



The Commonwealth of Massachusetts
Executive Office of Energy and Environmental Affairs
100 Cambridge Street, Suite 900
Boston, MA 02114

Deval L. Patrick
GOVERNOR

Timothy P. Murray
LIEUTENANT GOVERNOR

Ian A. Bowles
SECRETARY

Tel: (617) 626-1000
Fax: (617) 626-1181
<http://www.mass.gov/envir>

September 7, 2007

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

PROJECT NAME : Littleton Corporate Center
PROJECT MUNICIPALITY : Littleton
PROJECT WATERSHED : SuAsCo/Merrimack
EEA NUMBER : 14076
PROJECT PROPONENT : AC/ND Ling LLC
DATE NOTICED IN MONITOR : August 8, 2007

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.

As described in the Environmental Notification Form (ENF), the project involves the renovation of approximately 489,591 square feet (sf) of commercial office space and the construction of 587 additional parking spaces, for a total of 1,978 at the former Hewlett-Packard office site at King Street in Littleton. Access to the site is provided via one driveway on Route 119 and two driveways on Route 110. A Veterans of Foreign War (VFW) building on the site will be demolished and the associated septic system will be removed. The site also contains the Captain Thomas Nye House (also known as the Tuttle House) and the Barker Pear Orchard. The project involves relocating the Captain Thomas Nye House, demolishing an adjacent outbuilding to the house and building a new roadway through the Barker Pear Orchard.

The project is undergoing review pursuant to Section 11.03 (6)(b)(15) of the MEPA regulations, because the project requires an Access Permit from the Massachusetts Highway Department (MHD) and involves the construction of 300 or more new parking spaces at a single location. Because the proponent is not seeking financial assistance from the Commonwealth for the project, MEPA jurisdiction extends to those aspects of the project that may cause significant Damage to the Environment and that are within the subject matter of required or potentially required state permits. In this case, MEPA jurisdiction extends to issues concerning land alteration and traffic/air quality.

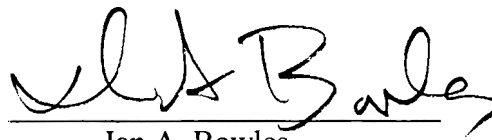
The proponent has demonstrated that the traffic impacts of the project, properly mitigated, should prove minor. The ENF estimates that the project will not generate any new vehicle trips per day on an average weekday other than the previously approved by MHD of 5,600.

The Captain Thomas Nye House (also known as the Tuttle House) and the Barker Pear Orchard are included in the Massachusetts Historical Commission's (MHC) Inventory of Historic and Archaeological Assets of the Commonwealth and may be eligible for listing in the National Register of Historic Places (36 CFR 60). Under the proposed plan the Captain Thomas Nye House would be relocated to a spot on the site set back approximately fifteen yards from King Street, a point just east of the existing structure at 510 King Street. MHC requested additional materials in order for MHC staff to evaluate whether the Captain Thomas Nye House, the Nye House outbuilding and the Barker Pear Orchard meet the criteria for listing in the National and State Registers of Historic Places. During the review of the ENF, the proponent provided additional material pertaining to the Captain Thomas Nye House to MHC and MEPA for further review. I advise the proponent to work closely with MHC to resolve these issues prior to the MHD permitting process.

The Department of Environmental Protection (MassDEP) has noted in their comment letter that the existing facility has operated under the terms of a groundwater discharge permit for twenty years which has always been in compliance with its effluent limits. The site is located on a hill, and all groundwater flows from the center of Town, across their property and down to Beaver Brook, which is the Zone II for the Westford Water Supply wells. MassDEP has also noted in their comments about contamination entering the property from offsite, because a Zone II is located near the proponent's downgradient property boundary.

I conclude that no further MEPA review is required. The review of the ENF has served adequately to disclose impacts and mitigation, and the impacts of the project do not warrant the preparation of an EIR. The proponent can resolve any remaining issues during the permitting process.

September 7, 2007
Date


Ian A. Bowles

Comments Received:

08/20/07 Massachusetts Historical Commission
08/24/07 Department of Environmental Protection
08/27/07 Executive Office of Transportation, Massachusetts Highway Department

IAB/ACC/acc