



Commonwealth of Massachusetts
Executive Office of Energy & Environmental Affairs

Department of Environmental Protection

Northeast Regional Office • 150 Presidential Way Woburn, MA 01801 • 978-694-3200

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Secretary

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Commissioner

[DATE]

Mr. Richard DeFelice
Newport Aggregates, LLC
145 Temple Street
Nashua, NH 03060

RE: WESTFORD
ePlace Authorization #: **AQ0XX-000XXXX**
Application #: 24-AQ02P-0006-APP
Approval #: NE-24-007
Class: SM-25
SMS/FMF No.: 621622
DRAFT AIR QUALITY PLAN APPROVAL

Dear Mr. DeFelice:

The Massachusetts Department of Environmental Protection (“MassDEP”), Bureau of Air and Waste, has reviewed your Non-major Comprehensive Plan Application (“Application”) listed above. This Application concerns the operation of aggregate crushing equipment at your aggregate crushing plant located at 90 Ledge Road, Westford, Massachusetts (“Facility”). The Application bears the seal and signature of David Alan Chappell, Massachusetts Registered Professional Engineer Number 34706.

This Application was submitted in accordance with 310 CMR 7.02 Plan Approval and Emission Limitations as contained in 310 CMR 7.00 “Air Pollution Control” regulations adopted by MassDEP pursuant to the authority granted by Massachusetts General Laws, Chapter 111, Section 142 A-O, Chapter 21C, Section 4 and 6, and Chapter 21E, Section 6. MassDEP’s review of your Application has been limited to air pollution control regulation compliance and does not relieve you of the obligation to comply with any other regulatory requirements.

MassDEP has determined that the Application is administratively and technically complete and that the Application is in conformance with the Air Pollution Control regulations and current air pollution control engineering practice, and hereby grants this **Plan Approval** for said Application, as submitted, subject to the conditions listed below.

Please review the entire Plan Approval, as it stipulates the conditions with which the Facility owner/operator (“Permittee”) must comply in order for the Facility to be operated in compliance with this Plan Approval.

On DATE, public notice was published on the MassDEP website for public review and comment on the proposed Non-Major Plan Approval (ePlace Application number: XX-AQ02/03X-XXXX-APP) for your Facility located at Street Address in City/Town, MA. The comment period ended DATE.

No comments were submitted // Comments were received. They are summarized in the attached Response to Comments.

1. DESCRIPTION OF FACILITY AND APPLICATION

A. FACILITY DESCRIPTION

Newport Aggregates, LLC, located at 90 Ledge Road, Westford, Massachusetts, is an existing quarry and crushing plant that has been in operation since 2017. Operations at the Facility include the production and storage of crushed stone, gravel and/or aggregate for use of concrete production or general sale of materials. The Facility is situated on the border of Chelmsford and Westford. The principal location of the Facility and all quarry operations occur exclusively in Westford, Massachusetts, while Ledge Road, the only entry or egress to the Facility, is located in Chelmsford, Massachusetts.

B. HISTORY

On April 2, 2024, Newport Aggregates, LLC and MassDEP entered into an Administrative Consent Order with Penalty and Notice of Noncompliance (Enforcement Document Number 00017594) for violations of 310 CMR 7.01, 7.09(1), and 7.09(4), creating a condition of air pollution and dust. The enforcement document required Newport Aggregates, LLC to submit a non-major Comprehensive Plan Application (“nmCPA”) for the Facility within ninety (90) days of the Consent Order. This requirement was fulfilled when Newport Aggregates, LLC filed Application 24-AQ02P-0006-APP with MassDEP.

C. PROJECT DESCRIPTION

The purpose of this Application is to permit the existing aggregate crushing operations at the Facility that have been in operation since 2017, including a primary crushing plant and a portable Asphalt, Brick, and Concrete (ABC) crushing plant. Following the issuance of the Administrative Consent Order described above, upgrades to the wet dust suppression systems on both crushing plants have been made, with water nozzles located on each of the crusher discharges, as well as some crusher inlets and belt conveyors.

The primary crushing plant, designated as Emission Unit 1 (EU1), includes various rock crushers, screens, belt conveyors, feeders, and bins. EU1 produces crushed stone, gravel, and sand of various sizes. The various plant components of EU1 have been organized in a configuration suitable for the reduction of material size and for progressive removal of various sized products. The process chain for EU1 is described below.

Rock is initially loaded by heavy equipment into the primary jaw crusher (#1), where it is processed and expelled by multiple discharge conveyors. The primary crusher is a Lippmann 30x48 jaw crusher or equivalent, with a closed setting (CSS) set at approximately 6-inches. At this setting, the rated capacity of the jaw crusher is approximately 500 tons per hour (TPH).

The material expelled from the primary crusher is then fed by an enclosed belt conveyer (#2) with wet dust suppression to the first screen plant in the setup. The 6x20 Lippmann screen plant or equivalent (#3) processes and transports the material through a series of under screen and cross conveyers, where it is eventually separated into two distinct groupings. The material sized 1.5-inches is transferred by conveyer (#4) from the screen plant and piled separately. The rock which is not separated is transferred from the screen plant by conveyer (#5), where it is loaded into the first cone crusher (#6) by its feed conveyer. The first cone crusher is a Lippman cone crusher or equivalent.

Rock processed by the cone crusher is transferred via discharge conveyor to the secondary cone setup (#7). The secondary cone crusher is a Terex Cedarapids cone crusher, equipped with wet dust suppression, and screen plant or equivalent which both crushes the rock and sorts it based on size. The material is transferred through the cone and screening operation through a series of overhead, under screen, under crusher, cross conveyors, and a transfer conveyor.

After the material leaves the secondary cone setup, it is transported by belt conveyor (#8) to the final screen plant (#9), which is a Lippmann 6x20 screen plant or equivalent. The rock material is processed and transferred throughout the plant by a series of under screen and cross conveyors, where it is separated into four groups based on size and discharged onto belt conveyers. Three of the conveyers (#10-12) transport separated processed rock sized 0.5-inch, 0.75-inch, and 0.375-inch into piles for storage. The fourth conveyor (#13) feeds the other rock material to the Fisher air separator or equivalent (#14). The air separator processes the remaining material and separates it into two groups based on their size, sand, and fines. These groups are then transported by conveyors (#15-16) into their respective piles for storage.

The ABC crushing plant, designated as Emission Unit 2 (EU2), includes various crushers, screens, belt conveyors, feeders, and bins. The process chain for EU2 is described below. Asphalt, brick, and concrete materials are crushed, screened, and stored on site. The plant components have been organized in a configuration suitable for the reduction of material size and for progressive removal of various sized products.

ABC product is initially loaded by heavy equipment into the plant's primary jaw crusher. The crusher is a McCloskey J50 V2 or equivalent with a CSS of 6-inches. At this setting, the rated capacity of the jaw crusher is 350 tons per hour (TPH).

The crushed material processed by the jaw crusher is discharged and conveyed to the primary screen plant. The screen plant is a McCloskey S190 5x20 plant or equivalent, which processes and transports material through a series of underscreens and cross conveyers, where it is

eventually discharged and separated into two groupings. Processed crushed ABC sized 1 – 1.25-inch minus is conveyed away and piled by the McCloskey ST80 stacker or equivalent, while the remaining larger sized material is conveyed and continues through to the cone crusher.

The cone crusher is a McCloskey C44 unit or equivalent, which processes and reduces the size of the remaining ABC material and recirculates it back to the primary screen plant by conveyor. The screen plant reprocesses the remaining material, again separating the material sized 1 – 1.25 inch minus by conveyor to be piled.

Fugitive dust emissions from various Facility operations not pertaining to crushing, including aggregate stock piling, and transportation of material via paved and unpaved roads, are controlled via best management practices proposed within the Facility's Particulate Matter (PM) Control Plan, including but not limited to wetting aggregate stockpiles, wet sweeping and maintaining paved roads, and watering and calcifying on unpaved roads.

The only pollutant emitted from Facility operations, via EU1 and EU2 and all fugitive emissions, is particulate matter (PM). The annual emissions of PM are calculated from emission factors contained in Federal Standard AP-42, Section 11.19.2, and are based on an annual production of 1,000,000 tons per year (TPY) of aggregate material from EU1 and 300,000 TPY of ABC material from EU2. The production and emission limits for EU1 and EU2 are contained in Table 2 below.

D. REGULATORY REQUIREMENTS

1. State Requirements

Best Available Control Technology (BACT)

The Permittee's emissions of PM from equipment processes are subject to BACT review pursuant to 310 CMR 7.02(8)(a)(2). The Permittee proposed a level of control based on best management practices and pollution control devices, including but not limited to wet dust suppression sprays, shrouding around crusher discharges, and conveyor belt covers, that minimizes emissions to the extent feasible. MassDEP has determined that meeting the requirements as stated in this Plan Approval for the equipment and subsequent operation of the referenced emission units in Table 1 represents BACT.

Environmental Justice

In accordance with the Massachusetts Executive Office of Energy & Environmental Affairs' Environmental Justice (EJ) Policy (updated June 24, 2021), MassDEP has established an inclusive and robust public participation program for key agency actions that potentially affect EJ populations. MassDEP's EJ public involvement efforts include enhanced outreach to designated EJ populations when a Non-Major Comprehensive Plan Application is located in a designated EJ population or within 1 mile of a designated EJ population. This Facility is located within a Minority population tract. The applicant prepared an EJ Factsheet, which MassDEP

made publicly available and distributed to local interest groups during the application review period.

2. Federal Requirements

The Permittee has indicated that the Project is subject to 40 CFR 60 Subpart OOO– Standards of Performance for Nonmetallic Mineral Processing Plants. Since MassDEP has not accepted delegation for Subpart OOO for sources which are not subject to 310 CMR Appendix C, the Permittee is advised to consult with EPA Region 1 at 5 Post Office Square, Suite 100, Boston, MA 02109-3912, telephone: (617) 918-1111. Other applicable requirements may include notification, record keeping, and reporting requirements.

2. EMISSION UNIT IDENTIFICATION

Each Emission Unit (“EU”) identified in Table 1 is subject to and regulated by this Plan Approval:

Table 1

EU	Description	Design Capacity	Pollution Control Device(s)
EU1	Portable Aggregate Crushing Plant	500 TPH ¹	<ul style="list-style-type: none"> • Wet suppression system • Shrouding • Belt Covers • PM Control Plan
EU2	ABC Portable Crushing Plant	350 TPH ²	<ul style="list-style-type: none"> • Wet suppression system • Shrouding • Belt Covers • PM Control Plan

Table 1 Key:

EU = Emission Unit
 ABC = Asphalt, Brick, and Concrete

TPH = tons per hour
 PM = Particulate Matter

Table 1 Notes:

¹ Maximum capacity of the Lippmann 30x48 jaw crusher or equivalent at a closed side setting (CSS) of 6-inches.
² Maximum capacity of the McCloskey J50 V2 or equivalent at a CSS of 6-inches.

3. APPLICABLE REQUIREMENTS

A. OPERATIONAL, PRODUCTION and EMISSION LIMITS

The Permittee is subject to, and shall not exceed the Operational, Production, and Emission Limits as contained in Table 2:

Table 2

EU	Operational / Production Limit	Air Contaminant	Emission Limit
EU1	1. Process no more than 125,000 tons per month of stone or aggregate material	PM _{2.5}	0.05 TPM 0.37 TPY
		PM ₁₀	0.27 TPM 2.15 TPY
	2. Process no more than 1,000,000 tons per consecutive twelve-month period of stone or aggregate material	PM	0.73 TPM 5.82 TPY
	Opacity ¹	12% for crushers 7% for conveyor transfer points and screening operations	
EU2	3. Process no more than 60,000 tons per month of ABC	PM _{2.5}	0.009 TPM 0.047 TPY
		PM ₁₀	0.06 TPM 0.31 TPY
	4. Process no more than 300,000 tons per consecutive twelve-month period of ABC	PM	0.16 TPM 0.80 TPY
	Opacity ^{1,2}	12% for crushers 7% for conveyor transfer points and screening operations	
Facility-Wide	N/A	Opacity ^{1,2}	10% for unpaved and paved roads within the Facility

Table 2 Key:

EU = Emission Unit

PM₁₀ = Particulate Matter less than or equal to 10 microns in diameter

ABC = Asphalt, Brick, and Concrete

N/A = Not Applicable

% = Percent

PM = Total Particulate Matter

PM_{2.5} = Particulate Matter less than or equal to 2.5 microns in diameter

TPM = Tons per month

TPY = Tons per year

Table 2 Notes:

¹ Visible dust emissions on site shall be kept at or below the opacity specified herein during all modes of operation, including startups and shutdowns.

² When determining compliance with the fugitive opacity emissions, the facility personnel shall use EPA Method 9 based on average of five 6-minute averages as specified in 40 CFR Part 60.675(c)(3).

B. COMPLIANCE DEMONSTRATION

The Permittee is subject to, and shall comply with, the monitoring, testing, record keeping, and reporting requirements as contained in Tables 3, 4, and 5:

Table 3

EU	Monitoring and Testing Requirements
EU1 EU2	1. The Permittee shall monitor the production of crushed product in tons on a monthly and rolling twelve-month basis.
	2. The Permittee shall, during daily startup of the plant operations, conduct a visual inspection of each Pollution Control Device, including but not limited to the wet dust suppression system, shrouding, and belt covers, and shall note any deficiencies and/or malfunctions and take immediate corrective actions. All such daily inspections shall be conducted in conformance with the Facility's Particulate Matter (PM) Control Plan.
	3. The Permittee shall monitor the fugitive emissions from the crushers, the conveyor transfer, and screening operations during all modes of operation including startups and shutdowns. If the fugitive emissions are deemed excessive using EPA Method 22 – visual determination of fugitive emissions, then the facility personnel shall halt the applicable rock crushing and processing operations as quickly as practicable and take correction action(s) such as to repair the wet suppression system before returning the rock crushing and processing operations back to service.
Facility-wide	4. The Permittee shall allow Department personnel access to the plant site during normal business hours and access to all pertinent records for the purpose of making inspections.
	5. The Permittee shall immediately correct and abate any excessive visible dust emissions that occur from the stone crushers, vehicular site traffic, entrance and egress of the Facility, or any other portion of the Facility during Facility operations.
	6. The Permittee shall monitor all operations to ensure sufficient information is available to comply with 310 CMR 7.12 Source Registration and 310 CMR 7.71 Greenhouse Gas Reporting, as applicable.
	7. If and when MassDEP requires it, the Permittee shall conduct emission testing in accordance with USEPA Reference Test Methods and Regulation 310 CMR 7.13.
	8. The Permittee shall monitor all operations to ensure compliance with the requirements contained in Table 2.

Table 3 Key:

EU = Emission Unit

MassDEP = Massachusetts Department of Environmental Protection

CMR = Code of Massachusetts Regulations

USEPA = United States Environmental Protection Agency

Table 4

EU	Record Keeping Requirements
EU1 EU2	1. The Permittee shall, at a minimum, record the daily inspections of all the wet suppression systems. All such daily inspections shall be conducted in conformance with the facility’s Particulate Matter (PM) Control Plan.
Facility-wide	2. The Permittee shall maintain the following records for a period of five (5) years. <ol style="list-style-type: none"> a. Date and hours of operation of the crushing operations; b. Total production from the crushing plant(s), in tons per month; c. All routine or emergency maintenance performed on the water spray system; d. Records of nozzle and filter cleaning replacement; and e. Visual observations at the crushing plant(s) and the Facility grounds.
	3. The Permittee shall maintain adequate records on-site to demonstrate compliance status with all operational, production, and emission limits contained in Table 2 above. Records shall also include the actual emissions of air contaminant(s) emitted for each calendar month and for each consecutive twelve-month period (current month plus prior eleven months). These records shall be compiled no later than the 15 th day following each month. An electronic version of a MassDEP approved record keeping form, in Microsoft Excel format, may be downloaded at https://www.mass.gov/guides/massdep-facility-wide-emission-restrictions-caps-reporting#WorkbookforReportingOn-SiteRecordKeeping .
	4. The Permittee shall maintain records of monitoring and testing as required by Table 3.
	5. The Permittee shall maintain a copy of this Plan Approval, underlying Application and the most up-to-date SOMP and Particulate Matter (PM) Control Plan for the EU(s) and PCD(s) approved herein on-site.
	6. The Permittee shall maintain a record of routine maintenance activities performed on the approved EU(s), PCD(s) and monitoring equipment. The records shall include, at a minimum, the type or a description of the maintenance performed and the date and time the work was completed.
	7. The Permittee shall maintain a record of all malfunctions affecting air contaminant emission rates on the approved EU(s), PCD(s) and monitoring equipment. At a minimum, the records shall include: date and time the malfunction occurred; description of the malfunction; corrective actions taken; the date and time corrective actions were initiated and completed; and the date and time emission rates and monitoring equipment returned to compliant operation.
	8. The Permittee shall maintain records to ensure sufficient information is available to comply with 310 CMR 7.12 Source Registration and 310 CMR 7.71 Greenhouse Gas Reporting, as applicable.
	9. The Permittee shall maintain records required by this Plan Approval on-site for a minimum of five (5) years.
	10. The Permittee shall make records required by this Plan Approval available to MassDEP and USEPA personnel upon request.

Table 4 Key:

EU = Emission Unit

PCD = Pollution Control Device

SOMP = Standard Operating and Maintenance Procedure

MassDEP = Massachusetts Department of Environmental Protection

USEPA = United States Environmental Protection Agency

Table 5

EU	Reporting Requirements
Facility-wide	1. The Permittee shall submit to MassDEP all information required by this Plan Approval over the signature of a “Responsible Official” as defined in 310 CMR 7.00 and shall include the Certification statement as provided in 310 CMR 7.01(2)(c).
	2. At least 30 days prior to emission testing, the Permittee shall submit to MassDEP for written approval a stack emission pretest protocol.
	3. Within 60 days after emission testing, the Permittee shall submit to MassDEP a final stack emission test results report.
	4. The Permittee shall notify the Northeast Regional Office of MassDEP, BAW Permit Chief by telephone: 978-694-3200 or email at nero.air@mass.gov , as soon as possible, but no later than three (3) business day after discovery of an exceedance(s) of Table 2 requirements. A written report shall be submitted via MassDEP’s Compliance Reporting System (https://eeaonline.eea.state.ma.us/EEA/ComplianceReport/) under Exceedance Report (EXCDNC), within ten (10) business days thereafter and shall include: identification of exceedance(s), duration of exceedance(s), reason for the exceedance(s), corrective actions taken, and action plan to prevent future exceedance(s).
	5. The Permittee shall report every three years to MassDEP, in accordance with 310 CMR 7.12, all information as required by the Source Registration/Emission Statement Form.
	6. The Permittee shall report annually to MassDEP, in accordance with 310 CMR 7.71, all required greenhouse gas emissions, as applicable.

Table 5 Key:

EU = Emission Unit

MassDEP = Massachusetts Department of Environmental Protection

BAW = Bureau of Air and Waste

CMR = Code of Massachusetts Regulations

USEPA = United States Environmental Protection Agency

4. SPECIAL TERMS AND CONDITIONS

A. The Permittee is subject to, and shall comply with, the Special Terms and Conditions as contained in Table 6 below:

Table 6

EU	Special Terms and Conditions
EU1 EU2	1. The Permittee shall activate the wet dust suppression system prior to the startup of the crushers and support equipment.
Facility-wide	2. The Permittee shall maintain aggregate storage piles and facility roadways so as to minimize dust conditions in accordance with the Facility's Particulate Matter (PM) Control Plan.
	3. The Permittee shall maintain the pavement and driving condition of the paved portion of the Facility's entrance and egress in accordance with the Facility's Particulate Matter (PM) Control Plan.

Table 6 Key:

EU = Emission Unit

Table 7

EU	Stack Height Above Ground (feet)	Stack Inside Exit Dimensions (Inches)	Nominal Stack Gas Exit Velocity Range (feet per second)	Nominal Stack Gas Exit Temperature Range (°F)
EU1 ¹	N/A	N/A	N/A	N/A
EU2 ¹	N/A	N/A	N/A	N/A

Table 7 Key:

EU = Emission Unit

N/A = Not Applicable

°F = Degree Fahrenheit

Table 7 Notes:

1. There is no stack associated with EU1 or EU2.

5. GENERAL CONDITIONS

The Permittee is subject to, and shall comply with, the following general conditions:

- A. Pursuant to 310 CMR 7.01, 7.02, 7.09 and 7.10, should any nuisance condition(s), including but not limited to smoke, dust, odor or noise, occur as the result of the operation of the Facility, then the Permittee shall immediately take appropriate steps including shutdown, if necessary, to abate said nuisance condition(s).
- B. If asbestos remediation/removal will occur as a result of the approved construction, reconstruction, or alteration of this Facility, the Permittee shall ensure that all removal/remediation of asbestos shall be done in accordance with 310 CMR 7.15 in its entirety and 310 CMR 4.00.
- C. If construction or demolition of an industrial, commercial or institutional building will occur as a result of the approved construction, reconstruction, or alteration of this Facility, the Permittee shall ensure that said construction or demolition shall be done in accordance with 310 CMR 7.09(2) and 310 CMR 4.00.
- D. Pursuant to 310 CMR 7.01(2)(b) and 7.02(7)(b), the Permittee shall allow MassDEP and / or USEPA personnel access to the Facility, buildings, and all pertinent records for the purpose of making inspections and surveys, collecting samples, obtaining data, and reviewing records.
- E. This Plan Approval does not negate the responsibility of the Permittee to comply with any other applicable Federal, State, or local laws or regulations now or in the future.
- F. The Application is incorporated into this Plan Approval by reference. Should there be any differences between the Application and this Plan Approval, the Plan Approval shall govern.
- G. Pursuant to 310 CMR 7.02(3)(k), MassDEP may revoke this Plan Approval if the construction work is not commenced within two years from the date of issuance of this Plan Approval, or if the construction work is suspended for one year or more.
- H. This Plan Approval may be suspended, modified, or revoked by MassDEP if MassDEP determines that any condition or part of this Plan Approval is being violated.
- I. This Plan Approval may be modified or amended when in the opinion of MassDEP such is necessary or appropriate to clarify the Plan Approval conditions or after consideration of a written request by the Permittee to amend the Plan Approval conditions.
- J. Pursuant to 310 CMR 7.01(3) and 7.02(3)(f), the Permittee shall comply with all conditions contained in this Plan Approval. Should there be any differences between provisions

contained in the General Conditions and provisions contained elsewhere in the Plan Approval, the latter shall govern.

6. MASSACHUSETTS ENVIRONMENTAL POLICY ACT

MassDEP has determined that the filing of an Environmental Notification Form (ENF) with the Secretary of Energy & Environmental Affairs, for air quality control purposes, was not required prior to this action by MassDEP. Notwithstanding this determination, the Massachusetts Environmental Policy Act (MEPA) and 301 CMR 11.00, Section 11.04, provide certain “Fail-Safe Provisions,” which allow the Secretary to require the filing of an ENF and/or an Environmental Impact Report (EIR) at a later time.

7. APPEAL OF DECISION

This Decision is an action of MassDEP. If you are the applicant, an aggrieved person who has submitted written comments, where applicable, or a ten persons group that has submitted written comments, where applicable, you may request an adjudicatory hearing in accordance with 310 CMR 7.51(1). A request for a hearing must be made in writing and postmarked within twenty-one (21) days of the date of issuance of this Decision.

Under 310 CMR 1.01(6)(b), the request for adjudicatory hearing must state clearly and concisely the facts which are the grounds for the request, and the relief sought. Additionally, the request must state why the Decision is not consistent with applicable laws and regulations. In the request, an aggrieved person must state with specificity the basis of his or her claim of aggrievement. A ten persons group that files a request for an adjudicatory hearing must include affidavits from each person of the group stating their intent to be a part of the group and to be represented by the group’s authorized representative. The request must comply with all other requirements of 310 CMR 1.01.

The issues raised in the request for adjudicatory hearing are limited to the subject matter of this Decision and are limited further to the issues raised during the public comment period. If the issue was not raised during the public comment period, the issue may be raised upon showing that it was not reasonably possible with due diligence to have raised such matter during the public comment period or for good cause shown.

The hearing request along with a valid check payable to Commonwealth of Massachusetts in the amount of one hundred dollars (\$100.00) and a completed Adjudicatory Hearing Fee Transmittal Form found at <https://www.mass.gov/doc/adjudicatory-hearing-fee-transmittal-form/download> must be mailed to:

Commonwealth of Massachusetts

Department of Environmental Protection
P.O. Box 4062
Boston, MA 02211

An aggrieved person or a ten persons group shall send a copy of the request for an adjudicatory hearing by first class mail to the Applicant and MassDEP's contact person listed in the Decision.

The request will be dismissed if the filing fee is not paid, unless the appellant is exempt or granted a waiver as described below.

The filing fee is not required if the appellant is a city or town (or municipal agency), county, district of the Commonwealth of Massachusetts, the Massachusetts Bay Transportation Authority, federally recognized Indian tribe housing authority, effective January 14, 1994, or a municipal housing authority. MassDEP may waive the adjudicatory hearing filing fee for a person who shows that paying the fee will create an undue financial hardship. A person seeking a waiver must file, together with the hearing request as provided above, a request for the waiver of the fee and an affidavit setting forth the facts believed to support the claim of undue financial hardship as specified in 310 CMR 4.06(2).

Should you have any questions concerning this Plan Approval, please contact Mollye K. Malone by telephone at (978) 604-3268, or in writing at the letterhead address.

Mollye K. Malone
Environmental Engineer

Edward J. Braczyk
Permit Chief
Bureau of Air and Waste

ecc: Westford Health Department – Rae Dick
Chelmsford Health Department – Donna Greenwood
Westford Fire Department - Joseph Targ
MassDEP - Yi Tian, John MacCauley
Chappell Engineering - David Chappell
Chappell Engineering - Chris Gibbons