



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

Region 1

5 Post Office Square – Suite 100

BOSTON, MA 02109-3912

CERTIFIED MAIL: RETURN RECEIPT REQUESTED

August 15, 2019

Orlando Pacheco
Town Administrator

And

Noreen Piazza, Planning Director
Town of Lancaster
701 Main St, Suite 4
Lancaster, MA 01523

Re: Notice of Intent for Permit Coverage under the 2016 Massachusetts Municipal Separate Storm Sewer System General Permit – Town of Lancaster

Dear Mr. Pacheco and Ms. Piazza:

This letter is to notify you that EPA has determined that your Notice of Intent (NOI) for permit coverage under the National Pollutant Discharge Elimination System (NPDES) 2016 Massachusetts Municipal Separate Storm Sewer System (MS4) General Permit (the Permit) is incomplete and contains insufficient information. As a result, EPA will terminate coverage under the 2003 Small MS4 permit as of the date of this letter. Regulated discharges from your MS4 are no longer covered under NPDES permit number MAR041200.

We sent you a request for additional information dated October 1, 2018 to complete your NOI. We also sent you a second request dated December 14, 2018 requesting the same information. EPA did not receive this requested information.

Please be aware that Clean Water Act (CWA) Section 301 prohibits the discharge of a pollutant to waters of the United States unless such discharge is in compliance with certain sections of the CWA. One way to ensure compliance with this provision of the CWA is to obtain a NPDES permit under CWA Section 402, if needed.

In order to obtain a NPDES permit for your regulated MS4 discharges, you must resubmit a complete NOI for permit coverage under the 2016 Massachusetts Municipal Separate Storm Sewer System General Permit consistent with Part 1.7 of the Permit, or submit an individual permit application for your MS4 discharges consistent with 40 CFR

§ 122.33(b)(2)(i) or § 122.33(b)(2)(ii).

This incompleteness finding and termination of coverage will not prejudice or adversely affect our consideration of a complete application or resubmitted complete NOI in the future.

If you have questions, please contact Newton Tedder at tedder.newton@epa.gov or 617-918-1038.

Sincerely,

A handwritten signature in blue ink that reads "Thelma Murphy". The signature is written in a cursive, flowing style.

Thelma Murphy, Chief
Water Permits Branch
Water Division

Cc: Lealdon Langly, Director, Division of Watershed Management. MassDEP – via email