

UNITED STATES ENVIRONMENTAL  
PROTECTION AGENCY – REGION 1 (EPA)  
WATER DIVISION  
5 POST OFFICE SQUARE  
BOSTON, MASSACHUSETTS 02109

MASSACHUSETTS DEPARTMENT OF  
ENVIRONMENTAL PROTECTION (MASSDEP)  
COMMONWEALTH OF MASSACHUSETTS  
1 WINTER STREET  
BOSTON, MASSACHUSETTS 02108

EPA PUBLIC NOTICE OF A DRAFT NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT TO DISCHARGE INTO WATERS OF THE UNITED STATES UNDER SECTION 402 OF THE CLEAN WATER ACT (CWA), AS AMENDED, AND MASSDEP PUBLIC NOTICE OF EPA REQUEST FOR STATE CERTIFICATION UNDER SECTION 401 OF THE CWA.

PUBLIC NOTICE PERIOD: **April 12, 2021 – June 11, 2021**

PUBLIC MEETING DATE: **5/10/2021**

PUBLIC HEARING DATE: **5/24/2021**

PERMIT NUMBER: **MA0000787**

PUBLIC NOTICE NUMBER: **MA-15-21**

NAME AND MAILING ADDRESS OF APPLICANT:

Massachusetts Port Authority  
Environmental Management Unit  
One Harborside Drive, Suite 200S  
East Boston, Massachusetts 02128-2090

NAME AND ADDRESS OF THE FACILITY WHERE DISCHARGE OCCURS:

Massachusetts Port Authority  
Logan International Airport  
East Boston, Massachusetts 02128-2090

RECEIVING WATERS AND CLASSIFICATIONS:

Boston Harbor - Class SB (MA 70-01); Boston Inner Harbor - Class SB (CSO) (MA 70-02)  
Winthrop Bay - Class SB (MA 70-10)

PREPARATION OF THE DRAFT PERMIT AND EPA REQUEST FOR CWA § 401 CERTIFICATION:

EPA is issuing for public notice and comment the Draft NPDES Permit for the Massachusetts Port Authority, which discharges stormwater associated with industrial activity from Logan International Airport. Twenty-one airport tenants, which also discharge stormwater associated with industrial activity, are designated as Co-Permittees on this Permit. The effluent limits and permit conditions imposed have been drafted pursuant to, and assure compliance with, the CWA, including EPA-approved State Surface Water Quality Standards at 314 CMR 4.00. MassDEP cooperated with EPA in the development of the Draft NPDES Permit. MassDEP retains independent authority under State law to publish for public notice and issue a separate Surface Water Discharge Permit for the discharge, not the subject of this notice, under the Massachusetts Clean Waters Act, M.G.L. c. 21, §§ 26-53.

In addition, EPA has requested that MassDEP grant or deny certification of this Draft Permit pursuant to Section 401 of the CWA and implementing regulations. Under federal regulations governing the NPDES program at 40 Code of Federal Regulations (CFR) § 124.53(e), state certification shall contain conditions that are necessary to assure compliance with the applicable provisions of CWA sections 208(e), 301, 302, 303, 306, and 307 and with appropriate requirements of State law, including any conditions more stringent than those in the Draft Permit that MassDEP finds necessary to meet these requirements. Furthermore, MassDEP may provide a statement of the extent to which each condition of the Draft Permit can be made less stringent without violating the requirements of State law.

#### INFORMATION ABOUT THE DRAFT PERMIT:

The Draft Permit and explanatory Fact Sheet may be obtained at no cost at <https://www.epa.gov/npdes-permits/massport-logan-international-airport-npdes-permits> or by contacting:

George Papadopoulos  
EPA Region 1  
5 Post Office Square, Suite 100 (06-1)  
Boston, MA 02109-3912  
Telephone: (617) 918-1579  
Email: [papadopoulos.george@epa.gov](mailto:papadopoulos.george@epa.gov)

Following U.S. Centers for Disease Control and Prevention (CDC) and U.S. Office of Personnel Management (OPM) guidance and specific state guidelines impacting our regional offices, EPA's workforce has been directed to telework to help prevent transmission of the coronavirus. While in this workforce telework status, there are practical limitations on the ability of Agency personnel to allow the public to review the administrative record in person at the EPA Boston office. However, any electronically available documents that are part of the administrative record can be requested from the EPA contact above.

#### PUBLIC MEETING AND PUBLIC HEARING:

The Regional Administrator has determined, pursuant to 40 CFR §124.12, that a significant degree of public interest exists in the proposed permit and that a public hearing should be held to consider this permit. This notice serves to announce that a public hearing will be held. A public meeting and public hearing will be held on the following dates and times:

##### Public Informational Meeting:

DATE: **May 10, 2021**

TIME: 7:00 pm

LOCATION: Virtual Meeting Information will be provided on EPA's website, noted above

##### Public Hearing:

DATE: **May 24, 2021**

TIME: 7:00 pm

LOCATION: Virtual Meeting Information will be provided on EPA's website, noted above

The following is a summary of the procedures that will be followed at the public informational meeting:

- a. The Presiding Chairperson will have the authority to open and conclude the meeting and to maintain order.
- b. EPA will make a short presentation describing the NPDES permit process and the draft permit conditions, and then accept clarifying questions from the audience.
- c. Formal oral comments concerning the draft permit will not be accepted at the public meeting. Formal oral comments will be accepted at the subsequent public hearing.

The following is a summary of the procedures that will be followed at the public hearing:

- a. The Presiding Chairperson will have the authority to open and conclude the hearing and to maintain order.
- b. Any person appearing at such a hearing may submit oral or written statements concerning the draft permit.

#### PUBLIC COMMENT PERIOD:

All persons, including applicants, who believe any condition of any of the Draft Permit is inappropriate must raise all reasonably ascertainable issues and submit all reasonably available arguments supporting their position by **June 11, 2021**, which is the close of the public comment period. Comments, including those pertaining to EPA's request for CWA § 401 certification, should be submitted to the EPA contact at the address or email listed above. Upon the close of the public comment period, EPA will make all comments available to MassDEP. All commenters who want MassDEP to consider their comments in the state decision-making processes (i.e., the separate state permit and the CWA § 401 certification) must also submit such comments to MassDEP during the comment period for this Draft Permit. Commenters should access the following link which includes instructions within each public notice posting on how to submit such comments: <https://www.mass.gov/service-details/massdep-public-hearings-comment-opportunities>.

Due to the COVID-19 National Emergency, if comments are submitted in hard copy form, please also email a copy to the EPA contact above.

#### FINAL PERMIT DECISION:

Following the close of the comment period, the Regional Administrator will issue a final permit decision, respond to all significant comments, and notify the applicant and each person who has submitted written comments or requested notice.

KEN MORAFF, DIRECTOR  
WATER DIVISION  
UNITED STATES ENVIRONMENTAL  
PROTECTION AGENCY – REGION 1

LEALDON LANGLEY, DIRECTOR  
DIVISION OF WATERSHED MANAGEMENT  
MASSACHUSETTS DEPARTMENT OF  
ENVIRONMENTAL PROTECTION