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July 7, 2006

CERTIFICATE OF THE SECRETARY OF ENVIRONMENTAL AFFAIRS ON THE ENVIRONMENTAL NOTIFICATION FORM

PROJECT NAME	: John Alden Farm
PROJECT MUNICIPALITY	: Dartmouth
PROJECT WATERSHED	: Buzzards Bay
EOEA NUMBER	: 13811
PROJECT PROPONENT	: Tucker Lane Properties, LLC
DATE NOTICED IN MONITOR	: June 7, 2006

Pursuant to the Massachusetts Environmental Policy Act (G. L. c. 30, ss. 61-62H) and Section 11.06 of the MEPA regulations (301 CMR 11.00), I hereby determine that this project **does not require** the preparation of an Environmental Impact Report (EIR).

As described in the Environmental Notification Form (ENF), the project is comprised of a sewer extension approximately 1.0 mile in length to serve a proposed 38-lot subdivision, and seven (7) existing homes. The proposed subdivision is located on approximately 68.8 acres, and is bounded generally by Tucker Road, Allen Street and Tucker Lane. The proponent has stated that this sewer connection is being proposed in accordance with the Town of Dartmouth's Growth Management Mater Plan. The site is bisected by a Bordering Vegetated Wetland with approximately 15 acres of upland to the west and 25 acres of upland to the east of the on-site wetlands. The site includes approximately 20 acres of farmland that had been planted with row crops until this year.

The project is subject to environmental review pursuant to 301 CMR 11.03 (5)(b)(3)(c) of the MEPA regulations since it will involve the construction of a sewer main more than ½ mile in length that is not located within the right of way of an existing roadway, and 301 CMR 11.03 (1)(b)(1) for direct alteration of more than 25 acres of land. The project requires a Sewer Extension Permit (BRP WP 13) from the Department of Environmental Protection. The project requires an Order of Conditions from the Dartmouth Conservation Commission for work associated with construction of sewer mains and stormwater management basins. The project

will require a National Pollutant Discharge Elimination System Construction General Permit.

According to the ENF, the sewer extension will provide sewerage flows of approximately 20,240 gallons per day (gpd) to the municipal wastewater facility. This flow calculation includes the removal of existing Title 5 wastewater discharges (3,080 gpd) associated with existing homes within the subdivision, and connection of existing and new homes to the sewer system. The proponent has consulted with local authorities and confirmed that the anticipated flows can be accommodated by existing wastewater treatment facilities.

The project proponent prepared several alternatives during the local subdivision approval process including preservation of open space and agricultural lands, a clustered development over-55 housing scenario, and alternative access locations. The project proponent intends to donate 15 acres of the wetland corridor that bisects the project site to the Town of Dartmouth. It is anticipated that stormwater generated by the project will be mitigated and controlled in accordance with DEP's Stormwater Management Policy and that appropriate erosion and sedimentation controls will be implemented during the construction process as recommended by the Department of Environmental Protection (DEP) in their comment letter.

The DEP has identified several former hazardous waste disposal sites in the vicinity of the proposed project through its Bureau of Waste Site Cleanup (BWSC) database. The project proponent is advised that, if oil and/or hazardous material is identified during the implementation of this project, notification pursuant to the Massachusetts Contingency Plan (310 CMR 40.0000) must be made and subsequent measure to remediate waste must be implemented.

Based on a review of the information provided in the ENF, and consultation with relevant public agencies, I find that the potential impacts of this project do not warrant the preparation of an EIR. Therefore, no further MEPA review is required. Outstanding issues may be properly addressed through the federal and state permitting processes.

July 7, 2006

DATE


Stephen R. Pritchard, Secretary

Comments Received:

6/29/06 Department of Environmental Protection - SERO
6/8/06 Division of Marine Fisheries

13811ENF

SRP/HSJ/hsj