



The Commonwealth of Massachusetts
William Francis Galvin, Secretary of the Commonwealth
Massachusetts Historical Commission

August 27, 2010

Lee Cox
Dolan Research Inc.
30 Paper Mill Road
Newtown Square, PA 19073

RE: New Bedford Harbor State Enhanced Remedy in New Bedford South Terminal, a/k/a Confined Disposal Facility a/k/a South Terminal Marine Industrial Park Development, New Bedford, MA.
MHC #RC.48892.

Dear Mr. Cox:

I understand from your telephone voice mail message that you are proposing to conduct additional archaeological survey for the project referenced above. I have been unable to reach you by telephone.

As the Massachusetts Historical Commission (MHC), the office of the State Historic Preservation Officer, has previously requested, the MHC must have the opportunity to review and comment on the proposed methodology and research design for any proposed identification and evaluation effort for this project (see 36 CFR 800.4). MHC also understands that this review is also a condition of the permit issued to you by the Massachusetts Board of Underwater Archaeological Resources.

Please do not proceed with any further archaeological investigations for this project. Please promptly submit your research design and methodology to this office and to the Massachusetts Board of Underwater Archaeological Resources (BUAR) for concurrent review and comment.

In preparing your research design and methodology, please take into account and address MHC's comments of July 6, 2010, on your provisional findings, and please provide the information requested. Please note, however, that the MHC has received and is reviewing research designs and methodologies prepared by John Milner Associates, Inc. (JMA) for intertidal and subtidal investigations for archaeological resources for this project. The scope of your investigation should be coordinated with JMA's efforts to avoid duplication of effort, and your proposal should explain how your expected findings will articulate with JMA's findings to provide an adequate identification and evaluation effort for the project area of potential effect (see 36 CFR 800.4(b)(1)). Please be sure that your proposal is consistent with the Secretary of the Interior's Standards and Guidelines for Archeology and Historic Preservation (48 Fed. Reg. 190 (1983)), and with the BUAR regulations (312 CMR 2).

These comments are offered to assist in compliance with Section 106 of the National Historic Preservation Act of 1966 as amended (36 CFR 800).

Sincerely,

A handwritten signature in black ink, appearing to read "Edward L. Bell".

Edward L. Bell
Senior Archaeologist
Massachusetts Historical Commission

xc: see attached

xc:

Lois K. Adams, US Environmental Protection Agency

New Bedford Harbor Development Commission

Victor T. Mastone, Massachusetts Board of Underwater Archaeological Resources

Chet Meyers, APEX Companies, LLC

Joel I. Klein, JMA Inc.

Martin G. Dudek, JMA, Inc.

George Green, Jr., Mashpee Wampanoag Tribe

Bettina Washington, Wampanoag Tribe of Gay Head (Aquinnah)