

MASSACHUSETTS DEPARTMENT OF ENVIRONMENTAL PROTECTION  
COMMONWEALTH OF MASSACHUSETTS  
1 WINTER STREET  
BOSTON, MASSACHUSETTS 02108

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
OFFICE OF ECOSYSTEM PROTECTION  
REGION I  
BOSTON, MASSACHUSETTS 02109

JOINT EXTENSION OF THE PUBLIC COMMENT PERIOD ON THE ISSUANCE OF A TENTATIVE 301(H) WAIVER FROM SECONDARY TREATMENT DECISION (DENIAL) DOCUMENT, AND DRAFT NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT TO DISCHARGE INTO THE WATERS OF THE UNITED STATES UNDER SECTION 301 AND 402 OF THE CLEAN WATER ACT, AS AMENDED, AND UNDER SECTIONS 27 AND 43 OF THE MASSACHUSETTS CLEAN WATERS ACT, AS AMENDED, AND REQUEST FOR STATE CERTIFICATION UNDER SECTION 401 OF THE CLEAN WATER ACT.

DATE OF NOTICE: December 16, 2010

PERMIT NUMBER: MA0100625

PUBLIC NOTICE NUMBER: MA-009-11

NAME AND MAILING ADDRESS OF APPLICANT:

**The City of Gloucester**  
City Hall  
9 Dale Avenue  
Gloucester, MA 01930

NAME AND ADDRESS OF THE FACILITY WHERE DISCHARGE OCCURS:

**Gloucester Water Pollution Control Facility**  
Essex Avenue (West of Western Avenue)  
Gloucester, Massachusetts 01930

OUTFALL	RECEIVING WATERS	BASIN	CLASS
Outfall 001	Massachusetts Bay	USGS HUC Code – 01090001	Class SA
5 CSOs	Gloucester Harbor	North Coastal Basin – MA93-18	Class SB

REASON FOR EXTENDING THE PUBLIC NOTICE PERIOD:

This Public Notice is hereby extended (40 C.F.R. Section 124.10) to February 2, 2011, in response to a request submitted to the U.S. Environmental Protection Agency (EPA) and the Massachusetts Department of Environmental Protection (MassDEP) by the City of Gloucester for additional time to review the draft permit and submit comments. Please note that any comments submitted during the initial public notice period of November 5, 2010 through January 18, 2011 are considered to be valid and part of the official record. There is no need to resubmit any comments during the extended period.

#### PREPARATION OF THE DRAFT PERMIT:

The U.S. Environmental Protection Agency (EPA) and the Massachusetts Department of Environmental Protection (MassDEP) have cooperated in the development of a permit for the above identified facility. EPA is public noticing a Tentative 301(h) Waiver Decision Document concurrently with the Draft NPDES Permit. The Administrator for EPA Region I has made the tentative decision to deny the City's request for reissuance of the waiver from secondary treatment. The draft NPDES permit requires the WWTF to upgrade from primary treatment to secondary treatment.

The effluent limits and permit conditions imposed have been drafted to assure compliance with the Clean Water Act, 33 U.S.C. sections 1251 et seq., the Massachusetts Clean Waters Act, G.L. c. 21, §§ 26-53, 314 CMR 3.00 and State Surface Water Quality Standards at 314 CMR 4.00. EPA has formally requested that the State certify this draft permit pursuant to Section 401 of the Clean Water Act and expects that the draft permit will be certified. However, sludge conditions in the draft permit are not subject to State certification requirements.

#### INFORMATION ABOUT THE DRAFT PERMIT:

A fact sheet (describing the type of facility; type and quantities of wastes; a brief summary of the basis for the draft permit conditions; and significant factual, legal and policy questions considered in preparing this draft permit) and the draft permit may be obtained at no cost at [http://www.epa.gov/region1/npdes/draft\\_permits\\_listing\\_ma.html](http://www.epa.gov/region1/npdes/draft_permits_listing_ma.html) or by writing or calling EPA's contact person named below:

Doug Corb  
U.S. Environmental Protection Agency – Region 1  
5 Post Office Square, Suite 100 (OEP06-1)  
Boston, MA 02109-3912  
Telephone: (617) 918-1565  
corb.doug@epa.gov

The administrative record containing all documents relating to this draft permit is on file and may be inspected at the EPA Boston office mentioned above between 9:00 a.m. and 5:00 p.m., Monday through Friday, except holidays.

#### PUBLIC COMMENT AND REQUEST FOR PUBLIC HEARING:

All persons, including applicants, who believe any condition of this draft permit is inappropriate, must raise all issues and submit all available arguments and all supporting material for their arguments in full by **February 2, 2011**, to the U.S. EPA, 5 Post Office Square, Boston, Massachusetts 02109-3912. Any person, prior to such date, may submit a request in writing to EPA and the State Agency for a public hearing to consider this draft permit. Such requests shall state the nature of the issues proposed to be raised in the hearing.

A public hearing may be held after at least thirty days public notice whenever the Regional Administrator finds that response to this notice indicates significant public interest. In reaching a final decision on this draft permit, the Regional Administrator will respond to all significant comments and make the responses available to the public at EPA's Boston office.

**FINAL PERMIT DECISION:**

Following the close of the comment period, and after a public hearing, if such hearing is held, the Regional Administrator will issue a final permit decision and forward a copy of the final decision to the applicant and each person who has submitted written comments or requested notice.

DAVID FERRIS, DIRECTOR  
MASSACHUSETTS WASTEWATER  
MANAGEMENT PROGRAM  
MASSACHUSETTS DEPARTMENT OF  
ENVIRONMENTAL PROTECTION

STEPHEN S. PERKINS, DIRECTOR  
OFFICE OF ECOSYSTEM PROTECTION  
ENVIRONMENTAL PROTECTION  
AGENCY – REGION 1