

**DEPARTMENT OF ENVIRONMENTAL PROTECTION
WATERWAYS REGULATION PROGRAM**

**Notice of License Application pursuant to M. G. L. Chapter 91
Waterways License Application Number W09-2558-N**

**Applicant: Dreamland Theater,
Lester B. Smith - Applicant Agent, Epsilon Associates, Inc
3 Clock Tower Place, Suite 250, Maynard MA 01754**

Project Location: 17 South Water Street, Nantucket MA

Scheduled Public Hearing: 28 January 2009

Public Comments Deadline: 23 February 2009

NOTIFICATION DATE: 23 January 2009

Public notice is hereby given of the Waterways application by Dreamland Theater to receive an extended term license for the following: construction of a new Dreamland Theater complex using some of the existing on-site theater that will be deconstructed and creation of a new landscaped public garden on lots at 17 South Water Street and 18 Easy Street and the management of existing Town-owned sidewalk areas on Oak Street and Easy Street in the municipality of Nantucket in and over Filled Tidelands of Nantucket Harbor. The proposed project has been determined to be nonwater-dependent.

The Department of Environmental Protection, Waterways Regulation Program, will conduct a public hearing on the aforesaid project proposal on 28 January 2009, at 1:00 PM in the conference room at 2 Fairgrounds Road, Nantucket. The Department will conduct this public hearing in order to receive information to be used in its decision on whether to grant a Waterways License pursuant to M.G.L. Chapter 91.

The Department will consider all written comments on this Waterways application received by 23 February 2009 (Public Comments Deadline). Failure of any aggrieved person or group of ten (10) residents or more of the Commonwealth, with at least five (5) of these residents residing in the municipality(s) in which the license or permitted activity is located, to submit written comments to the Waterways Regulation Program by the Public Comments Deadline will result in the waiver of any right to an adjudicatory hearing in accordance with 310 CMR 9.13(4)(c).

Additional information regarding this application may be obtained by contacting the Waterways Regulation Program at (617) 556-1192. Project plans and documents for this application are on file with the Waterways Regulation Program for public viewing, by appointment only, at the address below.

Written comments must be addressed to: Louis Gitto, Regional Planner, DEP Waterways Regulation Program, One Winter Street - 5th Floor, Boston, MA 02108.