

**Department of Environmental Protection
Waterways Regulation Program**

**Notice of License Application pursuant to M.G.L. Chapter 91
Application No: 26-WW01-0091-APP**

Applicant: New Bedford Foss Marine Terminal, LLC

Project Location: 1-3 Pine Street (Parcel ID 042 0160), Flowed Tidelands of the Acushnet River, New Bedford-Fairhaven Designated Port Area, New Bedford, Bristol County

Notification Date: July 31, 2026

Public Comments Deadline: August 31, 2026

Public Notice is hereby given of the Chapter 91 License Application by New Bedford Foss Marine Terminal LLC for authorization to install and maintain a tidal valve on an existing outfall and construct and maintain a riprap scour protection pad within Flowed Tidelands of the Acushnet River in the New Bedford-Fairhaven Designated Port Area at 1-3 Pine Street (Parcel ID 042 0160), New Bedford, Bristol County. The proposed project has preliminarily been determined to be a Water-Dependent Use Project.

The Department will consider all written comments on this Application received by August 31, 2026 (Public Comment Deadline). Failure of any aggrieved person or group of ten (10) citizens or more to submit written comments to the Waterways Regulation Program by the Public Comment Deadline will result in the waiver of any right to an adjudicatory hearing in accordance with 310 CMR 9.13(4)(c). The group of citizens must include at least five (5) citizens who are residents of the municipality in which the proposed project is located. A public hearing may be held at the request of the Municipal Official.

Project plans and documents for the application are on file for public viewing electronically at: <https://eeaonline.eea.state.ma.us/EEA/PublicApp/> (enter **26-WW01-0091-APP** in the Search Page in the field for "Record ID"). If you need assistance, please contact DEP.Waterways@mass.gov or if you do not have access to email, please leave a message at (617) 292-5929 and you will be contacted with alternative options.

It is recommended that documents and correspondence be filed electronically with the email address above, when possible. Alternatively, comments may be mailed to MassDEP Waterways Regulation Program c/o Susan You, 100 Cambridge Street, Suite 900, Boston, MA 02114.

The Department provides language access interpreter/translation services to limited English proficient individuals free of charge. If you need an interpreter for any documents, translation services can be found at the following link: <https://www.mass.gov/info-details/massdep-language-translation-assistance>.