



COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
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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 W07-2064-N

Applicant: First Republic Corporation of America, 302 Fifth Ave., New York, NY
Project Location: 260, 268-270, 274-276 Merrimac Street
Scheduled Public Hearing: October 10, 2007
Public Comments Deadline: October 31, 2007

NOTIFICATION DATE: September 25, 2007

Public notice is hereby given of the Waterways application by First Republic Corporation of America to construct and maintain portions of two residential condominium buildings and associated parking lot, roadways, walkways, and open space in and over Filled Tidelands of the Merrimac River. The proposed project has been determined to be a nonwater-dependent use project. The proponent's consultant is Port Engineering, One Harris Street, Newburyport, MA.

The Department of Environmental Protection, Waterways Regulation Program, with the Newburyport Planning Board as co-chair, will conduct a public hearing on the aforesaid project proposal on Wednesday, October 10, 2007, at 7:00 PM at Newburyport City Hall, 60 Pleasant Street, Newburyport. The purpose of this public hearing is to receive information to be used in making a decision regarding the Waterways License application pursuant to M.G.L. Chapter 91. The Waterways Regulation Program welcomes the Planning Board's participation as co-chair of the hearing; however, the subject of the hearing will be confined to the requirements of MGL c. 91 and 310 CMR 9.00.

The Department will consider all written comments on this Waterways application received by October 31, 2007 (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 9.13(4)(c).

Additional information regarding this application may be obtained by contacting Alex Strycky of the Waterways Regulation Program at (617) 292-5616. Project plans and documents for this application are on file with the Waterways Regulation Program for public viewing by appointment only.

Written comments must be addressed to: Ben Lynch, Program Chief, DEP Waterways Regulation Program, One Winter Street, 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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