

From: [Chet Myers](#)
To: [Ann Williams](#); [Carl Dierker](#)
Cc: [Cynthia Catri](#); [Eric Macaux](#); [Davis, Gary \(DCR\)](#); [Jay Borkland](#); [Mike Marsh](#); [Sneeringer, Paul J NAE](#); [Phil Colarusso](#)
Subject: RE: Draft Final Mitigation Plan
Date: Tuesday, October 09, 2012 10:24:49 AM
Attachments: [image002.png](#)
[image003.png](#)
[Apex Companies LLC - EPA Cultural Resource Information Matrix and Bibliography.pdf](#)

Hi Ann and Carl,

Did the Commonwealth ever submit this letter to EPA? Carl asked for it in his 9/19/12 e-mail to the Commonwealth. It's the "cross-walk" table that NHPA requested. The letter is dated September 24th. I suspect it was submitted previously by Jay, since the NHPA letter went out on 10/1, but he is currently out of the office so I cannot confirm, and I have been busy on other items so I know that I did not submit it myself and I may not have been copied on its submission to EPA.

Carl's 9/19/12 email did not specify a due date for this item, but I believe we were trying to get it into EPA as soon as possible. If we have previously submitted this letter, please disregard.

Thanks,

< <http://www.apexcos.com/> >

Chet Myers

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From: Ann Williams [<mailto:Williams.Ann@epamail.epa.gov>]

Sent: Tuesday, October 09, 2012 9:24 AM

To: Chet Myers

Cc: Carl Dierker; Cynthia Catri; Eric Macaux; Davis, Gary (DCR); Jay Borkland; Mike Marsh; Sneeringer,

Paul J NAE; Phil Colarusso
Subject: Re: Draft Final Mitigation Plan

Thanks, Chet. Just wanted to let you know that I received the CDs with the draft mitigation plans when I arrived this morning.
Ann.

Inactive hide details for Chet Myers ---10/05/2012 07:44:00 PM---Carl and Ann, Attached please find the text for the Draft Final Mitigation Plan.
Chet Myers ---10/05/2012 07:44:00 PM---Carl and Ann, Attached please find the text for the Draft Final Mitigation Plan.

From: Chet Myers <cmyers@apexcos.com>
To: Ann Williams/R1/USEPA/US@EPA, Carl Dierker/R1/USEPA/US@EPA
Cc: Jay Borkland <jborkland@apexcos.com>, "Davis, Gary (DCR)" <gary.davis@state.ma.us>, Eric Macaux <EMacaux@MassCEC.com>, Mike Marsh/R1/USEPA/US@EPA, "Sneeringer, Paul J NAE" <Paul.J.Sneeringer@usace.army.mil>, Cynthia Catri/R1/USEPA/US@EPA, Phil Colarusso/R1/USEPA/US@EPA
Date: 10/05/2012 07:44 PM
Subject: Draft Final Mitigation Plan

Carl and Ann,

Attached please find the text for the Draft Final Mitigation Plan.

There are figures and appendices to go with it, but we were unable to finalize the report in time to hand deliver CDs with that material on them, and the figures and appendices are large, unfortunately.

Please note that the design of the River's End Park Mitigation Project is not complete. A conceptual plan is included in the appendices, a 90% design area estimate and estimate of proportional mitigation ratio is included in the document. Therefore, some of the numbers that still have some uncertainty (for example, the final area of that mitigation project) are highlighted in yellow and a range is given.

In addition, there are references to the final plans that we have not yet received. A resource delineation for that project is currently underway, and will be forwarded upon completion (the incomplete resource delineation is the source of uncertainty regarding the final area of the River's End Mitigation Project).

Unless someone is working on Monday (we will be working), we will deliver 10 CDs of the completed Draft Final Mitigation Plan to EPA on Tuesday morning.

Thanks,

Chet Myers

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***** ATTACHMENT NOT DELIVERED *****

This Email message contained an attachment named image001.jpg which may be a computer program. This attached computer program could contain a computer virus which could cause harm to EPA's computers, network, and data. The attachment has been deleted.

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If the message sender is known and the attachment was legitimate, you should contact the sender and request that they rename the file name extension and resend the Email with the renamed attachment. After receiving the revised Email, containing the renamed attachment, you can rename the file extension to its correct name.

For further information, please contact the EPA Call Center at (866) 411-4EPA (4372). The TDD number is (866) 489-4900.

***** ATTACHMENT NOT DELIVERED *****

[attachment "Draft_Final_Mitigation Plan_NBMCT.pdf" deleted by Ann Williams/R1/USEPA/US]



September 24, 2012

New Bedford Harbor State Enhanced Remedy in New Bedford South Terminal a/k/a Confined Disposal Facility a/k/a South Terminal Marine Infrastructure Park Development, New Bedford, Massachusetts

Documentation Requirements Matrix and Bibliography – NHPA CFR800.11.d

	Report/Source	Upland		Intertidal	Sub-tidal				
		1	8	3	2	4	5	6	7
Documentation Requirement									
CFR 800.11d. (1) Description of Undertaking		pp. 1-2	pp. 1-2	pp. 2-4	pp. 1-2	p. 1	p. 1		p. 1
CFR 800.11d. (2) Steps: Identification of Historic Properties		pp. 11-12	pp. 13-15	pp. 24-28	pp. 3, 10-12	p. 1-4, 24-30	pp. 2-3		p. 2
CFR 800.11d. (3) Basis for "No Historic Properties" determination		pp. 13	pp. 16-17	p. 45	pp. 15-16	p. 46	p. 23		pp. 5-6

Cultural Resources Report Chronological Bibliography

1.) Klein, Joel and T. Arron Kotlensky: Cultural Resources Background Study and Archaeological Sensitivity Assessment, South Terminal Marine Infrastructure Park (Upland Portion), City of New Bedford, Massachusetts. John Milner and Associates, June, 2010.

2.) Cox, J. Lee Jr.: Phase I & IB Underwater Archaeological Investigations, South Terminal Marine Infrastructure Park, New Bedford, Massachusetts, Dolan Research Inc., September, 2010.

3.) Leach, Peter A., Joel I. Klein, William Chadwick and Martin A. Dudek: Assessment of Archeological Site Potential: Intertidal Portions of the Proposed South Terminal Marine

Infrastructure Park, New Bedford, Massachusetts. John Milner Associates, November, 2010.

4.) Leach, Peter A., Joel I. Klein, William Chadwick and Martin A. Dudek: Assessment of Prehistoric Archeological Site Potential: Subtidal Portions of the Proposed South Terminal Marine Infrastructure Park, New Bedford, Massachusetts. John Milner Associates, November, 2010.

5.) Cox, J. Lee Jr., Joel Klein, T. Arron Kotlensky, RPA, and Douglas C. Macvarish: Phase II Investigation of Target M4/S5, Proposed South Terminal Marine Infrastructure Park, New Bedford, Massachusetts, Dolan Research Inc. and John Milner and Associates, January, 2011.

6.) Harper, Gregory F., Chet Myers and Jay Borkland: Reply to Massachusetts Historical Commission (MHC) Letter Dated November 18, 2010, MHC #RC48896, New Bedford Harbor State Enhanced Remedy in New Bedford South Terminal a/k/a Confined Disposal Facility a/k/a South Terminal Marine Infrastructure Park Development, New Bedford, Massachusetts – Project Has Been Re-Designed and Now Avoids Mapped Paleosol Areas, Apex Companies, LLC, January 12, 2011.

7.) Leach, Peter: Additional Analysis and Interpretation of Vibracore NB-VC-02, John Milner and Assoc., April, 2011.

8.) Kotlensky T. Arron and Joel Klein: Cultural Resources Background Study and Archaeological Sensitivity Assessment, South Terminal Marine Infrastructure Park, City of New Bedford, Bristol County, Massachusetts. John Milner and Associates, September, 2012.

Gregory F. Harper, RPA
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