

NOTICE OF SITE RECLASSIFICATION AND PERMIT APPLICATION

**254 Caroline and 261 Neptune Streets
Fall River, Massachusetts
DEP Release Tracking Number 4-10429**

Pursuant to Massachusetts Contingency Plan (310 CMR 40.0480), an Initial Site Investigation has been performed at the above-referenced location. A release of oil and/or hazardous materials has occurred at this location, which is a disposal site (defined by M.G.L. c. 21E, Section 2). This site has been reclassified as Tier I B, pursuant to 310 CMR 40.0500, and an Initial Tier 1B Permit application is being submitted on March 7, 2003 to the Department of Environmental Protection (DEP) pursuant to 310 CMR 40.0703. A permit is required to proceed with a Comprehensive Remedial Responses at all Tier I sites.

Anyone interested in reviewing the permit application should notify DEP by writing to DEP, Bureau of Waste Site Cleanup, Permit Section at 20 Riverside Drive, Lakeville, MA. 02347 by March 7, 2003. If anyone notifies DEP of his or her interest in reviewing or submitting comments on the Tier I permit application, DEP will conduct a public comment review period of twenty (20) days, which shall run concurrently with DEP's Initial Technical Review of the application. Anyone who fails to notify DEP in writing of his/her interest in commenting on the application by the above date may be deemed to have waived his/her rights, if any, to appeal DEP's permit decision or to intervene in an adjudicatory proceeding with respect to this application, pursuant to 310 CMR 40.0770(2).

M.G.L. c. 21E and the Massachusetts Contingency Plan provide additional opportunities for public notice of and involvement in decisions regarding response actions at disposal sites: 1) The Chief Municipal Official and Board of Health of the community in which the site is located will be notified of major milestones and events, pursuant to 310 CMR 40.1403; and 2) Upon receipt of a petition from ten or more residents of the municipality in which the disposal site is located, or of a municipality potentially affected by a disposal site, a plan for involving the public in decisions regarding response actions at the site will be prepared and implemented, pursuant to 310 CMR 40.1405.

To obtain more information on this disposal site and the opportunities for public involvement during its remediation, please contact

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