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KERRY HEALEY Lieutenant Governor

COMMONWEALTH OF MASSACHUSETTS EXECUTIVE OFFICE OF ENVIRONMENTAL AFFAIRS

DEPARTMENT OF ENVIRONMENTAL PROTECTION

ONE WINTER STREET, BOSTON, MA 02108 617-292-5500

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ELLEN ROY HERZFELDER Secretary

EDWARD P. KUNCE Acting Commissioner

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DEPARTMENT OF ENVIRONMENTAL PROTECTION WATERWAYS REGULATION PROGRAM

Notice of License Application pursuant to M. G. L. Chapter 91 Waterways License Application Number W03-0734

Applicant: Twin Piers Restaurant/ New Bedford Redevelopment Authority

Project Location: 36 Homers Wharf, New Bedford

Scheduled Public Hearing: Wednesday, April 2, 2003, 11:00 a.m.

Public Comments Deadline: Friday April 25, 2003

NOTIFICATION DATE: March 26, 2003

Public notice is hereby given of the Waterways application by Twin Piers Restaurant/New Bedford Redevelopment Authority to reconstruct and maintain an existing structure for use as a commercial restaurant with associated surface parking at 36 Homers Wharf in the municipality of New Bedford in the Filled Tidelands of New Bedford 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 **Wednesday**, **April 2**, **2003 at 11 a.m. in the 3rd Floor Meeting Room of the New Bedford Public Library**, **613 Pleasant Street**, **New Bedford**, **MA**. 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 Friday April 25, 2003 (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 wifh 310 CMR 9.13(4)(c).

Additional information regarding this application may be obtained by contacting the Waterways Regulation Program at (617) 292-5615. Project plans and documents for this application are on file with the Waterways Regulation Program for public viewing, by appointment only, at the following address. Written comments must be addressed to: Ben Lynch, Acting Program Chief, DEP Waterways Regulation Program, One Winter Street - 6th Floor, Boston, MA 02108.