

**DEPARTMENT OF ENVIRONMENTAL PROTECTION
WATERWAYS REGULATION PROGRAM**

**Notice of License Application Pursuant to M. G. L. Chapter 91
Waterways License Application Number W07-1927N**

Applicant: Seafood Shanty Realty Trust "Seafood Shanty Restaurant"
Project Location: 31 Dock Street, Edgartown, MA 02539
Scheduled Public Hearing: 05 /06 /2009 at 10:00 am
Public Comments Deadline: 05 /22/ 2009

NOTIFICATION DATE: April 22, 2009

Public notice is hereby given of the waterways application by the Seafood Shanty Realty Trust, "Seafood Shanty Restaurant" to Amend License # 7182 (1998) to maintain two (2) decks and to construct and maintain a two (2) story addition on the Dock Street side of the facility, at 31 Dock Street, in the municipality of Edgartown, on the filled tidelands of Edgartown Harbor. The proposed project has been determined to be nonwater-dependent.

The Department of Environmental Protection, Waterways Regulation Program, will conduct a public hearing on the aforesaid project proposal on Wednesday, May 6, 2009, at 10:00 am in the Fred B. Morgan, Jr. Meeting Room at the Town Hall, 70 Main Street, Edgartown, MA. The Department will conduct this public hearing in order to receive information to be used in its decision on whether to grant a Waterways License pursuant to M.G.L. Chapter 91.

The Department will consider all written comments on this Waterways application received by May 22, 2009 (Public Comments Deadline). Failure of any aggrieved person or group of ten citizens or more to submit written comments to the Waterways Regulation Program by the Public Comments Deadline will result in the waiver of any right to an adjudicatory hearing in accordance with 310 CMR 9.13(4)(c).

Additional information regarding this application may be obtained by contacting the Waterways Regulation Program at (508) 946-2748. Project plans and documents for this application are on file with the Waterways Regulation Program for public viewing, by appointment only, at the address below.

Written comments must be addressed to: Carlos T.B. Fragata, Environmental Analyst, DEP Waterways Regulation Program, 20 Riverside Drive, Lakeville, MA 02347.