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**Notes ID:** 19CE6A68F6A52CDF85257AD80070F95A

**From:** Phil Colarusso/R1/USEPA/US

**To:** susan.tuxbury@noaa.gov <susan.tuxbury@noaa.gov>; christine.vaccaro@noaa.gov

**Delivered Date:** 10/23/2012 11:43 AM EST

**Subject:** Fw: South Terminal -- Additional Comments on Draft Mitigation Plans

Sue, Chris,

Here's the latest, which we received last night. It includes a quick summary of the acoustic analysis results, but is by no means the full report. It includes a biological assessment for Atlantic sturgeon and an amended EFH assessment. We didn't ask for either of those documents. We (EPA) have a number of decisions to make and we will be meeting this afternoon and hopefully will get some clarity on management's desires on a number of issues. As of right now, blasting is still off the table.

Phil

----- Forwarded by Phil Colarusso/R1/USEPA/US on 10/23/2012 11:38 AM -----

From: Chet Myers <cmyers@apexcos.com>

To: Ann Williams/R1/USEPA/US@EPA

Cc: Carl Dierker/R1/USEPA/US@EPA, Cynthia Catri/R1/USEPA/US@EPA, "Davis, Gary (DCR)" <gary.davis@state.ma.us>, Jackie Leclair/R1/USEPA/US@EPA, Jay Borkland <jborkland@apexcos.com>, Mike Marsh/R1/USEPA/US@EPA, "Sneeringer, Paul J NAE" <Paul.J.Sneeringer@usace.army.mil>, Phil Colarusso/R1/USEPA/US@EPA, Eric Macaux <EMacaux@MassCEC.com>

Date: 10/22/2012 09:01 PM

Subject: RE: South Terminal -- Additional Comments on Draft Mitigation Plans

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Hi Ann,

Attached please find out latest "answer to questions" that includes the supplemental EFH Addendum as well as the Biological Assessment for the Atlantic Sturgeon.

The acoustic modeling was conducted by a separate firm, in concert with the firm that completed the BA. The results of the acoustic modeling are incorporated into the results of the BA.

Please call if you have questions.

We will have this included on the CDs we will deliver tomorrow.

Thanks,

<b>Chet Myers</b>
<b>Apex Companies, LLC</b>
125 Broad Street, 5th Floor
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**From:** Williams.Ann@epamail.epa.gov [mailto:Williams.Ann@epamail.epa.gov ]  
**Sent:** Monday, October 22, 2012 5:58 PM  
**To:** Chet Myers  
**Cc:** Dierker.Carl@epamail.epa.gov; Catri.Cynthia@epamail.epa.gov; Davis, Gary (DCR);  
Leclair.Jackie@epamail.epa.gov; Jay Borkland; marsh.mike@epamail.epa.gov; Sneeringer, Paul J NAE;  
colarusso.phil@epamail.epa.gov  
**Subject:** RE: South Terminal -- Additional Comments on Draft Mitigation Plans

Hi Chet,  
I have to leave shortly. I think it would make sense to deliver the CDs tomorrow.  
Thanks,  
Ann

▼ Chet Myers ---10/22/2012 05:49:08 PM---Hi Ann, Attached please find the text for the Final Mitigation Plan updated to respond to EPA commen

From: Chet Myers < [cmyers@apexcoss.com](mailto:cmyers@apexcoss.com) >  
To: Ann Williams/R1/USEPA/US@EPA, Carl Dierker/R1/USEPA/US@EPA  
Cc: Mike Marsh/R1/USEPA/US@EPA, Phil Colarusso/R1/USEPA/US@EPA, Jackie Leclair/R1/USEPA/US@EPA, Cynthia Catri/R1/USEPA/US@EPA, "Sneeringer, Paul J NAE" < [Paul.J.Sneeringer@usace.army.mil](mailto:Paul.J.Sneeringer@usace.army.mil) >, "Davis, Gary (DCR)" < [gary.davis@state.ma.us](mailto:gary.davis@state.ma.us) >, Jay Borkland < [jborkland@apexcoss.com](mailto:jborkland@apexcoss.com) >  
Date: 10/22/2012 05:49 PM  
Subject: RE: South Terminal -- Additional Comments on Draft Mitigation Plans

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Hi Ann,

Attached please find the text for the Final Mitigation Plan updated to respond to EPA comments and the Construction Management Plan.

We are finalizing the Biological Assessment and the Addendum to the Essential Fish Habitat Assessment. They should be done in a few hours.

If we burn CDs, will anyone be at EPA to receive them? Otherwise, we will be prepared to deliver them tomorrow morning, but electronic versions will go out tonight.

Thanks,

<b>Chet Myers</b>
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**From:** [Williams.Ann@epamail.epa.gov](mailto:Williams.Ann@epamail.epa.gov) [ <mailto:Williams.Ann@epamail.epa.gov> ]  
**Sent:** Friday, October 19, 2012 10:23 PM  
**To:** Davis, Gary (DCR); Jay Borkland; Chet Myers  
**Cc:** [Dierker.Carl@epamail.epa.gov](mailto:Dierker.Carl@epamail.epa.gov); [marsh.mike@epamail.epa.gov](mailto:marsh.mike@epamail.epa.gov); [colarusso.phil@epamail.epa.gov](mailto:colarusso.phil@epamail.epa.gov); [Leclair.Jackie@epamail.epa.gov](mailto:Leclair.Jackie@epamail.epa.gov); [Catri.Cynthia@epamail.epa.gov](mailto:Catri.Cynthia@epamail.epa.gov); Sneeringer, Paul J NAE  
**Subject:** South Terminal -- Additional Comments on Draft Mitigation Plans

Gary, Chet, and Jay --

Attached are the Region's additional comments on the draft mitigation plans.

Please let me (617-918-1097) or Mike Marsh (617-918-1556) know if you have any questions.

Thanks and have a good weekend,

Ann

Ann H. Williams  
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Question-Answer Responses-10-22-