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foth.com

September 24, 2021

City of New Bedford Conservation Commission
Attn: Chance Perks - Conservation Agent
133 William Street, Room 304
New Bedford, MA 02740

RE: Request for Amended Order of Conditions, SE 049-0873
Pier 3/Fishermans Wharf, Steamship Pier, Homers Wharf, Leonards Wharf, & South
Terminal – New Bedford, MA 02740

Dear Mr. Perks:

On behalf of the New Bedford Port Authority, Foth Infrastructure & Environmental, LLC (FOTH) herewith requests an Amended Order of Conditions for the above referenced project. The scope of the amendment includes the following:

Condition #47: Modification to require that a floating boom to capture floating debris be deployed and maintained instead of a turbidity curtain.

Condition #52: Modification to remove the requirement for silt curtains between January 15th and May 31st. This request is consistent with the response from Division of Marine Fisheries (see attached).

Construction Schedule:

A preliminary schedule was supplied at the request of the Conservation Commission with the Addendum A to the Notice of Intent. This preliminary schedule showed the work progressing in a linear fashion. We have since concluded that when the contractor supplies his schedule, we expect that the pile jacketing at Steamship will not only occur during the fendering work at Steamship but will also overlap with other construction activities at another site. This is due to the duration for pile jacketing, which will be a dive crew, different from the pile installation crew. Waiting to start work on a second site until the jackets are complete would require a demobilization and remobilization of the pile equipment, resulting in additional costs and likely jeopardizing the schedule required by the project funding. In addition, based on the available funding, Leonard's and Homers will not be included in this construction contract at this time but will happen at a future date, hence reducing the sites during this construction phase. We respectfully ask that the Commission allow for pile jacketing to continue at Steamship while pile driving is performed at one of the other two sites (Fishermans' or Pier 3).

Feel free to contact me at (508) 762-0764 or via email at Susan.Nilson@foth.com if you require any additional information or have any questions. Thank you for your assistance.

Sincerely,

Foth Infrastructure & Environment, LLC



Susan Nilson, P.E., registered in MA, RI, CT, NY, NJ, WI
Director, Ports and Harbors

cc: Ceasar Duarte (NBPA)
Daniela Abbott (Foth)