

NAME AND ADDRESS OF THE FACILITY WHERE DISCHARGE OCCURS:

**Hudson Wastewater Treatment Facility
One Municipal Drive
Hudson, MA 01749**

RECEIVING WATER AND CLASSIFICATION:

Assabet River, (MA82B-05), Class B

PREPARATION OF THE DRAFT PERMIT MODIFICATION:

The U.S. Environmental Protection Agency ("EPA") and the Massachusetts Department of Environmental Protection ("MassDEP") have cooperated in the development of a draft permit modification for the above identified facility. The effluent limits and permit conditions imposed have been drafted to assure compliance with the Clean Water Act ("CWA"), 33 U.S.C. sections 1251 et seq., the Massachusetts Clean Waters Act, G.L. c. 21, §§ 26-53, 314 CMR 3.00 and State Surface Water Quality Standards at 314 CMR 4.00.

INFORMATION ABOUT THE DRAFT PERMIT:

The Draft Permit Modification and explanatory Statement of Basis may be obtained at no cost at <https://www.epa.gov/npdes-permits/massachusetts-draft-individual-npdes-permits> or by contacting:

Michele Duspiva
EPA Region 1
5 Post Office Square, Suite 100 (06-4)
Boston, MA 02109-3912
Telephone: (617) 918-1682
Email: Duspiva.Michele@epa.gov

Following U.S. Centers for Disease Control and Prevention (CDC) and U.S. Office of Personnel Management (OPM) guidance and specific state guidelines impacting our regional offices, EPA's workforce has been directed to telework to help prevent transmission of the coronavirus. While in this workforce telework status, there are practical limitations on the ability of Agency personnel to allow the public to review the administrative record in person at the EPA Boston office. However, any electronically available documents that are part of the administrative record can be requested from the EPA contact above.

PUBLIC COMMENT AND REQUESTS FOR PUBLIC HEARINGS:

All persons, including applicants, who believe any condition of this Draft Permit Modification is inappropriate must raise all reasonably ascertainable issues and submit all reasonably available arguments supporting their position by **February 22, 2022**, which is the close of the public comment period. Comments, including those pertaining to EPA's request for CWA § 401 certification, should be submitted to the EPA contact at the address or email listed above. Upon the close of the public comment period, EPA will make all comments available to MassDEP. All commenters who want MassDEP to consider their comments in the state decision-making processes (i.e., the separate state permit and the CWA § 401 certification) must submit such comments to MassDEP during the state comment period for the state Draft Permit Modification and CWA § 401 certification. For information on submitting such comments to MassDEP, please follow the instructions found in the state public notice at: <https://www.mass.gov/service-details/massdep-public-hearings-comment-opportunities>.

Any person, prior to the close of the public comment period, may submit a request in writing to EPA for a public hearing on the Draft Permit Modification under 40 CFR § 124.10. Such requests shall state the nature of the issues proposed to be raised in the hearing. A public hearing may be held after at least thirty days public notice if the Regional Administrator finds that response to this notice indicates significant public interest. In reaching a final decision on this Draft Permit Modification, the Regional Administrator will respond to all significant comments and make the responses available to the public.

Due to the COVID-19 National Emergency, if comments are submitted in hard copy form, please also email a copy to the EPA contact above.

FINAL PERMIT DECISION:

Following the close of the comment period, and after a public hearing, if such hearing is held, the Regional Administrator will issue a final permit decision and notify the applicant and each person who has submitted written comments or requested notice.

KEN MORAFF, DIRECTOR
WATER DIVISION
UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY – REGION 1

LEALDON LANGLEY, DIRECTOR
DIVISION OF WATERSHED MANAGEMENT
MASSACHUSETTS DEPARTMENT OF
ENVIRONMENTAL PROTECTION