

## Appendix A

### Listing of Receiving Waters Excluded From Coverage

Discharges are explicitly not authorized under the Permit to receiving waters which have been identified as protected, special, at-risk or degraded water resources. The areas excluded from coverage under the Permit include the following protected, special, or at-risk water resources and waterbodies:

1. Waters within one (1) nautical mile of the boundary of a Marine Sanctuary are excluded from coverage by the Permit. The National Ocean and Atmospheric Administration (NOAA) has identified two marine sanctuaries that are within the boundaries of the receiving water. These include:
  - a. Stellwagen Bank National Marine Sanctuary. The Sanctuary encompasses a total of 638 square nautical miles and includes all of Tillies Bank and southern portions of Jeffreys Ledge. The Sanctuary boundary is marked by the following coordinates, which indicate the northeast, southeast, southwest, west-northwest, and north-northwest points: 42°45'59.83"N x 70°13'01.77"W (NE); 42°05'35.51"N x 70°02'08.14"W (SE); 42°07'44.89"N x 70°28'15.44"W (SW); 42°32'53.52"N x 70°35'52.38"W (WNW); and 42°39'04.08"N x 70°30'11.29"W (NNW).
  - b. Monitor National Marine Sanctuary. The Sanctuary consists of a vertical water column in the Atlantic Ocean one mile in diameter extending from the surface to the seabed, the center of which is at 35°00'23" north latitude and 75°24'32" west longitude.
2. Waters within one (1) nautical mile of Critical Habitat as designated pursuant to Section 4 of the ESA are excluded from coverage by this Permit. In the receiving water, these include the following waters designated as critical habitat for the northern right whale (*Eubalaena glacialis*) (see 50CFR§226.203):
  - a. Great South Channel (east of Cape Cod) 210 square nautical miles between the western part of Georges Bank and the Nantucket Shoals. This area is bounded by the following coordinates, which indicate the northwest, southwest, southeast, and northeast points: 41°00'N x 69°05'W (NW); 41°40'N x 69°45'W (SW); 41°38'N x 68°13'W (SE); and 42°10'N x 68°31'W (NE).
  - b. Cap Cod Bay as marked by the following coordinates, which indicate the east-northeast, north-northeast, northwest, and southwest points: 42°04.8'N x 70°10'W (ENE); 42°12'N x 70°15'W (NNE); 42°12'N x 70°30'W (NW); 41°46.8'N x 70°30'W (SW); and on the south and east by the interior shore line of Cape Cod, Massachusetts.
3. Waters within one (1) nautical mile of a Habitat Area of Particular Concern (HAPC) are excluded from coverage by this Permit. HAPC for juvenile Atlantic cod is marked by the

following coordinates, which indicate the northwest, northeast, north-southeast, east-southeast, south-southeast, and southwest points: 42°10'12"N x 67°19'48"W (NW); 42°10'12"N x 67°9'0"W (NE); 42°0.0'N x 67°1'12"W (NSE); 42°0.0'N x 67°10'12"W (ESE); 41°51.0'N x 67°10'12"W (ESE); and 41°51.0'N x 67°19'48"W (SSE).

4. Waters within one (1) nautical mile of a sheltered waterbody such as bays, harbors, inlets, coves, lagoons, rivers, and semi-enclosed water basins.
5. State waters within the designated three (3) nautical mile boundary are excluded from coverage by this permit. In the event the facility plans to discharge within state waters, the permittee must obtain an NPDES permit from the appropriate NPDES delegated permitting authority.