UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION I
5 POST OFFICE SQUARE SUITE 100
BOSTON, MASSACHUSETTS 02109-3912

October 31, 2017

John Hoppe, Highway Superintendent
Town of Russell
162 Main Street
Russell, MA 01071

Re:USEPA National Pollutant Discharge Elimination System (NPDES) – Small Municipal Separate Storm Sewer System (MS4) Request for Waiver from Permit Coverage

Dear Mr. Hoppe:

This letter is in response to your letter requesting a waiver from the requirements of the small municipal separate storm sewer system (MS4) permit requirements. Based on the information presented in your request, EPA has determined that your small MS4 is located in a jurisdiction with a population under 1,000 within the urbanized area as defined by the 2010 Census and satisfies the criteria identified at 40 CFR 123.35(d)(1). Therefore, the town of Russell is hereby granted a waiver from the Massachusetts MS4 permit requirements and at this time will not be required to obtain permit coverage for stormwater discharges from their small MS4. However, please be aware that this waiver does not constitute an outright exemption from the Stormwater Program. The town should periodically review the information presented in your request and notify EPA if the conditions for the waiver have changed. Similarly, EPA will periodically review the information used in the waiver determination and evaluate if conditions have changed. In addition, EPA will review any waiver when a petitioner provides evidence that the information required for granting the waiver has substantially changed. Based on such reviews, EPA may require Russell to seek permit coverage in the future.

If you have any questions concerning the Stormwater Program and its requirements please contact Newton Tedder at 617-918-1038 or tedder.newton@epa.gov.

Sincerely,

Lynne A. Ha

Lynne Hamjian, Acting Director
Office of Ecosystem Protection

cc: Fred Civian - MassDEP