



COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
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**DEPARTMENT OF ENVIRONMENTAL PROTECTION
WATERWAYS REGULATION PROGRAM**

**Notice of a Request for a Determination of Applicability pursuant to M. G. L. Chapter 91
File No. JD05-1414
City of Lynn Waterfront, Lynn, MA**

**Applicant: EDIC/Lynn, Peter DeVeau
Location of site: City of Lynn Waterfront, Lynn, MA**

Public Comments Deadline: 30 March 2006

NOTIFICATION DATE: 8 March 2006

Notice is hereby given of a Request for a Determination of Applicability, File No. **JD05-1414**, filed by EDIC/Lynn, Peter DeVeau. The applicant has requested a Determination as to the extent of the Department's jurisdiction at the above-referenced site pursuant to M.G.L. c.91, the Public Waterfront Act, and the Waterways Regulations at 310 CMR 9.00. Since no project application has been filed with the Department, the Department is at this time seeking only information concerning the extent to which the site falls within the jurisdiction of c. 91 as determined by the location of the historic high water mark at the site.

The Department will consider all written comments on this matter received by 30 March 2006 (Public Comments Deadline). Failure of any aggrieved person or group of ten citizens or more 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 9.06(6).

Additional information regarding this application may be obtained by contacting the Waterways Regulation Program at (617) 556-1192. Plans and documents for this application are on file with the Waterways Regulation Program for public viewing, by appointment only, at the address that follows. Written comments must refer to the File Number listed above and be addressed to: Ben Lynch Program Chief, DEP Waterways Regulation Program, One Winter Street - 6th Floor, Boston, MA 02108.

This information is available in alternate format. Call Donald M. Gomes, ADA Coordinator at 617-556-1057. TDD Service - 1-800-298-2207.

MassDEP on the World Wide Web: <http://www.mass.gov/dep>

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