

From: [Dierker, Carl](#)
To: [Bill White](#)
Cc: "jborkland@apexc.com"; "ehines@lemessurier.com"; "gdolan@apexc.com"; "Diane.Baxter@gza.com"; [Catri, Cindy](#); [Jensen, LeAnn](#); [Williams, Ann](#); [Owens, James T.](#); [Lombardo, Ginny](#); [Stanley, Elaine](#); [John McAllister](#); [Christopher Morris](#); [Christen Anton](#); [Alicia Barton](#); [Colarusso, Phil](#); [Marsh, Michael](#)
Subject: RE: MassCEC Follow-Up on Terminal Modification
Date: Friday, September 13, 2013 5:47:29 PM

Bill – Thanks for sending us these two documents that are necessary for us to complete our analysis of the modifications CEC has requested of the November 19, 2012 Final Determination. Mike Marsh will forward the latest version of the Jasco report to NMFS today, along with his assessment so they can review and respond to Phil Colarusso's letter of September 6, 2012, and hopefully close out our consultation responsibilities.

EPA will review the letter from Mayor Mitchell concerning the lighthouse and will inform the Massachusetts Historical Commission (MHC) of our determination under the NHPA. I think it will be useful for you and me to discuss the best way to approach MHC to see if they are amenable to responding to us earlier than their normal 30-day review timeframe.

Thanks,

Carl

Carl F. Dierker
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From: Bill White [<mailto:bwhite@MassCEC.com>]
Sent: Friday, September 13, 2013 4:40 PM
To: Dierker, Carl
Cc: 'jborkland@apexc.com'; 'ehines@lemessurier.com'; 'gdolan@apexc.com'; 'Diane.Baxter@gza.com'; [Catri, Cindy](#); [Jensen, LeAnn](#); [Williams, Ann](#); [Owens, James T.](#); [Lombardo, Ginny](#); [Stanley, Elaine](#); [John McAllister](#); [Christopher Morris](#); [Christen Anton](#); [Alicia Barton](#)
Subject: MassCEC Follow-Up on Terminal Modification

Carl,

Attached are the final two items that you have requested regarding the Final Modification to the NBMCT. If consultation with MHC is requested, MassCEC and its engineers are available to participate at your request.

Many thanks,

Bill

Bill White

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From: Hines, Eric [<mailto:ehines@lemessurier.com>]
Sent: Friday, September 13, 2013 2:05 PM
To: Bill White; 'Jay Borkland'; Chet Myers
Cc: Christopher Morris; Christen Anton; Hines, Eric
Subject: Updated Jasco Report for Submission to EPA

Bill,

Attached please find Jasco's updated report, which is version 6.0, dated today. I went over this version of the report on the phone last night together with both David Hannay of Jasco and Michael Marsh from EPA. In my opinion, this report has now been fully vetted and is ready for submission to EPA. It is my understanding that this report will serve as the basis for EPA to complete its consultation with NMFS on this subject.

Best regards,
Eric

E. M. Hines, Ph.D., P.E.

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From: Dierker, Carl [<mailto:Dierker.Carl@epa.gov>]
Sent: Wednesday, September 11, 2013 5:07 PM
To: Bill White
Cc: Bachand, Michael L NAE; Michalak, Scott C NAE; 'jborkland@apexcos.com'; 'ehines@lemessurier.com'; Dierker, Carl; 'gdolan@apexcos.com'; 'Diane.Baxter@gza.com'; Fedele, Francis J NAE; Macpherson, John C NAE; Garneau, Alex R NAE; Catri, Cindy; Jensen, LeAnn; Williams, Ann; Owens, James T.; Lombardo, Ginny; Stanley, Elaine
Subject: FW: Palmer's Island Light Station

Bill – My apologies, apparently our preliminary research that indicated that the Corps had responsibility for the lighthouse was inaccurate. We now agree with the Corps that the City owns and operates this lighthouse. Therefore, we think it would be useful to get a letter from the City (suggest the Mayor, preferably in consultation with the New Bedford Historical Commission) to the Mass. Historical Commission that reviews Apex’s calculations and provides the City’s assessment of the impacts of the revised blasting plan, if any, on the lighthouse. That letter can then provide a basis for EPA’s required assessment under the National Historic Preservation Act of whether the revised blasting plan will have an impact on this nationally registered historic property. We can then jointly proceed to consult with the Mass. Historical Commission, as required by the Act.

Please let me know if this path forward makes sense to you.

Thanks,

Carl

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From: Catri, Cindy
Sent: Wednesday, September 11, 2013 2:54 PM
To: Dierker, Carl; Jensen, LeAnn
Subject: Palmer's Island Light Station

Here’s what some quick research turned up. Looks to me like the City is responsible for the lighthouse and the NB Historical Commission acts as an advisory board to the City on historic properties.

Looks like the U.S. Coast Guard had operation responsibility in the past and still lists it under its assets:

<http://www.uscg.mil/history/weblighthouses/lhma.asp> On the left side is a tab “Assets” -- Lighthouses and Light Stations – Massachusetts -- the lighthouse is listed there but is noted as decommissioned.

From: <http://www.unc.edu/~rowlett/lighthouse/ma2.htm>

Navigational aids in Massachusetts are operated by the [U.S. Coast Guard](#), but ownership (and

sometimes operation) of historic lighthouses has been transferred to local authorities and preservation organizations in many cases.

<http://www.nps.gov/nr/travel/maritime/pal.htm>

At the bottom says owned and maintained by the City of New Bedford

<http://www.newbedford-ma.gov/NRHistoric/NRHP/NRHistoricIndividual.html>

City lists as historic property located in NB; also links to NB Historic Commission

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