



Commonwealth of Massachusetts

Division of Fisheries & Wildlife

Jack Buckley, *Director*

November 18, 2015

New Bedford Conservation Commission
Room 304
133 William Street
New Bedford MA 02744

RE: Applicant: Jason Hutchens, Raw Seafoods
 Project Location: Samuel Barnet Blvd, New Bedford
 Project Description: Cold Storage Facility
 DEP Wetlands File No.: 049-0720
 NHESP Tracking No.: **03-12891; Conservation & Management Permit 004-032**

Dear Commissioners:

The applicant listed above has submitted a Notice of Intent with site plans (dated October 8, 2015, revised October 22, 2015) to the Natural Heritage & Endangered Species Program of the Massachusetts Division of Fisheries & Wildlife (the "Division"), in compliance with the rare wildlife species section of the Massachusetts Wetlands Protection Act Regulations (310 CMR 10.58(4)(b), 10.59).

Based on a review of the information that was provided and the information that is currently contained in our database, the Division has determined that this project, as currently proposed, **will not adversely affect** the actual Resource Area Habitat of state-protected rare wildlife species, **provided that all conditions of the above referenced Conservation & Management Permit are followed**. Therefore, it is our opinion that this project appears to meet the state-listed species performance standard for the issuance of an Order of Conditions.

Please note that this determination addresses only the matter of **rare** wildlife habitat and does not pertain to other wildlife habitat issues that may be pertinent to the proposed project. If you have any questions regarding this letter please contact David Paulson, Endangered Species Review Biologist, at (508) 389-6366.

Sincerely,

Thomas W. French, Ph.D.
Assistant Director

cc: Jason Hutchens, Raw Seafoods
 Richard Riccio III, Field Engineering Co., Inc.
 Greater New Bedford Industrial Foundation
 MA DEP Southeast Region

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Division of Fisheries and Wildlife

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