

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

UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY, REGION 1
OFFICE OF ECOSYSTEM PROTECTION
5 POST OFFICE SQ. SUITE 100 (OEP06-4)
BOSTON, MASSACHUSETTS 02109-3912

JOINT EXTENSION OF THE PUBLIC NOTICE OF A 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 (THE "ACT"), AS AMENDED, AND REQUEST FOR STATE CERTIFICATION UNDER SECTION 401 OF THE ACT.

DATE OF NOTICE: September 8, 2012

PERMIT NUMBER: MA0000272

PUBLIC NOTICE NUMBER: MA-022-12

NAME AND MAILING ADDRESS OF APPLICANT:

Boston and Maine Corporation
Iron Horse Park
North Billerica, MA 01862

NAME AND ADDRESS OF THE FACILITY WHERE DISCHARGE OCCURS:

Boston and Maine Corporation (B&M)
East Deerfield Rail Yard
38 Railroad Yard Road
East Deerfield, MA 01342

RECEIVING WATER(S): unnamed wetlands that flow to the Connecticut River

RECEIVING WATER CLASSIFICATION(S): Class B (Warm Water Fishery)

REASON FOR EXTENDING THE PUBLIC NOTICE PERIOD:

This Public Notice is hereby extended (40 C.F.R. Section 124.10) to October 7, 2012, in response to a request submitted to the U.S. Environmental Protection Agency (EPA) by the permittee for additional time to review the draft permit and submit comments. Please note that any comments submitted during the initial public notice period of August 10, 2012 through September 8, 2012 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. The effluent limits and permit conditions imposed have been drafted to assure that State Water Quality Standards and provisions of the Clean Water Act will be met. 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.

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 or by writing or calling EPA's contact person named below:

Nicole Aquillano
U.S. EPA
5 Post Office Square – Suite 100 (OEP06-4)
Boston, MA 02109-3912
Telephone: (617) 918-1746

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 **October 7, 2012** to the U.S. EPA, Office of Ecosystem Protection, Five Post Office Square – Suite 100 (OEP06-4), 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
DEPARTMENT OF ENVIRONMENTAL
PROTECTION

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