



COMMONWEALTH OF MASSACHUSETTS  
EXECUTIVE OFFICE OF ENVIRONMENTAL AFFAIRS  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
Metropolitan Boston – Northeast Regional Office

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FEB 24 2003

Raytheon Company  
C/o Woodlot Alternatives, Inc.  
30 Park Drive  
Topsham, ME 04086  
Attn: Mark W. Christopher, M.S.

RE: Sudbury River Floodplain Remediation, 430 Boston Post Road, and Wayland

Dear Mr. Christopher:

The Wetlands and Waterways Regulation Program has received a copy of your letter, dated February 11, 2003 and accompanying exhibits, numbered 1 – 4, for site remediation within the floodplain of the Sudbury River in the Town of Wayland. The proposed project located at a former Raytheon facility, involves excavating approximately 3,200 cubic yards of contaminated material from within 1.5 acres of wetlands and restoration of the wetland following verification of removal of the contaminated material. A review of the project pursuant to MGL Chapter 91, the Public Waterfront Act, and its regulations, 310 CMR 9.00, it has been determined:

- The information provided by you was not sufficient to make a jurisdictional determination, and you must provide the following:
- A Waterways license or other authorization is required. Accordingly, please accurately complete all appropriate forms and supporting documentation required in the enclosed Application Package.
- Based on the information provided by you, a Waterways license or other Chapter 91 authorization is not required at this time (although you may be required to obtain other state, local or federal authorizations). The area where the propose activity will occur is landward of the ordinary high water mark of the Sudbury River and is therefore outside of Ch. 91 jurisdiction. This jurisdictional determination, however, is subject to change based on additional information or changed circumstances. For a formal Chapter 91 "Determination of Applicability" under 310 CMR 9.06, you must file an official "Request for Determination of Applicability" form, available from the Waterways Program by writing to the above address. A formal Request for Determination of Applicability is subject to public notice, comment and appeal, but

This information is available in alternate format. Call April McCabe, ADA Coordinator at 1-617-556-1171.

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will result in a binding Determination of Applicability by the Department of Environmental Protection, which is recordable with your property deed.

Should you have any questions with regard to this jurisdictional determination, please feel free to contact me at (978) 661-7773.

Sincerely,



David B. Slagle  
Environmental Analyst  
Waterways Reg. Program

cc: Wayland Conservation Commission  
File