

**DEPARTMENT OF ENVIRONMENTAL PROTECTION
WATERWAYS REGULATION PROGRAM AND
401 WATER QUALITY CERTIFICATION PROGRAM**

**Public Notice of Combined Chapter 91 Waterways Permit and
401 Water Quality Certification Application Transmittal No. X282704**

Applicant: City of Pittsfield

Project Location: 105 Hawthorne Ave, Pittsfield, MA 01201

Public Comments Deadlines: May 29, 2019

Notification Date: May 8, 2019

Pursuant to M.G.L. c.91 and 33 U.S.C. 1341 and M.G.L. c. 21 §43, notice is given of a Combined Chapter 91 Waterways Permit and 401 Water Quality Certification Application by the City of Pittsfield to remove the Tel-Electric Dam at 105 Hawthorne Avenue in Pittsfield on the Housatonic River West Branch. The project involves channel dredging and placement of fill for channel and bank stabilization. Information about the project may be obtained from: Kristopher Houle, MA Div. of Ecological Restoration, 251 Causeway Street, Suite 400, Boston, MA 02114; (617) 626-1543.

Written comments on the Combined Application must be sent **within twenty-one (21) days of this Notice to:**

Derek Standish, MassDEP Wetlands Program, One Winter Street, 5th Floor, Boston, MA 02108

Or via email to: derek.standish@mass.gov

The Department will consider all written comments on this Combined Application received by the respective Public Comments Deadlines. Failure of any aggrieved person or group of ten (10) citizens or more to submit written comments as specified above will result in the waiver of any right to an adjudicatory hearing in accordance with 310 CMR 9.13(4)(c). The group of citizens must include no less than five (5) citizens who are residents of the municipality in which the proposed project is located. A public hearing may be held upon request by the Municipal Official.

Additional information regarding this Combined Application may be obtained by contacting the Department Staff above. Project plans and documents for this Application are on file with the Department for public viewing, by appointment only, at MassDEP, 1 Winter Street, Boston, MA 02108.

Notification Mailing List for Permit Application pursuant to M.G.L. Chapter 91

**Mayor Linda Tyer, City of Pittsfield
Pittsfield City Council
Pittsfield Department of Community Development
Pittsfield Conservation Commission**

Massachusetts Department of Environmental Protection
Western Regional Office, Wetlands and Waterways
436 Dwight Street
Springfield, MA 01103

Massachusetts Division of Fisheries and Wildlife
Natural Heritage & Endangered Species Program
1 Rabbit Hill Road
Westborough, MA 01581

Massachusetts Historical Commission
22 Morrissey Blvd
Boston, MA 02125

U.S. Army Corps of Engineers
New England Division
Regulatory Division
696 Virginia Road
Concord, MA 01742

Abutters – pursuant to 310 CMR 9.02, an abutter is defined as the owner of land that shares, along the water's edge, a common boundary or corner with a project site, as well as the owner of land that lies within 50 feet across a waterbody from such site.

Landowners and Easement Holders – pursuant to 310 CMR 9.13(1)(a)(6), all landowners of the project site and all persons/parties having a recorded easement interest on the project site.