

FINAL

Clean Water Act Section 401 Certification
For the Proposed 2020 Federal NPDES Permit
For the University of Massachusetts Boston
MA Permit No. MA0040304

The Massachusetts Department of Environmental Protection (MassDEP), having examined the University of Massachusetts Boston's National Pollutant Discharge Elimination System (NPDES) permit application, reviewed the United States Environmental Protection Agency (EPA) – Region 1's draft 2020 Federal NPDES permit (MA Permit No. MA0040304) for the University of Massachusetts Boston issued October 15, 2020, and considered the public comments received on MassDEP's proposed Clean Water Section 401 Certification for the draft 2020 Federal NPDES Permit for the University of Massachusetts, and in consideration of the relevant water quality considerations, hereby certifies:

1. that the following condition, together with the terms and conditions contained in the proposed 2020 Federal NPDES permit for the University of Massachusetts Boston, 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:
 - a. The permittee shall conduct annual diver inspections of the intake structure as long as the NPDES permit is in effect. Within sixty (60) days of each inspection, a report including photographs of the intake structure shall be sent electronically to massdep.npdes@mass.gov.

To meet the requirements of Massachusetts laws, the condition 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 based on the relevant water quality considerations.

If any condition in the draft 2020 Federal NPDES permit for the University of Massachusetts is changed during EPA's review in any manner inconsistent with this [certification](#), the Department reserves the right to modify this certification based on the relevant water quality considerations. In addition, the Department reserves the right to modify this certification if there is a change in Massachusetts law or regulation upon which this certification is based, or if a court of competent jurisdiction or MassDEP Office of Appeals and Dispute Resolution stays, vacates or remands this certification, as provided by 40 C.F.R. § 124.55.

Signed this 14th day of December, 2020.



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