

EPA Email responses – Oct 5 to 11, 2022

Tedder, Newton

9:58 AM (8
hours ago)

to me, Denny

Hi Ed

Just checked with enforcement, as of today we have not received anything from GURR related to the inspection report and request

Newton Tedder
Senior Permit Writer
Stormwater Section
EPA Region 1 Water Division

All drains lead to the ocean

<https://www.epa.gov/npdes-permits/stormwater-tools-new-england>

From: Ed Burt <eburt.hd@gmail.com>
Sent: Friday, October 7, 2022 3:19 PM
To: Tedder, Newton <Tedder.Newton@epa.gov>
Cc: Dart, Denny <Dart.Denny@epa.gov>
Subject: Re: Hopedale - 364 West St

Thanks Newt,
I believe the letter related to the site visit required information by Oct 6th

Thanks
Ed

On Oct 7, 2022, at 11:20 AM, Tedder, Newton <Tedder.Newton@epa.gov> wrote:

Hi Ed

There was no response to anything due on Oct 6. The next deliverable from GURR is November 7th per the attached letter.

Newton Tedder
Senior Permit Writer
Stormwater Section

EPA Region 1 Water Division

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From: Ed Burt <eburt.hd@gmail.com>
Sent: Friday, October 7, 2022 10:57 AM
To: Tedder, Newton <Tedder.Newton@epa.gov>
Cc: Dart, Denny <Dart.Denny@epa.gov>
Subject: Re: Hopedale - 364 West St

Hi Denny, Newt,

Please forward GURR's response that was due yesterday (Oct 6th).

Thank you

Ed

On Wed, Oct 5, 2022 at 9:25 AM Tedder, Newton <Tedder.Newton@epa.gov> wrote:
Good morning Ed

As requested, attached is the latest site inspection and report for 364 West Street. I hope this helps answer some of your questions

Newton Tedder
Senior Permit Writer
Stormwater Section
EPA Region 1 Water Division

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From: Ed Burt <eburt.hd@gmail.com>
Sent: Wednesday, October 5, 2022 7:48 AM
To: Dart, Denny <Dart.Denny@epa.gov>; Tedder, Newton <Tedder.Newton@epa.gov>
Cc: Voorhees, Mark <voorhees.mark@epa.gov>
Subject: Hopedale - 364 West St

Hi Denny, Newt,

The Hopedale Water & Sewer Commission's next meeting is Thursday October 13th. Please provide an updated status regarding West St site work and Residual Designation Petition that we can communicate to the community at next Thursday's meeting.

Specifically – it is my understanding that a site visit took place on Sept 5th. Any details from this visit, especially regarding the wetlands and tributary concerns that we could relay is appreciated.

Hopefully an updated status will also reconcile the disconnect between the work proposed (per the General Construction Permit and associated SWPPP), the work actually performed to date, and GURR’s overall plans for the site, as recapped by the following:

Document/ Activity	Description	Overall plan	Acreage	Note
GCP and SWPPP (dated 8/2021)	<p>(1) constructing an access road to an existing 18 acre parcel</p> <p>(2) reconstruction and upgrade of an existing bridge over a stream for access off West Street to and</p> <p>(3) open basins designed to collect, treat and mitigate stormwater</p>	Track Expansion and “maybe 7 warehouses or some super warehouses”	30 acres	<p>Warehouses have increased from the original plan.</p> <p>Bridge is actually converting a Footbridge over the Mill River to a bridge to handle heavy equipment, trucks</p>
Residual Designation Response (as of 8/31)	Per EPA - After requesting and being granted an extension, GURR submitted an incomplete response to EPA R1	GURR stated the site work is being performed per the SWPPP	“Tree Harvesting” of 100 acres	GURR has enough detail to execute the clearing of 100 acres, (even though SWPPP states 30 acres), but can’t provide the RD1 info?
Federal Court case, 8/10/2022	GURR submitted a new site plan as evidence in the Federal court case regarding the ownership of this property	GURR’s overall plan is now a 20+ building complex	A plan that covers essentially the entire property, have already cleared 100 acres	Town raised the question if this new site plan is even viable?
Actual Work as of Sept 2022	Performed under the GCP	Per GCP	100 acres	Not aware of an updated GCP or SWPPP

The information and actual site work raises some specific questions:

- (1) When performing the Sept site visit, what overall plan was the actual work being reviewed against?

- (2) Has the SWPPP been updated since 8/2021 to reflect new plans? And if so, when and what plan (7 warehouse plan or the 20+ building complex plan).

- (3) If an updated GCP/SWPPP has been submitted, please explain how this plan was approved. As part of the Federal Court case, Hopedale has raised questions if GURR's new site plans are even viable. (attached)

- (4) The GCP properly identifies the Mill River as being within 50 feet of the project's earth disturbance. However the GCP incorrectly states that the Mill River is not impaired. The project's description also incorrectly states that the bridge work is over a "stream", instead of identifying that waterway as the Mill River. What are the repercussions of the incorrect and misleading points within the GCP?

On behalf of the Town of Hopedale, we very much appreciate your attention to this matter. Any questions or concerns, please do not hesitate to contact me.

Thank you

Ed Burt