



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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VIA EMAIL

April 3, 2025

David Biancavilla
BSC Group
Via email

RE: WETLANDS/ANDOVER
DEP File #090-1428
Haggetts Pond Road
INFORMATION REQUEST

Dear Mr. Biancavilla,

As you know, in accordance with the Massachusetts General Laws, Chapter 131, Section 40, the Northeast Regional Office of the Massachusetts Department of Environmental Protection, Wetlands Program (“MassDEP”), is reviewing this project in preparation for issuance of a Superseding Order of Conditions (“SOC”).

Based on the review of the plans, information submitted by the applicant, and observations made during MassDEP’s site visit, MassDEP requests the additional information and plan revisions from the Applicant:

- a. In accordance with the Massachusetts Stormwater Handbook, Standard 6, Stormwater BMPs can not be located in a Zone A, unless it is essential for the operation of a public water supply. Please provide a revised plan and description showing the stormwater management design in compliance with the Stormwater Handbook.

This information is available in alternate format. Please contact Melixza Esenyie at 617-626-1282.
TTY# MassRelay Service 1-800-439-2370
MassDEP Website: www.mass.gov/dep

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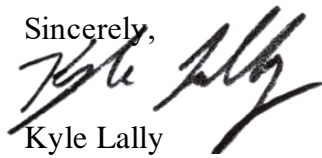
Table CA 2: Standard 6

Stormwater Discharges Near or To Outstanding Resource Waters including Vernal Pools and Surface Water Sources for Public Water Systems
<ol style="list-style-type: none">1. Construction Sites of 1 acre or more must file a Notice of Intent (WM 09) with MassDEP requesting approval of the Stormwater Pollution Prevention Plan (SWPPP), if they discharge to an ORW.2. Stormwater discharges to ORWs must be set back from the receiving water or wetland and receive the highest and best practical method of treatment.3. Stormwater BMPs must be set back 100' from a certified vernal pool and comply with 310 CMR 10.60³¹. Proponents must perform a habitat evaluation and demonstrate that the stormwater BMPs meet the performance standard of having no adverse impact on the habitat functions of a certified vernal pool.4. Unless essential to operation of a public water system, stormwater BMPs are prohibited within the Zone A.5. BMPs must be designed according to the specifications and sizing methodologies in Volumes 2 and 3 of the Massachusetts Stormwater Handbook.6. Required Water Quality Volume = <u>1.0 inch</u> times impervious area.7. At least 44% TSS must be removed prior to discharge to infiltration BMP.8. For discharges near or to ORWs, proprietary BMPs may be used for pretreatment only unless verified by TARP or STEP for other uses. For the purpose of this requirement, subsurface structures, even those that have a storage chamber that has been manufactured are not proprietary BMPs, since the pretreatment occurs in the soil below the structure, not in the structure itself. See Volume 2.

In accordance with the Regulations at 310 CMR 10.05(7)(f)2, additional information must be submitted within 70 days of MassDEP's request. MassDEP understands that more time may be necessary to gather the additional information and will consider reasonable request for additional time if it is requested prior to the deadline.

Please note that all information submitted to MassDEP must be sent at the same time to all other parties to the appeal. Should you have any questions regarding this matter, please do not hesitate to contact me at kyle.lally@mass.gov.

Sincerely,



Kyle Lally
Environmental Analyst IV
Wetlands Program – NERO