



Commonwealth of Massachusetts
Executive Office of Energy & Environmental Affairs

Department of Environmental Protection

100 Cambridge Street Suite 900 Boston, MA 02114 • 617-292-5500

Maura T. Healey
Governor

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Rebecca L. Tepper
Secretary

Bonnie Heiple
Commissioner

April 17, 2024

Lynne Jennings, Water Permit Branch Chief
US EPA Region 1
5 Post Office Square, Suite 100 (OEP06-1)
Boston, MA 02109-3912

Re: Massachusetts Clean Water Act Section 401 Certification for the 2026 Federal NPDES Pesticide General Permit

Dear Ms. Jennings:

Enclosed please find as Attachment 1 the Commonwealth of Massachusetts' Clean Water Act (CWA) section 401 certification (State Certification) for the proposed 2026 National Pollutant Discharge Elimination System (NPDES) Pesticide General Permit (MA Permit No. MAG870000). MassDEP proposed a draft State Certification for public notice and comment on March 8, 2024. The public comment period posted for the draft State Certification closed on April 7, 2024. During the public comment period MassDEP received comments from RISE (Responsible Industry for a Sound Environment) and MWWA (Massachusetts Water Works Association). Responses to comments are included as Attachment 2. A copy of the published notice, posted on the MassDEP website and published in the Massachusetts Environmental Policy Act (MEPA) Office Environmental Monitor, is enclosed as Attachment 3. Also included as Attachment 4 is the Notice of Appeal Rights for the State Certification.

Please contact David Boyer, MassDEP's NPDES Section Chief, at (774) 239-7060 or david.boyer@mass.gov if you have any questions.

Sincerely,

Lealdon Langley, Director
Division of Watershed Management
Department of Environmental Protection
Commonwealth of Massachusetts

This information is available in alternate format. Please contact Melixza Esenyie at 617-626-1282.

TTY# MassRelay Service 1-800-439-2370
MassDEP Website: www.mass.gov/dep

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ecc: David Cash, Regional Administrator, Region 1
George Papadopoulos, EPA Region 1
Jennifer Wood, MassDEP
David Wong, MassDEP
Rebekah Lacey, MassDEP
Taryn LaScola, MassDAR
Todd Richards, MassWildlife
Misty-Anne Marold, MassWildlife
Sean Duffey, MA CZM
Megan Provost, RISE
Jennifer Pederson, MWWA

Enclosures:

Attachment 1 – State Certification
Attachment 2 – Responses to Comments
Attachment 3 – Public Notice
Attachment 4 – Notice of Appeal Rights
Attachment 5- Communication for Non-English-Speaking Parties

FINAL
Clean Water Act Section 401 Certification
For the Proposed 2026 Federal NPDES Permit
Pesticide General Permit
MA Permit No. MAG870000

The Massachusetts Department of Environmental Protection (MassDEP), having reviewed the United States Environmental Protection Agency's (EPA) draft 2026 Federal NPDES Pesticide General Permit ("Permit"), EPA Public Notice from November 28, 2023 – January 12, 2024, and considered the public comments received on MassDEP's proposed Clean Water Act Section 401 Certification for the draft Permit, presented for public notice in compliance with MassDEP's public notice procedures established pursuant to Clean Water Act Section 401(a)(1) from March 8, 2024 to April 7, 2024, hereby certifies that there is reasonable assurance that the activity will be conducted in a manner that will not violate applicable state water quality requirements, if carried out in accordance with the provisions of the Permit and the conditions described below, and provided that the Permit is not modified in a manner inconsistent with this certification:

The following conditions, together with the terms and conditions contained in the Permit, are necessary to assure compliance with the applicable provisions of the Federal Clean Water Act Sections 208(e), 301, 302, 303, 306, and 307 and with appropriate requirements of State law, including, without limitation, the Massachusetts Clean Waters Act, M.G.L. c. 21, §§ 26-53, and the Massachusetts Water Quality Standards published at 314 CMR 4.00:

Applicable to Mosquito and Other Flying Insect Pest Control, Weed and Algae Pest Control, Animal Pest Control, and Forest Canopy Pest Control

- a. Pursuant to the Massachusetts Water Quality Standards published at 314 CMR 4.00:
 - i. Discharges to Massachusetts Outstanding Resource Waters, as defined in 314 CMR 4.02 and identified in 314 CMR 4.06, are not eligible for coverage under this Permit unless an authorization is granted by MassDEP pursuant to 314 CMR 4.04(3)(b) and 4.04(5), or the Operator certifies that the discharge complies with general antidegradation authorizations that MassDEP intends to issue. Information regarding authorizations will be available on the MassDEP website.
 - ii. Operators must use best management practices (as defined in 314 CMR 3.02) to not apply pesticides to vernal pools (as defined in 314 CMR 4.02). This requirement is intended to comply with the protection of vernal pools in 314 CMR 4.06(1)(d)12.
 - iii. All Operators must control discharges as necessary to meet applicable water quality standards in all surface waters of the Commonwealth, including but not limited to standards for toxic pollutants in 314 CMR 4.05(5)(e).
 - iv. Operators shall stay informed of EPA's and other investigations related to per- and polyfluoroalkyl substances (PFAS) resulting from the storage and transportation of pesticides in storage containers (e.g., fluorinated high-density polyethylene (HDPE) containers) (<https://www.epa.gov/pesticides/pfas-packaging>). MassDEP is closely following this issue and understands and supports EPA continuing its investigation and assessment of the potential impacts on human health and the environment. Although the Pesticide General Permit does not require effluent monitoring, to minimize PFAS release,

operators should avoid use of containers, such as fluoridated HDPE containers, that have been demonstrated to leach PFAS into materials stored in the containers, and the use of poly-fluorinated propellants. Operators are also encouraged, where feasible, to minimize the use of formulations containing poly-fluorinated chemicals, either as active or inactive ingredients. This condition is necessary for compliance with the standards for toxic pollutants at 314 CMR 4.05(5)(e).

- b. Pursuant to M.G.L. c. 132B § 10, and 333 CMR 10.00, chemical treatments using restricted use pesticides shall only be performed by an applicator currently certified by the Massachusetts Department of Agriculture (MDAR) Pesticide Program in the appropriate category or categories. Pursuant to M.G.L. c. 132B § 6, and 333 CMR 8.00, pesticides used for treatments must be currently approved for use in the state by the MDAR Pesticide Program and registered by EPA. Chemical application shall be in accordance with the manufacturer's label directions, pesticide use laws, and any conditions imposed by other local or state agencies. Issuance of coverage under this permit does not release the Operator from liability resulting from the negligent or reckless application of chemicals.
- c. Operators must comply with all applicable state laws and regulations, including but not limited to M.G.L. c. 131 § 40, and 310 CMR 10.00 (the Wetlands Protection Act and Regulations); M.G.L. c. 131A and 321 CMR 10.00 (the Massachusetts Endangered Species Act and Regulations); and M.G.L. c. 132B and 333 CMR 2.00-14.00 (the Pesticide Control Act and Regulations). The following general requirements also apply:
 - i. MassDEP may require an Operator under this permit to cease application of chemicals to a body of water at any time if MassDEP determines that the chemical treatment will be ineffective or will result in unreasonable restrictions on current water uses or will produce unnecessary adverse side effects on non-target flora or fauna.
 - ii. Operators must comply with state law and regulations regarding spills and leaks associated with the application of pesticides covered under this permit.

Applicable to Weed and Algae Pest Control Only

- d. Pursuant to M.G.L. c. 111 § 5E, Operators must submit a BRP WM04 application and obtain approval from DEP prior to application of chemicals authorized under this permit. **Notification to MassDEP must be made through the WM04, as required in the WM04 application.** This requirement shall not apply to employees and agents of MassDEP, Massachusetts Department of Conservation and Recreation, Massachusetts Department of Fish and Game, or the State Reclamation and Mosquito Control Board, or of related federal agencies, while in the conduct of their official duties; nor shall it apply to the use of chemicals in privately owned ponds from which there are no flowing outlets, or to algaecides approved by MassDEP and used by legally established water supply agencies to control taste and odors.
- e. Pursuant to M.G.L. c. 111 § 5E, Operators must implement the following conditions for the use of alum:
 - i. In all cases the chemicals added may not cause or contribute to any fish kill, including fish spawning, or other negative aquatic impact.
 - ii. pH and alkalinity: The pH of the pond or lake water must be maintained within a pH range of 6.5 – 8.3 to minimize potential aluminum solubility and toxicity.

During treatment, testing should include, at a minimum, 3 pH profiles throughout the treatment area using a calibrated meter, and measurement intervals should include surface, bottom, and 3 equally spaced measures in between. If, during treatment, the pond has an ambient pH outside this range the applicant should adjust the treatment as needed to attain the pH range. If the final pH after treatment is still not within the range, then water samples from treated and untreated areas should be sampled and analyzed for total aluminum and dissolved aluminum with detection limits of 10 ppb or less.

- iii. Reporting: Any observations of dead, dying or stressed fish or freshwater shellfish (e.g., fish swimming at the surface; mussels gaping) or wildlife during or immediately after the approved treatment shall be reported as quickly as possible to the Massachusetts Environmental Police (MEP) Radio Room at 800-632-8075. Any pH reading outside the target range of 6.5 – 8.3 should be further investigated and reported to MassDEP. All required water quality monitoring data, fish and wildlife observations and a narrative description of the treatment, including any on-site modifications to the application plan to maintain pH within the desired range shall be included in the report to MassDEP certifying the treatment specifics.
- f. Pursuant to M.G.L. c. 111 § 5E, shoreline areas of a lake or pond must be posted with signs warning the general public of any water use restrictions stated on the chemical label, or otherwise required by MassDEP or other state agencies, for a minimum of one week. This is especially important at bathing beaches and other areas of common access. The signs shall clearly state that the chemical treatment is being conducted pursuant to a permit issued by the EPA and MassDEP. A new sign shall be posted for each treatment event.

Applicable to Mosquito and Other Flying Insect Pest Control only

- g. Pursuant to M.G.L. c. 132B § 10, 333 CMR 10.00, and M.G.L. c. 252, chemical treatments must be performed by an applicator currently licensed/certified by the MDAR Pesticide Program and in accordance with M.G.L. c. 252 and any provisions or policies instituted by the State Reclamation and Mosquito Control Board.
- h. Pursuant to M.G.L. c. 132B and 333 CMR 14.00, Operators must adhere to the public notification provisions of the Child Protection Act (Chapter 85 of the Acts of 2000) when applicable.

To meet the requirements of Massachusetts laws, each of the conditions cited in the draft Permit and this certification shall not be made less stringent unless new data or other information is presented and MassDEP determines modification of this certification is appropriate in consideration of the relevant water quality considerations.



Signed this 17th day of April, 2024

Lealdon Langley, Director
Massachusetts Department of Environmental Protection
Bureau of Water Resources
Division of Watershed Management

Attachment 2**RESPONSE TO COMMENTS****MA Permit No. MAG870000****Massachusetts Clean Water Act Section 401 Certification for the 2026 Federal NPDES
Pesticide General Permit**

The Massachusetts Department of Environmental Protection (MassDEP) is issuing the Massachusetts Clean Water Act Section 401 Certification for the 2026 Federal NPDES Pesticide General Permit. Together with the terms and conditions contained in the Permit, the Water Quality Certification ("WQC") is necessary to assure compliance with the applicable provisions of the Federal Clean Water Act Sections 208(e), 301, 302, 303, 306, and 307 and with appropriate requirements of State law, including, without limitation, the Massachusetts Clean Waters Act, M.G.L. c. 21, §§ 26-53, and the Massachusetts Water Quality Standards published at 314 CMR 4.00.

The Response to Comments explains and supports MassDEP's determinations that form the basis of the final State Certification.

From March 8, 2024, through April 7, 2024, MassDEP solicited public comments on the Draft WQC for the reissuance of the NPDES general permit. During the public comment period, MassDEP received comments from:

1. Megan Provost, Responsible Industry for a Sound Environment, April 3, 2024
2. Jennifer Pederson, Massachusetts Water Works Association, April 5, 2024

MassDEP has benefited from the comments that were received and has made minor typographical and editorial revisions to the WQC. Given the nature of these changes, MassDEP has decided not to exercise its discretion to reopen the public comment period. Below, MassDEP provides a summary of the changes made in the Final WQC.

A copy of the Final WQC and this Response to Comments document will be posted on the MassDEP website.

A copy of the Final WQC may be also obtained by writing or calling Jennifer Wood, MassDEP, Surface Water Discharge Permitting Program, 100 Cambridge Street, Suite 800, Boston, MA 02114; telephone: 617-835-9886; email: jennifer.wood@mass.gov.

Summary of Changes to the Final WQC

1. Typographical editing and minor editorial changes have been made.

Responses to Comments

Comments are reproduced below as received; they have not been edited, corrected or otherwise modified.

1. Comments from Megan Provost, Responsible Industry for a Sound Environment, April 3, 2024

“Thank you for the opportunity to comment on the Massachusetts Draft Clean Water Act Section 401 Certification. We appreciate the Department of Environmental Protection’s (MassDEP) work in partnership with the United States Environmental Protection Agency (EPA) to issue the state’s National Pollutant Discharge Elimination System (NPDES) Pesticide General Permit (PGP).

RISE (Responsible Industry for a Sound Environment) ® represents the manufacturers, formulators, distributors, and other industry leaders involved with specialty pesticides and fertilizers. Our members’ products and services are vital to protecting public health and safety, commerce, and the environment, treating against invasive and non-native aquatic weeds, algae, cyanobacteria, and providing essential mosquito control.

Unlike other discharges covered under NPDES permits, aquatic pesticide applications are essential and beneficial to public health and safety, commercial activity and ecosystem and habitat health. The pesticide application process includes extensive planning and coordination with federal, state, and local regulators.

MassDEP’s inclusion of language at condition IV, applicable to all activities under the PGP, requesting that applicators minimize use of fluorinated containers and/or fluorinated chemistries is unnecessary given the scope of pesticide regulation and the role of pesticide applicator. This language does not align with the Massachusetts Department of Agricultural Resources (MDAR) and EPA regulation of all pesticide products and applications, including those on or near water. We request this language be removed from the draft language because it has no bearing for the purposes of obtaining and executing an NPDES PGP and could lead to greater confusion for applicators in the Commonwealth.

1. MassDEP’s language encouraging applicators to minimize the use of fluorinated chemicals when used as an active or inert ingredient of a pesticide product¹ does not

¹ [Draft MA Permit No. MAG870000](#)

align with regulatory decisions made by state and federal regulators responsible for all aspects of pesticide use.

Pesticides, regardless of their chemical structure, must be registered by EPA and MDAR before they can be used within the state. For a pesticide product to be registered by EPA in accordance with federal law it must be determined, based on extensive scientific data, that the pesticide will not, when used in accordance with the label, cause unreasonable adverse effects on the environment and provides reasonable certainty of no harm to human health.² Once a pesticide product is registered, the EPA and MDAR have broad authority to change the availability and use status of any pesticide product at any time for scientific and safety reasons.

Pesticides approved for aquatic uses, including those necessary for public health protection, and eligible for uses covered by the permit, require additional data about their environmental fate and effects before registration by the EPA. While aquatic toxicity data is required for each active ingredient, aquatic toxicity data is also required on the end-use pesticide product introduced directly to aquatic environments.³ These regulatory requirements exceed requirements for any other type of pesticide.

MassDEP, in consultation with MDAR, have conducted extensive investigations into the science of pesticides and fluorinated packaging and chemistry since 2020 in partnership with EPA. Based on findings from this cooperative effort, no changes have been made to any pesticide registrations in Massachusetts, or at the federal level.

2. The Certification cannot require pesticide applicators to be responsible for knowing the unknowable as applicators of an end use product they have not manufactured.

Aquatic pesticide applications covered under the PGP must be made in accordance with the EPA approved-label instructions. It is a violation of federal law to use a pesticide product in a different manner than its labeled instructions. Pesticide applicators have a legal obligation to meet and follow requirements set by the pesticide product label and the NPDES permit issued by EPA and MassDEP.

The permit includes the maximum rate of product to apply, the size of area that it is designed to control, and, if necessary, how it should be diluted or mixed before use. The permit cannot direct applicators to make decisions on product packaging or pesticide ingredients, including those that may be defined as being fluorinated. This information would not be known and would not be knowable by the applicator of the end use product and as such this directive is untenable for applicators.”

² 7 U.S.C. §136a(c)(5)

³ 40 CFR Part 158.630

MassDEP Response

With respect to the use of fluorinated containers, MassDEP respectfully disagrees that Condition A.IV should be removed. Fluorinated containers have been demonstrated by MassDEP, Massachusetts Department of Agricultural Resources (MDAR) and EPA to leach a number of PFAS. PFAS are increasingly of concern in many environmental media, as evidenced by EPA's issuance on April 10, 2024 of final drinking water standards for several PFAS in drinking water at the parts per trillion level. Due to their persistence and toxicity, MassDEP is committed to reducing preventable sources of PFAS to the environment.

The PFAS associated with fluorinated containers have not been demonstrated to contribute to pesticide efficacy or functionality. Non-fluorinated container options are available and MassDEP believes that applicators are able to, and should, take concrete actions to minimize or eliminate their use. This can be done by operators verifying with their product manufacturers and/or distributors that their products are not distributed or stored in fluorinated containers or provide data that the containers used do not leach PFAS.

It has been reported that PFAS may have been used in the past as surfactants, adjuvants and other inactive ingredients in some pesticide formulations. Although it is likely that no such uses currently exist, verification that continued use is not occurring is warranted.

The potential use of fluorinated compounds in active pesticide ingredients is a more complex issue as preferable alternatives may not have been assessed.

Since the 2020 partnership between EPA, MDAR and MassDEP noted in the comment letter, EPA continues to make information available about testing showing PFAS contamination from certain fluorinated containers. Actions recently taken by EPA pertaining to this topic are included in the following website: (<https://www.epa.gov/pesticides/pfas-packaging#info>). Under the authority of the Toxic Substances Control Act (TSCA), EPA can take action against pesticide manufacturers, industries that use HDPE containers, and container manufacturers to help protect the public from exposure to dangerous PFAS chemicals in containers used for a variety of household consumer, pesticide, fuel, automotive and other industrial products.

As stated on the above EPA website, "States and local mosquito control districts are encouraged to contact their pesticide suppliers if there are questions about potential for PFAS in pesticide products they have purchased or intend to purchase." The language in the final PGP WQC is therefore in line with EPA recommended practice.

MassDEP's concern on this topic is elevated due to the April 10, 2024 EPA announcement regarding the final National Primary Drinking Water Regulation for PFAS. This rule established legally enforceable levels of PFAS in drinking water.

Also, the language in Condition A.IV was included in the 2021 PGP WQC.

Therefore, this comment does not result in any change to the WQC.

2. Comments from Jennifer Pederson, Massachusetts Water Works Association, April 5, 2024

“Massachusetts Water Works Association (MWWA) is submitting the following comments on MassDEP’s proposed Pesticide General Permit Water Quality Certificate (WQC). MWWA represents Public Water Systems in Massachusetts that may apply herbicides to their source water to maintain appropriate water quality. As such, some of our members will fall under the United States Environmental Protection Agency’s (EPA) draft 2026 Federal NPDES Pesticide General Permit.

In MassDEP’s Public Notice it states “Discharges to Massachusetts Outstanding Resource Waters, as defined in 314 CMR 4.02 and identified in 314 CMR 4.06, are not eligible for coverage under this General Permit unless an authorization is granted by MassDEP pursuant to 314 CMR 4.04(3)(b) and 4.04(5), or the applicant certifies that the discharge complies with general antidegradation authorizations that the Department intends to issue. Information regarding authorizations will be available on the MassDEP website.” MWWA understands that MassDEP does not yet have information regarding what the general antidegradation authorizations will entail available for review during this public comment period. MWWA understands it is MassDEP’s intention to provide an antidegradation authorization for Public Water Systems as a class, and MWWA is supportive of this approach so that individual Public Water Systems will not have to undertake their own antidegradation analysis. As MassDEP is aware, herbicide applications may be necessary to maintain drinking water quality, and as such, need to be allowed by Public Water Systems in a streamlined and efficient manner so as not to delay application which could impair drinking water quality.

Given the details of MassDEP’s intended antidegradation authorization are not available for review and comment right now, MWWA can only provide conditional support for this WQC until such time as the specific details are made available. MWWA wishes to engage with MassDEP in the development of the antidegradation authorization for Public Water Systems to ensure that the best management practices associated with application to drinking water sources are implementable. Should anything change with MassDEP’s intended approach to this WQC, then MWWA requests that MassDEP re-notice this WQC for another round of public comment.

We appreciate the opportunity to comment and look forward to working collaboratively with MassDEP on the antidegradation authorization process.

MassDEP Response

MassDEP acknowledges this comment. Additional details about anti-degradation authorization will be provided at a later date.

Attachment 3

PUBLIC NOTICE

Notice is hereby given that the Massachusetts Department of Environmental Protection (MassDEP), under authority granted by the Massachusetts Clean Waters Act, M.G.L. c. 21, §§ 26 – 53, is proposing to issue a federal Clean Water Act (CWA) section 401 certification for the U.S. Environmental Protection Agency's (EPA) proposed 2026 Draft NPDES Pesticide General Permit (PGP) (MA Permit No. MAG870000). This permit will provide coverage to any Operator authorized by EPA under the 2026 PGP for the application of pesticides which will result in a discharge to waters of the United States. The proposed section 401 certification is available at <https://www.mass.gov/service-details/massdep-public-hearings-comment-opportunities>. Alternatively, a copy of the document can be obtained by contacting Jennifer Wood, MassDEP Surface Water Discharge Program, at 617-835-9886 or jennifer.wood@mass.gov. The draft NPDES permit is available at <https://www.epa.gov/npdes/pesticide-permitting-proposed-2026-pgp>. Written comments on the section 401 certification will be accepted until 5:00 p.m. on April 7, 2024. MassDEP strongly encourages written comments to be submitted by email to massdep.publiccommentnpdes@mass.gov; subject line: Pesticide General Permit Water Quality Certificate (WQC). If not possible, please contact Jennifer Wood at 617-835-9886 or jennifer.wood@mass.gov.

Following the close of the comment period, MassDEP will issue a final CWA section 401 certification and forward copies to each person who has submitted written comments or requested notice.

For special accommodations, please call the MassDEP Diversity Office at 617-292-5751. TTY# MassRelay Service 1-800-439-2370. This information is available in alternate format upon request.

By Order of the Department

Bonnie Heiple, Commissioner

**NOTICE OF APPEAL RIGHTS
SECTION 401 CERTIFICATION of FEDERAL
NPDES PERMIT**

Within 21 days of the issuance of MassDEP's decision to grant or deny a water quality certification of EPA's NPDES permit pursuant to § 401 of the federal Clean Water Act, any person aggrieved may request an adjudicatory hearing concerning MassDEP's decision.

How should the request for an adjudicatory hearing be made?

A request for an adjudicatory hearing for DEP's § 401 water quality certification of the federal NPDES permit must be made within 21 days of the issuance of MassDEP's decision to grant or deny the water quality certification, in accordance with 310 CMR 1.01. 310 CMR 1.01(6)(b) establishes the required form and content of the request. Failure to meet the requirements of 310 CMR 1.01 may result in dismissal of the request or the requirement to file a more definite statement.

A person filing a request for an adjudicatory hearing must complete and mail a MassDEP Fee Transmittal Form for the appeal and send it with a valid check to the Commonwealth Master Lockbox, as instructed below, if a fee is required by 310 CMR 4.06. The MassDEP Fee Transmittal Form can be downloaded from:

<https://www.mass.gov/doc/adjudicatory-hearing-fee-transmittal-form/download>

The written notice requesting an adjudicatory hearing shall be delivered to MassDEP's Case Administrator together with (i) a photocopy of the decision being appealed, (ii) a photocopy of the completed MassDEP Fee Transmittal Form, if required, and (iii) a photocopy of the check used to pay any adjudicatory hearing filing fee due for the appeal under 310 CMR 4.06. The notice of claim and other items can be sent to OADR by mail, hand delivery, e-mail (Caseadmin.OADR@mass.gov) or fax (information at <https://www.mass.gov/how-to/file-an-appeal-with-massdeps-office-of-appeals-and-dispute-resolution>).

Please do not send the original of the completed MassDEP Fee Transmittal Form and check to the Case Administrator. Instead, please follow the instructions below for delivery of the original of the completed Fee Transmittal Form and check to the Commonwealth Master Lockbox.

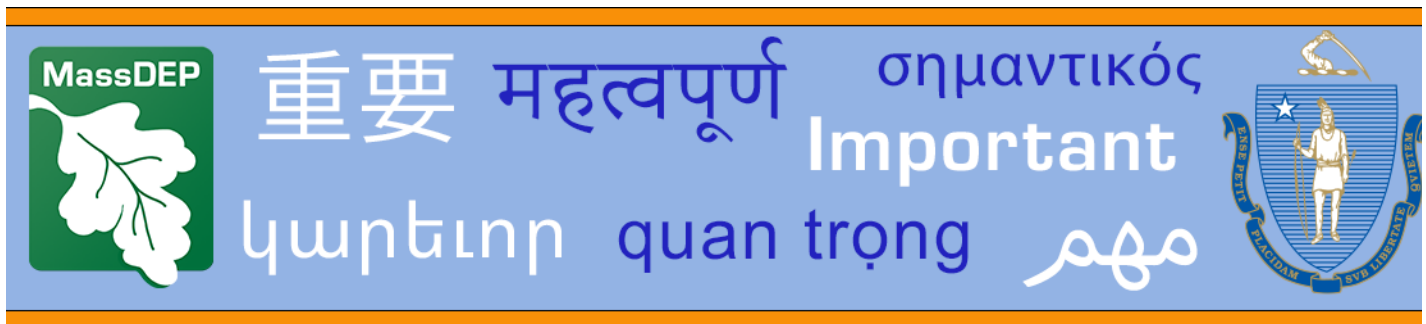
A \$100 adjudicatory hearing filing fee must be paid, unless (i) a simplified hearing is requested for a reduced fee of \$25, (ii) the person requesting an adjudicatory hearing is a town, a municipal agency, a county or a municipal housing authority, in which case there is no fee, or (iii) the person requesting the hearing is seeking to have MassDEP waive the adjudicatory hearing filing fee because paying the fee will create an undue financial hardship.

A person who believes that payment of the fee would be an undue financial hardship shall file with the request for adjudicatory hearing a request for waiver of the fee together with an affidavit setting forth the facts the appellant believes constitute the undue financial hardship. For more information on the adjudicatory hearing filing fee and the grounds on which the Department may waive the fee, please see 310 CMR 4.06.

If a fee is required, the completed MassDEP Fee Transmittal Form and a valid check made payable to the Commonwealth of Massachusetts for the amount of the fee due must be mailed to:

Mass. Department of Environmental Protection
Commonwealth Master Lockbox
P.O. Box 4062
Boston, Massachusetts 02211

Failure to pay the adjudicatory hearing filing fee, if required, may be grounds for dismissal of the appeal.



Communication for Non-English-Speaking Parties

This document is important and should be translated immediately.

If you need this document translated, please contact MassDEP's Director of Environmental Justice at the telephone number listed below.

Español Spanish

Este documento es importante y debe ser traducido inmediatamente. Si necesita traducir este documento, póngase en contacto con el Director de Justicia Ambiental de MassDEP (*MassDEP's Director of Environmental Justice*) en el número de teléfono que figura más abajo.

Português Portuguese

Este documento é importante e deve ser traduzido imediatamente. Se você precisar traduzir este documento, entre em contato com o Diretor de Justiça Ambiental do MassDEP no número de telefone listado abaixo.

繁體中文 Chinese Traditional

本文檔很重要，需要即刻進行翻譯。
如需對本文檔進行翻譯，請透過如下列示電話號碼與 MassDEP 的環境司法總監聯絡。

简体中文 Chinese Simplified

这份文件非常重要，需要立即翻译。
如果您需要翻译这份文件，请通过下方电话与 MassDEP 环境司法主任联系。

Ayisyen Kreyòl Haitian Creole

Dokiman sa a enpòtan epi yo ta dwe tradui l imedyatman. Si w bezwen tradui dokiman sa a, tanpri kontakte Direktè. Jistis Anviwònmanal MassDEP a nan nimewo telefòn ki endike anba a.

Việt Vietnamese

Tài liệu này và quan trọng và phải được dịch ngay. Nếu quý vị cần bản dịch của tài liệu này, vui lòng liên hệ với Giám Đốc Phòng Công Lý Môi Trường của MassDEP theo số điện thoại được liệt kê bên dưới.

ប្រទេសកម្ពុជា Khmer/Cambodian

ឯកសារនេះមានសារៈសំខាន់
ហើយគួរត្រូវបានបកប្រែភ្លាមៗ។
ប្រសិនបើអ្នកត្រូវការអោយឯកសារនេះបកប្រែ
សូមទាក់ទងនាយកផ្នែកយុត្តិធម៌បរិស្ថានរបស់
MassDEPតាមរយៈលេខទូរស័ព្ទដែលបានរាយដូចខាងក្រោម។

Kriolu Kabuverdianu Cape Verdean

Es dokumentu sta important i tenki ser tradusidu imediatamenti. Se nho ta presisa ke es dokumentu sta tradisidu, por favor kontata O Diretor di Justisia di Environman di DEP ku es numero di telefoni menxionadu di baixo.

Contact Deneen Simpson 857-406-0738

**Massachusetts Department of Environmental Protection
100 Cambridge Street 9th Floor Boston, MA 02114**

TTY# MassRelay Service 1-800-439-2370 • <https://www.mass.gov/environmental-justice>
(Version revised 8.2.2023) 310 CMR 1.03(5)(a)

Русский Russian

Это чрезвычайно важный документ, и он должен быть немедленно переведен. Если вам нужен перевод этого документа, обратитесь к директору Департамента экологического правосудия MassDEP (MassDEP's Director of Environmental Justice) по телефону, указанному ниже.

العربية Arabic

هذه الوثيقة مهمة وتجب ترجمتها على الفور.

إذا كنت بحاجة إلى ترجمة هذه الوثيقة، فيرجى الاتصال بمدير العدالة البيئية في MassDEP على رقم الهاتف المذكور أدناه.

한국어 Korean

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հայերեն Armenian

Այս փաստաթուղթը կարևոր է, և պետք է անհապաղ թարգմանել այն: Եթե Ձեզ անհրաժեշտ է թարգմանել այս փաստաթուղթը, դիմեք Մասաչուսեթսի շրջակա միջավայրի պահպանության նախարարության (MassDEP) Բնապահպանական հարցերով արդարադատության ղեկավարին (Director of Environmental Justice)՝ ստորև նշված հեռախոսահամարով

فارسی Farsi Persian

این نوشتار بسیار مهمی است و باید فوراً ترجمه شود. اگر نیاز به ترجمه این نوشتار دارید لطفاً با مدیر عدالت محیط زیستی MassDEP در شماره تلفن ذکر شده زیر تماس بگیرید.

Français French

Ce document est important et doit être traduit immédiatement. Si vous avez besoin d'une traduction de ce document, veuillez contacter le directeur de la justice environnementale du MassDEP au numéro de téléphone indiqué ci-dessous.

Deutsch German

Dieses Dokument ist wichtig und muss sofort übersetzt werden. Wenn Sie eine Übersetzung dieses Dokuments benötigen, wenden Sie sich bitte an MassDEP's Director of Environmental Justice (*Direktor für Umweltgerechtigkeit in Massachusetts*) unter der unten angegebenen Telefonnummer.

Ελληνική Greek

Το έγγραφο αυτό είναι πολύ σημαντικό και πρέπει να μεταφραστεί αμέσως. Αν χρειάζεστε μετάφραση του εγγράφου αυτού, παρακαλώ επικοινωνήστε με τον Διευθυντή του Τμήματος Περιβαλλοντικής Δικαιοσύνης της Μασαχουσέτης στον αριθμό τηλεφώνου που αναγράφεται παρακάτω

Italiano Italian

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Język Polski Polish

Ten dokument jest ważny i powinien zostać niezwłocznie przetłumaczony. Jeśli potrzebne jest tłumaczenie tego dokumentu, należy skontaktować się z dyrektorem ds. sprawiedliwości środowiskowej MassDEP pod numerem telefonu podanym poniżej.

हिन्दी Hindi

यह दस्तावेज महत्वपूर्ण है और इसका अनुवाद तुरंत किया जाना चाहिए। यदि आपको इस दस्तावेज का अनुवाद कराने की जरूरत है, तो कृपया नीचे दिए गए टेलीफोन नंबर पर MassDEP के पर्यावरणीय न्याय निदेशक से संपर्क करें।

Contact Deneen Simpson 857-406-0738

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