



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 1

1 CONGRESS STREET, SUITE 1100
BOSTON, MASSACHUSETTS 02114-2023

NOV 20 2009

November 18, 2009

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Ronald LaFreniere, Commissioner
Department of Public Works
City of Marlborough
135 Neil Street
Marlborough, MA 01752

Dear Mr. LaFreniere:

Enclosed is your final National Pollutant Discharge Elimination System (NPDES) permit modification issued pursuant to the Clean Water Act, as amended, and the Massachusetts Clean Waters Act, 21 M.G.L. §§ 43-45, as amended. The permit modification will become effective on February 1, 2010.

Also enclosed is a copy of the Massachusetts State Water Quality Certification for your final permit and information relative to appeals and stays of NPDES permits. Should you desire to contest any provision of the permit, your petition should be submitted to the Environmental Appeals Board (EAB) and a similar request should also be filed with the Director of the Division of Watershed Management in accordance with the provisions of the Massachusetts Administrative Procedures Act, the Division's Rules for the Conduct of Adjudicatory Proceedings and the Timely Action Schedule and Fee Provisions. Typically, the 30-day period within which a person may request EAB review of the permit begins with the service of notice of the action unless a later date is specified in the notice. To account for potential logistical difficulties posed by EPA-Region 1's imminent move and transfer of files to new offices, receipt of legal notice for purposes of the federal appeal shall be calculated from December 15, 2009, making any appeals due January 14, 2010. (The deadline for filing the state appeal has not changed and remains 30 days from the date of permit issuance as required by applicable regulations).

We appreciate your cooperation throughout the development of this permit. Should you have any questions concerning the permit modification, feel free to contact Brian Pitt at 617-918-1875.

Sincerely,

Ken Moraff, Deputy Director
Office of Ecosystem Protection

Toll Free • 1-888-372-7341

Internet Address (URL) • <http://www.epa.gov/region1>

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