

NOTICE OF SITE RECLASSIFICATION

**147 LOWELL ROAD
CONCORD, MASSACHUSETTS
RTNs 3-001189 and 3-023741
Permit Application Transmittal Number: W051371**

Pursuant to the Massachusetts Contingency Plan (310 CMR 40.0480), a release of oil and/or hazardous materials has occurred at 147 Lowell Road, Concord Massachusetts 01742-1712, which is a disposal site (as defined by M.G.L. c. 21E, Section 2). This disposal site has been reclassified as Tier IB (310 CMR 40.0500), and a Tier IB permit application is being submitted on September 28, 2004 to the Massachusetts Department of Environmental Protection (MADEP) pursuant to 310 CMR 40.0703. A permit is required to proceed with Comprehensive Remedial Response Actions at Tier I disposal sites.

Anyone interested in reviewing the permit application should notify MADEP in writing to: MADEP, Bureau of Waste Site Cleanup, Permit Section, at One Winter Street, Boston, MA 02108 after September 28, 2004. If anyone notifies MADEP of his or her interest in reviewing or submitting comment on the Tier I Permit Application, MADEP will conduct a public comment review period of twenty (20) days which shall run concurrently with MADEP's Initial Technical Review of the application. Anyone who fails to notify MADEP 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 MADEP'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 disposal 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 additional characterization activities, please contact Jarrod P. Yoder, P.G. of GeoInsight, Inc. in writing at 319 Littleton Road, Suite 105, Westford, Massachusetts, 01886, or by phone at (978) 692-1114.