

Massachusetts Department of Environmental Protection
Bureau of Resource Protection - Wetlands

WPA Emergency Certification Form

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

A. Emergency Information

Important:

When filling out forms on the computer, use only the tab key to move your cursor - do not use the return key.



- Issuance From: New Bedford
Issuing Authority
1. Site Location: Route 1-195 East Bound at Exit 13B.
2. Reason for Emergency:
Deisel Fuel release (50-100 gal.) to catch basins, pavement, surface water & soils. Immediate Respose Action for MA DEP RTN 4-27629.
3. Applicant to perform work: Emergency Restoration and Clean Soils Environmental
4. Public agency to perform work or public agency ordering the work to be performed:
MADEP Bureau of Waste Site Clean up
5. Date of Site Visit: 2/4/19 (Con Com)** Start Date: 1/24/19 End Date*: 3/25/2019
(1/24/19 - DEP)
- * no later than 30 days from start date or 60 days in the case of an Immediate Response Action approved by DEP to address an oil/hazardous material release.
6. Work to be allowed*:
Surface cleanup of affected bituminous pavement and removal of affected soil. See attached figures for location of spill site and resource areas.
- ** Con Com visit has to be coordinated with LSP & State Police - earliest date is 2/4/19 (Con Com agent not notified until 1/29/19). Clean up work started on the 1/24/19 under the direction of MA DEP Bureau of Waste Site Cleanup.

* May not include work beyond that necessary to abate the emergency.

B. Signatures

Certified to be an Emergency by this Issuing Authority.

Signatures:

Sarah Porter

Chairman (or designee)

1/30/2019

Date

A copy of this form must be provided to the appropriate DEP Regional Office.



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C. General Conditions

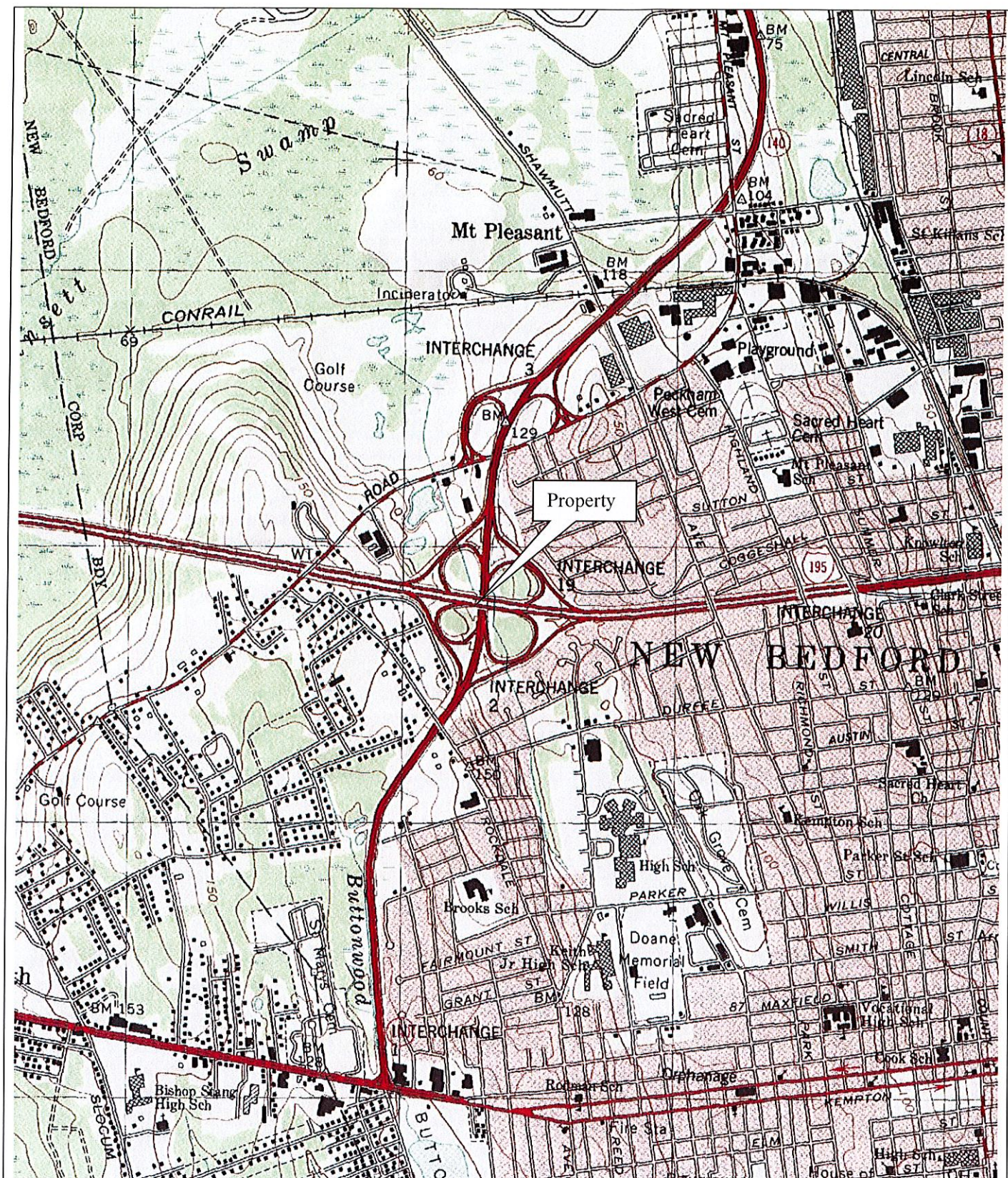
1. Failure to comply with all conditions stated herein, and with all related statutes and other regulatory measures, shall be deemed cause to revoke or modify this Emergency Certification or subject to enforcement action.
2. This Emergency Certification does not grant any property rights or any exclusive privileges; it does not authorize any injury to private property or invasion of property rights.
3. This Emergency Certification does not relieve the applicant or any other person of the necessity of complying with all other applicable federal, state, or local statutes, ordinances, bylaws, or regulations.
4. Any work conducted beyond that described above, and any work conducted beyond that necessary to abate the emergency, shall require the filing of a Notice of Intent.
5. The Agent or members of the Conservation Commission and the Department of Environmental Protection shall have the right to enter and inspect the area subject to this Emergency Certification at reasonable hours to evaluate compliance with this Certification, and may require the submittal of any data deemed necessary by the Conservation Commission or the Department for that evaluation.
6. This Emergency Certification shall apply to any contractor or any other person performing work authorized under this Certification.
7. No work may be authorized beyond 30 days from the date of this certification without written approval of the Department.

D. Special Conditions

All work was/will be conducted under a MassDEP/BWSC Immediate Response Action (IRA) and directed by the Mass Licensed Site Professional (LSP). MA DEP approved Emergency Response contractor conducted and will continue conducting the clean up. Affected soils to be transported the same day as excavated or stored in a lined dumpster outside of the 100' Buffer Zone. Erosion controls to be installed as necessary for excavation within the Resource Area (Bank) or the 100' Buffer Zone.

E. Appeals

The Department may, on its own motion or at the request of any person, review: an emergency certification issued by a conservation commission and any work permitted thereunder; a denial by a conservation commission of a request for emergency certification; or the failure by a conservation commission to act within 24 hours of a request for emergency certification. Such review shall not operate to stay the work permitted by the emergency certification unless the Department specifically so orders. The Department's review shall be conducted within seven days of: issuance by a conservation commission of the emergency certification; denial by a conservation commission of the emergency certification; or failure by a conservation commission to act within 24 hours of a request for emergency certification. If certification was improperly granted, or the work allowed thereunder is excessive or not required to protect the health and safety of citizens of the Commonwealth, the Department may revoke the emergency certification, condition the work permitted thereunder, or take such other action as it deems appropriate.



**CLEAN
SOILS**
ENVIRONMENTAL

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Massachusetts, 01938
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0 2000 Ft

Figure 1

Property Location Map

I-195 EB, Exit 13B, New Bedford, MA 02740

Lat/Long: 41.652317, -70.954608

MassDEP RTN 4-27629 | CSE Project No. 2019.04

Figure 2

Property Location Map

I-195 EB, Exit 13B, New Bedford, MA 02740

Lat/Long: 41.652317, -70.954608

MassDEP RTN 4-27629

CSE Project No. 2019.04



MassDEP - Bureau of Waste Site Cleanup

Phase 1 Site Assessment Map: 500 feet & 0.5 Mile Radii

Site Information:

I-195 EB, EXIT 13B NEW BEDFORD, MA
4-000027629

NAD83 UTM Meters:

4613015mN, 337277mE (Zone: 19)

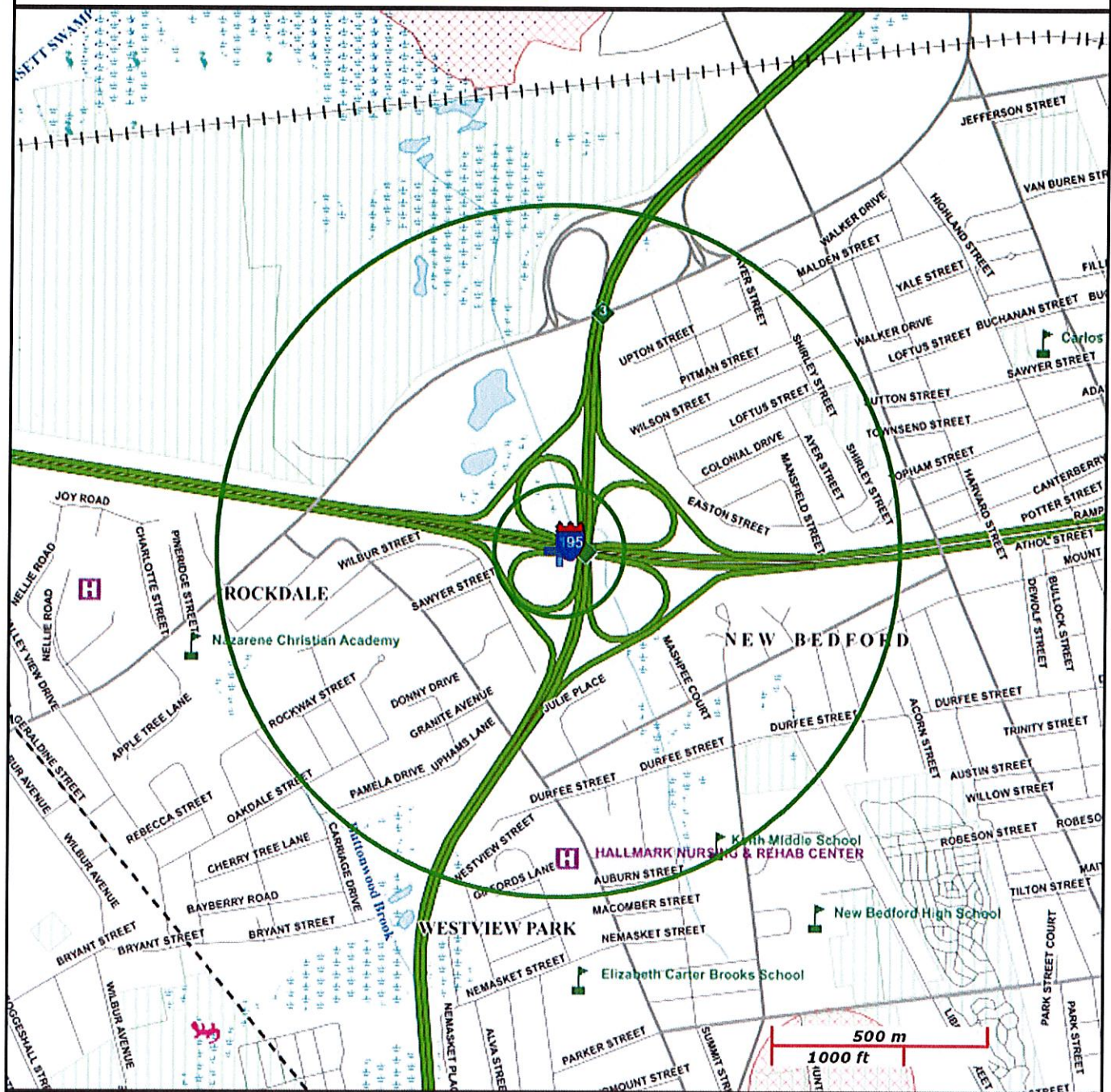
January 29, 2019

The information shown is the best available at the date of printing. However, it may be incomplete. The responsible party and LSP are ultimately responsible for ascertaining the true conditions surrounding the site. Metadata for data layers shown on this map can be found at: <http://www.mass.gov/mgis/>.



MassDEP

Commonwealth of Massachusetts
Department of Environmental Protection



Roads: Limited Access, Divided, Other Hwy, Major Road, Minor Road, Track, Trail

Boundaries: Town, County, DEP Region; Train; Powerline; Pipeline; Aqueduct

Basins: Major, PWS; Streams: Perennial, Intermittent, Man Made Shore, Dam

Aquifers: Medium Yield, High Yield, EPA Sole Source

Non Potential Drinking Water Source Area: Medium, High (Yield)

PWS Protection Areas: Zone II, IWPA, Zone A

Hydrography: Open Water, PWS Reservoir, Tidal Flat

Wetlands: Freshwater, Saltwater, Cranberry Bog

FEMA 100yr Floodplain; Protected Open Space; ACEC

Est. Rare Wetland Wildlife Hab; Vernal Pool: Cert, Potential

Solid Waste Landfill; PWS: Com, GW, SW, Emerg, Non-Com



U.S. Fish and Wildlife Service
National Wetlands Inventory

Wetlands Map



January 29, 2019

Wetlands

- | | | | | | |
|---|--------------------------------|---|-----------------------------------|---|----------|
|  | Estuarine and Marine Deepwater |  | Freshwater Emergent Wetland |  | Lake |
|  | Estuarine and Marine Wetland |  | Freshwater Forested/Shrub Wetland |  | Other |
| | |  | Freshwater Pond |  | Riverine |

This map is for general reference only. The US Fish and Wildlife Service is not responsible for the accuracy or currentness of the base data shown on this map. All wetlands related data should be used in accordance with the layer metadata found on the Wetlands Mapper web site.