

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 REOPENING OF THE PUBLIC COMMENT PERIOD AND PUBLIC NOTICE OF A PUBLIC HEARING PERTAINING TO THE ISSUANCE 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, AS AMENDED, AND UNDER SECTIONS 27 AND 43 OF THE MASSACHUSETTS CLEAN WATERS ACT, AS AMENDED.

DATE OF NOTICE: April 24, 2012

PERMIT NUMBER: MA0004871

PUBLIC NOTICE NUMBER: MA-12-12

NAME AND MAILING ADDRESS OF APPLICANT:

**Weaver's Cove Energy, LLC
1 New Street
Fall River, MA 02720**

NAME AND ADDRESS OF THE FACILITY WHERE DISCHARGE OCCURS:

**Weaver's Cove Energy, LLC
1 New Street
Fall River, MA 02720**

RECEIVING WATER: Taunton River (USGS Hydrologic Code #01090004)
Class SB - Warm water fishery, shellfishing (restricted), CSO

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 draft permit for the above identified facility. 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.

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:

George Papadopoulos
U.S. Environmental Protection Agency – Region 1
5 Post Office Square, Suite 100 (OEP06-1)
Boston, MA 02109-3912
Telephone: (617) 918-1579
Papadopoulos.george@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 HEARING:

The Regional Administrator has determined, pursuant to 40 C.F.R. §124.12, that a significant degree of public interest exists in this proposed permit and that a public hearing should be held to consider this draft permit.

A public hearing and meeting (information session) will be held on the following date and time:

DATE: Wednesday, May 23, 2012

MEETING TIME: 6:30pm. - 7:00pm.

HEARING TIME: 7:15pm

LOCATION: Bristol Community College
Room C111
777 Ellsbree Street
Fall River, MA 02720

In accordance with 40 C.F.R. §124.12, the following is a summary of the procedures that shall be followed at the public hearing:

- a. The Presiding Officer shall have the authority to open and conclude the hearing and to maintain order; and
- b. Any person appearing at such a hearing may submit oral or written statements and data concerning the draft permit.

PUBLIC COMMENT PERIOD:

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 midnight **May 30, 2012**, to the U.S. EPA, 5 Post Office Square, Boston, Massachusetts 02109-3912.

Please note that any comments submitted during the initial public notice period of May 3, 2011 through June 1, 2011 and of the extension period of May 19, 2011 through June 18, 2011 are considered to be valid and part of the official record. There is no need to resubmit any comments submitted during the original public notice period or the extended comment period. 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 the public hearing, 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