

ENF Environmental Notification Form

For Office Use Only
Executive Office of Environmental Affairs

EOEA No.: 13946
 MEPA Analyst: A. Canaday
 Phone: 617-626-1035

The information requested on this form must be completed to begin MEPA Review in accordance with the provisions of the Massachusetts Environmental Policy Act, 301 CMR 11.00.

Project Name: Proposed Bank Restoration		
Street: 2061 Main Road		
Municipality: Westport, MA	Watershed: Buzzards Bay	
Universal Transverse Mercator Coordinates: N 15085574.645, E 1073488.602	Latitude: 41° 30 '57" N	Longitude: 71° 04 '15" W
Estimated commencement date: October 15, 2007	Estimated completion date: January 15, 2007	
Approximate cost: \$600,000	Status of project design: 100 %complete	
Proponent: Town of Westport – Charlene Wood, Town Administrator		
Street: 816 Main Road		
Municipality: Westport	State: MA	Zip Code: 02790
Name of Contact Person From Whom Copies of this ENF May Be Obtained: Carlos G. Pena, P.E.		
Firm/Agency: CLE Engineering, Inc.	Street: 15 Creek Road	
Municipality: Marion	State: MA	Zip Code: 02738
Phone: (508) 748-0937	Fax: (508) 748-1363	E-mail: CPena@CLEEngineering.com

- Does this project meet or exceed a mandatory EIR threshold (see 301 CMR 11.03)?
 Yes No
- Has this project been filed with MEPA before?
 Yes (EOEA No. _____) No
- Has any project on this site been filed with MEPA before?
 Yes (EOEA No. _____) No
- Is this an Expanded ENF (see 301 CMR 11.05(7)) requesting:
- a Single EIR? (see 301 CMR 11.06(8)) Yes No
 - a Special Review Procedure? (see 301CMR 11.09) Yes No
 - a Waiver of mandatory EIR? (see 301 CMR 11.11) Yes No
 - a Phase I Waiver? (see 301 CMR 11.11) Yes No

Identify any financial assistance or land transfer from an agency of the Commonwealth, including the agency name and the amount of funding or land area (in acres):

Are you requesting coordinated review with any other federal, state, regional, or local agency?
 Yes (Specify: Westport Conservation Commission, US Department of ACOE PGP Cat.II, 401 Water Quality Certification, CZM Federal Consistency Review, Chapter 91) No

List Local or Federal Permits and Approvals: Westport Conservation Commission/DEP, Notice of Intent – Order of Conditions (Approved 12/07/06)
 US Department of ACOE PGP Cat.II – (In Progress)
 401 Water Quality Certification – (In Progress)
 CZM Federal Consistency Review – (In Progress)
 Chapter 91 License – (In Progress)

Which ENF or EIR review threshold(s) does the project meet or exceed (see 301 CMR 11.03):

- | | | |
|---------------------------------|---------------------------------------|--|
| <input type="checkbox"/> Land | <input type="checkbox"/> Rare Species | <input checked="" type="checkbox"/> Wetlands, Waterways, & Tidelands |
| <input type="checkbox"/> Water | <input type="checkbox"/> Wastewater | <input type="checkbox"/> Transportation |
| <input type="checkbox"/> Energy | <input type="checkbox"/> Air | <input type="checkbox"/> Solid & Hazardous Waste |
| <input type="checkbox"/> ACEC | <input type="checkbox"/> Regulations | <input type="checkbox"/> Historical & Archaeological Resources |

Summary of Project Size & Environmental Impacts	Existing	Change	Total	State Permits & Approvals
LAND				<input checked="" type="checkbox"/> Order of Conditions <input type="checkbox"/> Superseding Order of Conditions <input checked="" type="checkbox"/> Chapter 91 License <input checked="" type="checkbox"/> 401 Water Quality Certification <input type="checkbox"/> MHD or MDC Access Permit <input type="checkbox"/> Water Management Act Permit <input type="checkbox"/> New Source Approval <input type="checkbox"/> DEP or MWRA Sewer Connection/ Extension Permit <input checked="" type="checkbox"/> Other Permits (including Legislative Approvals) – Specify: ACOE PGP Category 2 CZM - Federal Consistency Review
Total site acreage				
New acres of land altered				
Acres of impervious area				
Square feet of new bordering vegetated wetlands alteration				
Square feet of new other wetland alteration				
Acres of new non-water dependent use of tidelands or waterways				
STRUCTURES				
Gross square footage				
Number of housing units				
Maximum height (in feet)				
TRANSPORTATION				
Vehicle trips per day				
Parking spaces				
WATER/WASTEWATER				
Gallons/day (GPD) of water use				
GPD water withdrawal				
GPD wastewater generation/ treatment				
Length of water/sewer mains (in miles)				

CONSERVATION LAND: Will the project involve the conversion of public parkland or other Article 97 public natural resources to any purpose not in accordance with Article 97?

- Yes (Specify _____) No

Will it involve the release of any conservation restriction, preservation restriction, agricultural preservation restriction, or watershed preservation restriction?

Yes (Specify _____) No

RARE SPECIES: Does the project site include Estimated Habitat of Rare Species, Vernal Pools, Priority Sites of Rare Species, or Exemplary Natural Communities?

Yes (Specify Estimated Habitat of Rare Species, Priority Sites of Rare Species) No

HISTORICAL /ARCHAEOLOGICAL RESOURCES: Does the project site include any structure, site or district listed in the State Register of Historic Place or the inventory of Historic and Archaeological Assets of the Commonwealth?

Yes (Specify _____) No

If yes, does the project involve any demolition or destruction of any listed or inventoried historic or archaeological resources?

Yes (Specify _____) No

AREAS OF CRITICAL ENVIRONMENTAL CONCERN: Is the project in or adjacent to an Area of Critical Environmental Concern?

Yes (Specify _____) No

PROJECT DESCRIPTION: The project description should include (a) a description of the project site, (b) a description of both on-site and off-site alternatives and the impacts associated with each alternative, and (c) potential on-site and off-site mitigation measures for each alternative (You may attach one additional page, if necessary.)

a.) The project is located in Westport Harbor in the Town of Westport, on the shore of Buzzards Bay, bordering Rhode Island. The project is the maintenance dredging of the Westport town wharves to a depth of -6.0 & -7.0 feet mlw with a 1' over depth that would be undertaken concurrently with the project to deepen the northern creek to -4.0 feet mlw. The maintenance project would require removal of about 20,735 c.y. of material by mechanical dredge with the material to be disposed off shore at the Cape Cod Bay Disposal Site (CCBDS).

b.) *Unconfined Open-Water Disposal (UOWD):* Originally eight (8) sediment samples were taken from specific locations within the proposed dredge areas to determine the suitability of the material for unconfined open-water disposal at the CCBDS. The Marine Analysis Section (MAS) of the ACOE found the data provided was sufficient to satisfy the evaluation and testing of the appropriate regulations.

Upland Disposal Site: The MAS found that only the material from sampling location S-6 was not suitable for unconfined open-water disposal at the CCBDS, however further testing of the sample location S-6 is currently underway to determine the extent of its incompatibility. This material represents approximately 850 cy of the total dredge volume. In the event this material is still found to be unsuitable for off-shore disposal an acceptable upland disposal site will be used.

c.) Mitigation measures for the propose project include a Time-of-Year (TOY) dredge restriction from January 15 through July 1 to protect winter flounder, diadromous species and horseshoe crab spawning and juvenile development. The implementation of a 30' no dredge zone and providing a 6 to 1 slope for the -5.0' dredge depth near identified salt marsh to further minimize impacts to tidal flats and adjacent coastal wetlands. Silt Curtains & Turbidity Screens will be implemented when excavating the sediment in the S-6 area, in the event that sediment near sampling location S-6 are still found unsuitable for UOWD.