

Part I: General Conditions

General Information

Name of Municipality or Organization: State:

EPA NPDES Permit Number (if applicable):

Primary MS4 Program Manager Contact Information

Name: Title:

Street Address Line 1:

Street Address Line 2:

City: State: Zip Code:

Email: Phone Number:

Fax Number:

Other Information

Stormwater Management Program (SWMP) Location (web address or physical location, if already completed):

Eligibility Determination

Endangered Species Act (ESA) Determination Complete? Eligibility Criteria (check all that apply): ☐ A ☐ B ☒ C

National Historic Preservation Act (NHPA) Determination Complete? Eligibility Criteria (check all that apply): ☒ A ☐ B ☐ C

☒ Check the box if your municipality or organization was covered under the 2003 MS4 General Permit

MS4 Infrastructure (if covered under the 2003 permit)

Estimated Percent of Outfall Map Complete? If 100% of 2003 requirements not met, enter an estimated date of completion (MM/DD/YY):

Web address where MS4 map is published:

If outfall map is unavailable on the internet an electronic or paper copy of the outfall map must be included with NOI submission (see section V for submission options)

Regulatory Authorities (if covered under the 2003 permit)

Illicit Discharge Detection and Elimination (IDDE) Authority Adopted? <i>(Part II, III, IV or V, Subpart B.3.(b.) of 2003 permit)</i>	No	Effective Date or Estimated Date of Adoption (MM/DD/YY):	01/31/19
Construction/Erosion and Sediment Control (ESC) Authority Adopted? <i>(Part II,III,IV or V, Subpart B.4.(a.) of 2003 permit)</i>	Yes	Effective Date or Estimated Date of Adoption (MM/DD/YY):	04/25/05
Post- Construction Stormwater Management Adopted? <i>(Part II, III, IV or V, Subpart B.5.(a.) of 2003 permit)</i>	Yes	Effective Date or Estimated Date of Adoption (MM/DD/YY):	04/25/05

Notice of Intent (NOI) for coverage under Small MS4 General Permit

Part II: Summary of Receiving Waters

Please list the waterbody segments to which your MS4 discharges. For each waterbody segment, please report the number of outfalls discharging into it and, if applicable, any impairments.

Massachusetts list of impaired waters: <http://www.mass.gov/eea/docs/dep/water/resources/07v5/14list2.pdf>

Check off relevant pollutants for discharges to impaired waterbodies (see above 303(d) lists) without an approved TMDL in accordance with part 2.2.2.a of the permit. List any other pollutants in the last column, if applicable.

[illegible]

Waterbody segment that receives flow from the MS4	Number of outfalls into receiving water segment	Chloride	Chlorophyll-a	Dissolved Oxygen/ DO Saturation	Nitrogen	Oil & Grease/ PAH	Phosphorus	Solids/ TSS/ Turbidity	E. coli	Enterococcus	Other pollutant(s) causing impairments
MA52-08 Sevenmile River	19	☐	☐	☐	☐	☐	☐	☐	☐	☐	Fecal coliform
Tributary to Sevenmile River: Unnamed Brook (Southwest)	5	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Tributary to Sevenmile River: Unnamed Brook (Northwest)	3	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Hoppin Hill Reservoir	9	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Tributary to Hoppin Hill Reservoir: Unnamed Brook	12	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Isolated Wetland (Ellis Road)	2	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Isolated Wetland (Norton Road East)	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Isolated Wetland (Norton Road West)	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Isolated Wetland (Old Post Road at I-295)	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Isolated Wetland (Mount Hope Street)	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Isolated Wetland (Fitzys Way)	2	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Isolated Wetland (Mount Hope Street at I-295)	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Isolated Wetland (Virginia Avenue)	2	☐	☐	☐	☐	☐	☐	☐	☐	☐	
MA52014 Falls Pond (South Basin)	6	☐	☐	☐	☐	☐	☐	☐	☐	☐	Non-native aquatic plants
MA52013 Falls Pond (North Basin)	5	☐	☐	☒	☐	☐	☒	☐	☐	☐	Excess algal growth, nutrient/eutrophication biological indicators
Tributary to Falls Pond (South Basin): Unnamed Brook	4	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Isolated Wetland (Wild Acres Road)	2	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Isolated Wetland (Reservoir Street)	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Waterbody segment that receives flow from the MS4	Number of outfalls into receiving water segment	Chloride	Chlorophyll-a	Dissolved Oxygen/ DO Saturation	Nitrogen	Oil & Grease/ PAH	Phosphorus	Solids/ TSS/ Turbidity	E. coli	Enterococcus	Other pollutant(s) causing impairments
MA52-02 Ten Mile River (West)	8	☐	☐	☐	☐	☐	☒	☒	☐	☐	Excess algal growth, fecal coliform, other
Tributary to Ten Mile River (West): Unnamed Brook	9	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Tributary to Ten Mile River (West): MA52-09 Scotts Brook	9	☐	☐	☐	☐	☐	☐	☐	☐	☐	Low flow alterations
MA52-02 Ten Mile River (East)	8	☐	☐	☐	☐	☐	☒	☒	☐	☐	Excess algal growth, fecal coliform, other

[illegible]

Waterbody	Number of outfalls into receiving water segment	Chloride	Chlorophyll-a	Dissolved Oxygen/ DO Saturation	Nitrogen	Oil & Grease/ PAH	Phosphorus	Solids/ TSS/ Turbidity	E. coli	Enterococcus	Other pollutant(s) causing impairments
Unnamed Pond (John L Dietsch Boulevard)	2	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Unnamed Pond (Medbury Road)	12	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Tributary to MA52-06 Bungay River: Unnamed Brook (Southwest)	7	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Tributary to MA52-06 Bungay River: Unnamed Brook (Southeast)	8	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Tributary to MA52-06 Bungay River: Unnamed Brook (Northeast)	12	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Tributary to MA52-06 Bungay River: Unnamed Brook (Northwest)	10	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Waterbody segment that receives flow from the MS4	Number of outfalls into receiving water segment	Chloride	Chlorophyll-a	Dissolved Oxygen/ DO Saturation	Nitrogen	Oil & Grease/ PAH	Phosphorus	Solids/ TSS/ Turbidity	E. coli	Enterococcus	Other pollutant(s) causing impairments
Isolated Wetland (Scout Lane)	2	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Unnamed Pond (Landry Avenue)	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Unnamed Pond (Cranberry Road)	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Unnamed Pond (Mansfield Road)	4	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Unnamed Pond (Peters Way)	2	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Isolated Wetland (Stanson Drive)	2	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Unnamed Pond (Kenneth Kostka Drive)	2	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Isolated Wetland (East Ridge Road)	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Unnamed Pond (Oriole Drive)	2	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Isolated Wetland (Coach Road)	4	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Isolated Wetland (Constance Way)	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
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Click to lengthen table

Notice of Intent (NOI) for coverage under Small MS4 General Permit

Part III: Stormwater Management Program Summary

Identify the Best Management Practices (BMPs) that will be employed to address each of the six Minimum Control Measures (MCMs). For municipalities/organizations whose MS4 discharges into a receiving water with an approved Total Maximum Daily Load (TMDL) and an applicable waste load allocation (WLA), identify any additional BMPs employed to specifically support the achievement of the WLA in the TMDL section at the end of part III.

For each MCM, list each existing or proposed BMP by category and provide a brief description, responsible parties/departments, measurable goals, and the year the BMP will be employed (public education and outreach BMPs also requires a target audience). **Use the drop-down menus in each table or enter your own text to override the drop down menu.**

MCM 1: Public Education and Outreach

BMP Media/Category (enter your own text to override the drop down menu)	BMP Description	Targeted Audience	Responsible Department/Parties (enter your own text to override the drop down menu)	Measurable Goal	Beginning Year of BMP Implementation
Brochures/Pamphlets	Mailing, Website, event, phone contact, site visit, and/or other means	Residents	Department of Public Works	Town to distribute first educational message to this audience over permit term	2019
Brochures/Pamphlets	Mailing, Website, event, phone contact, site visit, and/or other means	Businesses, Institutions and Commercial Facilities	Department of Public Works	Town to distribute first educational message to this audience over permit term	2019
Brochures/Pamphlets	Mailing, Website, event, phone contact, site visit, and/or other means	Developers (construction)	Department of Public Works	Town to distribute first educational message to this audience over permit term	2020
Brochures/Pamphlets	Mailing, Website, event, phone contact, site visit, and/or other means	Industrial Facilities	Department of Public Works	Town to distribute first educational message to this audience over permit term	2020
School Curricula/Programs	Mailing, Website, event, phone contact, site visit, and/or other means	Residents	Department of Public Works	Town to distribute second educational message to this audience over permit term	2021

Notice of Intent (NOI) for coverage under Small MS4 General Permit

Part III: Stormwater Management Program Summary (continued)

MCM 2: Public Involvement and Participation

[illegible]

Notice of Intent (NOI) for coverage under Small MS4 General Permit

Part III: Stormwater Management Program Summary (continued)

MCM 3: Illicit Discharge Detection and Elimination (IDDE)

BMP Categorization (enter your own text to override the drop down menu)	BMP Description	Responsible Department/Parties (enter your own text to override the drop down menu)	Measurable Goal (all text can be overwritten)	Beginning Year of BMP Implementation
SSO inventory	Develop SSO inventory in accordance of permit conditions	Department of Public Works	Complete within 1 year of effective date of permit	2018
Storm sewer system map	Create map and update during IDDE program completion	Department of Public Works	Update map within 2 years of effective date of permit and complete full system map 10 years after effective date of permit	2019
Written IDDE program	Create written IDDE program	Department of Public Works	Complete within 1 year of the effective date of permit and update as required	2018
Implement IDDE program	Implement catchment investigations according to program and permit conditions	Department of Public Works	Complete 10 years after effective date of permit	2020
Employee training	Train employees on IDDE implementation	Department of Public Works	Train annually	2018
Conduct dry weather screening	Conduct in accordance with outfall screening procedure and permit conditions	Department of Public Works	Complete 3 years after effective date of permit	2019
Conduct wet weather screening	Conduct in accordance with outfall screening procedure	Department of Public Works	Complete 10 years after effective date of permit	2020
Ongoing screening	Conduct dry weather and wet weather screening (as necessary)	Department of Public Works	Complete ongoing outfall screening upon completion of IDDE program	2022

[illegible]

Notice of Intent (NOI) for coverage under Small MS4 General Permit**Part III: Stormwater Management Program Summary** *(continued)***MCM 4: Construction Site Stormwater Runoff Control**

BMP Categorization (enter your own text to override the drop down menu or entered text)	BMP Description	Responsible Department/Parties (enter your own text to override the drop down menu)	Measurable Goal (all text can be overwritten)	Beginning Year of BMP Implementation
Site inspection and enforcement of Erosion and Sediment Control (ESC) measures	Complete written procedures of site inspections and enforcement procedures	Department of Public Works in collaboration with Conservation Commission	Complete within 1 year of the effective date of permit	2018
Site plan review	Complete written procedures of site plan review and begin implementation	Department of Public Works in collaboration with Conservation Commission	Complete within 1 year of the effective date of permit	2018
Erosion and Sediment Control	Adoption of requirements for construction operators to implement a sediment and erosion control program	Department of Public Works in collaboration with Conservation Commission	Complete within 1 year of the effective date of permit	2018
Waste Control	Adoption of requirements to control wastes, including but not limited to, discarded building materials, concrete truck wash out, chemicals, litter, and sanitary wastes	Department of Public Works in collaboration with Conservation Commission	Complete within 1 year of the effective date of permit	2018

Notice of Intent (NOI) for coverage under Small MS4 General Permit

Part III: Stormwater Management Program Summary (continued)

MCM 5: Post-Construction Stormwater Management in New Development and Redevelopment

BMP Categorization (enter your own text to override the drop down menu or entered text)	BMP Description	Responsible Department/Parties (enter your own text to override the drop down menu)	Measurable Goal (all text can be overwritten)	Beginning Year of BMP Implementation
As-built plans for on-site stormwater control	The procedures to require submission of as-built drawings and ensure long term operation and maintenance will be a part of the SWMP	Department of Public Works in collaboration with Town Boards	Require submission of as-built plans for completed projects	2019
Target properties to reduce impervious areas	Identify at least 5 permittee-owned properties that could be modified or retrofitted with BMPs to reduce impervious areas and update annually	Department of Public Works	Complete 4 years after effective date of permit and report annually on retrofitted properties	2021
Allow green infrastructure	Develop a report assessing existing local regulations to determine the feasibility of making green infrastructure practices allowable when appropriate site conditions exist	Department of Public Works	Complete 4 years after effective date of permit and implement recommendations of report	2021
Street design and parking lot guidelines	Develop a report assessing requirements that affect the creation of impervious cover. The assessment will help determine if changes to design standards for streets and parking lots can be modified to support low impact design options.	Department of Public Works	Complete 4 years after effective date of permit and implement recommendations of report	2021

[illegible]

Notice of Intent (NOI) for coverage under Small MS4 General Permit

Part III: Stormwater Management Program Summary (continued)

MCM 6: Municipal Good Housekeeping and Pollution Prevention

BMP Categorization (enter your own text to override the drop down menu or entered text)	BMP Description	Responsible Department/Parties (enter your own text to override the drop down menu)	Measurable Goal (all text can be overwritten)	Beginning Year of BMP Implementation
O&M procedures	Create written O&M procedures including all requirements contained in 2.3.7.a.ii for parks and open spaces, buildings and facilities, and vehicles and equipment	Department of Public Works	Complete and implement 2 years after effective date of permit	2019
Inventory all permittee-owned parks and open spaces, buildings and facilities, and vehicles and equipment	Create inventory	Department of Public Works	Complete 2 years after effective date of permit and implement annually	2019
Infrastructure O&M	Establish and implement program for repair and rehabilitation of MS4 infrastructure	Department of Public Works	Complete 2 years after effective date of permit	2019
Stormwater Pollution Prevention Plan (SWPPP)	Create SWPPPs for maintenance garages, transfer stations, and other waste-handling facilities	Department of Public Works	Complete and implement 2 years after effective date of permit	2019
Catch basin cleaning	Establish schedule for catch basin cleaning such that each catch basin is no more than 50% full and clean catch basins on that schedule	Department of Public Works	Clean catch basins on established schedule and continue to report number of catch basins cleaned and volume of material moved annually	2018
Street sweeping program	Sweep all streets and permittee-owned parking lots in accordance with permit conditions	Department of Public Works	Sweep all streets and permittee-owned parking lots once per year in the spring	2018
Road salt use optimization program	Establish and implement a program to minimize the use of road salt	Department of Public Works	Implement salt use optimization during deicing season	2018

[illegible]

Notice of Intent (NOI) for coverage under Small MS4 General Permit

Actions for Meeting Total Maximum Daily Load (TMDL) Requirements

Use the drop-down menus to select the applicable TMDL, action description to meet the TMDL requirements, and the responsible department/parties. If no options are applicable, or more than one, **enter your own text to override drop-down menus.**

[illegible]

Notice of Intent (NOI) for coverage under Small MS4 General Permit

Part III: Stormwater Management Program Summary (continued)

Actions for Meeting Requirements Related to Water Quality Limited Waters

Use the drop-down menus to select the pollutant causing the water quality limitation and enter the waterbody ID(s) experiencing excursions above water quality standards for that pollutant. Choose the action description from the dropdown menu and indicate the responsible party. If no options are applicable, or more than one, **enter your own text to override drop-down menus.**

[illegible]

Part IV: Notes and additional information

Use the space below to indicate the part(s) of 2.2.1 and 2.2.2 that you have identified as not applicable to your MS4 because you do not discharge to the impaired water body or a tributary to an impaired water body due to nitrogen or phosphorus. Provide all supporting documentation below or attach additional documents if necessary. Also, provide any additional information about your MS4 program below.

1) Where a "beginning year" is requested we have listed the first year of the applicable fiscal year. Fiscal years run from July 1 to June 30 and correspond to permit years (i.e. permit year 1 is 2018).

2) For the purposes of NOI outfall mapping, "receiving waters" are considered as waterbodies and wetlands delineated by the USGS 25k hydrography data layers, which consists of hydrographic (water-related) features including surface waters (rivers, streams, lakes, ponds, springs, impoundments, estuaries, wetlands, coastal waters and vernal pools). The number of outfalls into a receiving water segment listed in Part II: Summary of Receiving Waters include those discharging within a 100' of a wetland or 200' of a surface water. All other outfalls are considered to be upland of receiving waters and are included in the map for use by the Town only.

3) We completed the Endangered Species Act Eligibility Guidance in Appendix C of the Permit and determined that the project meets eligibility USFWS Criterion C. This determination is based on the project area IPAC report results and our assessment that activities will have "no affect" on listed species because no field work or alteration of any potential habitat is included in activities covered under this permit. A "no species present" letter, provided by USFWS, is included as an attachment to this application to complete the ESA determination.

Part V: Certification

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, I certify that the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Name:

Michael Lennox

Title:

Chairman, Board of Selectmen

Signature:

Michael Lennox

Digitally signed by Michael
Lennox
Date: 2018.09.27 08:38:45 -04'00'

Date:

09/27/18

[To be signed according to Appendix B, Subparagraph B.11, Standard Conditions]

Note: When prompted during signing, save the document under a new file name



TOWN OF NORTH ATTLEBOROUGH

NOTICE OF INTENT FOR COVERAGE UNDER SMALL MS4 GENERAL PERMIT

September 2018

MS4 NOI

North Attleborough, MA

NOTICE OF INTENT FOR COVERAGE UNDER SMALL MS4 GENERAL PERMIT

Prepared by: BETA GROUP, INC.

Prepared for: Town of North Attleborough

September 2018

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- III. Attachment 2
 - I. MS4 Outfall Map

Notice of Intent (NOI) for coverage under Small MS4 General Permit

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Part I: General Conditions

General Information

Name of Municipality or Organization: State:

EPA NPDES Permit Number (if applicable):

Primary MS4 Program Manager Contact Information

Name: Title:

Street Address Line 1:

Street Address Line 2:

City: State: Zip Code:

Email: Phone Number:

Fax Number:

Other Information

Stormwater Management Program (SWMP) Location
(web address or physical location, if already completed):

Eligibility Determination

Endangered Species Act (ESA) Determination Complete?

Eligibility Criteria
(check all that apply): ☐ A ☐ B ☒ C

National Historic Preservation Act (NHPA) Determination Complete?

Eligibility Criteria
(check all that apply): ☒ A ☐ B ☐ C

☒ Check the box if your municipality or organization was covered under the 2003 MS4 General Permit

MS4 Infrastructure (if covered under the 2003 permit)

Estimated Percent of Outfall Map Complete?
(Part II, III, IV or V, Subpart B.3.(a.) of 2003 permit) If 100% of 2003 requirements not met, enter an estimated date of completion (MM/DD/YY):

Web address where MS4 map is published:
If outfall map is unavailable on the internet an electronic or paper copy of the outfall map must be included with NOI submission (see section V for submission options)

Regulatory Authorities (if covered under the 2003 permit)

Illicit Discharge Detection and Elimination (IDDE) Authority Adopted?
(Part II, III, IV or V, Subpart B.3.(b.) of 2003 permit) Effective Date or Estimated Date of Adoption (MM/DD/YY):

Construction/Erosion and Sediment Control (ESC) Authority Adopted?
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Post- Construction Stormwater Management Adopted?
(Part II, III, IV or V, Subpart B.5.(a.) of 2003 permit) Effective Date or Estimated Date of Adoption (MM/DD/YY):

Part II: Summary of Receiving Waters

Massachusetts list of impaired waters: Massachusetts 2014 List of Impaired Waters- <http://www.mass.gov/eea/docs/dep/water/resources/07v5/14list2.pdf>

Check off relevant pollutants for discharges to impaired waterbodies (see above 303(d) lists) without an approved TMDL in accordance with part 2.2.2.a of the permit. List any other pollutants in the last column, if applicable.

[illegible]

Waterbody segment that receives flow from the MS4	Number of outfalls into receiving water segment	Chloride	Chlorophyll-a	Dissolved Oxygen/DO Saturation	Nitrogen	Oil & Grease/PAH	Phosphorus	Solids/TSS/Turbidity	E. coli	Enterococcus	Other pollutant(s) causing impairments
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Tributary to Sevenmile River: Unnamed Brook (Northwest)	3	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Hoppin Hill Reservoir	9	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Tributary to Hoppin Hill Reservoir: Unnamed Brook	12	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Isolated Wetland (Ellis Road)	2	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Isolated Wetland (Norton Road East)	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Isolated Wetland (Norton Road West)	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Isolated Wetland (Old Post Road at I-295)	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
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Isolated Wetland (Fitzys Way)	2	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Isolated Wetland (Mount Hope Street at I-295)	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Isolated Wetland (Virginia Avenue)	2	☐	☐	☐	☐	☐	☐	☐	☐	☐	
MA52014 Falls Pond (South Basin)	6	☐	☐	☐	☐	☐	☐	☐	☐	☐	Non-native aquatic plants
MA52013 Falls Pond (North Basin)	5	☐	☐	☒	☐	☐	☒	☐	☐	☐	Excess algal growth, nutrient/eutrophication biological indicators
Tributary to Falls Pond (South Basin): Unnamed Brook	4	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Isolated Wetland (Wild Acres Road)	2	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Isolated Wetland (Reservoir Street)	1	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Waterbody segment that receives flow from the MS4	Number of outfalls into receiving water segment	Chloride	Chlorophyll-a	Dissolved Oxygen/DO Saturation	Nitrogen	Oil & Grease/PAH	Phosphorus	Solids/TSS/Turbidity	E. coli	Enterococcus	Other pollutant(s) causing impairments
MA52-02 Ten Mile River (West)	8	☐	☐	☐	☐	☐	☒	☒	☐	☐	Excess algal growth, fecal coliform, other
Tributary to Ten Mile River (West): Unnamed Brook	9	☐	☐	☐	☐	☐	☐	☐	☐	☐	
Tributary to Ten Mile River (West): MA52-09 Scotts Brook	9	☐	☐	☐	☐	☐	☐	☐	☐	☐	Low flow alterations
MA52-02 Ten Mile River (East)	8	☐	☐	☐	☐	☐	☒	☒	☐	☐	Excess algal growth, fecal coliform, other

[illegible]

[illegible]

Click to lengthen table

Notice of Intent (NOI) for coverage under Small MS4 General Permit**Part III: Stormwater Management Program Summary**

Identify the Best Management Practices (BMPs) that will be employed to address each of the six Minimum Control Measures (MCMs). For municipalities/organizations whose MS4 discharges into a receiving water with an approved Total Maximum Daily Load (TMDL) and an applicable waste load allocation (WLA), identify any additional BMPs employed to specifically support the achievement of the WLA in the TMDL section at the end of part III.

For each MCM, list each existing or proposed BMP by category and provide a brief description, responsible parties/departments, measurable goals, and the year the BMP will be employed (public education and outreach BMPs also requires a target audience). Use the drop-down menus in each table or enter your own text to override the drop down menu.

MCM 1: Public Education and Outreach

BMP Media/Category (enter your own text to override the drop down menu)	BMP Description	Targeted Audience	Responsible Department/Parties (enter your own text to override the drop down menu)	Measurable Goal	Beginning Year of BMP Implementation
Brochures/Pamphlets	Mailing, Website, event, phone contact, site visit, and/or other means	Residents	Department of Public Works	Town to distribute first educational message to this audience over permit term	2019
Brochures/Pamphlets	Mailing, Website, event, phone contact, site visit, and/or other means	Businesses, Institutions and Commercial Facilities	Department of Public Works	Town to distribute first educational message to this audience over permit term	2019
Brochures/Pamphlets	Mailing, Website, event, phone contact, site visit, and/or other means	Developers (construction)	Department of Public Works	Town to distribute first educational message to this audience over permit term	2020
Brochures/Pamphlets	Mailing, Website, event, phone contact, site visit, and/or other means	Industrial Facilities	Department of Public Works	Town to distribute first educational message to this audience over permit term	2020
School Curricula/Programs	Mailing, Website, event, phone contact, site visit, and/or other means	Residents	Department of Public Works	Town to distribute second educational message to this audience over permit term	2021

[illegible]

Part III: Stormwater Management Program Summary (continued)

[illegible]

[illegible]

Notice of Intent (NOI) for coverage under Small MS4 General Permit**Part III: Stormwater Management Program Summary (continued)****MCM 3: Illicit Discharge Detection and Elimination (IDDE)**

BMP Categorization (enter your own text to override the drop down menu)	BMP Description	Responsible Department/Parties (enter your own text to override the drop down menu)	Measurable Goal (all text can be overwritten)	Beginning Year of BMP Implementation
SSO inventory	Develop SSO inventory in accordance of permit conditions	Department of Public Works	Complete within 1 year of effective date of permit	2018
Storm sewer system map	Create map and update during IDDE program completion	Department of Public Works	Update map within 2 years of effective date of permit and complete full system map 10 years after effective date of permit	2019
Written IDDE program	Create written IDDE program	Department of Public Works	Complete within 1 year of the effective date of permit and update as required	2018
Implement IDDE program	Implement catchment investigations according to program and permit conditions	Department of Public Works	Complete 10 years after effective date of permit	2020
Employee training	Train employees on IDDE implementation	Department of Public Works	Train annually	2018
Conduct dry weather screening	Conduct in accordance with outfall screening procedure and permit conditions	Department of Public Works	Complete 3 years after effective date of permit	2019
Conduct wet weather screening	Conduct in accordance with outfall screening procedure	Department of Public Works	Complete 10 years after effective date of permit	2020
Ongoing screening	Conduct dry weather and wet weather screening (as necessary)	Department of Public Works	Complete ongoing outfall screening upon completion of IDDE program	2022

[illegible]

Notice of Intent (NOI) for coverage under Small MS4 General Permit**Part III: Stormwater Management Program Summary (continued)****MCM 4: Construction Site Stormwater Runoff Control**

BMP Categorization (enter your own text to override the drop down menu or entered text)	BMP Description	Responsible Department/Parties (enter your own text to override the drop down menu)	Measurable Goal (all text can be overwritten)	Beginning Year of BMP Implementation
Site inspection and enforcement of Erosion and Sediment Control (ESC) measures	Complete written procedures of site inspections and enforcement procedures	Department of Public Works in collaboration with Conservation Commission	Complete within 1 year of the effective date of permit	2018
Site plan review	Complete written procedures of site plan review and begin implementation	Department of Public Works in collaboration with Conservation Commission	Complete within 1 year of the effective date of permit	2018
Erosion and Sediment Control	Adoption of requirements for construction operators to implement a sediment and erosion control program	Department of Public Works in collaboration with Conservation Commission	Complete within 1 year of the effective date of permit	2018
Waste Control	Adoption of requirements to control wastes, including but not limited to, discarded building materials, concrete truck wash out, chemicals, litter, and sanitary wastes	Department of Public Works in collaboration with Conservation Commission	Complete within 1 year of the effective date of permit	2018

Notice of Intent (NOI) for coverage under Small MS4 General Permit**Part III: Stormwater Management Program Summary (continued)****MCM 5: Post-Construction Stormwater Management in New Development and Redevelopment**

BMP Categorization (enter your own text to override the drop down menu or entered text)	BMP Description	Responsible Department/Parties (enter your own text to override the drop down menu)	Measurable Goal (all text can be overwritten)	Beginning Year of BMP Implementation
As-built plans for on-site stormwater control	The procedures to require submission of as-built drawings and ensure long term operation and maintenance will be a part of the SWMP	Department of Public Works in collaboration with Town Boards	Require submission of as-built plans for completed projects	2019
Target properties to reduce impervious areas	Identify at least 5 permittee-owned properties that could be modified or retrofitted with BMPs to reduce impervious areas and update annually	Department of Public Works	Complete 4 years after effective date of permit and report annually on retrofitted properties	2021
Allow green infrastructure	Develop a report assessing existing local regulations to determine the feasibility of making green infrastructure practices allowable when appropriate site conditions exist	Department of Public Works	Complete 4 years after effective date of permit and implement recommendations of report	2021

[illegible]

[illegible]

[illegible][illegible]

Notice of Intent (NOI) for coverage under Small MS4 General Permit

Part III: Stormwater Management Program Summary (continued)

Actions for Meeting Requirements Related to Water Quality Limited Waters

Use the drop-down menus to select the pollutant causing the water quality limitation and enter the waterbody ID(s) experiencing excursions above water quality standards for that pollutant. Choose the action description from the dropdown menu and indicate the responsible party. If no options are applicable, or more than one, **enter your own text to override drop-down menus.**

[illegible]

Part IV: Notes and additional information

Use the space below to indicate the part(s) of 2.2.1 and 2.2.2 that you have identified as not applicable to your MS4 because you do not discharge to the impaired water body or a tributary to an impaired water body due to nitrogen or phosphorus. Provide all supporting documentation below or attach additional documents if necessary. Also, provide any additional information about your MS4 program below.

- 1) Where a "beginning year" is requested we have listed the first year of the applicable fiscal year. Fiscal years run from July 1 to June 30 and correspond to permit years (i.e. permit year 1 is 2018).
- 2) For the purposes of NOI outfall mapping, "receiving waters" are considered as waterbodies and wetlands delineated by the USGS 25k hydrography data layers, which consists of hydrographic (water-related) features including surface waters (rivers, streams, lakes, ponds, springs, impoundments, estuaries, wetlands, coastal waters and vernal pools). The number of outfalls into a receiving water segment listed in Part II: Summary of Receiving Waters include those discharging within a 100' of a wetland or 200' of a surface water. All other outfalls are considered to be upland of receiving waters and are included in the map for use by the Town only.
- 3) We completed the Endangered Species Act Eligibility Guidance in Appendix C of the Permit and determined that the project meets eligibility USFWS Criterion C. This determination is based on the project area IPAC report results and our assessment that activities will have "no affect" on listed species because no field work or alteration of any potential habitat is included in activities covered under this permit. A "no species present" letter, provided by USFWS, is included as an attachment to this application to complete the ESA determination.

Notice of Intent (NOI) for coverage under Small MS4 General Permit

Page 23 of 23

Part V: Certification

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, I certify that the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Name:

M. Lemore

Title:

CHAIRMAN, BOARD of SUPERVISORS

Signature:

M. Lemore

Date:

09/20/2018

[To be signed according to Appendix B, Subparagraph B.11, Standard Conditions]

Note: When prompted during signing, save the document under a new file name

NOI Submission

Please submit the form electronically via email using the "Submit by Email" button below or send in a CD with your completed NOI. You may also print and submit via mail using the address below if you choose not to submit electronically. The outfall map required in Part I of the NOI (if applicable) can be submitted electronically as an email attachment OR as a paper copy.

Permittees that choose to submit their NOI electronically by email or by mailing a CD with the completed NOI form to EPA, will be able to download a partially filled Year 1 Annual Report at a later date from EPA.

Submit by email using this button. Or, send an email with attachments to: stormwater.reports@epa.gov

Save NOI for your records

EPA Submittal Address:

United States Environmental Protection Agency
5 Post Office Square - Suite 100
Mail Code - OEP06-1
Boston, Massachusetts 02109-3912
ATTN: Newton Tedder

State Submittal Address:

Massachusetts Department of Environmental Protection
One Winter Street - 5th Floor
Boston, MA 02108
ATTN: Fred Civian



United States Department of the Interior

FISH AND WILDLIFE SERVICE



New England Field Office
70 Commercial Street, Suite 300
Concord, NH 03301-5087
<http://www.fws.gov/newengland>

January 8, 2018

To Whom It May Concern:

This project was reviewed for the presence of federally listed or proposed, threatened or endangered species or critical habitat per instructions provided on the U.S. Fish and Wildlife Service's New England Field Office website:

<http://www.fws.gov/newengland/EndangeredSpec-Consultation.htm> (accessed January 2018)

Based on information currently available to us, no federally listed or proposed, threatened or endangered species or critical habitat under the jurisdiction of the U.S. Fish and Wildlife Service are known to occur in the project area(s). Preparation of a Biological Assessment or further consultation with us under section 7 of the Endangered Species Act is not required. No further Endangered Species Act coordination is necessary for a period of one year from the date of this letter, unless additional information on listed or proposed species becomes available.

Thank you for your cooperation. Please contact David Simmons of this office at 603-227-6425 if we can be of further assistance.

Sincerely yours,

Thomas R. Chapman
Supervisor
New England Field Office



**TOWN OF NORTH ATTLEBOROUGH, MASSACHUSETTS
BOARD OF PUBLIC WORKS**

MICHAEL S. THOMPSON, CHAIRMAN
DONALD CERRONE, VICE CHAIRMAN
JOHN M. WALSH, MEMBER

49 Whiting Street, North Attleborough, MA
Telephone: (508) 695-9621
Fax: (508) 643-0568

MARK L. HOLLOWELL, DIRECTOR

www.north-attleboro.ma.us

September 7, 2018

United States Environmental Protection Agency
5 Post Office Square – Suite 100
Mail Code – OEP06-1
Boston, Massachusetts 02109-3912

Re: Town of North Attleborough, MA – Determination under Section 106 of the National Historical Preservation Act for MA MS4 General Permit Coverage

To whom it may concern:

This letter is to certify that the existing MS4 facilities covered within this Notice of Intent (NOI) are authorized by the previous 2003 MS4 General Permit and any new best management practices proposed are not undertaking any activity involving subsurface land disturbance. Based on this, the project will have no potential effects of adverse effects on historical properties that are either listed on, or eligible for listing on the National Register of Historical Places.

If we can be of any further assistance regarding this matter, please contact us at our office.

Very truly yours,

Mark L. Hollowell
Town of North Attleborough
Director of Public Works

Cc: Frederick Civian, Stormwater Coordinator – Massachusetts Department of Environmental Protection



**TOWN OF NORTH ATTLEBOROUGH, MASSACHUSETTS
BOARD OF PUBLIC WORKS**

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49 Whiling Street, North Attleborough, MA
Telephone: (508) 695-9621
Fax: (508) 643-0568

MARK L. HOLLOWELL, DIRECTOR

www.north-attleboro.ma.us

September 7, 2018

United States Environmental Protection Agency
5 Post Office Square – Suite 100
Mail Code – OEP06-1
Boston, Massachusetts 02109-3912

Re: Town of North Attleborough, MA – Determination of NO EFFECT to habitat of the Northern Long-Eared Bat under the Endangered Species Act for MA MS4 General Permit Coverage

To whom it may concern:

This letter is to certify that the existing MS4 facilities covered within this Notice of Intent (NOI) are authorized by the previous 2003 MS4 General Permit and any new best management practices proposed do not include any activity involving subsurface land disturbance. The attached Biological Evaluation details the evaluation of the proposed activities on the habitat of the Northern Long-Eared Bat

Based on the Biological Evaluation the project will have NO EFFECT on potential habitat of the Northern Long-Eared Bat.

If we can be of any further assistance regarding this matter, please contact us at our office.

Very truly yours,

Mark L Hollowell
Town of North Attleborough
Director of Public Works

Cc: Frederick Civian, Stormwater Coordinator – Massachusetts Department of Environmental Protection

Town of North Attleborough, MA
NPDES MS4 Submittal

July 2018

BIOLOGICAL EVALUATION



315 Norwood Park South
2nd Floor
Norwood, Massachusetts 02062
781.255.1982
www.BETA-Inc.com

NPDES MS4 Submittal

Town of North Attleborough, MA

BIOLOGICAL EVALUATION

Prepared by: **BETA GROUP, INC.**

Prepared for: Town of North Attleborough

July 2018

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LIST OF APPENDICES

- Appendix A: IPaC Report
- Appendix B: MS4 Environmental Overview Map

1.0 INTRODUCTION

The Town of North Attleborough is the operator of a small municipal separate storm sewer system eligible for coverage under the ***General Permit for Stormwater Discharges from Small Municipal Separate Storm Sewer Systems in Massachusetts***, hereinafter called the “PERMIT”. The Town is submitting a Notice of Intent (NOI) to obtain authorization under the permit, effective July 1, 2018. In conjunction with submitting the NOI application, the permittee is required to consider impacts on endangered or threatened species covered by the U.S. Fish and Wildlife Service (USFWS) and provide a determination of effects to listed species.

1.1 PURPOSE OF THE BIOLOGICAL EVALUATION

The purpose of this biological evaluation is to assess effects of proposed action on biological resources. Proposed actions include existing stormwater discharge related activities which cause, contribute to, or result in stormwater point source pollutant discharges and measures to control, reduce or prevent stormwater pollution from these Stormwater discharges including the citing, construction, operation and implementation of Best Management Practices (BMPs). All activities proposed are required by the Permit.

2.0 PROJECT DESCRIPTION

Stormwater runoff is the leading cause of water pollution in the United States. Precipitation that flows over impervious surfaces collects pollutants and discharges untreated into a surface waterbodies. The overall goal of the project is to meet the requirements of the permit which include six minimum control measures to reduce pollution in stormwater runoff. The Six Minimum Control Measures are as follows:

1. Public Education and Outreach
2. Public Participation/Involvement
3. Illicit Discharge Detection and Elimination (IDDE)
4. Construction Site Runoff Control
5. Post-Construction Runoff Control
6. Pollution Prevention/Good Housekeeping

The permit specifies what the Town must do to comply with each measure, building upon the practices implemented through the 2003 MS4 General Permit for operations and maintenance of the Town's storm sewer system.

2.1 WHAT

Many of the proposed activities are already being implemented through the 2003 MS4 General Permit and there are no new structural BMPs proposed at this time. BMP activities proposed at this time by the Town are identified below for each of the required six minimum control measures.

Public education and outreach: Mailings, Website updates, events, phone contact, site visits, and/or other means to educate the four target audience groups identified by the permit (1)residents, (2) Businesses, Institutions and Commercial Facilities, (3) Developers/Construction, (4) Industrial Facilities.

Public involvement and participation: Provide opportunity to the public for annual review of the stormwater management plan and posting of stormwater management plan on website. Provide and advertise a household hazardous waste/used oil collection day in town annually.

Investigation for illicit discharge detection and elimination programs: Develop a sanitary sewer overflow inventory and create/update the storm sewer system map. Conduct dry and wet weather screening and sampling of outfalls. Create a written IDDE program and implement catchment investigations involving manhole inspection and flow sampling.

Construction Site Runoff Control: Create written procedures of site plan review, inspection and enforcement and begin implementation. Adoption of requirements for construction operators to implement a sediment and erosion control program. Adoption of requirements to control wastes, including but not limited to, discarded building materials, concrete truck wash out, chemicals, litter, and sanitary wastes

Post-Construction Runoff Control: Adopt procedures to require submission of as-built drawings and ensure long term operation and maintenance. Identify at least 5 permittee-owned properties that could be modified or retrofitted with BMPs to reduce impervious areas. Develop a report assessing existing local regulations to determine the feasibility of making green infrastructure practices allowable when appropriate site conditions exist. Develop a report assessing requirements that affect the creation of impervious cover. Ensure any stormwater controls or management practices for new development and redevelopment meet the retention or treatment requirements of the permit and all applicable requirements of the Massachusetts Stormwater Handbook

Good housekeeping and pollution prevention: Create written Operation and Maintenance (O&M) procedures for parks and open spaces, buildings and facilities, and vehicles and equipment including an inventory of these permittee-owned facilities. Create Stormwater Pollution Prevention Plans (SWPPPs) for maintenance garages, transfer stations, and other waste-handling facilities. Create written O&M procedures for operations and maintenance of MS4 infrastructure including: establishing a schedule for cleaning catch basins and sweeping all streets and permittee-owned parking lots, establish and implement a programs for repair and rehabilitation of MS4 infrastructure, minimizing the use of road salt and inspection and maintenance procedures and frequencies for stormwater treatment structures.

2.2 WHERE

BMP activities are to be conducted at or on existing permittee-owned infrastructure and facilities within the designated MS4 area as shown on the attached map. Permittee-owned infrastructure includes drainage pipe, structures and outfalls, roadways and parking lots and structural stormwater quality BMPs. Permittee-owned facilities include parks and open space, buildings and facilities and vehicles and equipment storage areas.

2.3 WHEN

These BMPs will be implemented over the 5 year term of the permit, effective July 1, 2018 and expiring on June 30, 2023. By Year 2 of the permit, all activities listed above are required to be ongoing.

2.4 WHO

The Needham Department of Public Works will be responsible for managing and implementing all BMP activities related to the Permit. DPW will consult with and engage the Conservation Commission,

Planning/Zoning departments, Board of Health and outside contractors and consultants as needed to carry out the requirements of the Permit.

3.0 ACTION AREA DESCRIPTION

3.1.1 PROJECT AREA

The project area is the MS4 area within the Town and its receiving waters as identified on the map. The immediate area of the project(s) includes the existing permittee-owned infrastructure and facilities within the designated MS4 area as shown on the attached map. Permittee owned infrastructure includes drainage pipe, structures and outfalls, roadways and parking lots and structural stormwater quality BMPs. Permittee owned facilities include parks and open space, buildings and facilities and vehicles and equipment storage areas.

4.0 LISTED OR PROPOSED SPECIES

According to the Information for Planning and Consultation (IPaC) website, there are no critical habitats as designated under the Endangered Species Act (ESA) within the project area under the jurisdiction of the US Fish and Wildlife Service. The Town of North Attleborough is located inland and there are no activities covered under the Permit which affect areas under the jurisdiction of NOAA Fisheries.

Therefore, no critical habitat has been identified within the Town of North Attleborough or other wildlife habitat will be impacted by activities authorized under this Permit.

The project area is within the range of one listed species, the Northern Long Eared Bat (NLEB). The activities covered under this permit will not remove trees ≥ 3 inches diameter at breast height and are not within the “buffer” of a NLEB hibernacula or maternity roost tree shown on the latest map generated by the Commonwealth of Massachusetts (current through November 29, 2016¹).

No new structural BMPs are proposed and no alteration of land, either disturbed or undisturbed, will occur.

5.0 EFFECTS ANALYSIS

Appendix C to the MA MS4 general permit (Endangered Species Guidance) provides step by step guidance to aid applicants with the U.S. Fish and Wildlife Service ESA Eligibility Process. We have followed the steps of Appendix C for the Endangered Species Act determination and believe we are eligible for certification under Criterion C based on the following:

- Our action area contains the species of Northern Long-eared Bat
AND
- Our assessment of discharge and discharge-related activities indicated that there would be “no effect” on listed species or critical habitat
AND
- We agree that, if during the course of the permit term, we plan to install a structural BMP not identified in the NOI we will conduct an endangered species screening for the proposed site and

¹ <https://mass-eoeaa.maps.arcgis.com/apps/Viewer/index.html?appid=de59364ebbb348a9b0de55f6febd52>, accessed July 9, 2018.

contact the USFWS if it is determined that new activity “may affect” or is “not likely to adversely affect” listed species or critical habitat under their jurisdiction.

6.0 CONCLUSION AND DETERMINATION OF EFFECTS

The basis for our assessment of “no effect” is that all discharges identified in the NOI are an existing condition currently subject to the 2003 MS4 General Permit. BMP activities proposed at this time are limited to public education and outreach, public involvement and participation, investigation for illicit discharge detection and elimination programs, outfall inspection and monitoring, procedures and regulations for stormwater runoff control, good housekeeping and pollution prevention for municipal facilities and MS4 infrastructure operations and maintenance such as cleaning catch basins and drainage pipes and street sweeping. There are no new structural BMPs proposed at this time and any new BMP construction will be evaluated for effect on endangered or threatened species at the time it is proposed.

APPENDIX A – IPaC Report



United States Department of the Interior

FISH AND WILDLIFE SERVICE
New England Ecological Services Field Office
70 Commercial Street, Suite 300
Concord, NH 03301-5094
Phone: (603) 223-2541 Fax: (603) 223-0104
<http://www.fws.gov/newengland>



In Reply Refer To:

June 19, 2018

Consultation Code: 05E1NE00-2018-SLI-2135

Event Code: 05E1NE00-2018-E-04940

Project Name: MS4 NOI

Subject: List of threatened and endangered species that may occur in your proposed project location, and/or may be affected by your proposed project

To Whom It May Concern:

The enclosed species list identifies threatened, endangered, proposed and candidate species, as well as proposed and final designated critical habitat, that may occur within the boundary of your proposed project and/or may be affected by your proposed project. The species list fulfills the requirements of the U.S. Fish and Wildlife Service (Service) under section 7(c) of the Endangered Species Act (Act) of 1973, as amended (16 U.S.C. 1531 *et seq.*).

New information based on updated surveys, changes in the abundance and distribution of species, changed habitat conditions, or other factors could change this list. Please feel free to contact us if you need more current information or assistance regarding the potential impacts to federally proposed, listed, and candidate species and federally designated and proposed critical habitat. Please note that under 50 CFR 402.12(e) of the regulations implementing section 7 of the Act, the accuracy of this species list should be verified after 90 days. This verification can be completed formally or informally as desired. The Service recommends that verification be completed by visiting the ECOS-IPaC website at regular intervals during project planning and implementation for updates to species lists and information. An updated list may be requested through the ECOS-IPaC system by completing the same process used to receive the enclosed list.

The purpose of the Act is to provide a means whereby threatened and endangered species and the ecosystems upon which they depend may be conserved. Under sections 7(a)(1) and 7(a)(2) of the Act and its implementing regulations (50 CFR 402 *et seq.*), Federal agencies are required to utilize their authorities to carry out programs for the conservation of threatened and endangered species and to determine whether projects may affect threatened and endangered species and/or designated critical habitat.

A Biological Assessment is required for construction projects (or other undertakings having similar physical impacts) that are major Federal actions significantly affecting the quality of the human environment as defined in the National Environmental Policy Act (42 U.S.C. 4332(2)(c)). For projects other than major construction activities, the Service suggests that a biological evaluation similar to a Biological Assessment be prepared to determine whether the project may affect listed or proposed species and/or designated or proposed critical habitat. Recommended contents of a Biological Assessment are described at 50 CFR 402.12.

If a Federal agency determines, based on the Biological Assessment or biological evaluation, that listed species and/or designated critical habitat may be affected by the proposed project, the agency is required to consult with the Service pursuant to 50 CFR 402. In addition, the Service recommends that candidate species, proposed species and proposed critical habitat be addressed within the consultation. More information on the regulations and procedures for section 7 consultation, including the role of permit or license applicants, can be found in the "Endangered Species Consultation Handbook" at:

<http://www.fws.gov/endangered/esa-library/pdf/TOC-GLOS.PDF>

Please be aware that bald and golden eagles are protected under the Bald and Golden Eagle Protection Act (16 U.S.C. 668 *et seq.*), and projects affecting these species may require development of an eagle conservation plan (http://www.fws.gov/windenergy/eagle_guidance.html). Additionally, wind energy projects should follow the wind energy guidelines (<http://www.fws.gov/windenergy/>) for minimizing impacts to migratory birds and bats.

Guidance for minimizing impacts to migratory birds for projects including communications towers (e.g., cellular, digital television, radio, and emergency broadcast) can be found at: <http://www.fws.gov/migratorybirds/CurrentBirdIssues/Hazards/towers/towers.htm>; <http://www.towerkill.com>; and <http://www.fws.gov/migratorybirds/CurrentBirdIssues/Hazards/towers/comtow.html>.

We appreciate your concern for threatened and endangered species. The Service encourages Federal agencies to include conservation of threatened and endangered species into their project planning to further the purposes of the Act. Please include the Consultation Tracking Number in the header of this letter with any request for consultation or correspondence about your project that you submit to our office.

Attachment(s):

- Official Species List
-

Official Species List

This list is provided pursuant to Section 7 of the Endangered Species Act, and fulfills the requirement for Federal agencies to "request of the Secretary of the Interior information whether any species which is listed or proposed to be listed may be present in the area of a proposed action".

This species list is provided by:

New England Ecological Services Field Office
70 Commercial Street, Suite 300
Concord, NH 03301-5094
(603) 223-2541

Project Summary

Consultation Code: 05E1NE00-2018-SLI-2135

Event Code: 05E1NE00-2018-E-04940

Project Name: MS4 NOI

Project Type: ** OTHER **

Project Description: Maintenance of existing MS4 infrastructure

Project Location:

Approximate location of the project can be viewed in Google Maps: <https://www.google.com/maps/place/41.96454571886259N71.34268820668964W>



Counties: Bristol, MA | Norfolk, MA | Providence, RI

Endangered Species Act Species

There is a total of 1 threatened, endangered, or candidate species on this species list.

Species on this list should be considered in an effects analysis for your project and could include species that exist in another geographic area. For example, certain fish may appear on the species list because a project could affect downstream species.

IPaC does not display listed species or critical habitats under the sole jurisdiction of NOAA Fisheries¹, as USFWS does not have the authority to speak on behalf of NOAA and the Department of Commerce.

See the "Critical habitats" section below for those critical habitats that lie wholly or partially within your project area under this office's jurisdiction. Please contact the designated FWS office if you have questions.

-
1. [NOAA Fisheries](#), also known as the National Marine Fisheries Service (NMFS), is an office of the National Oceanic and Atmospheric Administration within the Department of Commerce.

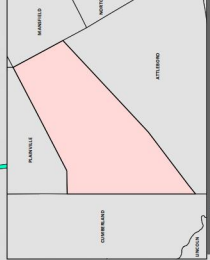
Mammals

NAME	STATUS
Northern Long-eared Bat <i>Myotis septentrionalis</i> No critical habitat has been designated for this species. Species profile: https://ecos.fws.gov/ecp/species/9045	Threatened

Critical habitats

THERE ARE NO CRITICAL HABITATS WITHIN YOUR PROJECT AREA UNDER THIS OFFICE'S JURISDICTION.

APPENDIX B – MS4 Area Map

[illegible]

Town of North Attleboro, Massachusetts

MS4 Overview Map

