

<p style="text-align: center;"><i>For Office Use Only</i></p> <p style="text-align: center;"><i>Executive Office of Environmental Affairs</i></p> <p>MEPA Analyst <i>Anne Canaday</i></p> <p>Phone: 617-626-1035</p>
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# NPC

## Notice of Project Change

The information requested on this form must be completed to begin MEPA Review of a NPC in accordance with the provisions of the Massachusetts Environmental Policy Act and its implementing regulations (see 301 CMR 11.10(1)).

Project Name: Proposed Maintenance Dredging Town Wharves & Creek		EOEA #: 13946
Street: 2061 Main Road		
Municipality: Westport, MA	Watershed: Buzzards Bay	
Universal Tranverse Mercator Coordinates: N 15085574.645, E 1073488.602	Latitude: 41° 30' 57" N	Longitude: 71° 04' 15" W
Status of project construction:	0 %complete	
Proponent: Town of Westport		
Street: 816 Main Road		
Municipality: Westport	State: MA	Zip Code: 02790
Name of Contact Person From Whom Copies of this NPC May Be Obtained: Ceasar C. Duarte Jr.		
Firm/Agency: CLE Engineering, Inc	Street: 15 Creek Road	
Municipality: Marion	State: MA	Zip Code: 02790
Phone: (508) 748-0937	Fax: (508) 748-1363	E-mail: CDuarte@CLEEngineering.com

In 25 words or less, what is the project change? The project change involves . . .  
 The project change is the reduction of the overall dredge foot print and minimal reduction of eel grass area, crossing the Creek's entrance.  
 See full project change description beginning on page 3.

Date of ENF filing or publication in the Environmental Monitor:

Was an EIR required?  Yes  No; if yes,  
 was a Draft EIR filed?  Yes (Date: )  No  
 was a Final EIR filed?  Yes (Date: )  No  
 was a Single EIR filed?  Yes (Date: )  No

Have other NPCs been filed?  Yes (Date(s): )  No

If this is a NPC solely for lapse of time (see 301 CMR 11.10(2)) proceed directly to  
**"ATTACHMENTS & SIGNATURES"** on page 4.

**PERMITS / FINANCIAL ASSISTANCE / LAND TRANSFER**

List or describe all new or modified state permits, financial assistance, or land transfers not previously reviewed:

Are you requesting a finding that this project change is insignificant? (see 301 CMR 11.10(6))

Yes     No; if yes, attach justification.

Are you requesting that a Scope in a previously issued Certificate be rescinded?

Yes     No; if yes, attach the Certificate

Are you requesting a change to a Scope in a previously issued Certificate?  Yes     No; if yes, attach Certificate and describe the change you are requesting:

Summary of Project Size & Environmental Impacts	Previously reviewed	Net Change	Currently Proposed
<b>LAND</b>			
Total site acreage			
Acres of land altered			
Acres of impervious area			
Square feet of bordering vegetated wetlands alteration			
Square feet of other wetland alteration			
Acres of non-water dependent use of tidelands or waterways			
<b>STRUCTURES</b>			
Gross square footage			
Number of housing units			
Maximum height (in feet)			
<b>TRANSPORTATION</b>			
Vehicle trips per day			
Parking spaces			
<b>WATER/WASTEWATER</b>			
Gallons/day (GPD) of water use			
GPD water withdrawal			
GPD wastewater generation/ treatment			
Length of water/sewer mains (in miles)			

Does the project change involve any new or modified:

1. conversion of public parkland or other Article 97 public natural resources to any purpose not in accordance with Article 97? Yes No

2. release of any conservation restriction, preservation restriction, agricultural preservation restriction, or watershed preservation restriction? Yes No

3. impacts on Estimated Habitat of Rare Species, Vernal Pools, Priority Sites of Rare Species, or Exemplary Natural Communities? Yes No

4. impact on any structure, site or district listed in the State Register of Historic Place or the inventory of Historic and Archaeological Assets of the Commonwealth?

Yes No; if yes, does the project involve any demolition or destruction of any listed or inventoried historic or archaeological resources? Yes No

5. impact upon an Area of Critical Environmental Concern? Yes No

If you answered 'Yes' to any of these 5 questions, explain below:

**PROJECT CHANGE DESCRIPTION** (attach additional pages as necessary). The project change description should include:

(a) a brief description of the project as most recently reviewed

(b) a description of material changes to the project as previously reviewed,

(c) the significance of the proposed changes, with specific reference to the factors listed 301 CMR 11.10(6), and

(d) measures that the project is taking to avoid damage to the environment or to minimize and mitigate unavoidable environmental impacts. If the change will involve modification of any previously issued Section 61 Finding, include a proposed modification of the Section 61 Finding (or it will be required in a Supplemental EIR).

a.) The project is located in Westport Harbor in the Town of Westport, off the shore of Buzzards Bay, bordering Rhode Island. The project is maintenance dredging of the Westport Town Wharves to a depth of -6.0 & -7.0 feet below Mean Low Water (mlw) with a 1' over depth that would be undertaken concurrently with the project to deepen the northern creek to -4.0 feet below mlw. The maintenance project would require removal of about 20,735 c.y. of material by means of mechanical dredge with the material to be disposed off shore at the Cape Cod Bay Disposal Site.

b.) The changes to the project have occurred since the pre-dredge hydrographic survey was performed on the project site by CLE on June 18, 2007. The changes include: 1.) The reduction of the dredge footprint to the west of the Town Wharves due to eel grass beds; a 30' No Dredge Zone has been implemented to prevent any disturbance to the eel grass beds. 2.) The depths within the dredge footprint show less material required to be removed to attain the depths of -6.0 & -7.0 feet below mlw. The No Dredge Zone combined with the reduced amount of dredge material decreases the dredge footprint from approximately 179,900 S.F to 78,000 S.F. 3.) Two (2) small eel grass beds have been located crossing the Creek's entrance approximately between Sta. 1+10 and Sta. 2+40. This area would be dredged down to the original depth of -4.0 feet below mlw however for this portion of the creek no side slopes would be implemented to reduce the impact to the eel grass. The area of the eel grass beds currently encompass approximately 6,720 S.F, after the proposed dredging approximately 3,815 S.F. will still remain. CLE notes that the eel grass has the potential to recolonate based on the post dredge monitoring in Manchester Harbor, MA.

c.) 301 CMR 11.10(6(a)), States Expansion of the Project. A change in a project is ordinarily insignificant if it results solely in an increase in square footage, linear footage, height depth or other relevant measures of physical dimensions of the project of less than 10% over the estimates previously reviewed, provide the increase does not meet or exceed any review thresholds. The change in the project would be insignificant due to the reduction of the dredge area due to the implementation of the 30' no dredge zone, the reduced amount of material and the no side slope dredging at the entrance to the creek.

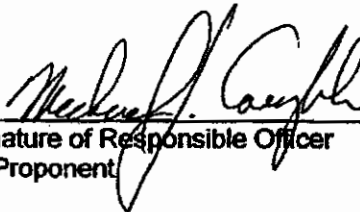
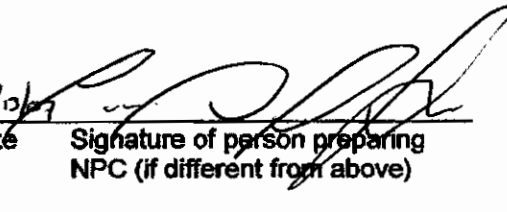
- d.) The change in the project would be insignificant due to the reduction of the dredge area to the west of the wharves due to the implementation of the 30' no dredge zone. This no dredge zone will prevent any impact to the eel grass beds to the west of the project site. The reduced amount of material that will be dredged to attain the -6.0 & -7.0 feet mlw depth will reduce impacts of turbidity on the marine environment. The no side slope dredging at the entrance to the creek will minimize the impact to the two (2) small eel grass beds that cross the creek entrance approximately between Sta. 1+10 and Sta. 2+40.

**ATTACHMENTS & SIGNATURES**

**Attachments:**

1. Secretary's most recent Certificate on this project
2. Plan showing most recent previously-reviewed proposed build condition
3. Plan showing currently proposed build condition
4. Original U.S.G.S. map or good quality color copy (8-1/2 x 11 inches or larger) indicating the project location and boundaries
5. List of all agencies and persons to whom the proponent circulated the NPC, in accordance with 301 CMR 11.10(7)

**Signatures:**

7/13/07		7/13/07	
Date	Signature of Responsible Officer or Proponent	Date	Signature of person preparing NPC (if different from above)

Michael J. Coughlin – Town Administrator

Ceasar C. Duarte Jr.

Name (print or type)

Name (print or type)

Town of Westport  
Firm/Agency

CLE Engineering, Inc.  
Firm/Agency

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Street

15 Creek Road  
Street

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Municipality/State/Zip

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