

INSTRUCTIONS FOR COMPLETING APPLICATION NOTICE OF INTENT – BOSTON NOT FORM

The Boston Notice of Intent Form is intended to be a supplement to the WPA Form 3 detailing impacts to locally designated wetland resource areas and buffer zones. Please read these instructions for assistance in completing the Notice of Intent application form. These instructions cover certain items on the Notice of Intent form that are not self-explanatory.

INSTRUCTIONS TO SECTION B: BUFFER ZONE AND RESOURCE AREA IMPACTS

<u>Item 1. Buffer Zone Only</u>. If you check the Buffer Zone Only box in this section you are indicating that the project is entirely in the Buffer Zone to a resource area **under both** the Wetlands Protection Act and Boston Wetlands Ordinance. If so, skip the remainder of Section B and go directly to Section C. Do not check this box if the project is within the Waterfront Area.

<u>Item 2</u>. The **boundaries of coastal resource areas** specific to the Ordinance can be found in Section II of the Boston Wetlands Regulations. You must also include the size of the proposed alterations (and proposed replacement areas) in each resource area.

<u>Item 3</u>. The **boundaries of inland resource areas** specific to the Ordinance can be found in Section II of the Boston Wetlands Regulations. You must also include the size of the proposed alterations (and proposed replacement areas) in each resource area.

INSTRUCTIONS TO SECTION C: OTHER APPLICABLE STANDARDS AND REQUIREMENTS

<u>Item 1. Rare Wetland Wildlife Habitat</u>. Except for Designated Port Areas, no work (including work in the Buffer Zone) may be permitted in any resource area that would have adverse effects on the habitat of rare, "state-listed" vertebrate or invertebrate animal species.

The most recent Estimated Habitat Map of State-Listed Rare Wetland Wildlife is published by the Natural Heritage and Endangered Species Program (NHESP). See: http://maps.massgis.state.ma.us/PRI_EST_HAB/viewer.htm or the Massachusetts Natural Heritage Atlas.

If any portion of the proposed project is located within Estimated Habitat, the applicant must send the Natural Heritage Program, at the following address, a copy of the Notice of Intent by certified mail or priority mail (or otherwise sent in a manner that guarantees delivery within two days), no later than the date of the filing of the Notice of Intent with the Conservation Commission.

Evidence of mailing to the Natural Heritage Program (such as Certified Mail Receipt or Certificate of Mailing for Priority Mail) must be submitted to the Conservation Commission along with the Notice of Intent.

Natural Heritage and Endangered Species Program
Division of Fisheries and Wildlife
1 Rabbit Hill Road
Westborough, MA 01581-3336
508.792.7270



NOTICE OF INTENT APPLICATION FORM

Boston File Number Boston Wetlands Ordinance City of Boston Code, Ordinances, Chapter 7-1.4 MassDEP File Number

GENERAL INFORMATION

1. Project Loca	tion		
N/A - (42° 20' 0	.162" N, 71° 0' 3.732" W)	Boston	N/A
a. Street Address	.102 11, 71 0 3.732 11)	b. City/Town	c. Zip Code
N/A		N/A	
f. Assessors Map/Pl	at Number	g. Parcel /Lot	Number
2. Applicant			
Michael	Carosotto	Uni	ted States Coast Guard
a. First Name	b. Last Name	c. Company	
475 Kilvert Str	reet Suite 100		
d. Mailing Address			
Warwick		RI	02866
e. City/Town		f. State	g. Zip Code
ci city, revin		Ti State	6. 22p eode
h. Phone Number	i. Fax Number	j. Email address	
n. Thone rumber	ii run rumber	j. Eman adar ess	
3. Property Ow	vner		
a. First Name	b. Last Name	c. Company	
d. Mailing Address			
e. City/Town		f. State	g. Zip Code
,			.
h. Phone Number	i. Fax Number	j. Email address	
		•	
Check if me	ore than one owner		
(If there is more than o	ne property owner, please attac	h a list of these property o	wners to this form.)
4. Representati	ive (if any)		
Christine	Perron	McFarland-J	Johnson, Inc.
a. First Name	b. Last Name	c. Company	
53 Regional Drive			
d. Mailing Address			
-		NH	02201
Concord e. City/Town		NH f. State	03301 g. Zip Code
• .			g. 21p code
603-225-2978	: Fan Namel	cperron@mjinc.com	
h. Phone Number	i. Fax Number	j. Email address	

City of Boston Environment

NOTICE OF INTENT APPLICATION FORM

Boston File Number

Boston Wetlands Ordinance City of Boston Code, Ordinances, Chapter 7-1.4

MassDEP File Number

5. Is any portion of the proposed project jurisdi Protection Act M.G.L. c. 131 §40?	ctional under the Massachusetts Wetlands
Yes	□ No
If yes, please file the WPA Form 3 - Notice of Inte	ent with this form
6. General Information	
The proposed project involves the replacement of an	existing USCG aid to navigation structure (ATON).
Please refer to the Notice of Intent application and su	apporting documentation for additional information
on the proposed project.	
7. Project Type Checklist	
a. 🛚 Single Family Home	b. 🗅 Residential Subdivision
c. 🗖 Limited Project Driveway Crossing	d. • Commercial/Industrial
e. 🗖 Dock/Pier	f. utilities
g. Coastal Engineering Structure	h. 🗅 Agriculture – cranberries, forestry
i. Transportation	j. 🛘 Other
8. Property recorded at the Registry of Deeds	
N/A	N/A
a. County	b. Page Number
N/A	N/A
c. Book	d. Certificate # (if registered land)
9. Total Fee Paid	
\$2,037.50 \$237.50	\$1,800.00
a. Total Fee Paid b. State Fee Paid	c. City Fee Paid
B. BUFFER ZONE & RESOURCE AREA IMPACT	s
Buffer Zone Only - Is the project located only in the Boston Wetlands Ordinance?	the Buffer Zone of a resource area protected by
□ Yes	No
1. Coastal Resource Areas	



NOTICE OF INTENT APPLICATION FORM

Boston Wetlands Ordinance City of Boston Code, Ordinances, Chapter 7-1.4 Boston File Number

MassDEP File Number

Resource Area	Resource <u>Area Size</u>	Proposed <u>Alteration*</u>	Proposed <u>Migitation</u>
 Coastal Flood Resilience Zone 			
□ 25-foot Waterfront Area	Square feet	Square feet	Square feet
	Square feet	Square feet	Square feet
□ 100-foot Salt Marsh Area	Cayana faat	Causes foot	Causana faat
□ Riverfront Area	Square feet	Square feet	Square feet
	Square feet	Square feet	Square feet
2. Inland Resource Areas			
Resource Area	Resource <u>Area Size</u>	Proposed Alteration*	Proposed <u>Migitation</u>
□ Inland Flood Resilience Zone			
☐ Isolated Wetlands	Square feet	Square feet	Square feet
1soured Wellulus	Square feet	Square feet	Square feet
□ Vernal Pool			
	Square feet	Square feet	Square feet
□ Vernal Pool Habitat (vernal pool + 100 ft. upland area)	Square feet	Square feet	Square feet
□ 25-foot Waterfront Area	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	1	- 1 · · · · · J
	Square feet	Square feet	Square feet
□ Riverfront Area	 Square feet	Square feet	Square feet
		Square jeet	5quare jeet
OTHER APPLICABLE STANDARDS & REQUIREME	NTS		
 What other permits, variances, or approvals are require herein and what is the status of such permits, variance 		ed activity des	cribed
None			

C.

City of Boston Environment

NOTICE OF INTENT APPLICATION FORM

Boston Wetlands Ordinance City of Boston Code, Ordinances, Chapter 7-1.4

Boston File Number

MassDEP File Number Is any portion of the proposed project located in Estimated Habitat of Rare Wildlife as indicated on the most recent Estimated Habitat Map of State-Listed Rare Wetland Wildlife published by the Natural Heritage and Endangered Species Program (NHESP)? To view habitat maps, see the Massachusetts Natural Heritage Atlas or go to http://www.mass.gov/dfwele/dfw/nhesp/nhregmap.htm. 🕻 No □ Yes If yes, the project is subject to Massachusetts Endangered Species Act (MESA) review (321 CMR 10.18). A. Submit Supplemental Information for Endangered Species Review Percentage/acreage of property to be altered: N/A (1) within wetland Resource Area percentage/acreage N/A (2) outside Resource Area percentage/acreage Assessor's Map or right-of-way plan of site Is any portion of the proposed project within an Area of Critical Environmental Concern? Yes If yes, provide the name of the ACEC: $_N/A$ Is the proposed project subject to provisions of the Massachusetts Stormwater Management Standards? Yes. Attach a copy of the Stormwater Checklist & Stormwater Report as required. Applying for a Low Impact Development (LID) site design credits □ A portion of the site constitutes redevelopment □ Proprietary BMPs are included in the Stormwater Management System No. Check below & include a narrative as to why the project is exempt □ Single-family house Emergency road repair

The proposed project involves the in kind replacement of an existing ATON structure.

Small Residential Subdivision (less than or equal to 4 single family houses or less than or equal to 4 units in a multifamily housing projects) with no discharge to

5. Is the proposed project subject to Boston Water and Sewer Commission Review?

□ Yes No

Critical Areas



NOTICE OF INTENT APPLICATION FORM

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Boston File Number

MassDEP File Number

D. SIGNATURES AND SUBMITTAL REQUIREMENTS

I hereby certify under the penalties of perjury that the foregoing Notice of Intent and accompanying plans, documents, and supporting data are true and complete to the best of my knowledge. I understand that the Conservation Commission will place notification of this Notice in a local newspaper at the expense of the applicant in accordance with the Wetlands Protection Ordinance.

	1-21-2022
Signature of Applicant	Date
Signature of Property Owner (if different)	
Christine Perron	1-21-2022
Signature of Representative (if any)	Date

UNITED STATES COAST GUARD FEDERAL AIDS TO NAVIGATION (ATON) REPAIR PROJECT MASSACHUSETTS BAY MA WPA NOTICE OF INTENT

SUPPLEMENTAL PROJECT NARRATIVE

PREPARED FOR:

United States Coast Guard

Civil Engineering Unit Providence

475 Kilvert Street, Suite 100

Warwick, RI 02886



PREPARED BY:

McFarland-Johnson, Inc.

53 Regional Drive

Concord, NH 03301

Appledore Marine Engineering LLC 600 State Street, Suite E

Portsmouth, New Hampshire 03801





JANUARY 2022

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1.0 Introduction

The United States Coast Guard (USCG) is proposing repairs to and replacement of eight (8) existing Aid to Navigation (ATON) structures located off the coast of Massachusetts in Rockport, Manchester, Salem, Weymouth, Hull, Cohasset, and Boston, MA (Figure 1).

ATONs can include a variety of visible structures such as buoys, daybeacons, lights, lightships, marks, or audible and electronic signals or devices such as radio beacons, fog signals, and other devices used to assist with coastal navigation. Mariners use ATONs to determine position or chart a safe course through coastal waters. ATONs can also be used to mark isolated danger/hazards and/or navigational channels. The USCG is responsible for maintaining ATONs on US waters that are under federal jurisdiction.

The term ATON encompasses a wide range of floating and fixed objects mentioned above. A fixed object means one that is attached to the bottom or shore and typically consist of buoys and beacons. A buoy is a floating object that is anchored to the bottom, while a beacon is a permanent structure that is fixed to the seabed or land. Lighted beacons are called "lights" while unlighted beacons are called "daybeacons". The ATONs included in the proposed project include four (4) daybeacons and four (4) lights. The proposed repairs and replacements are required in order to maintain safe navigation of vessels off the coast of Massachusetts.

2.0 Proposed Project

The following sections describe the five (5) existing ATON structures that require complete replacement and involve impacts to areas subject to protection under the Massachusetts Wetland Protection Act (WPA) (M.G.L. c. 131, § 40) administered by 310 CMR 10.00 Wetlands Protection. The following five (5) structures require the submittal of a Notice of Intent (NOI) for impacts to resource areas associated with the complete replacement of the existing structures:

- Londoner Rock Daybeacon, Rockport, MA
- Weymouth Fore River Channel Light 16, Weymouth, MA
- Harry's Rock Light HR, Hull, MA
- Cohasset Channel Light 8, Cohasset, MA
- Boston Main Channel Light 5, Boston, MA

The remaining three (3) structures included in the overall project only involve minor repairs to the above water portion of the existing structures and do not require any in-water work or impacts to any jurisdictional resource areas. Therefore, a NOI is not required for the proposed repairs to the following structures:

- Whaleback Daybeacon 8, Manchester, MA
- Brimbles Daybeacon 8, Salem, MA
- Satan Rock Daybeacon 6, Salem, MA



The three (3) structures that require only repairs and no in-water work are not discussed further in this submittal. **Table 1** below provides a summary of the eight (8) structures, locations, proposed work, and permitting requirements.

Table 1. USCG Massachusetts Bay ATON Repairs and Replacements

#	ATON NAME	TOWN	LAT/LONG	PROPOSED WORK	MA WPA NOI REQUIRED?
1	Londoner Rock Daybeacon	ROCKPORT	42-38-06.479N, 070-33-57.962W	Replacement	YES
2	Whaleback Daybeacon 8	MANCHESTER	42-32-54.760N, 070-47-04.641W	Repairs	NO
3	Brimbles Daybeacon 8	SALEM	42-31-16.576N, 070-48-28.608W	Repairs	NO
4	Satan Rock Daybeacon 6	SALEM	42-30-36.898N, 070-48-01.536W	Repairs	NO
5	Weymouth Fore River Channel Light 16	WEYMOUTH	42-16-03.129N, 070-56-06.484W	Replacement	YES
6	Harry's Rock Light HR	HULL	42-17-13.291N, 070-55-54.280W	Replacement	YES
7	Cohasset Channel Light 8	COHASSETT	42-15-05.497N, 070-47-00.665W	Replacement	YES
8	Boston Main Channel Light 5	BOSTON	42-20-0.162N, 071-0-3.732W	Replacement	YES

The proposed actions and associated impacts are discussed further in Section 4.0.

3.0 Resource Areas

Resource areas located within or in close proximity to the project areas include Land under the Ocean, Rocky Intertidal Shores, Land Containing Shellfish, and Banks of or Land under the Ocean, Ponds, Streams, Rivers, Lakes or Creeks that Underlie Anadromous/Catadromous Fish Run. Additional resource area descriptions, impacts, and regulatory compliance/performance standards are discussed in greater detail



in Section 4.0. The following sections provide an overview of the resource areas in the vicinity of the project and definitions from the Massachusetts Wetland Protection Act. A summary of the Resource Areas subject to protection and under the jurisdiction of the WPA are provided in **Table 2**.

Table 2. MA WPA Resource Areas Summary

				RESOURCE AREAS				
#	ATON NAME	TOWN	LAT/LONG	Land Under Ocean Present?	Rocky Intertidal Shore Present?	Land Containing Shellfish Present?	Anadromous/ Catadromous Fish Run Present?	
1	Londoner Rock Daybeacon	ROCKPORT	42-38-06.479N, 070-33-57.962W	-	YES	-	-	
5	Weymouth Fore River Channel Light 16	WEYMOUTH	42-16-03.129N, 070-56-06.484W	YES	-	-	-	
6	Harry's Rock Light HR	HULL	42-17-13.291N, 070-55-54.280W	YES	-	-	-	
7	Cohasset Channel Light 8	COHASSETT	42-15-05.497N, 070-47-00.665W	YES	-	-	-	
8	Boston Main Channel Light 5	BOSTON	42-20-0.162N, 071-0-3.732W	YES	-	-	-	

3.1 Land under the Ocean

Land under the Ocean is defined by 310 CMR 10.25(2) as, "land extending from the mean low water line seaward to the boundary of the municipality's jurisdiction and includes land under estuaries." This section goes on further to define Nearshore Areas of Land under the Ocean as "that land extending from the mean low water line to the seaward limit of a municipality's jurisdiction, but in no case beyond the point where the land is 80 feet below the level of the ocean at mean low water. However, the nearshore area shall extend seaward only to that point where the land is 30 feet below the level of the ocean at mean low water for municipalities bordering Buzzard's Bay and Vineyard Sound (west of a line between West Chop, Martha's Vineyard and Nobska Point, Falmouth), 40 feet below the level of the ocean at mean low water for Provincetown's land in Cape Cod Bay, and 50 feet below the level of the ocean at mean low water for Truro's and Wellfleet's land in Cape Cod Bay."



The following four replacement USCG ATON structures are located within Land under the Ocean:

- Weymouth Fore River Channel Light 16
- Harry's Rock Light HR
- Cohasset Channel Light 8
- Boston Main Channel Light 5

3.2 Rocky Intertidal Shores

Rocky Intertidal Shores are defined by 310 CMR 10.31(2) as, "naturally occurring rocky areas, such as bedrock or boulder strewn areas between the mean high water line and the mean low water line."

The Londoner Rock Daybeacon in Rockport, MA is located on an isolated rock outcrop approximately 2,300 feet east of Thacher Island, the closest land mass off the coast of Rockport. The rock outcrop is exposed at the Mean Low Water (MLW) elevation and is inundated at the Mean High Water (MHW) elevation. Therefore, the site meets the WPA definition of the Rocky Intertidal Shore resource area.

3.3 Land Containing Shellfish

Land Containing Shellfish is defined by 310 CMR 10.34(2) as, "land under the ocean, tidal flats, rocky intertidal shores, salt marshes and land under salt ponds when any such land contains shellfish." The regulations further define the term "shellfish" as the following species: Bay scallop (Argopecten irradians); Blue mussel (Mytilus edulis); Ocean quahog (Arctica islandica); Oyster (Crassostrea virginica); Quahog (Mercenaria merceneria); Razor clam (Ensis directus); Sea clam (Spisula solidissima); Sea scallop (Placopecten magellanicus); Soft shell clam (Mya arenaria).

The Shellfish Suitability Areas GIS data layer (May 2011), delineate areas that are believed to be suitable for shellfish based on the expertise of the Massachusetts Division of Marine Fisheries (Marine Fisheries) and local Shellfish Constables, input from commercial fishermen, and information contained in maps and studies of shellfish in Massachusetts. The areas covered include sites where shellfish have been observed since the mid-1970's, but may not currently support any shellfish. Therefore, these maps represent potential habitat areas.

Based on the Shellfish Suitability Areas GIS data layer, none of the five replacement USCG ATON structures are located within an area identified as potentially suitable for shellfish (**Figures 2-1 – 2-5**). Formal dive surveys have not been conducted to confirm the presence or absence of shellfish. However, given the relatively small area and nature of the proposed impacts associated with each of the ATON replacements, impacts to shellfish populations located within the vicinity of the ATON structures is assumed to be minimal. Therefore, the proposed project is not anticipated to impact the Land Containing Shellfish Resource Area.



3.4 Land Under the Ocean that Underlie an Anadromous/Catadromous Fish Run

Banks of or Land under the Ocean, Ponds, Streams, Rivers, Lakes, or Creeks that Underlie an Anadromous/Catadromous Fish Run is defined by 310 CMR 10.35(2) as, "that area within estuaries, ponds, streams, creeks, rivers, lakes or coastal waters, which is a spawning or feeding ground or passageway for anadromous or catadromous fish and which is identified by the Division of Marine Fisheries or has been mapped on the Coastal Atlas of the Coastal Zone Management Program. Such fish runs shall include those areas which have historically served as fish runs and are either being restored or are planned to be restored at the time the Notice of Intent is filed. For the purposes of 310 CMR 10.21 through 10.37, such fish runs shall extend inland no further than the inland boundary of the coastal zone." Anadromous fish "means fish that enter fresh water from the ocean to spawn, such as alewives, shad and salmon", while Catadromous Fish "means fish that enter salt water from fresh water to spawn, such as eels."

The five replacement USCG ATON structures are located within Massachusetts Bay. Various species of anadromous and catadromous fish have the potential to be found within the project area at various times of year and life cycle stages. However, none of the replacement structures are located within an area that meets the definition of an Anadromous / Catadromous Fish Run as defined by 310 CMR 10.35(2). Appropriate BMPs (outlined in the sections below) will be implemented throughout the duration of construction in order to avoid or minimize impacts to fish and other wildlife. In addition, impacts from the proposed project are limited to the replacement of existing structures. Impacts will be located within the same footprint of the existing structures and are localized and short term in nature. The proposed project does not require dredging. The proposed project could cause minor, short-term changes in behavior due to construction activities (e.g., pile driving); however, with the implementation of BMPs, physiological impacts are not anticipated. Overall, the proposed project is not anticipated to result in adverse impacts to any anadromous or catadromous fish or fish runs.

4.0 Proposed ATON Replacement Structures

The following sections describe the existing conditions, resource areas, rare species, proposed actions, and impacts associated with the five (5) ATON structure replacements. Each section corresponds to a different structure and Massachusetts City/Town.

Section	City/Town	ATON Structure Name
4.1	ROCKPORT, MA	Londoner Rock Daybeacon
4.2	WEYMOUTH, MA	Weymouth Fore River Channel Light 16
4.3	HULL, MA	Harry's Rock Light HR
4.4	COHASSET, MA	Cohasset Channel Light 8
4.5	BOSTON, MA	Boston Main Channel Light 5



4.1 Rockport, MA - Londoner Rock Daybeacon

4.1.1 Existing Conditions

The Londoner Rock Daybeacon (42° 38′ 6.479″ N, 70° 33′ 57.962″ W) is an ATON structure servicing the northernmost area of Massachusetts Bay, located east of Rockport, MA. The Londoner Rock Daybeacon consists of a cast-iron spindle founded on a large rock outcropping that is exposed at the MLW elevation. The existing spindle was originally installed prior to 1937 and currently does not serve a navigational function, other than identifying the rock outcropping. The ATON is located approximately 2,300 feet east of Thacher Island, the closest land mass off the coast of Rockport and the Massachusetts mainland.

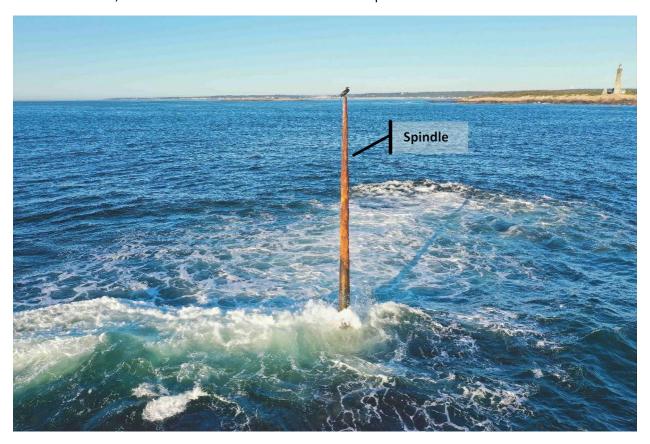


Photo 1: The Londoner Rock Daybeacon

4.1.2 Resource Area Descriptions

4.1.2.1 Rocky Intertidal Shores

The existing spindle is located on a bedrock outcropping that is exposed at the MLW elevation. Approximately 1'-8" of the rock is exposed at the MLW elevation and the rock outcrop is covered by approximately 7'-0" of water at the MHW elevation. The site meets the definition of the Rocky Intertidal Shore in the WPA.

4.1.3 Rare, Threatened, and Endangered Species

The Londoner Rock Daybeacon is not located within or in close proximity to any MA Natural Heritage & Endangered Species Program (NHESP) Priority or Estimated Habitats. The nearest mapped habitat polygons include PH 1893 and PH 1884 / EH 1227, located approximately 7,500' and 8,500' west of the ATON respectively.

The project is located within the known and expected range of federally listed Atlantic sturgeon, shortnose sturgeon, sea turtles, North Atlantic right whale, and fin whale. The project is also located within federally designated critical habitat (Unit 1, feeding area) for the North Atlantic right whale. Migrating and foraging adults and subadults of each of these species could potentially occur within the project area.

4.1.4 Proposed Action

The proposed project involves replacing the existing spindle with a new monopile foundation that will be drilled and socketed into the rock. The project also involves installing a new platform, ladder, safety climb system, and new dayboards as required.

A barge will be mobilized to the project site from which the majority of the work and staging will be completed. The existing spindle will be demolished. A rock socket will be drilled into the bedrock to install the steel monopile. The steel monopile will be installed and the annulus between the rock and pile will be grouted. The remaining components will then be installed.

The following Best Management Practices (BMPs) will be implemented during construction of the Londoner Rock Daybeacon in order to minimize and avoid potential impacts to fish and wildlife in the vicinity of the proposed project.

- 1. Shallow draft vessels that maximize the navigational clearance between the vessel and the ocean floor will be used where possible.
- 2. Vessels will operate at speeds of less than 10 knots. A look out will be posted and measures taken to slow down and avoid any whales or sea turtles spotted.

4.1.5 Impacts

The proposed project is anticipated to result in approximately 3 square feet (SF) of permanent impacts to the Rocky Intertidal Shore resource area. The impacts are associated with the drilling and installation of a new steel monopile.

The proposed project is not anticipated to result in any additional impacts to other resource areas subject to jurisdiction under the WPA.

4.1.6 Regulatory Compliance and MA WPA Performance Standards

The only jurisdictional resource area subject to protection under the WPA that will be impacted by the proposed project is the Rocky Intertidal Shore. The proposed project will require 3 SF of permanent impacts to replace an existing cast iron spindle with a steel monopile ATON structure.



The WPA does not provide specific performance standards for the Rocky Intertidal Shore resource area. However, the WPA outlines the following protective measures:

(3) When a Rocky Intertidal Shore Is Determined to Be Significant to Storm Damage Prevention, Flood Control, or Protection of Wildlife Habitat, any proposed project shall be designed and constructed, using the best practical measures, so as to minimize adverse effects on the form and volume of exposed intertidal bedrock and boulders.

The proposed project is located on a small bedrock outcropping approximately 2,300 feet east of Thacher Island, a small island off the coast of Rockport, MA. Given the small size and location, the existing outcropping does not provide significant storm damage protection, flood control, or protection of wildlife habitat. The proposed project will not adversely effect the form or volume of exposed intertidal bedrock or boulders.

(4) When a Rocky Intertidal Shore is Determined to Be Significant to the Protection of Marine Fisheries or Wildlife Habitat, any proposed project shall if water-dependent be designed and constructed, using best available measures, so as to minimize adverse effects, and if non-water-dependent, have no adverse effects, on water circulation and water quality. Water quality impacts include, but are not limited to, other than natural fluctuations in the levels of dissolved oxygen, temperature or turbidity, or the addition of pollutants.

The proposed ATON replacement is considered a water-dependent project. The existing bedrock outcropping has not been identified as significant to the protection of marine fisheries or wildlife habitat. In addition, marine fisheries and wildlife habitat will be protected to the maximum extent practicable through the implementation of appropriate BMPs outlined in Section 4.1.4 above. The proposed project could cause minor, short-term changes in behavior of fish and wildlife due to disturbance from construction activities, however, with the implementation of BMPs, physiological impacts are not anticipated. Overall, the proposed project is not anticipated to result in adverse impacts to fish or wildlife in the vicinity. The proposed project is not anticipated to result in water quality impacts.

(5) Notwithstanding the provisions of 310 CMR 10.31(3) and (4), no project may be permitted which will have any adverse effect on specified habitat sites of rare vertebrate or invertebrate species, as identified by procedures established under 310 CMR 10.37.

The proposed project is not located within mapped NHESP Priority or Estimated Habitats. The proposed project was submitted to and reviewed by NHESP via a Request for State-listed Species Information, and NHESP's response letter indicated that there were no rare species concerns at the Londoner Rock Daybeacon project site.

4.2 Weymouth, MA - Weymouth Fore River Channel Light 16

4.2.1 Existing Conditions

Weymouth Fore River Channel Light 16 (42° 16′ 3.129″ N, 70° 56′ 6.484″ W) is an ATON structure servicing the navigational channel in the Weymouth Fore River located in Weymouth, MA. The structure consists of a braced steel four-pile substructure supporting a 10-foot x 10-foot steel framed deck. The four (4) steel battered piles are each 16 inches in diameter and are capped with 1/2-inch thick steel plates. There is 6-inch diameter metal pipe bracing located above mean high water (MHW) and just above the mudline. The existing piles are heavily corroded in the tidal zone and are considered to be in poor condition. Portions of the deck and tower have failed, the ladder is missing, and one of the dayboards is missing.

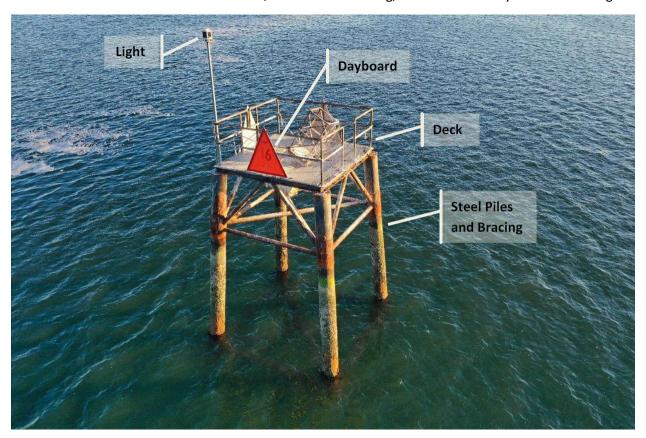


Photo 2: Weymouth Fore River Channel Light 16

4.2.2 Resource Area Descriptions

4.2.2.1 Land under the Ocean

The existing Weymouth Fore River Channel Light 16 structure is located within the Land Under the Ocean resource area. No additional resource areas subject to jurisdiction under the WPA are located in the vicinity of the proposed project. Water depths in the vicinity of the structure vary from approximately 13'-4" (MLW) to 23'-9" (MHW).

4.2.3 Rare, Threatened, and Endangered Species

Weymouth Fore River Channel Light 16 is not located within or in close proximity to any NHESP Priority or Estimated Habitats. The nearest mapped habitat polygon includes PH 1156, located approximately 2,500' east of the ATON.

The project is located within the known and expected range of federally listed Atlantic sturgeon, shortnose sturgeon, sea turtles, North Atlantic right whale, and fin whale. The project is also located within federally designated critical habitat (Unit 1, feeding area) for the North Atlantic right whale. Migrating and foraging adults and subadults of each of these species could potentially occur within the project area.

4.2.4 Proposed Action

The proposed project involves complete replacement of the existing ATON, including installing a new pile foundation, most likely drilled and socketed into bedrock, installation of a new deck, tower, ladder and safety climb system, dayboards, and new lighting.

A barge will be mobilized to the project site from which the majority of the work and staging will be completed. The existing steel ATON structure will be demolished in its entirety. Next, four (4) steel casings will be driven to the bedrock (elevations vary) using a vibratory hammer or pile driving. A rock drill bit will be inserted into the steel casings and advanced to bedrock. A rock socket will be drilled out in the bedrock for installation of the steel pipe piles. The rock drill bit and casings will be removed and steel piles installed. The annulus between the rock and piles will be grouted.

The following Best Management Practices (BMPs) will be implemented during construction of the Weymouth Fore River Channel Light 16 in order to minimize and avoid potential impacts to fish and wildlife in the vicinity of the proposed project.

- 1. A vibratory hammer will be used as much as possible for all pile driving activities.
- 2. Any use of an impact hammer during pile driving will require the use of active attenuation measures (cushion blocks and bubble curtains).
- 3. Pile driving activities will be limited to no more than 12 hours per day during daytime hours.
- 4. A "soft start" will be used for a pile driving activities such that driving does not occur at full power at first.
- 5. Shallow draft vessels that maximize the navigational clearance between the vessel and the ocean floor will be used where possible.
- 6. Vessels will operate at speeds of less than 10 knots. A look out should be posted and measures taken to slow down and avoid any whales or sea turtles spotted.

4.2.5 Impacts

The proposed replacement of the Weymouth Fore River Channel Light 16 is anticipated to result in approximately 5.6 square feet (SF) of permanent impacts to the Land Under the Ocean resource area. The impacts are associated with the demolition of the existing structure and the installation of the four (4) steel pipe piles for the proposed ATON replacement structure.

The proposed project is not anticipated to result in any additional impacts to other resource areas subject to jurisdiction under the WPA. The proposed project is limited to in-kind replacement of the existing structure and does not involve any dredging.

4.2.6 Regulatory Compliance and MA WPA Performance Standards

The WPA does not provide specific performance standards for the Land Under the Ocean resource area. The Land Under the Ocean located within the project area has not been found to be significant to the protection of marine fisheries, protection of wildlife habitat, storm damage prevention, or flood control. Therefore, 310 CMR 10.25(3) through (7) do not apply. In order to minimize and avoid impacts to fisheries and wildlife to the maximum extent practicable the BMPs outlined in Section 4.2.4 above will be implemented throughout the duration of the project.

4.3 Hull, MA - Harry's Rock Light HR

4.3.1 Existing Conditions

Harry's Rock Light HR (42° 17' 13.291" N, 70° 55' 54.280" W) is an ATON structure servicing the navigational channel in Weymouth Fore River located in Weymouth, MA. The structure is a braced steel 3-pile substructure that supports an 8-foot diameter steel deck. It is accessible via water, has two (2) diamond NR dayboards and a flashing white light at a height of 26 feet. The existing steel piles and bracing are severely corroded and overall the structure is in critical condition. The decking, handrails, and framing are heavily corroded and portions are missing. The steel ladder is also damaged and nonfunctional.

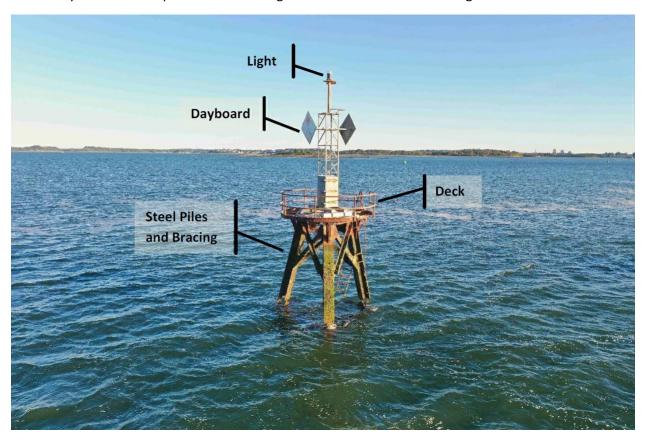


Photo 3: Harry's Rock Light HR

4.3.2 Resource Area Descriptions

4.3.2.1 Land under the Ocean

The existing Harry's Rock Light HR structure is located within the Land Under the Ocean resource area. No additional resource areas subject to jurisdiction under the WPA are located in the vicinity of the proposed project. Water depths in the vicinity of the structure vary from approximately 13'-4" (MLW) to 23'-9" (MHW).

4.3.3 Rare, Threatened, and Endangered Species

Harry's Rock Light HR is not located within any NHESP Priority or Estimated Habitat polygons. However, PH 1282 / EH 923 are located in the vicinity of the ATON, approximately 400' to the north. PH 1205 is also located approximately 1,600'-2,000' to the west.

The project is located within the known and expected range of federally listed Atlantic sturgeon, shortnose sturgeon, sea turtles, North Atlantic right whale, and fin whale. The project is also located within federally designated critical habitat (Unit 1, feeding area) for the North Atlantic right whale. Migrating and foraging adults and subadults of each of these species could potentially occur within the project area.

4.3.4 Proposed Action

The proposed project involves the complete replacement of the existing ATON, including installing a new pile foundation, most likely drilled and socketed into rock, installing a new deck, tower, ladder and safety climb system, dayboards, and new lighting as required.

A barge will be mobilized to the project site from which the majority of the work and staging will be completed. The existing steel ATON structure will be demolished in its entirety. Next, four (4) steel casings will be driven to the bedrock (elevations vary) using a vibratory hammer or pile driving. A rock drill bit will be inserted into the steel casings and advanced to bedrock. A rock socket will be drilled out in the bedrock for installation of the steel pipe piles. The rock drill bit and casings will be removed and steel piles installed. The annulus between the rock and piles will be grouted.

The following Best Management Practices (BMPs) will be implemented during construction of Harry's Rock Light HR in order to minimize and avoid potential impacts to fish and wildlife in the vicinity of the proposed project.

- 1. A vibratory hammer will be used as much as possible for all pile driving activities.
- 2. Any use of an impact hammer during pile driving will require the use of active attenuation measures (cushion blocks and bubble curtains).
- 3. Pile driving activities will be limited to no more than 12 hours per day during daytime hours.
- 4. A "soft start" will be used for a pile driving activities such that driving does not occur at full power at first.
- 5. Shallow draft vessels that maximize the navigational clearance between the vessel and the ocean floor will be used where possible.
- 6. Vessels will operate at speeds of less than 10 knots. A look out should be posted and measures taken to slow down and avoid any whales or sea turtles spotted.

4.3.5 Impacts

The proposed replacement of Harry's Rock Light HR is anticipated to result in approximately 5.6 square feet (SF) of permanent impacts to the Land Under the Ocean resource area. The impacts are associated with the demolition of the existing structure and the installation of the four (4) steel pipe piles for the proposed ATON replacement structure.

The proposed project is not anticipated to result in any additional impacts to other resource areas subject to jurisdiction under the WPA. The proposed project is limited to in-kind replacement of the existing structure and does not involve any dredging.

4.3.6 Regulatory Compliance and MA WPA Performance Standards

The WPA does not provide specific performance standards for the Land Under the Ocean resource area. The Land Under the Ocean located within the project area has not been found to be significant to the protection of marine fisheries, protection of wildlife habitat, storm damage prevention, or flood control. Therefore, 310 CMR 10.25(3) through (7) do not apply. In order to minimize and avoid impacts to fisheries and wildlife to the maximum extent practicable the BMPs outlined in Section 4.3.4 above will be implemented throughout the duration of the project.

4.4 Cohasset, MA - Cohasset Channel Light 8

4.4.1 Existing Conditions

Cohasset Channel Light 8 (42° 15′ 5.497″ N, 70° 47′ 0.665″ W) is an ATON structure servicing Cohasset Channel in Cohasset, MA. The structure is a 5-pile timber substructure that supports an approximately 8-foot x 8-foot timber deck. It is accessible via water, has four (4) red triangle dayboards and a flashing red light at a height of 29 feet. The existing timber piles and bracing are heavily deteriorated and overall, the substructure is in serious condition. The timber deck is missing several deck boards, and a large bird's nest has been built on the deck. The bottom portion of the ladder is heavily corroded and two of the four dayboards are damaged and one is missing.

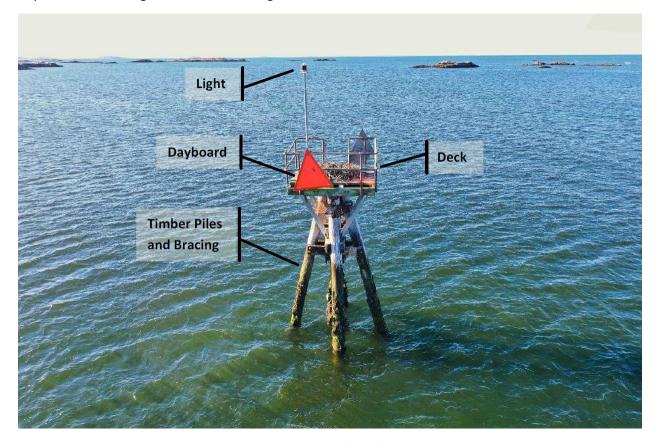


Photo 4: Cohasset Channel Light 8

4.4.2 Resource Area Descriptions

4.4.2.1 Land under the Ocean

The existing Cohasset Channel Light 8 structure is located within the Land Under the Ocean resource area. No additional resource areas subject to jurisdiction under the WPA are located in the vicinity of the proposed project. Water depths in the vicinity of the structure vary from approximately 8'-4" (MLW) to 17'-4" (MHW).

COHASSET, MA

4.4.3 Rare, Threatened, and Endangered Species

Cohasset Channel Light 8 is located within NHESP Priority and Estimated Habitat polygons PH 1148 / EH 836. These polygons encompass the Cohasset Harbor and waters surrounding the Scituate Neck peninsula (**Figure 2-7**). A Request for State-listed Species Information was submitted to the NHESP. NHESP's response letter dated December 16, 2021 (NHESP Tracking No.: 21-40627) indicated that least tern (*Sternula antillarum*), a state listed Special Concern species, has the potential to occur in the vicinity of the Cohasset Channel Light 8 site. The project is being submitted concurrently to NHESP as a Streamlined Massachusetts Endangered Species Act/Wetlands Protection Act Review.

The project is located within the known and expected range of federally listed Atlantic sturgeon, shortnose sturgeon, sea turtles, North Atlantic right whale, and fin whale. The project is also located within federally designated critical habitat (Unit 1, feeding area) for the North Atlantic right whale. Migrating and foraging adults and subadults of each of these species could potentially occur within the project area.

There is currently a nest on the deck of this structure, which is likely an osprey nest. Ospreys often reuse nests, with nesting season occurring between March and August. Ospreys are protected under the Migratory Bird Treaty Act (MBTA), which prohibits the purposeful take or attempting to purposefully take any migratory bird, nest, and eggs or parts thereof, unless permitted by the U.S. Fish and Wildlife Service. All osprey nests are deemed inactive from September through February when ospreys are at their wintering grounds in Central and South America. Inactive nests do not need a migratory bird permit or permission to remove nests.

4.4.4 Proposed Action

The proposed project involves the installation of a new piled foundation, most likely drilled and socketed into rock, installation of a new deck and raptor platform, installation of a new ladder and safety climb system, and new dayboards and light as required.

A barge will be mobilized to the project site from which the majority of the work and staging will be completed. The existing timber ATON structure will be demolished in its entirety. Five (5) new timber piles will be installed using a vibratory hammer, and the rest of the components will be installed.

The following Best Management Practices (BMPs) will be implemented during construction of Cohasset Channel Light 8 in order to minimize and avoid potential impacts to fish and wildlife in the vicinity of the proposed project.

- 1. A vibratory hammer will be used as much as possible for all pile driving activities.
- 2. Any use of an impact hammer during pile driving will require the use of active attenuation measures (cushion blocks and bubble curtains).
- 3. Pile driving activities will be limited to no more than 12 hours per day during daytime hours.

- 4. A "soft start" will be used for a pile driving activities such that driving does not occur at full power at first.
- 5. Shallow draft vessels that maximize the navigational clearance between the vessel and the ocean floor will be used where possible.
- 6. Vessels will operate at speeds of less than 10 knots. A look out should be posted and measures taken to slow down and avoid any whales or sea turtles spotted.
- 7. Least terns nest on the shoreline from May through July, chicks fledge by August, and migration starts in August. To avoid impacting nesting terns, no pile driving will occur between May 1 and August 15.
- 8. The osprey nest located on this ATON will be removed between September and February when it is inactive. If the ATON replacement is not carried out at that time, temporary exclusion measures must be installed to prevent nesting from occurring prior to construction
- 9. A dedicated nesting platform will be installed on the proposed ATON.

4.4.5 Impacts

The proposed replacement of the Cohasset Channel Light 8 is anticipated to result in approximately 4.0 square feet (SF) of permanent impacts to the Land Under the Ocean resource area. The impacts are associated with the demolition of the existing structure and the installation of the five (5) timber piles for the proposed ATON replacement structure.

The proposed project is not anticipated to result in any additional impacts to other resource areas subject to jurisdiction under the WPA. The proposed project is limited to in-kind replacement of the existing structure and does not involve any dredging.

4.4.6 Regulatory Compliance and MA WPA Performance Standards

The WPA does not provide specific performance standards for the Land Under the Ocean resource area. The Land Under the Ocean located within the project area has not been found to be significant to the protection of marine fisheries, protection of wildlife habitat, storm damage prevention, or flood control. Therefore, 310 CMR 10.25(3) through (6) do not apply.

310 CMR 10.25(7) states, "Notwithstanding the provisions of 310 CMR 10.25(3) through (6), no project may be permitted which will have any adverse effect on specified habitat sites of rare vertebrate or invertebrate species, as identified by procedures established under 310 CMR 10.37."

The proposed project is not anticipated to have an adverse effect on least terns with the time of year restriction on pile driving during the nesting season from May 1 through August 15. In addition, the existing osprey nest will be removed when the nest is inactive, and a dedicated nesting platform will be

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installed on the new structure. These measures along with the additional BMPs outlined in Section 4.4.4 above will minimize and avoid adverse impacts to fish and wildlife including rare species to the maximum extent practicable.

4.5 Boston, MA - Boston Main Channel Light 5

4.5.1 Existing Conditions

Boston Main Channel Light 5 (42° 20′ 0.162″ N, 71° 0′ 3.732″ W) is an ATON tower servicing the entrance to Boston Harbor. The tower is a USCG-standard 5-foot x 5-foot steel skeleton frame supported on a steel-framed deck on a braced steel four-pile substructure. The ATON is accessible via water and has a flashing green light, square green dayboards, and a height of 32 feet.

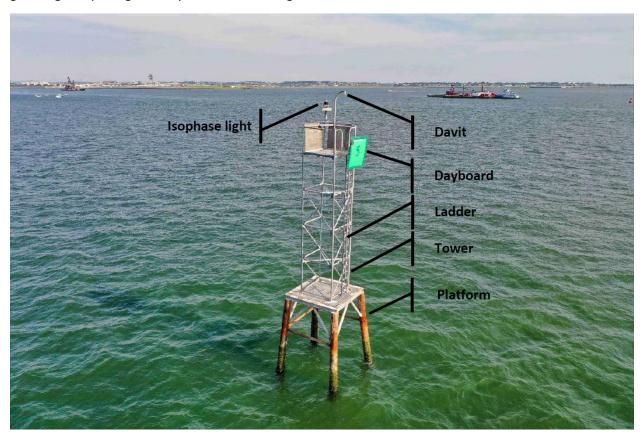


Photo 5: Boston Main Channel Light 5

The existing piles exhibit severe defects above the water including localized buckling and cracking as well as coating loss and moderate corrosion and pitting. Overall, the piles and bracing are in critical condition. The deck is in serious condition, with isolated severe defects along the perimeter beams from overstressing, as well as isolated coating loss and moderate corrosion. The existing tower is in satisfactory condition and the light, three out of four dayboards, and tower ladder all appear intact. The primary access ladder to the ATON is detached.

4.5.2 Resource Area Descriptions

4.5.2.1 Land under the Ocean

The existing Boston Main Channel Light 5 structure is located within the Land Under the Ocean resource area. No additional resource areas subject to jurisdiction under the WPA are located in the vicinity of the proposed project. Water depths in the vicinity of the structure vary from approximately 12'-4" (MLW) to 21'-10" (MHW).

4.5.3 Rare, Threatened, and Endangered Species

Boston Main Channel Light 5 is not located within or in close proximity to any NHESP Priority or Estimated Habitats. The nearest mapped habitat polygon includes PH 1156, located approximately 2,500' east of the ATON.

The project is located within the known and expected range of federally listed Atlantic sturgeon, shortnose sturgeon, sea turtles, North Atlantic right whale, and fin whale. The project is also located within federally designated critical habitat (Unit 1, feeding area) for the North Atlantic right whale. Migrating and foraging adults and subadults of each of these species could potentially occur within the project area.

4.5.4 Proposed Action

The proposed project involves the replacement of the piles, most likely drilled and socketed into rock, and installation of a new platform, deck, and ladder.

A barge will be mobilized to the project site from which the majority of the work and staging will be completed. The existing tower and all navigation appurtenances will be removed and salvaged for reinstallation on the new substructure. Then the steel deck framing and bracing will most likely be cut with a torch and put on a salvage barge for disposal. Per the historical construction documents for the existing structure, the piles are embedded approximately 25 feet into the mudline, so the piles should be able to be fully extracted with a vibratory hammer. The existing piles, bracing, and beams are to be removed in their entirety.

Once the existing structure is fully removed, the four (4) steel pipe piles will be installed using a vibratory hammer and the rest of the above-water components will be installed.

The following Best Management Practices (BMPs) will be implemented during construction of the Boston Main Channel Light 5 in order to minimize and avoid potential impacts to fish and wildlife in the vicinity of the proposed project.

- 1. A vibratory hammer will be used as much as possible for all pile driving activities.
- 2. Any use of an impact hammer during pile driving will require the use of active attenuation measures (cushion blocks and bubble curtains).
- 3. Pile driving activities will be limited to no more than 12 hours per day during daytime hours.



- 4. A "soft start" will be used for a pile driving activities such that driving does not occur at full power at first.
- 5. Shallow draft vessels that maximize the navigational clearance between the vessel and the ocean floor will be used where possible.
- 6. Vessels will operate at speeds of less than 10 knots. A look out should be posted and measures taken to slow down and avoid any whales or sea turtles spotted.

4.5.5 Impacts

The proposed replacement of the Boston Main Channel Light 5 is anticipated to result in approximately 5.6 square feet (SF) of permanent impacts to the Land Under the Ocean resource area. The impacts are associated with the demolition of the existing structure and the installation of the four (4) steel pipe piles for the proposed ATON replacement structure.

The proposed project is not anticipated to result in any additional impacts to other resource areas subject to jurisdiction under the WPA. The proposed project is limited to in-kind replacement of the existing structure and does not involve any dredging.

4.5.6 Regulatory Compliance and MA WPA Performance Standards

The general performance standards are requirements for activities in or affecting the areas subject to protection under the WPA and are established by 310 CMR 10.00. The performance standards for Land under the Ocean are provided in 310 CMR 10.25(3) through (7). The following provides a summary of how the performance standards have been interpreted to protect the characteristics and resources of Land Under the Ocean to the maximum extent practicable.

310 CMR 10.25 Land under the Ocean

- (3) Improvement dredging for navigational purposes affecting land under the ocean shall be designed and carried out using the best available measures so as to minimize adverse effects on such interests caused by changes in:
 - bottom topography which will result in increased flooding or erosion caused by an increase in the height or velocity of waves impacting the shore;
 N/A The proposed project does not involve any dredging or changes to the bottom topography and therefore, is not anticipated to result in increased wave heights or velocities that would result in increased flooding or erosion.
 - b) sediment transport processes which will increase flood or erosion hazards by affecting the natural replenishment of beaches;

N/A — The proposed project does not involve any dredging and therefore, it is not anticipated to affect sediment transport processes that would increase flood or erosion hazards by affecting the natural replenishment of beaches.



- c) water circulation which will result in an adverse change in flushing rate, temperature, or turbidity levels; or
 - N/A The proposed project does not involve any dredging and therefore, is not anticipated to result in water circulation resulting in an adverse change in flushing rate, temperature, or turbidity levels.
- d) marine productivity which will result from the suspension or transport of pollutants, the smothering of bottom organisms, the accumulation of pollutants by organisms, or the destruction of marine fisheries habitat or wildlife habitat.
 - N/A The proposed project does not involve any dredging and therefore, is not anticipated to result in impacts to marine productivity including impacts resulting from the suspension or transport of pollutants, the smothering of bottom organisms, the accumulation of pollutants by organisms, or the destruction of marine fisheries or wildlife habitat.
- (4) Maintenance dredging for navigational purposes affecting land under the ocean shall be designed and carried out using the best available measures so as to minimize adverse effects on such interests caused by changes in marine productivity which will result from the suspension or transport of pollutants, increases in turbidity, the smothering of bottom organisms, the accumulation of pollutants by organisms, or the destruction of marine fisheries habitat or wildlife habitat.
- N/A The proposed project does not involve any maintenance dredging for navigational purposes. Appropriate BMPs designed to minimize adverse effects are outlined in Section 4.5.4 and will be implemented throughout duration of the project.
- (5) Projects not included in 310 CMR 10.25(3) or (4) which affect nearshore areas of land under the ocean shall not cause adverse effects by altering the bottom topography so as to increase storm damage or erosion of coastal beaches, coastal banks, coastal dunes, or salt marshes.
- N/A The proposed ATON structure replacement is not anticipated to result in changes to the bottom topography, and therefore, is not anticipated to result in an increase in storm damage or erosion of coastal beaches, coastal banks, coastal dunes, or salt marshes

(6) Projects not included in 310 CMR 10.25(3) which affect land under the ocean shall if water-dependent be designed and constructed, using best available measures, so as to minimize adverse effects, and if non-water-dependent, have no adverse effects, on marine fisheries habitat or wildlife habitat caused by:

a) alterations in water circulation;

The proposed ATON replacement is a water-dependent project and is not anticipated to result in alteration in water circulation. The project involves in kind replacement of an existing structure.

b) destruction of eelgrass (Zostera marina) or widgeon grass (Rupia maritina) beds;

There are no MassDEP mapped eelgrass or widgeon grass beds located in the vicinity of the proposed project. Water depths in the project area vary from approximately 12'-4" (MLW) to 21'-10" (MHW). Eelgrass typically grows in water depths less than 3 meters (9.8 feet). Suitable habitat for widgeon grass is not located within the project area. Therefore, the proposed project is not anticipated to result in the destruction of eelgrass or widgeon grass beds.

c) alterations in the distribution of sediment grain size;

The proposed ATON replacement project is not anticipated to result in alterations in the distribution of sediment grain size.

- d) changes in water quality, including, but not limited to, other than natural fluctuations in the level of dissolved oxygen, temperature or turbidity, or the addition of pollutants; or
 - The proposed project is not anticipated to result in adverse effects to water quality. The proposed project will result in temporary turbidity releases associated with the removal of existing piles and the installation of new piles. However, these impacts will be short term and temporary in nature.
- e) alterations of shallow submerged lands with high densities of polychaetes, mollusks or macrophytic algae.

The proposed project is not anticipated to result in any alteration to shallow submerged lands with high densities of polychaetes, mollusks, or macrophytic algae. Water depths in the project area vary from approximately 12'-4" (MLW) to 21'-10" (MHW). No Shellfish Suitability Areas have been identified in the vicinity of the project area.

(7) Notwithstanding the provisions of 310 CMR 10.25(3) through (6), no project may be permitted which will have any adverse effect on specified habitat sites of rare vertebrate or invertebrate species, as identified by procedures established under 310 CMR 10.37.

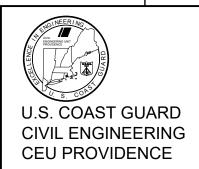
The proposed project is not located within any NHESP mapped Estimated Habitats of Rare Wildlife or Priority Habitats of Rare Species. The proposed project is not anticipated to result in an adverse effect on any rare vertebrate or invertebrate species.

5.0 Abutters

The proposed project is assumed to be exempt from abutter notification requirements pursuant to 310 CMR 10.05, "Notwithstanding the foregoing, the requirement to provide Abutter notification is subject to the following limits. An applicant is required to provide notification to an Abutter whose Lot is separated from the Project Locus by a public or private street or body of water only if the Abutter's Lot is within 100 feet from the property line of the Project Locus. An applicant who proposes work solely within Land under Water Bodies or Waterways, or solely within a Lot with an area greater than 50 acres, is required to provide notification only to Abutters whose Lot is within one hundred feet from the Project Site..."

The proposed USCG ATON replacement structures are all located greater than 100 feet from the nearest property abutters and are separated by a body of water (**Figure 3-1 – 3-5**). Therefore, abutter notification is not required for any of the proposed ATON replacements.







MASSACHUSETTS BAY ATON **MASSACHUSETTS** 13494020 REPAIR ATON MASSACHUSETTS BAY (FY22 C-POP)

AT

LONDONER ROCK DAYBEACON (LLNR 315) BOSTON MAIN CHANNEL LIGHT 5 (LLNR 10890) WEYMOUTH FORE RIVER CHANNEL LIGHT 16 (LLNR 11715) SATAN ROCK DAYBEACON 6 (LLNR 10395) HARRY'S ROCK LIGHT HR (LLNR 11675) COHASSET CHANNEL LIGHT 8 (LLNR 12185)

WHALEBACK DAYBEACON 8 (LLNR 9990) BRIMBLES DAYBEACON (LLNR 10405)





VICINITY MAP SCALE: NTS

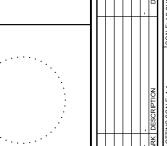
LOCATION MAP SCALE: NTS

SHEET ID	SHEET NO.	LEVEL II / SITE DESIGNATION	SITE	SHEET TITLE
G-001	01	-	ALL	COVER SHEET
G-002	02	-	ALL	GENERAL NOTES
S-201A	03	A	LONDONER ROCK DAYBEACON	EXISTING DEMOLITION
S-202A	04	A	LONDONER ROCK DAYBEACON	GENERAL ARRANGEMENT
S-501A	05	A	LONDONER ROCK DAYBEACON	GENERAL DETAILS
S-201B	06	В	BOSTON MAIN CHANNEL LIGHT 5	EXISTING DEMOLITION
S-202B	07	В	BOSTON MAIN CHANNEL LIGHT 5	GENERAL ARRANGEMENT
S-201C	08	С	WEYMOUTH FORE RIVER CHANNEL LIGHT 16	EXISTING DEMOLITION
S-202C	09	С	WEYMOUTH FORE RIVER CHANNEL LIGHT 16	GENERAL ARRANGEMENT
S-201D	10	D	HARRY'S ROCK LIGHT HR	EXISTING DEMOLITION
S-202D	11	D	HARRY'S ROCK LIGHT HR	GENERAL ARRANGEMENT
S-501	12	B, C, D	-	GENERAL DETAILS - 1
S-502	13	B, C, D	-	GENERAL DETAILS - 2
S-201E	14	E	COHASSET CHANNEL LIGHT 8	EXISTING DEMOLITION
S-202E	15	E	COHASSET CHANNEL LIGHT 8	GENERAL ARRANGEMENT
S-501E	16	E	COHASSET CHANNEL LIGHT 8	GENERAL DETAILS
S-201F	17	F	WHALEBACK DAYBEACON 8	EXISTING DEMOLITION
S-202F	18	F	WHALEBACK DAYBEACON 8	GENERAL ARRANGEMENT
S-201G	19	G	BRIMBLES DAYBEACON	EXISTING DEMOLITION
S-202G	20	G	BRIMBLES DAYBEACON	GENERAL ARRANGEMENT
S-201H	21	Н	SATAN ROCK DAYBEACON 6	EXISTING DEMOLITION
S-202H	22	Н	SATAN ROCK DAYBEACON 6	GENERAL ARRANGEMENT
R-701	23	-	BOSTON MAIN CHANNEL LIGHT 5	TOWER REFERENCE - 01
R-702	24	-	BOSTON MAIN CHANNEL LIGHT 5	TOWER REFERENCE - 02
R-703	25	-	BOSTON MAIN CHANNEL LIGHT 5	TOWER REFERENCE - 03
R-704	26	-	BOSTON MAIN CHANNEL LIGHT 5	TOWER REFERENCE - 04
R-705	27	-	HARRY'S ROCK LIGHT	TOWER REFERENCE - 05
R-706	28	-	MONO PILE DAYBEACONS	TOWER REFERENCE - 06
R-707	29	-	MONO PILE DAYBEACONS	TOWER REFERENCE - 07

'						
BASE BID / BID OPTION INDEX						
SITE	LEVEL II/ SITE DESIGNATION	BID DESIGNATION				
LONDONER ROCK DAYBEACON (LLNR 315)	А	BASE BID				
BOSTON MAIN CHANNEL LIGHT 5 (LLNR 10890)	В	BASE BID				
WEYMOUTH FORE RIVER CHANNEL LIGHT 16 (LLNR 11715)	С	BASE BID				
HARRY'S ROCK LIGHT HR (LLNR 11675)	D	BASE BID				
COHASSET CHANNEL LIGHT 8 (LLNR 12185)	E	BASE BID				
WHALEBACK DAYBEACON 8 (LLNR 9990)	F	BID OPTION #1				
BRIMBLES DAYBEACON (LLNR 10405)	G	BID OPTION #2				
SATAN ROCK DAYBEACON 6 (LLNR 10395)	н	BID OPTION #3				







A/E COMPANY: APPLEDORE MARINE EN PORTSMOUTH, NEW HAI (803) 766-1870 A/E PROJECT NO.: 7059							
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3 PROJECT NO. 4020	3 DRAWING NO.	94020	3 FILENAME	94020G-001.DWG		ET 01 OF 29	

SHEET ID TECHNICAL DIRECTOR

DAVID GLASS, P.E

MICHAEL P. CAROSOTTO, P.E. APPROVING OFFICER DATE

G-001

GENERAL NOTES:

- THE DRAWINGS AND SPECIFICATIONS FORM A PART OF THE CONTRACT DOCUMENTS AND ALL WORK MUST BE PERFORMED IN ACCORDANCE WITH THE CONTRACT DOCUMENTS. THE CONTRACTOR MUST KEEP A COPY OF THE DRAWINGS AND THE SPECIFICATIONS ON SITE AT ALL TIMES DURING THE WORK.
- IT IS RECOMMENDED TO COMPLETE A PRE-BID SITE VISIT TO VERIFY THE PROJECT SCOPE AND EXTENT OF WORK
- 3. ELEVATIONS ARE IN FEET BASED ON MEAN LOWER LOW WATER (MLLW) PROJECT DATUM FOR THE 1983-2001 TIDAL EPOCH
- 4. ALL NORTH ARROWS SHOWN ARE GRID NORTH BASED ON NAD83.
- 5. DIMENSIONS AND DETAILS OF THE EXISTING ELEMENTS ARE BASED ON LIMITED ARCHIVE DRAWINGS AND LIMITED FIELD MEASUREMENTS. WORK RELATED ELEVATIONS, DIMENSIONS AND DETAILS OF THE EXISTING ELEMENTS MUST BE FIELD VERIFIED BY THE CONTRACTOR. DISCREPANCIES MUST BE BROUGHT TO THE ATTENTION OF THE GOVERNMENT BEFORE ORDERING MATERIALS AND PROCEEDING WITH THE WORK.
- DETERMINE CONSTRUCTION PROCEDURES AND SEQUENCE TO ENSURE THE SAFETY OF THE FACILITIES.
 ERECT, MAINTAIN AND REMOVE TEMPORARY ERECTION MATERIALS AND EQUIPMENT. COORDINATE ALL
 PROPOSED STAGING AREAS WITH THE GOVERNMENT BEFORE STARTING THE WORK.
- 7. MAINTAIN ADEQUATE SURVEY CONTROL AT ALL TIMES TO ESTABLISH AND MAINTAIN ALL LINES AND ELEVATIONS.
- SCHEDULE AND COORDINATE ALL WORK, INCLUDING ALLOWABLE WORK WINDOWS, WITH THE GOVERNMENT, AND MAINTAIN THE WORK SITE TO THE SATISFACTION OF THE GOVERNMENT.
- PROVIDE AND MAINTAIN ENVIRONMENTAL CONTROLS AS REQUIRED BY FEDERAL, STATE AND LOCAL
 REGULATIONS AND PERMITS. ENVIRONMENTAL CONTROLS MUST INCLUDE BUT NOT BE LIMITED TO TURBIDITY

 OF THE PROVIDE AND THE PROVIDED BY THE
- 10. THE CONTRACTOR IS RESPONSIBLE FOR ALL DAMAGE DONE TO STRUCTURES AS A RESULT OF PERFORMING
- 11. THE CONTRACTOR MAY BE CHARGED ANY ADDITIONAL COST FOR REINSPECTION OR RETEST WHEN PRIOR REJECTION MAKES REINSPECTION OR RETESTING NECESSARY.

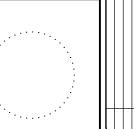
WORK DEFINITIONS

- 1. "REMOVE" IS DEFINED AS REMOVE AND DISPOSE OF STRUCTURE OR ELEMENT.
- "REMOVE AND SALVAGE" IS DEFINED AS REMOVE THE STRUCTURE OR ELEMENT FROM THE EXISTING STRUCTURE AND SALVAGE FOR REINSTALLATION ON THE PROVIDED STRUCTURE.
- 3. "PROVIDE" IS DEFINED AS PROVIDE NEW STRUCTURE OR ELEMENT.



10





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	$\overline{}$	MARK	DESCRIPTION		
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LEGEND

APPROX	APPROXIMATE	NTS	NOT TO SCALE
ATON	AID TO NAVIGATION	OC	ON CENTER
CIP	CAST-IN-PLACE	PP	PIPE PILE
Ę	CENTERLINE	PCF	POUNDS PER CUBIC FOOT
CLR	CLEAR	ዊ	PLATE
CY	CUBIC YARD	PLCS	PLACES
DIA Ø	DIAMETER	PSF	POUNDS PER SQUARE FOOT
EL	ELEVATION IN FEET	REF	REFERENCE
GALV	GALVANIZED	SCH	SCHEDULE
HDG	HOT DIPPED GALVANIZE	SF	SQUARE FEET
ID	INSIDE DIAMETER	SQ	SQUARE
LBS	POUNDS	SS	STAINLESS STEEL
LF	LINEAR FEET	STA	STATION
MAX	MAXIMUM	STD	STANDARD
MHW	MEAN HIGH WATER	TYP	TYPICAL
MIN	MINIMUM	UON	UNLESS OTHERWISE NOTED
MISC	MISCELLANEOUS	WP	WORKING POINT

ELEVATION, SECTION OR DETAIL SYMBOLS



—INDICATES
REFERENCE QUADRANT
ON DESTINATION SHEET

EXTERIOR ELEVATION/SECTION



MLLW MEAN LOWER LOW WATER

-INDICATES
REFERENCE QUADRANT
ON DESTINATION SHEET

INTERIOR ELEVATION/SECTION



—INDICATES
REFERENCE QUADRANT
ON DESTINATION SHEET

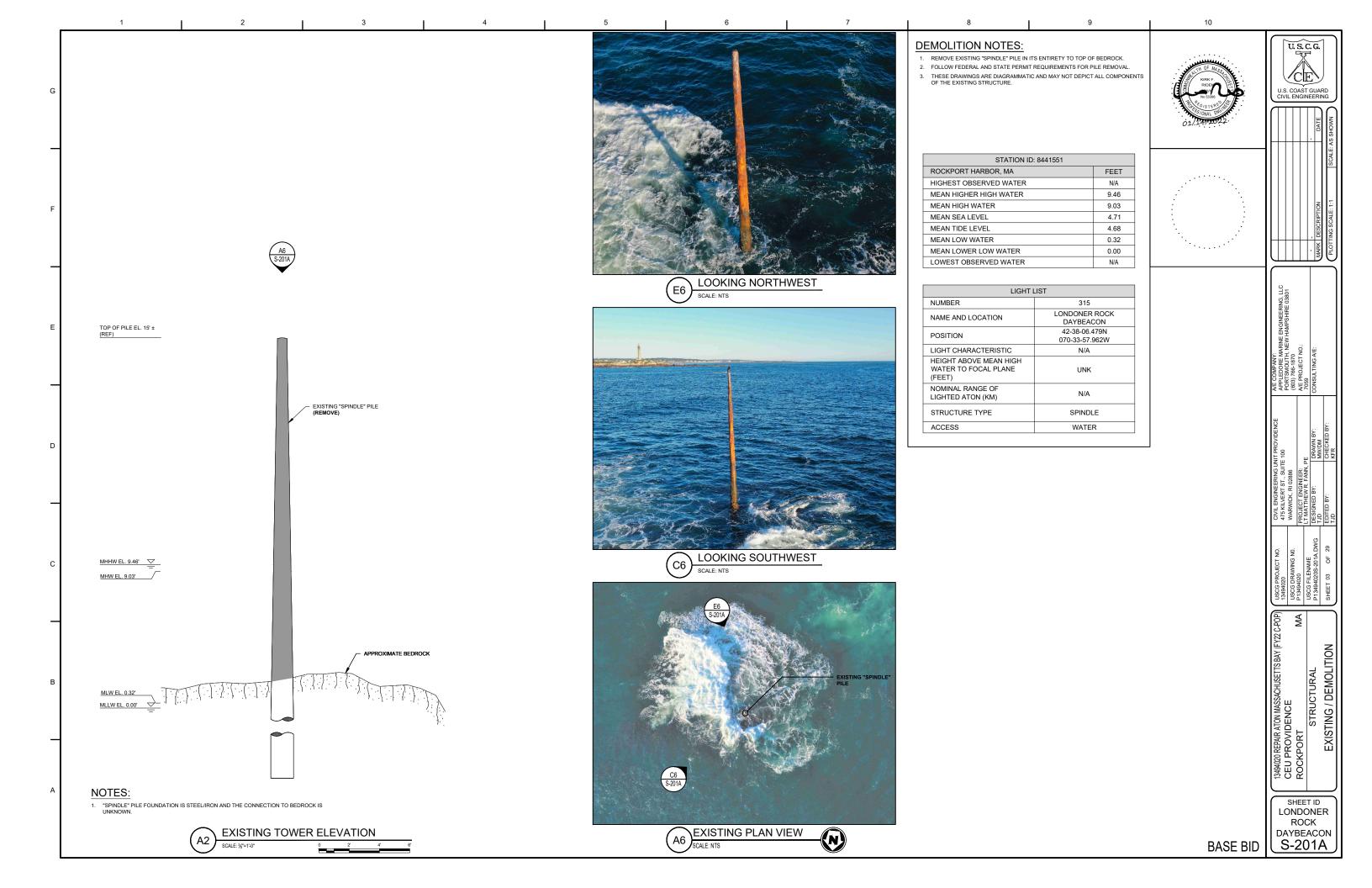
DETAIL

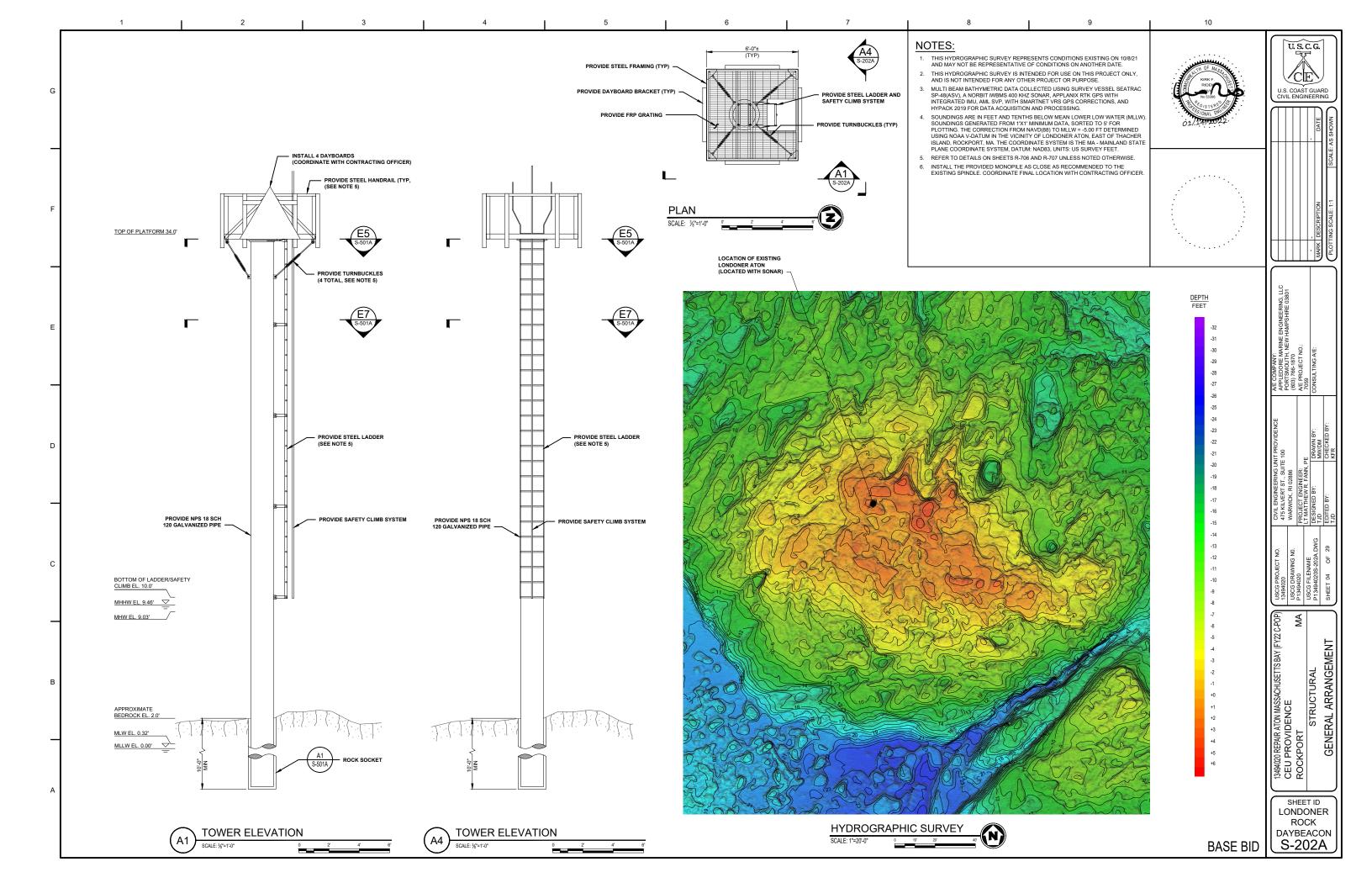
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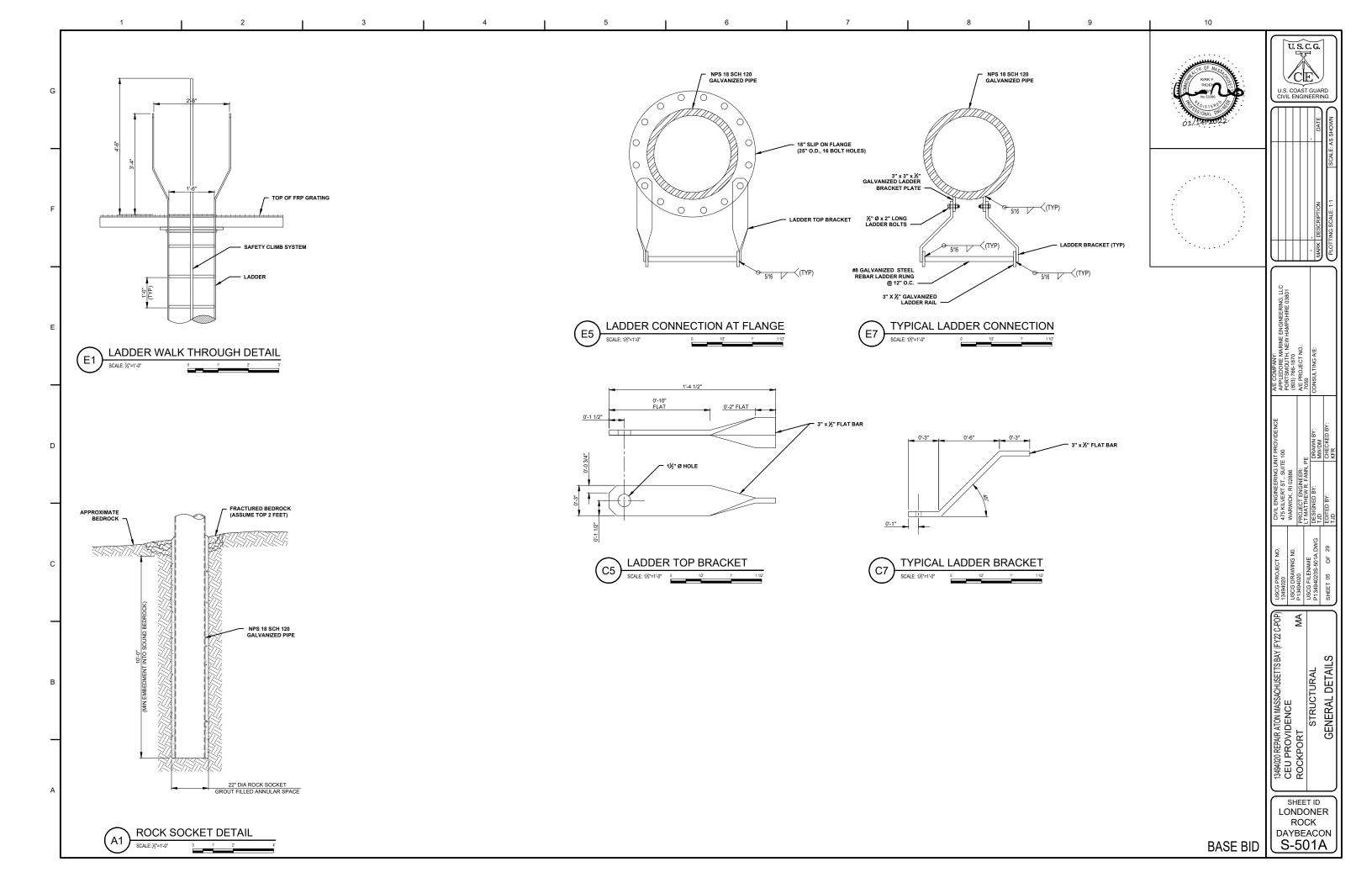
13494020 REPAIR ATON MASSACHUSETTS BAY (FY22 C-POP)
CEU PROVIDENCE
BOSTON

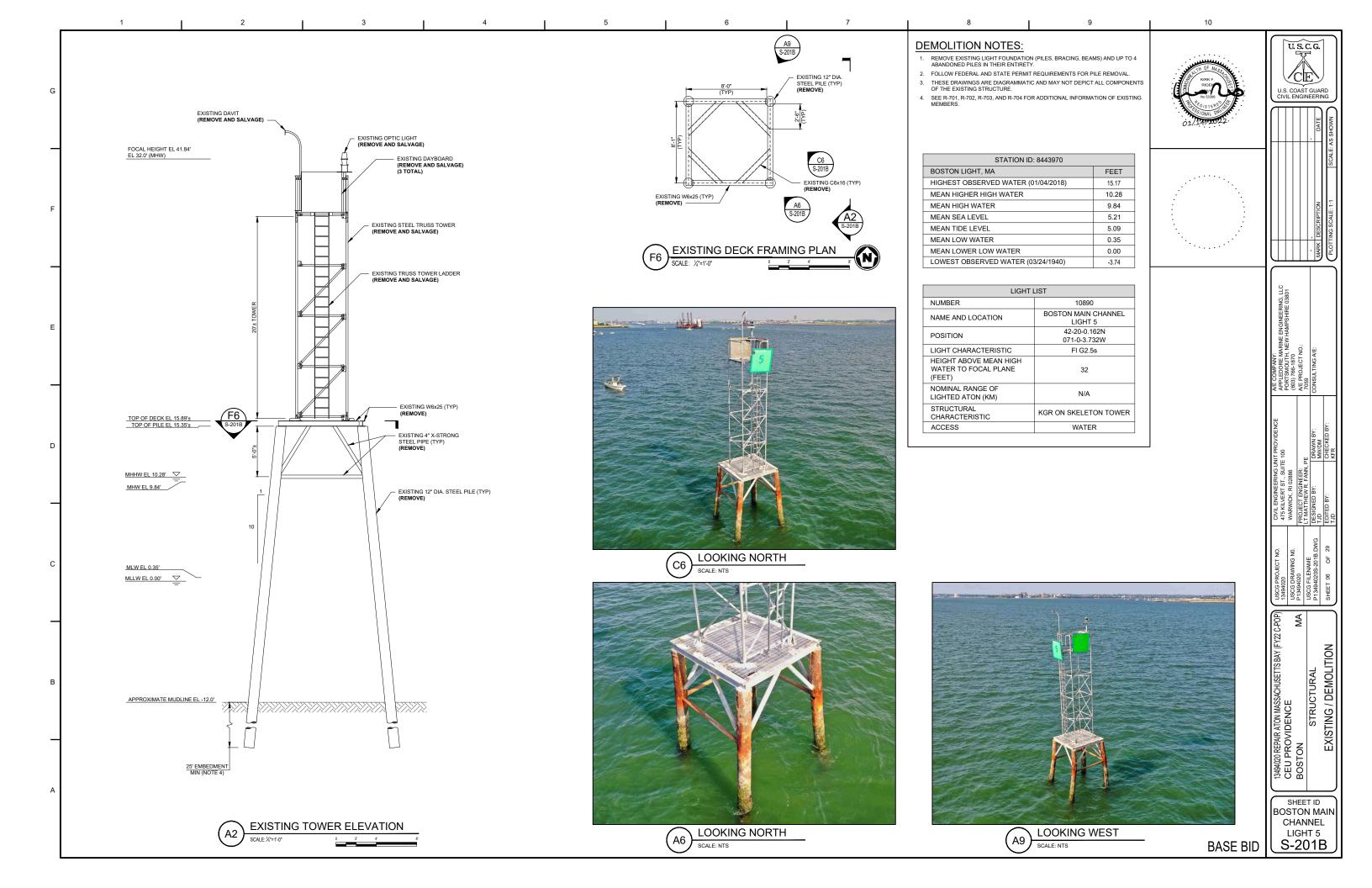
GENERAL NOTES

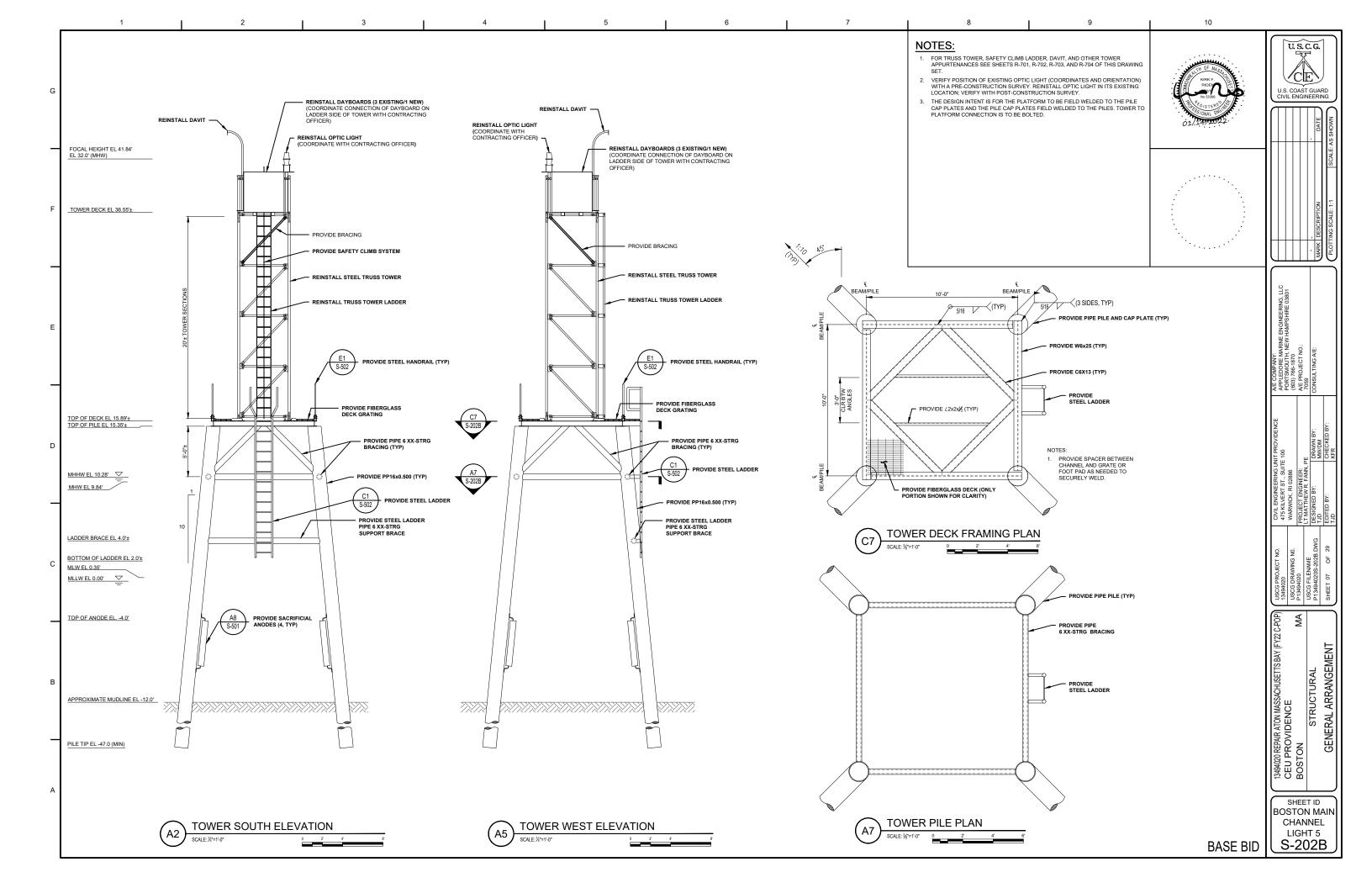
G-002

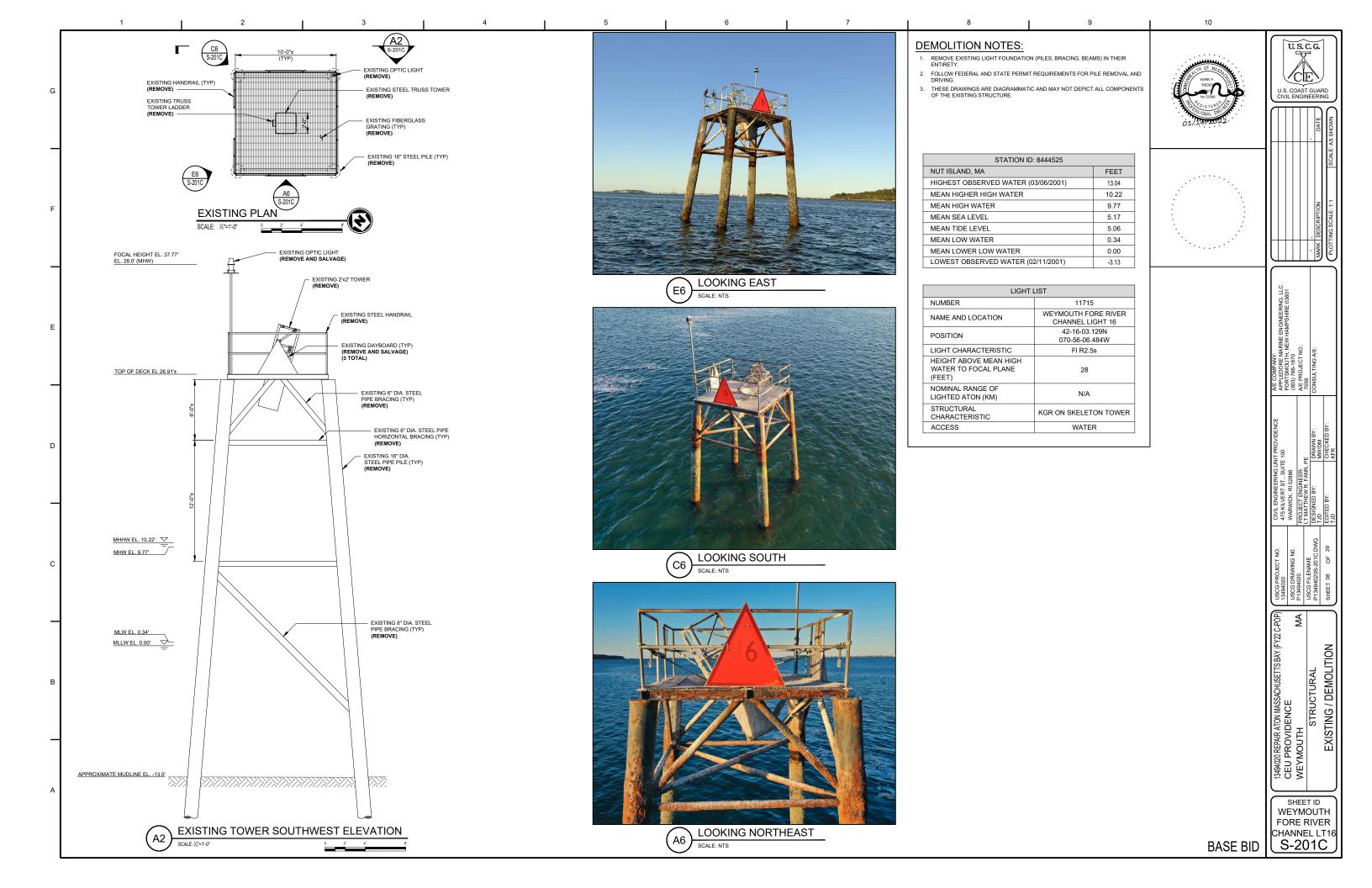


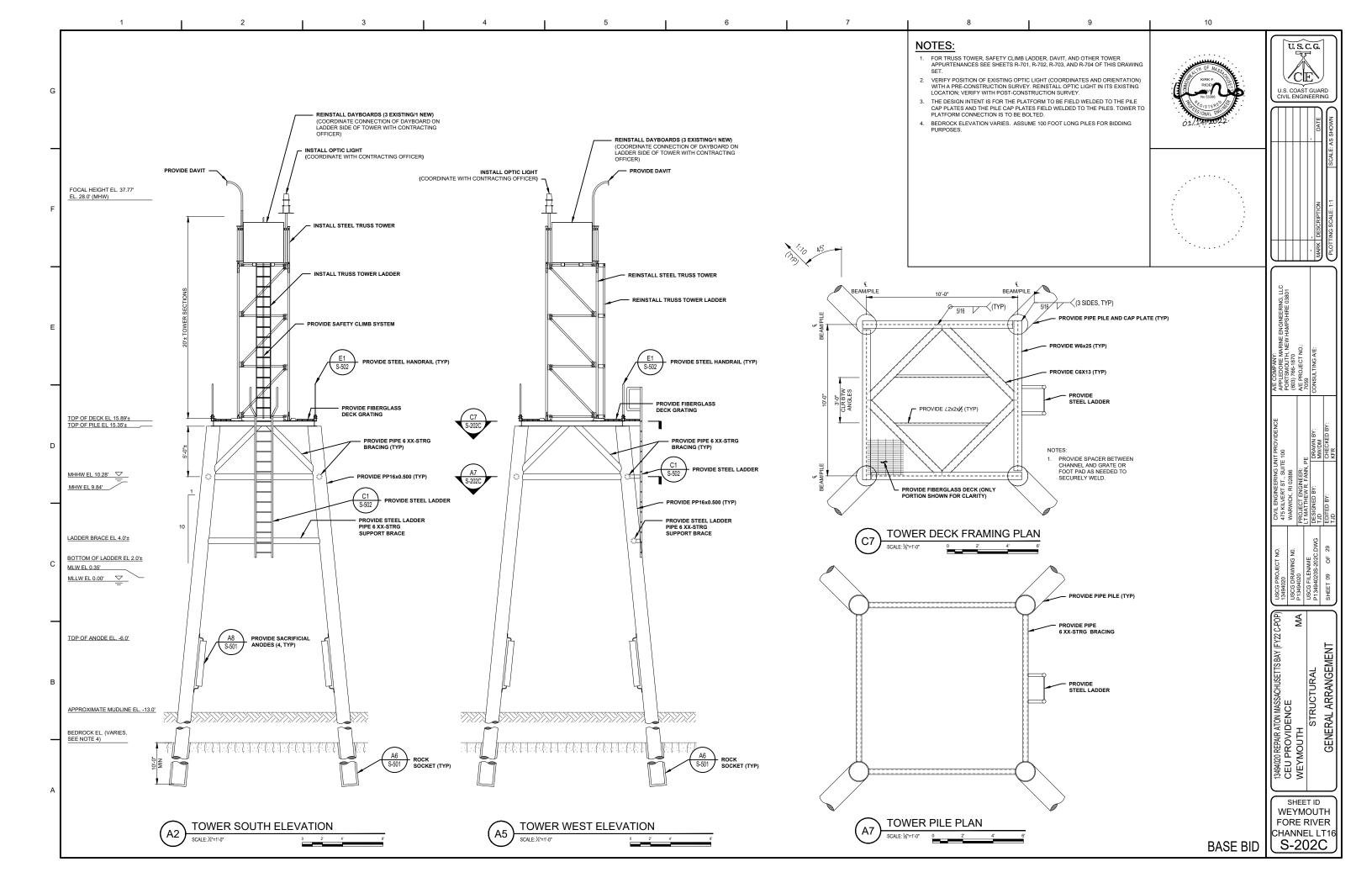


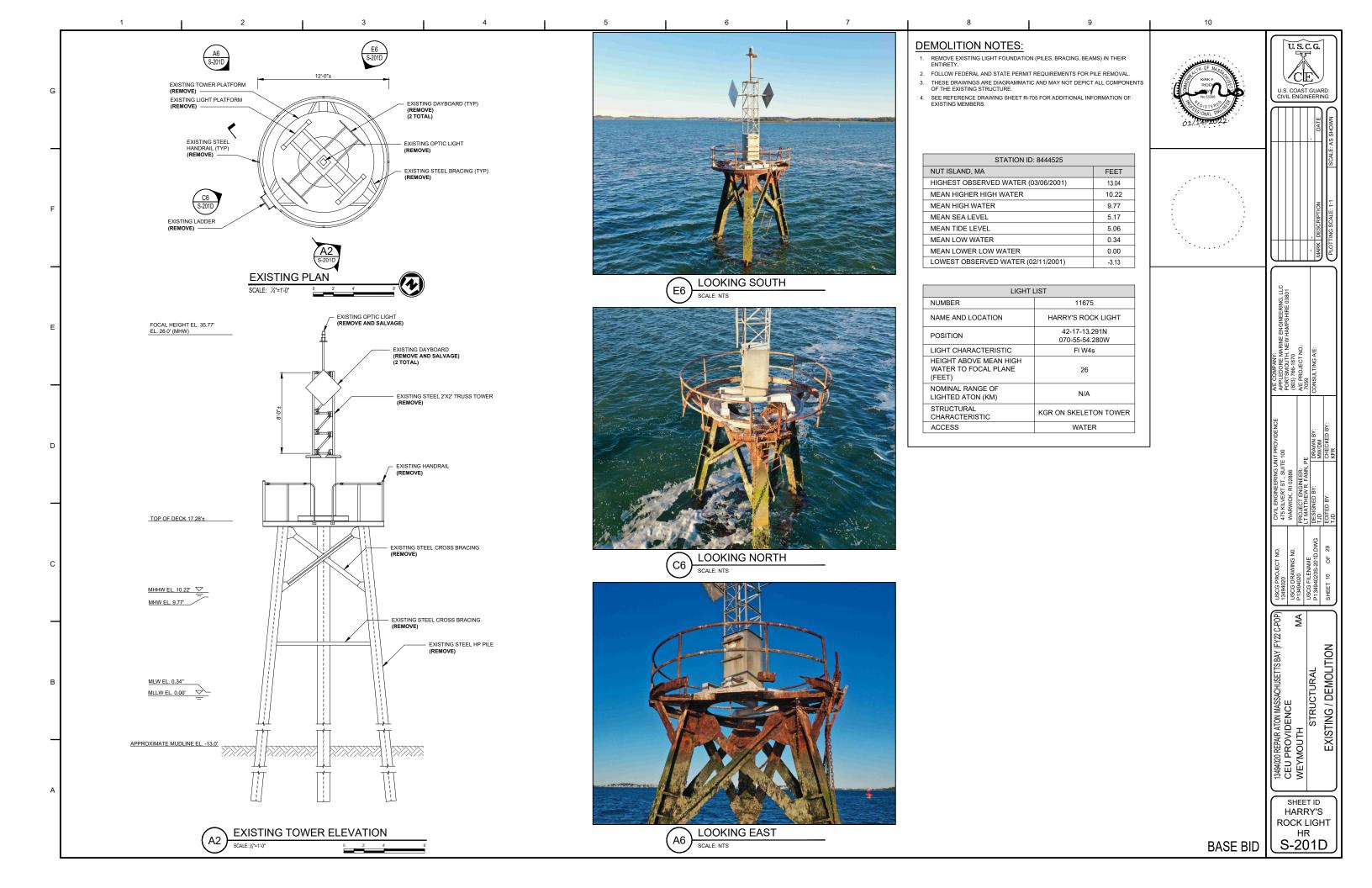


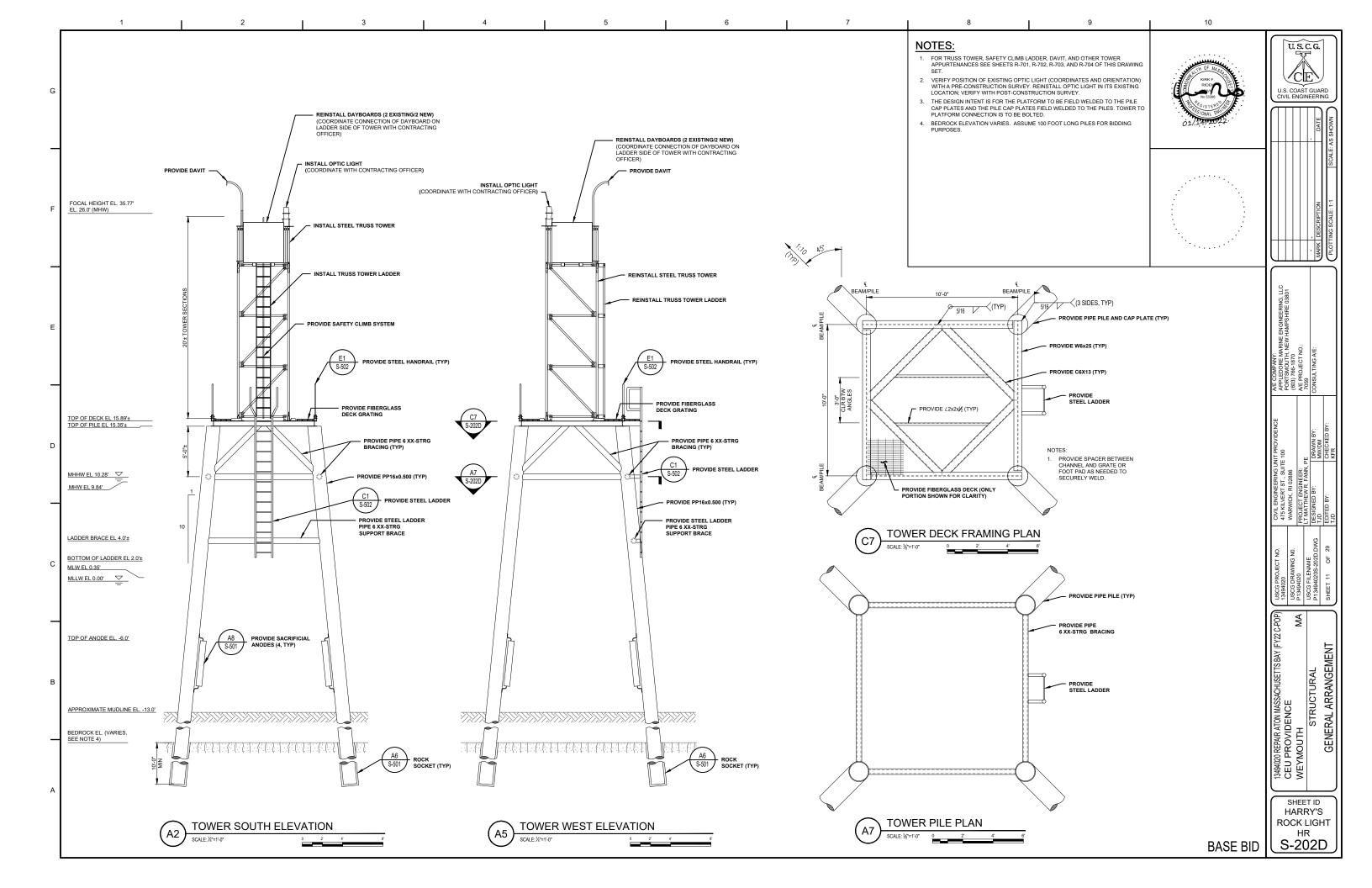


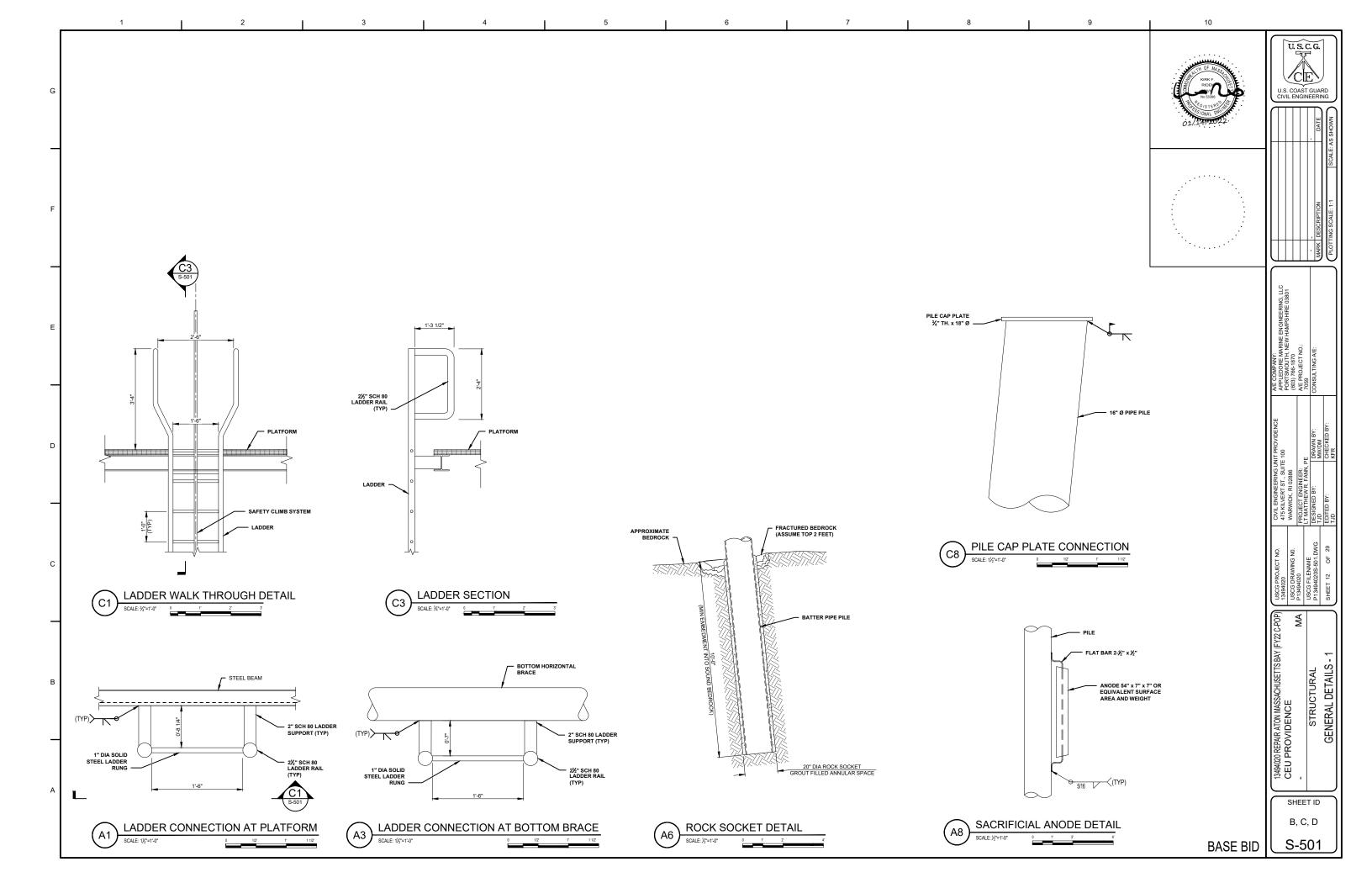


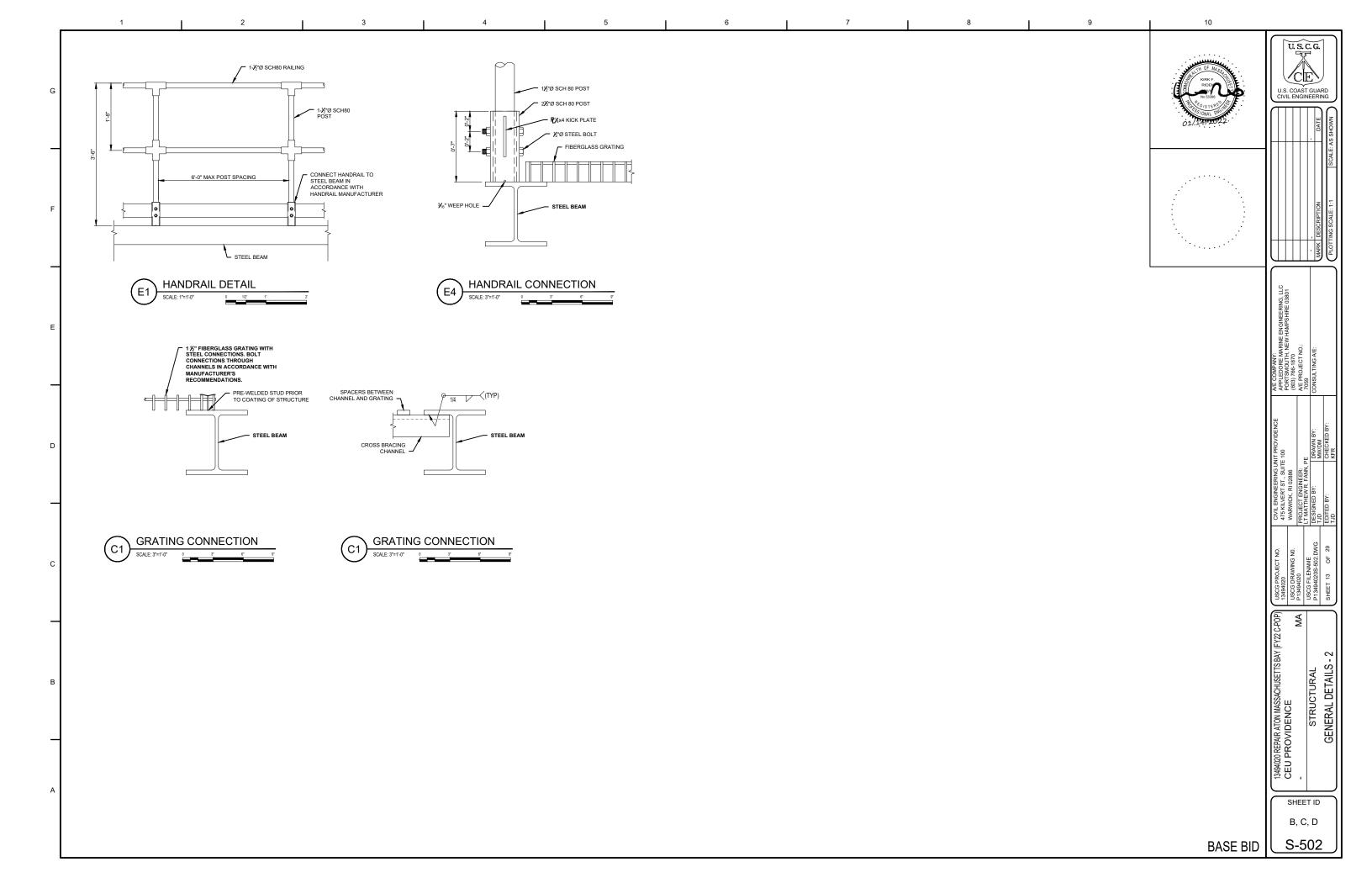


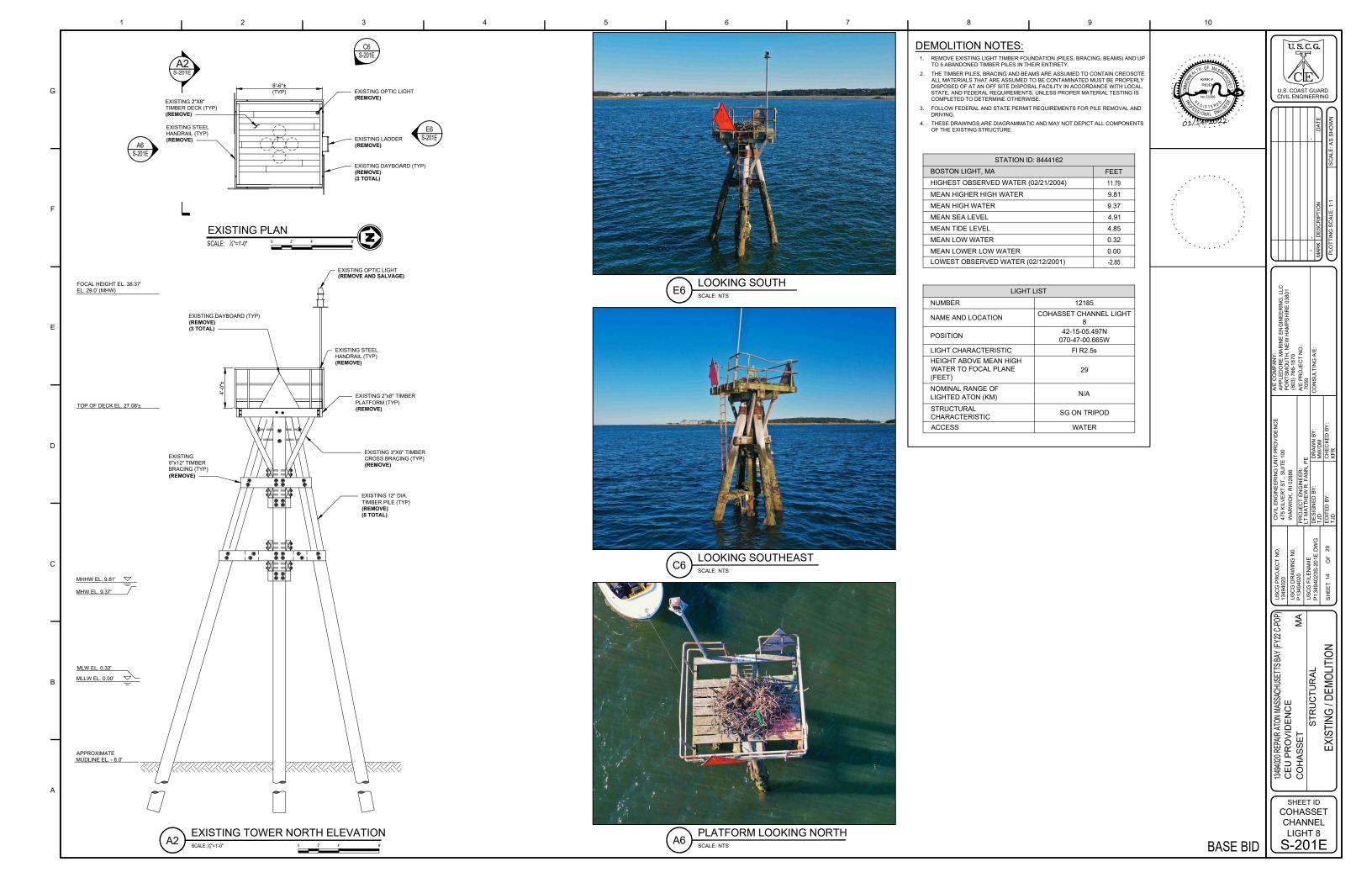


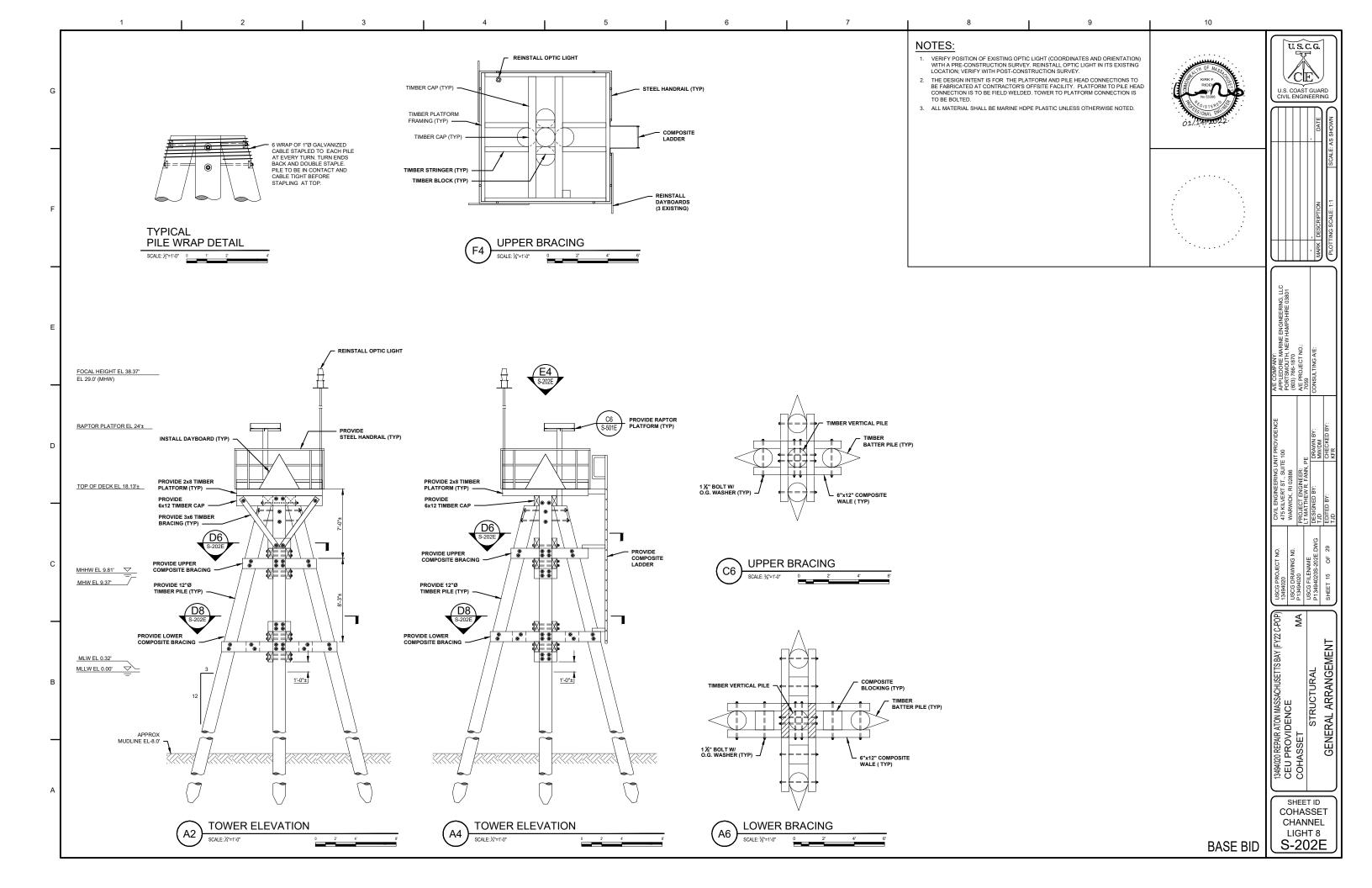


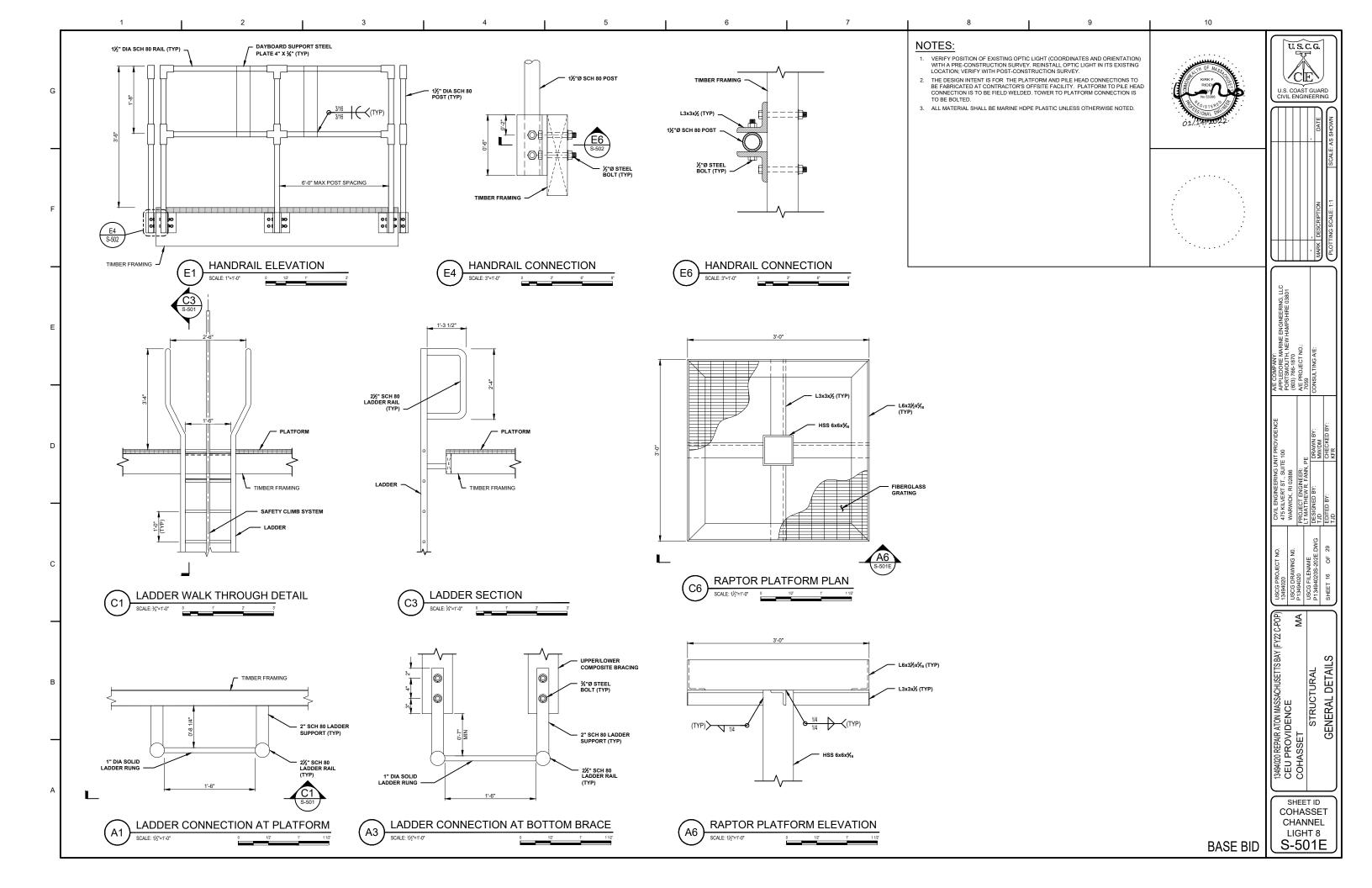


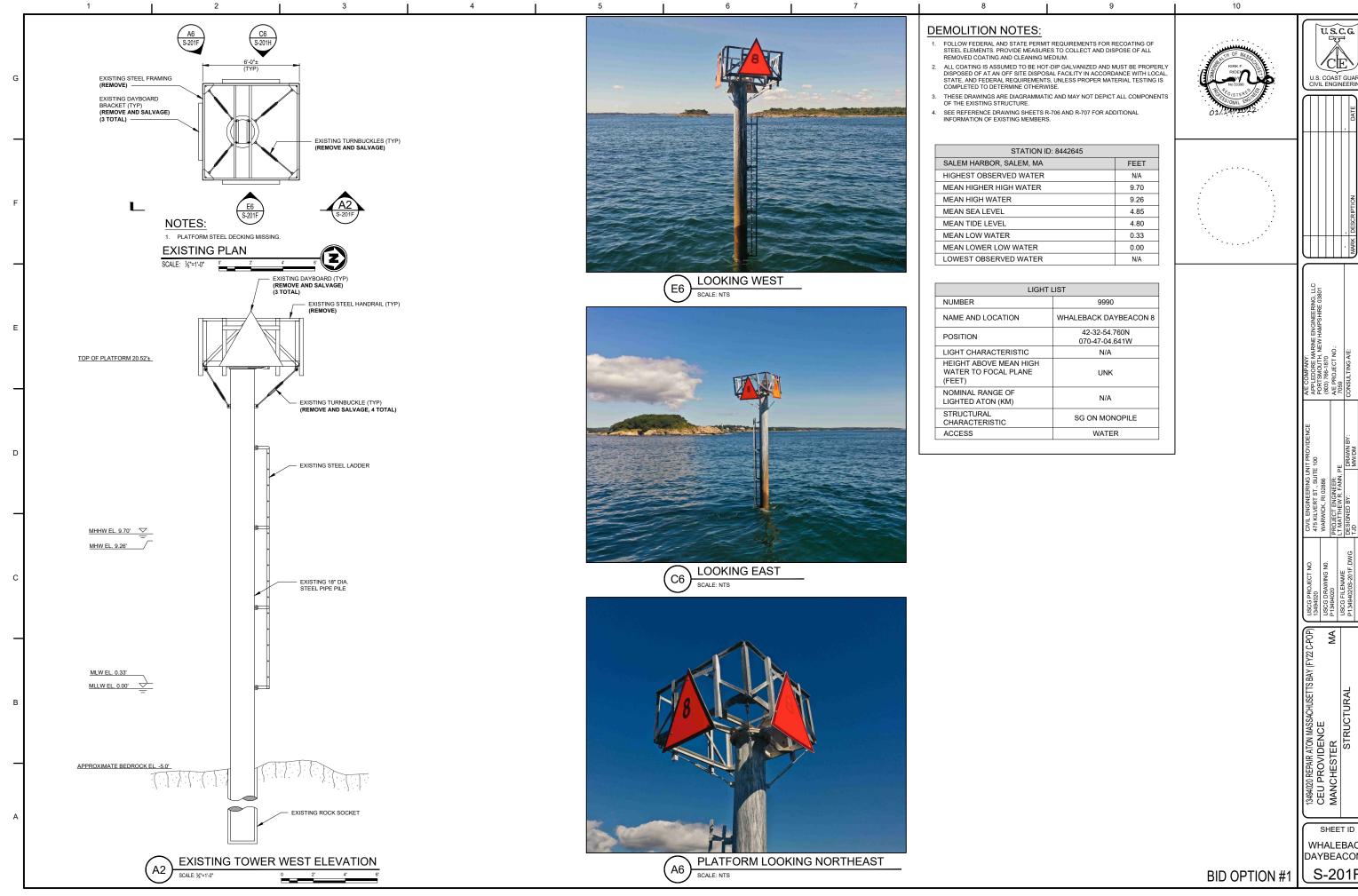










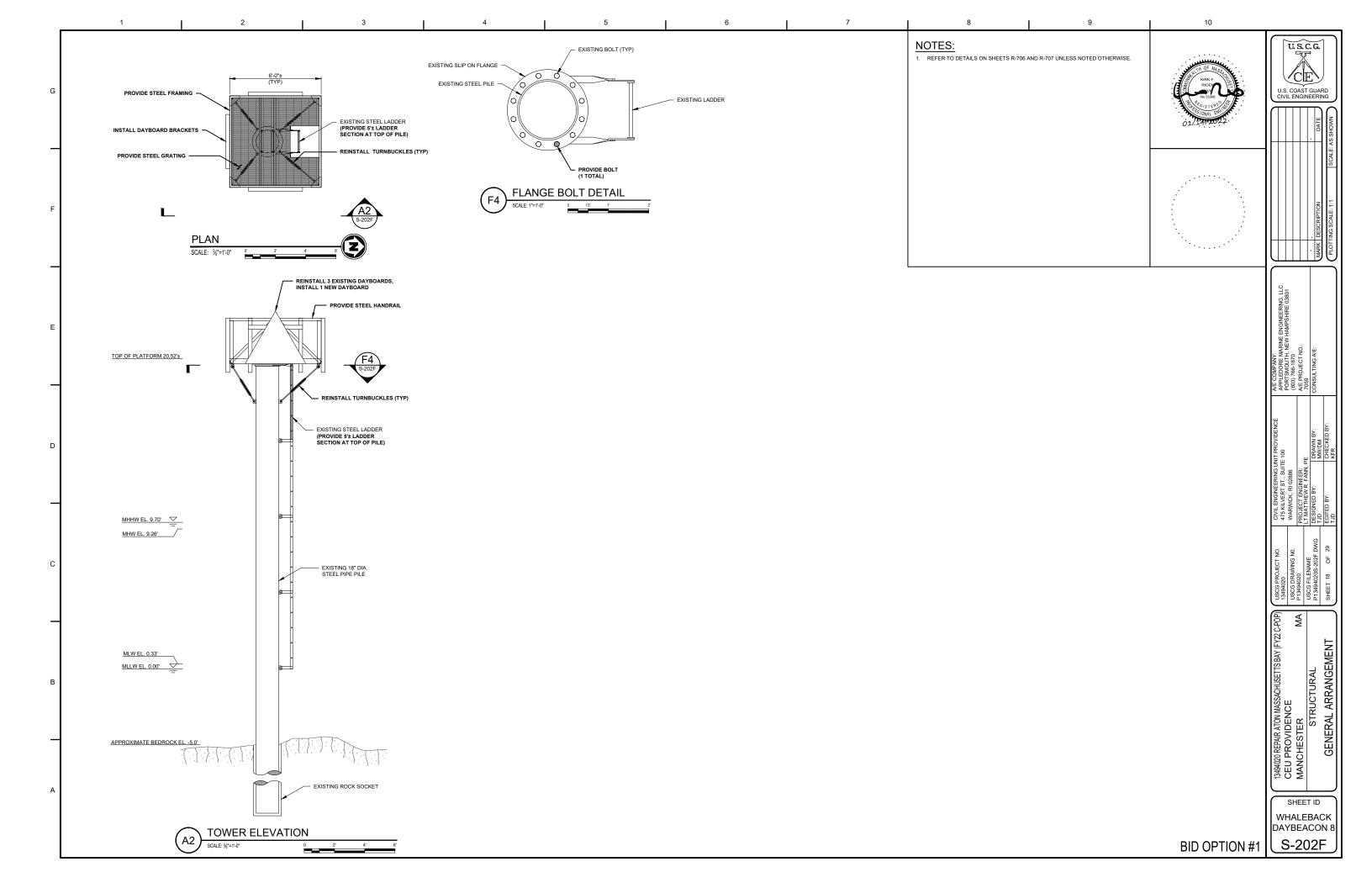


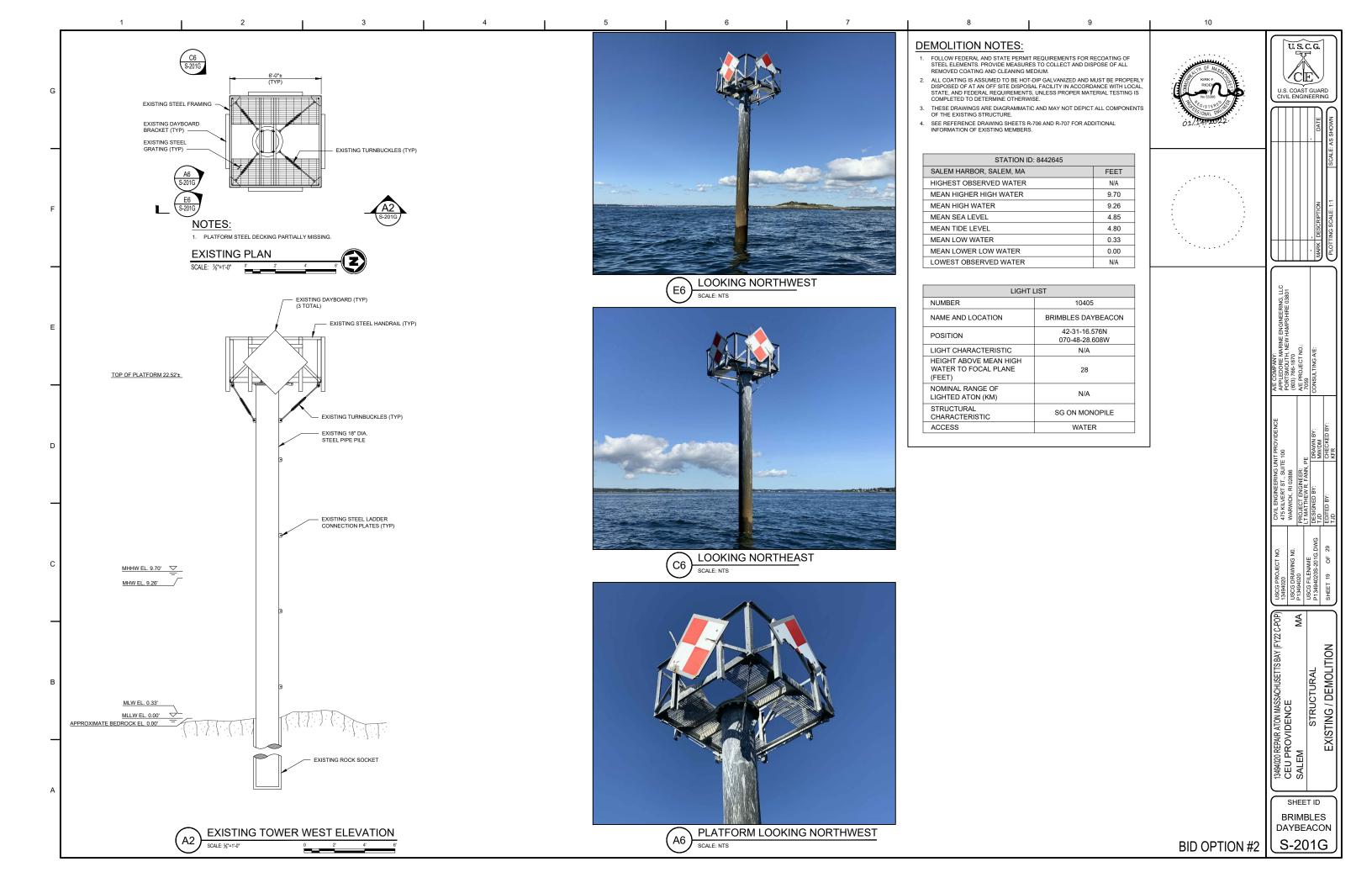


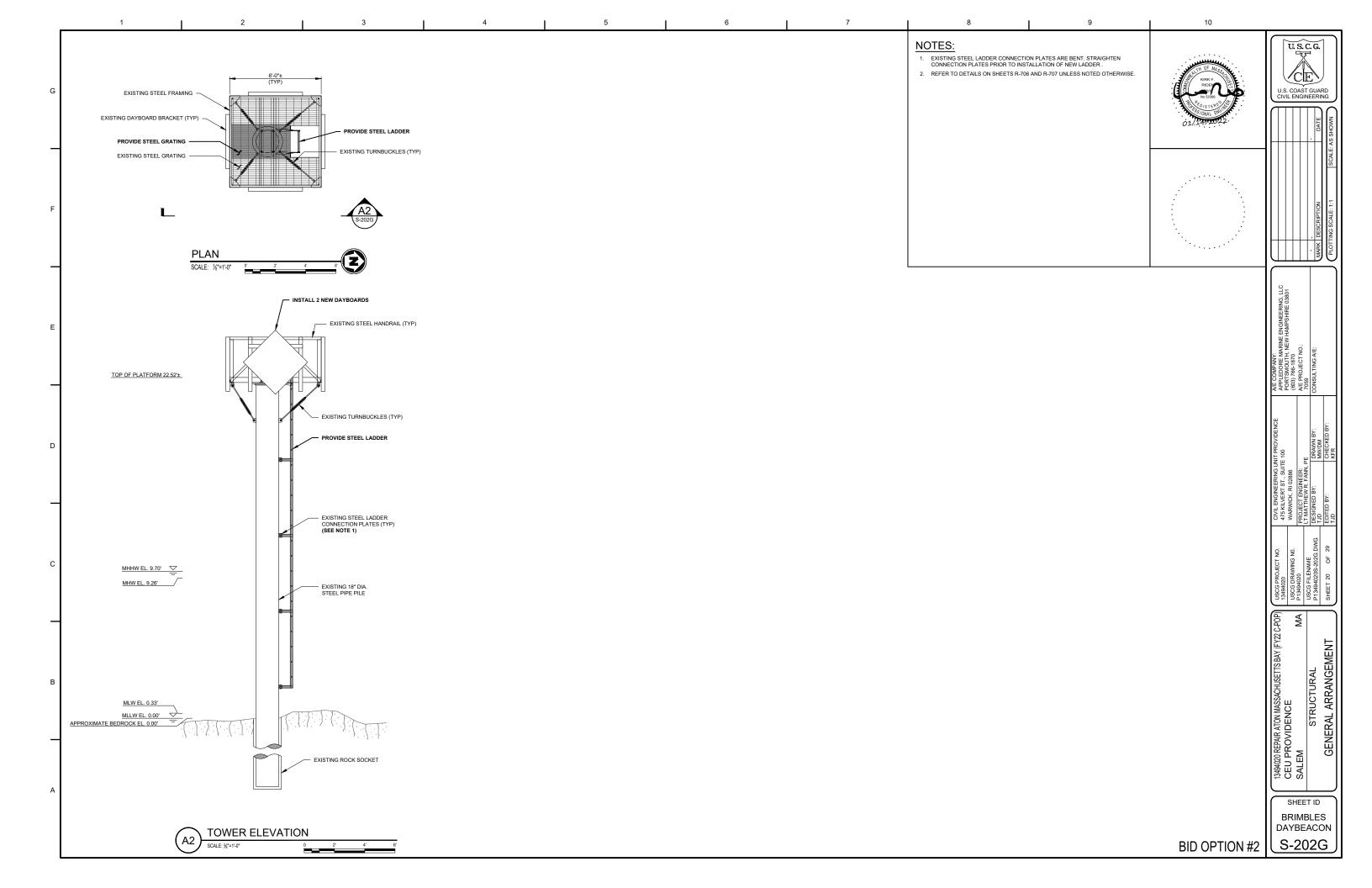


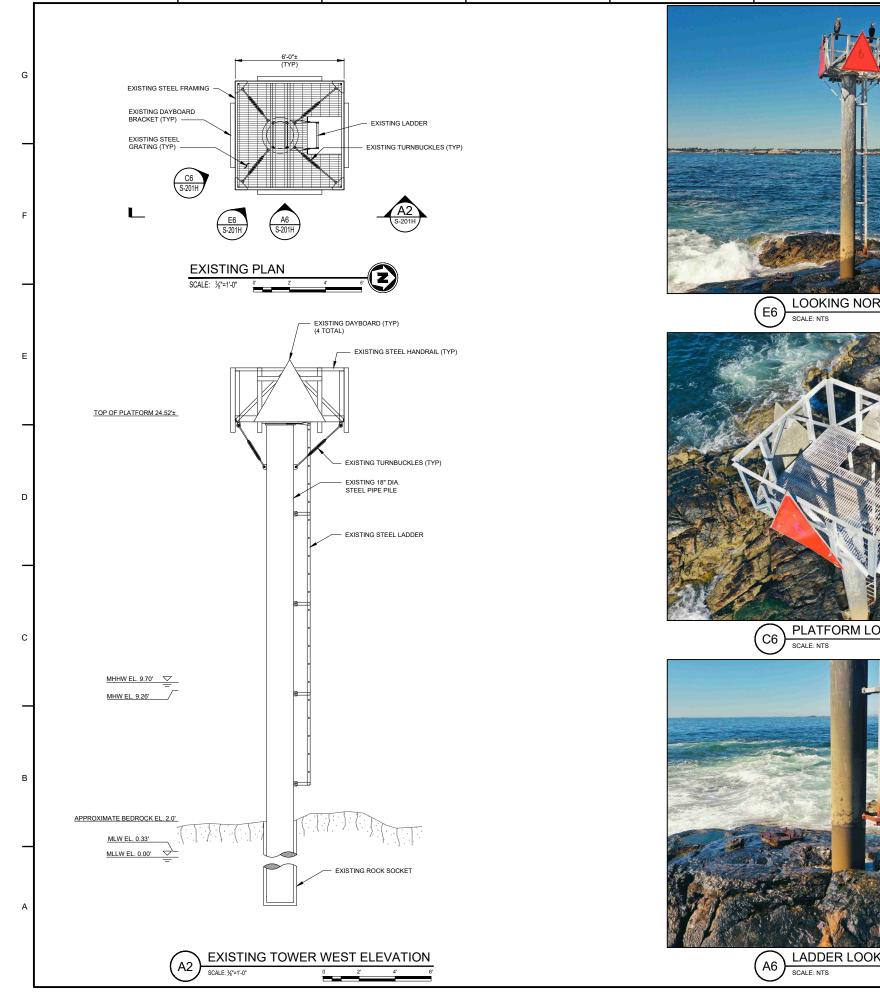
EXISTING / DEMOLITION

WHALEBACK DAYBEACON 8 S-201F



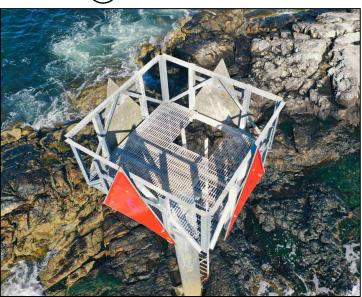




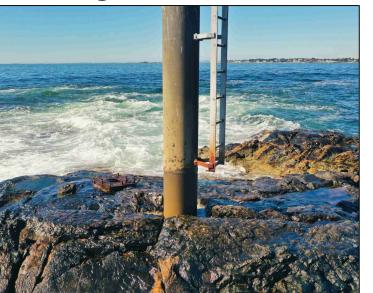




LOOKING NORTHWEST



PLATFORM LOOKING NORTHWEST



LADDER LOOKING WEST

DEMOLITION NOTES:

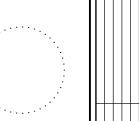
- FOLLOW FEDERAL AND STATE PERMIT REQUIREMENTS FOR RECOATING OF STEEL ELEMENTS. PROVIDE MEASURES TO COLLECT AND DISPOSE OF ALL REMOVED COATING AND CLEANING MEDIUM.
- ALL COATING IS ASSUMED TO BE HOT-DIP GALVANIZED AND MUST BE PROPERLY DISPOSED OF AT AN OFF SITE DISPOSAL FACILITY IN ACCORDANCE WITH LOCAL, STATE, AND FEDERAL REQUIREMENTS, UNLESS PROPER MATERIAL TESTING IS COMPLETED TO DETERMINE OTHERWISE.
- THESE DRAWINGS ARE DIAGRAMMATIC AND MAY NOT DEPICT ALL COMPONENTS
 OF THE EXISTING STRUCTURE.
- 4. SEE REFERENCE DRAWING SHEETS R-706 AND R-707 FOR ADDITIONAL INFORMATION OF EXISTING MEMBERS.

STATION ID: 8442645	
SALEM HARBOR, SALEM, MA	FEET
HIGHEST OBSERVED WATER	N/A
MEAN HIGHER HIGH WATER	9.70
MEAN HIGH WATER	9.26
MEAN SEA LEVEL	4.85
MEAN TIDE LEVEL	4.80
MEAN LOW WATER	0.33
MEAN LOWER LOW WATER	0.00
LOWEST OBSERVED WATER	N/A

LIGHT LIST				
NUMBER	10395			
NAME AND LOCATION	SATAN ROCK DAYBEACON 6			
POSITION	42-30-36.898N 070-48-01.536W			
LIGHT CHARACTERISTIC	N/A			
HEIGHT ABOVE MEAN HIGH WATER TO FOCAL PLANE (FEET)	UNK			
NOMINAL RANGE OF LIGHTED ATON (KM)	N/A			
STRUCTURAL CHARACTERISTIC	SG ON MONOPILE			
ACCESS	WATER			







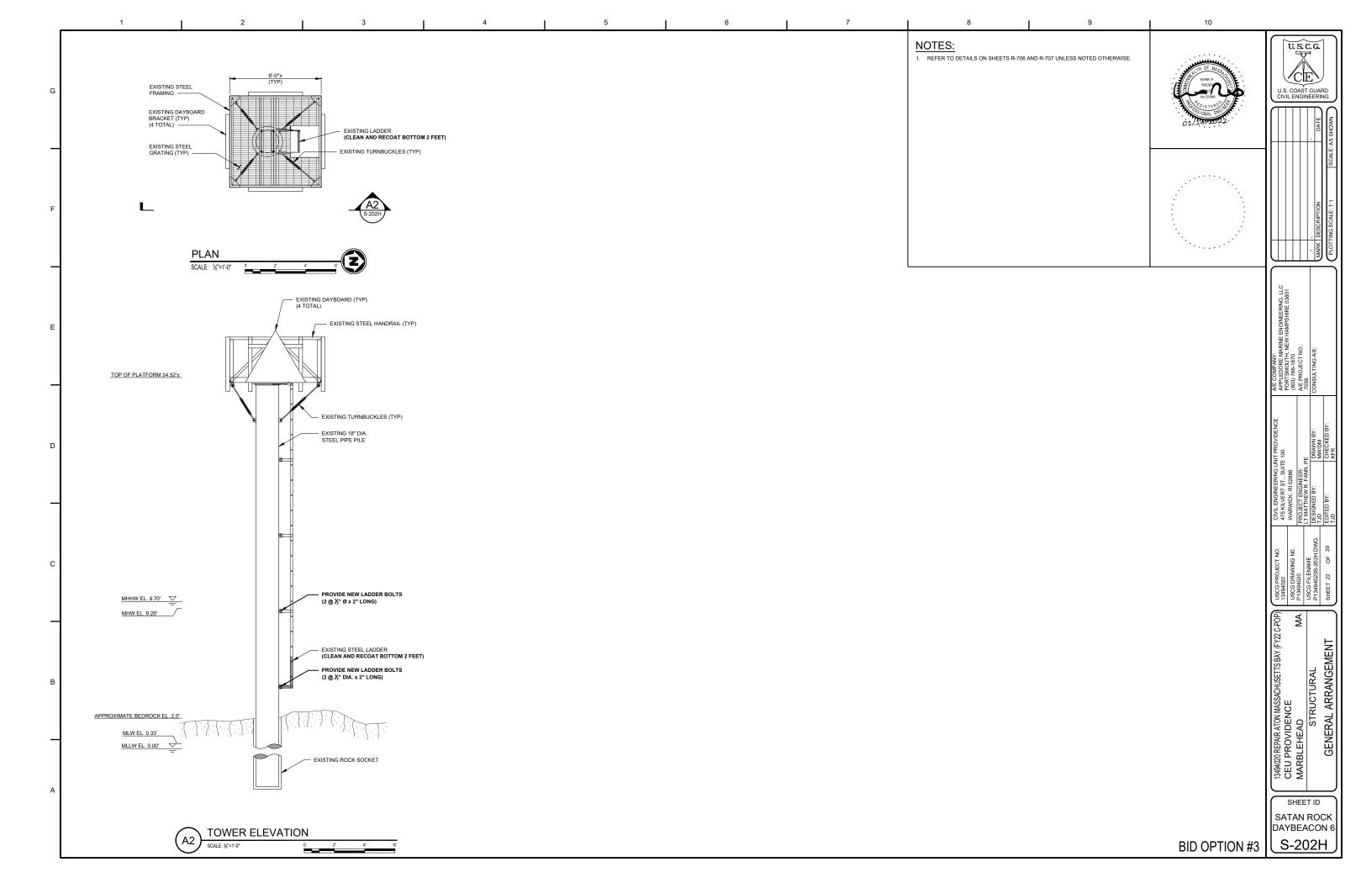
			-	C DESCRIPTION	PLOTTING SCALE: 1;1
			٠	MARK	-OIA
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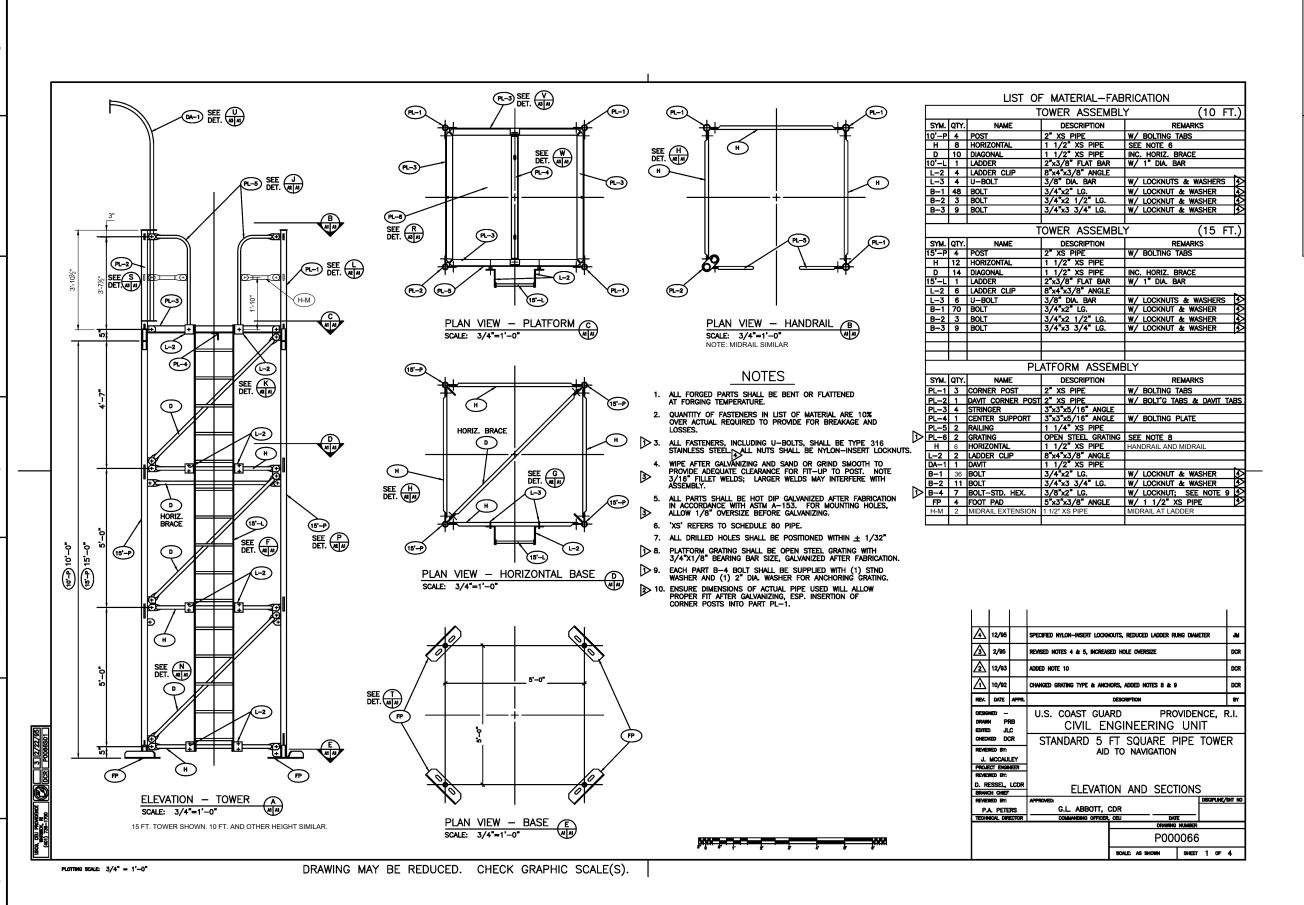
APPLEDORE MARINE ENG PORTSMOUTH, NEW HAM (603) 766-1870	A/E PROJECT NO.:	7059	DRAWN BY: CONSULTING A/E:	CHECKED BY:		
475 KILVERT ST., SUITE 100 WARWICK, RI 02886	PROJECT ENGINEER:	LT MATTHEW R. FANN, PE	DESIGNED BY: DRAWN	ED BY:	TJD KFR	
020 DRAWING NO.	4020	FILENAME	4020S-201H.DWG	r 21 OF 29		

13494020 REPAIR ATON MASSACHUSETTS BAY (FY22 C-POP)
CEU PROVIDENCE
MARBLEHEAD EXISTING / DEMOLITION

> SHEET ID SATAN ROCK DAYBEACON 6 S-201H

BID OPTION #3







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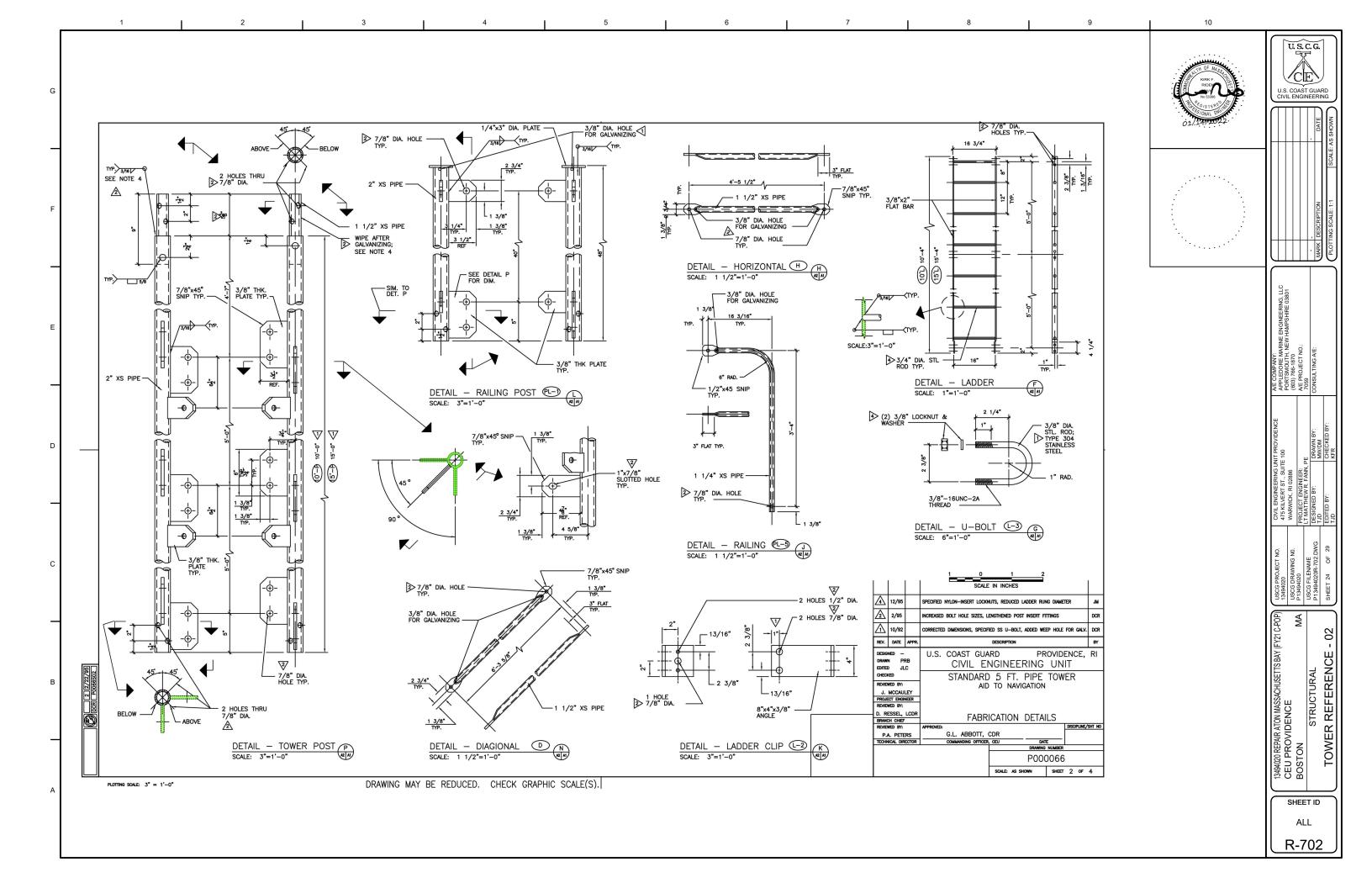
WARK DESCRIPTION

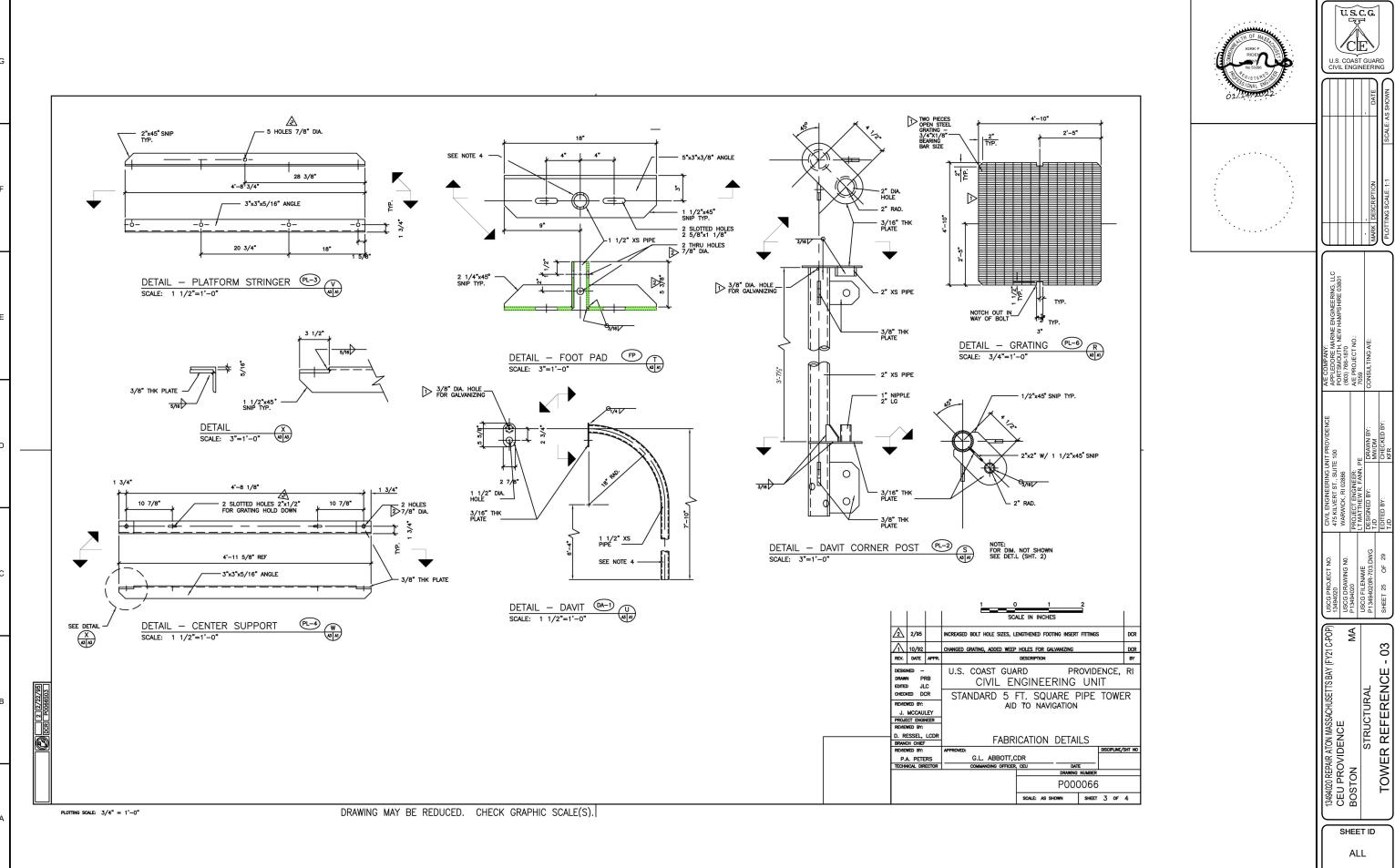
USCG PROJECT NO. 13494020 USCG DRAWING NO.	CIVIL ENGINEERING UNIT PROVIDENCE 475 KILVERT ST., SUITE 100 WARWICK, RI 02886	IIT PROVIDENCE 100	A/E COMPANY: APPLEDORE MARINE EN(PORTSMOUTH, NEW HAN (R03) 766-1870
P13494020	PROJECT ENGINEER: LT MATTHEW R. FANN, PE	Е	A/E PROJECT NO.: 7059
P13494020R-701.DWG	DESIGNED BY:	DRAWN BY:	CONSULTING A/E:
SHEET 23 OF 29	EDITED BY: TJD	CHECKED BY: KFR	

13494020 REPAIR ATON MASSACHUSETTS BAY (FY21 C-P
CEU PROVIDENCE
BOSTON
STRUCTURAL
TOWER REFERENCE - 01

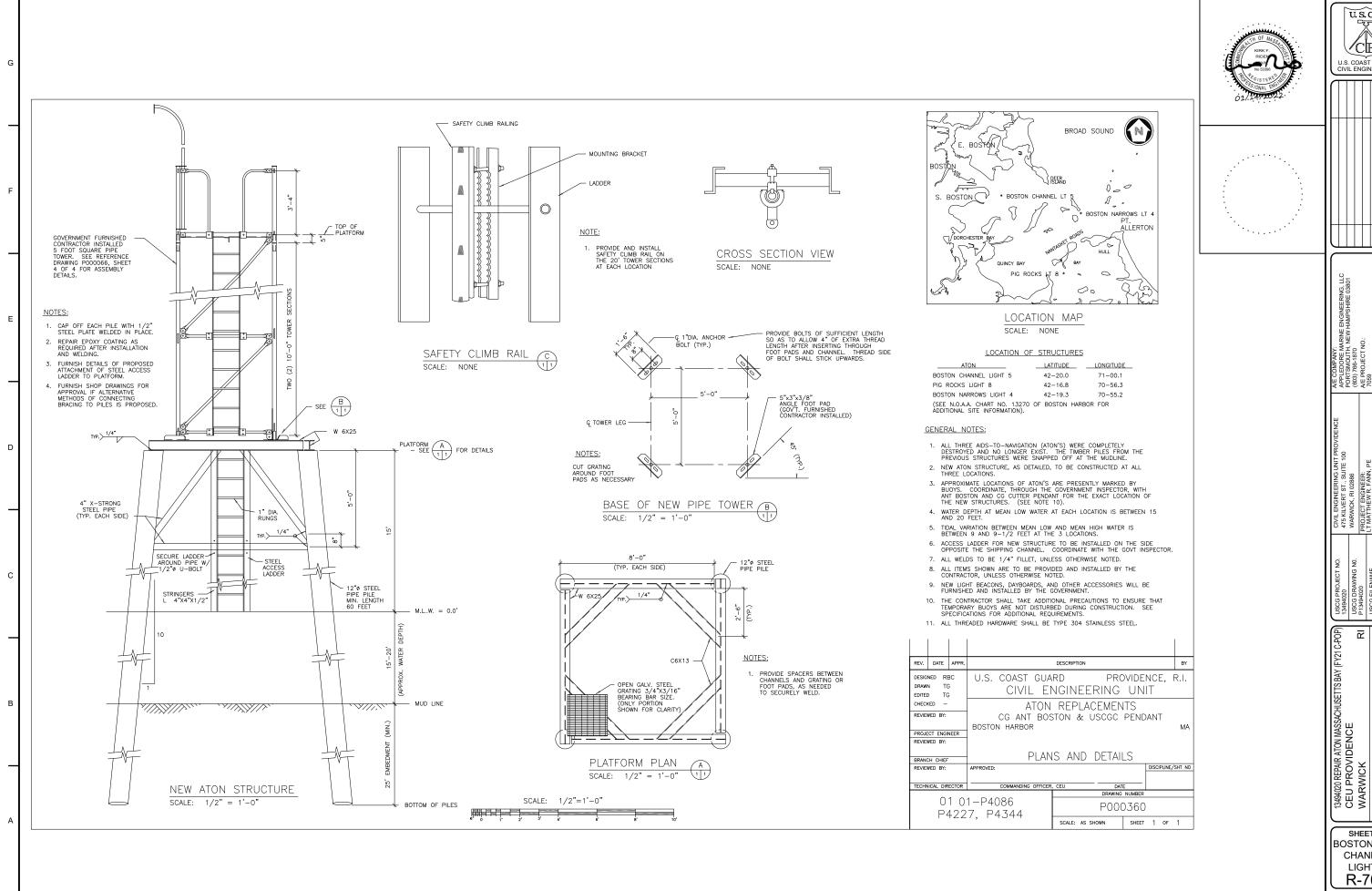
SHEET ID

R-701

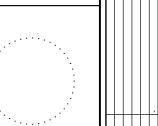




R-703





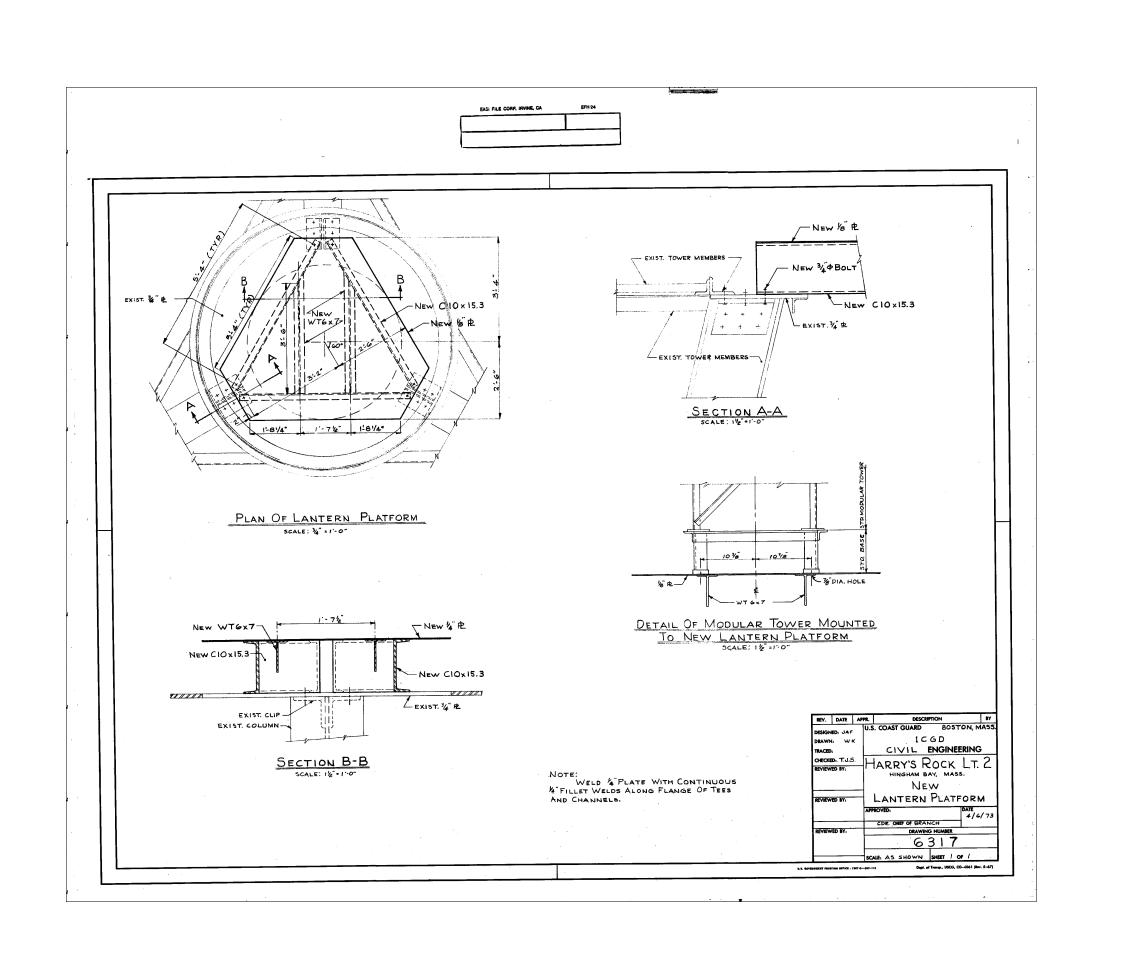


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AVE COMPANY:
APPLEDORE MARINE E
PORTSMOUTH, NEW HJ
(803) 766-1870
AVE PROJECT NO.:
7059
CONSULTING AVE:

TOWER REFERENCE

SHEET ID **BOSTON MAIN** CHANNEL LIGHT 5 R-704





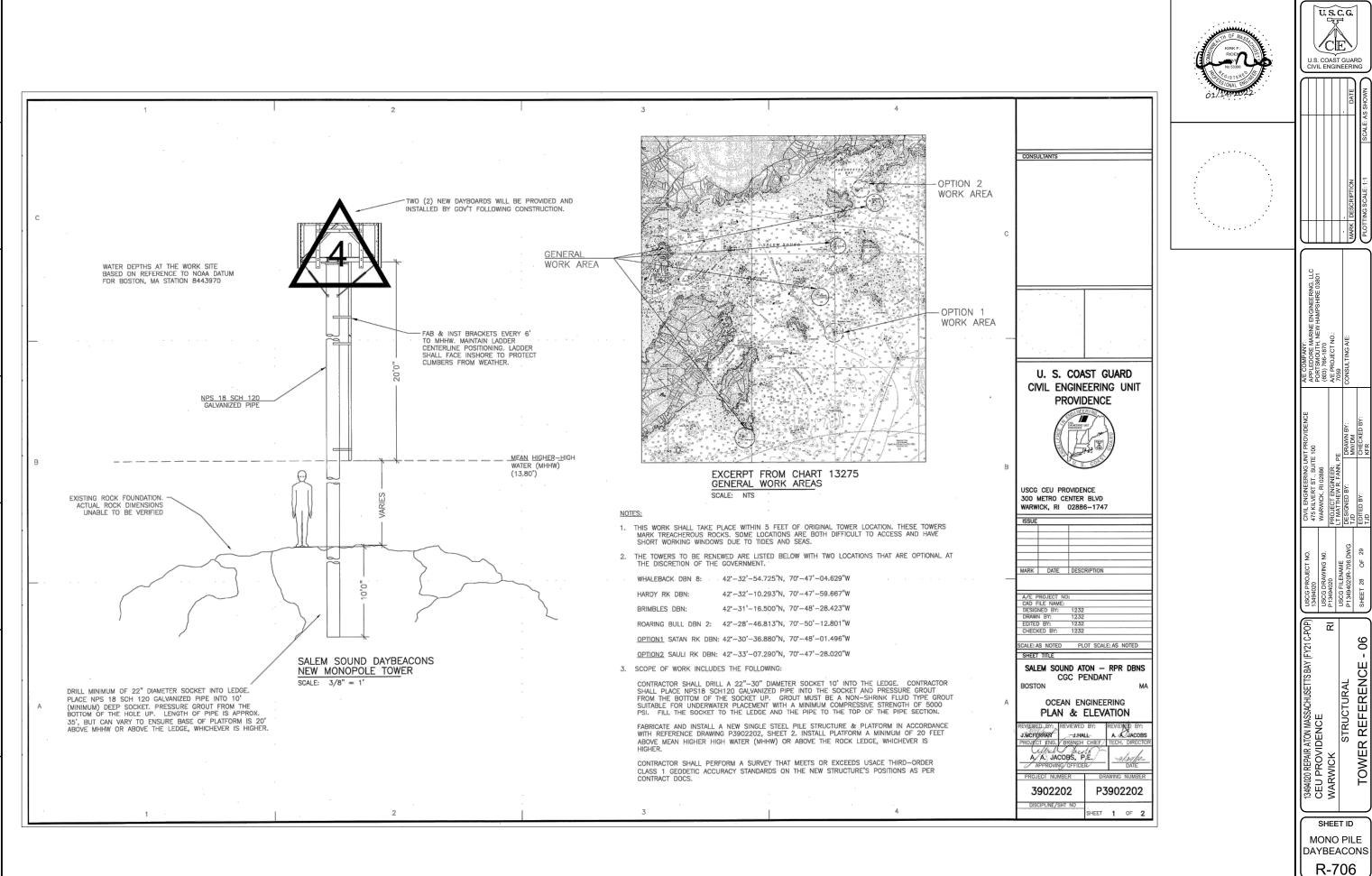


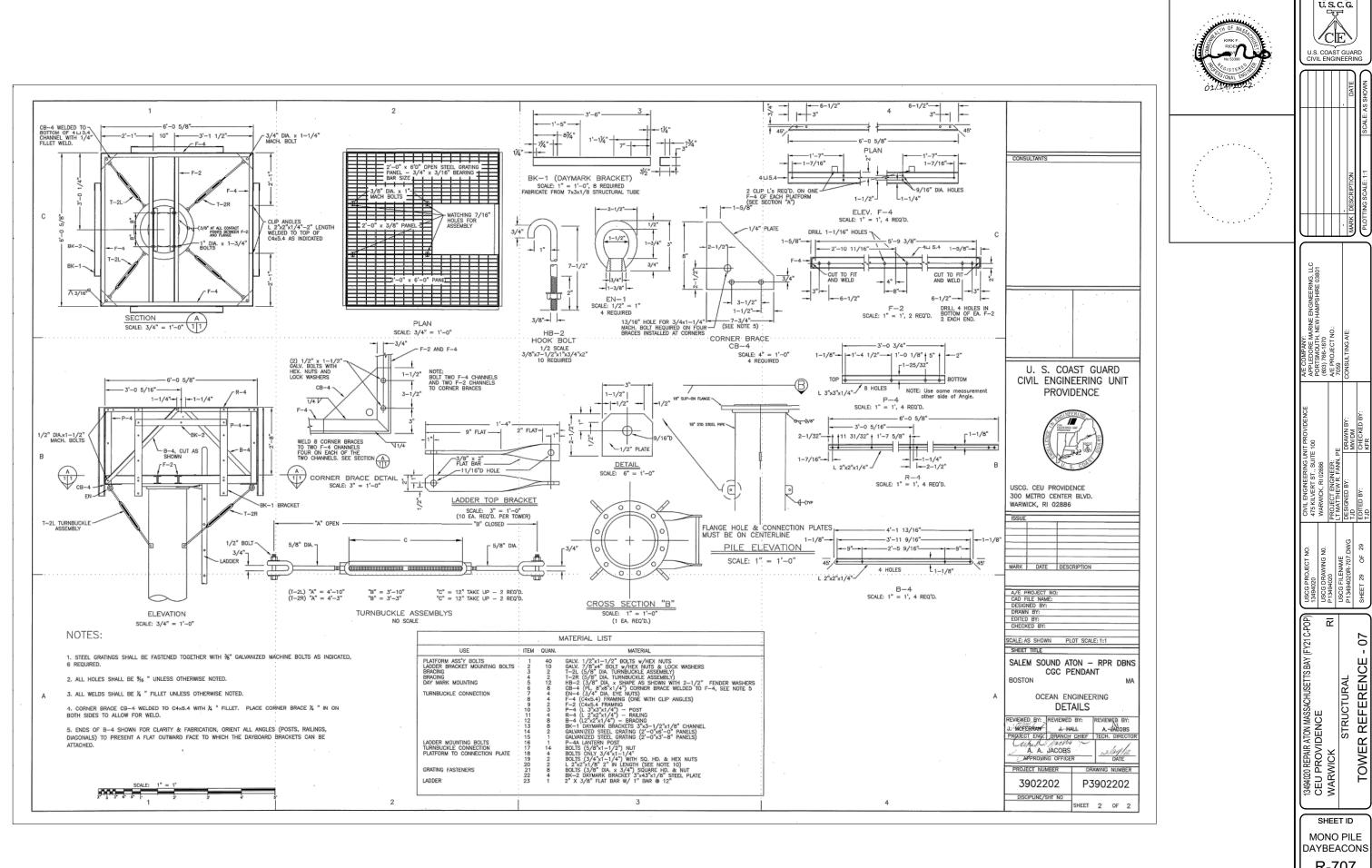
4020 REPAIR ATON MASSACHUSETTS BAY (FY21 C-POP)
U PROVIDENCE
RRI
STRUCTURAL
TOWER REFERENCE - 05
SHEET 2

SHEET ID

HARRY'S
ROCK LIGHT

R-705







			MARK DESCRIPTION	PLOTTING SCALE: 1:1
			MARK	PLOT
INE ENGINEERING, LLC	EW HAMPSHIRE 03801			_

MONO PILE **DAYBEACONS** R-707



WPA Form 3 - Notice of Intent

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

5. Total WPA Fee Paid (from NOI Wetland Fee Transmittal Form):

\$237.50

b. State Fee Paid

)	Provided by MassDEP:			
	MassDEP File Number			
	Document Transaction Number			
	BOSTON			

City/Town

Important:

When filling out forms on the computer, use only the tab key to move your cursor - do not use the return key.





Note: Before completing this form consult your local Conservation Commission regarding any municipal bylaw or ordinance.

Project Location	(Note: electronic filers wi	Il click on button to locate project site):		
N/A		Boston	N/A	
a. Street Address		b. City/Town	71° 0' 3.732" W e. Longitude	
Latitude and Lor	ngitude:	42° 20' 0.162" N d. Latitude		
N/A		N/A		
f. Assessors Map/Pla	at Number	g. Parcel /Lot Number		
Applicant:				
Michael		Carosotto		
a. First Name		b. Last Name		
United States Co	oast Guard			
c. Organization				
475 Kilvert Stree	et, Suite 100			
d. Street Address				
Warwick		RI	02866	
e. City/Town		f. State	g. Zip Code	
h. Phone Number	i. Fax Number	j. Email Address		
		j. Liliali Address		
Property owner ((required if different from a	<u>_</u>	e than one owner	
Property owner (<u>_</u>	e than one owner	
a. First Name		applicant):	e than one owner	
		applicant):	re than one owner	
a. First Name		applicant):	e than one owner	
a. First Name c. Organization		applicant):	g. Zip Code	
a. First Name c. Organization d. Street Address		applicant):		
a. First Name c. Organization d. Street Address e. City/Town	(required if different from a	applicant): Check if mor b. Last Name f. State		
a. First Name c. Organization d. Street Address e. City/Town h. Phone Number Representative ((required if different from a	applicant): Check if mor b. Last Name f. State		
a. First Name c. Organization d. Street Address e. City/Town h. Phone Number	(required if different from a	applicant): Check if mor b. Last Name f. State j. Email address		
a. First Name c. Organization d. Street Address e. City/Town h. Phone Number Representative (Christine a. First Name	i. Fax Number (if any):	applicant): Check if mor b. Last Name f. State j. Email address Perron		
a. First Name c. Organization d. Street Address e. City/Town h. Phone Number Representative (Christine	i. Fax Number (if any):	applicant): Check if mor b. Last Name f. State j. Email address Perron		
a. First Name c. Organization d. Street Address e. City/Town h. Phone Number Representative (Christine a. First Name McFarland-John c. Company 53 Regional Driv	i. Fax Number (if any):	applicant): Check if mor b. Last Name f. State j. Email address Perron		
a. First Name c. Organization d. Street Address e. City/Town h. Phone Number Representative (Christine a. First Name McFarland-John c. Company	i. Fax Number (if any):	applicant): Check if mor b. Last Name f. State j. Email address Perron		
a. First Name c. Organization d. Street Address e. City/Town h. Phone Number Representative (Christine a. First Name McFarland-John c. Company 53 Regional Driv d. Street Address Concord	i. Fax Number (if any):	The check if more b. Last Name The check if more b. Last Name	g. Zip Code	
a. First Name c. Organization d. Street Address e. City/Town h. Phone Number Representative (Christine a. First Name McFarland-John c. Company 53 Regional Driv d. Street Address	i. Fax Number (if any):	The check if more b. Last Name F. State F. State Perron b. Last Name Perron Perron	g. Zip Code	
a. First Name c. Organization d. Street Address e. City/Town h. Phone Number Representative (Christine a. First Name McFarland-John c. Company 53 Regional Driv d. Street Address Concord	i. Fax Number (if any):	The check if more b. Last Name The check if more b. Last Name	g. Zip Code	

\$2,037.50

a. Total Fee Paid

\$1,800.00

c. City/Town Fee Paid



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Provided by MassDEP:				
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	Document Transaction Number			
	BOSTON			
	City/Town			

A.	General Information (continued)				
6.	General Project Description:				
	The proposed project involves repairs and replacem attached Supplemental Project Narrative and suppoinformation.				
7a.	Project Type Checklist: (Limited Project Types see	Section A. 7b.)			
	1. Single Family Home	2. Residential Subdivision			
	3. Commercial/Industrial	4. Dock/Pier			
	5. Utilities	6. Coastal engineering Structure			
	7. Agriculture (e.g., cranberries, forestry)	8. Transportation			
	9. 🛛 Other				
7b.					
	2. Limited Project Type				
	If the proposed activity is eligible to be treated as ar CMR10.24(8), 310 CMR 10.53(4)), complete and at Project Checklist and Signed Certification.				
8.	Property recorded at the Registry of Deeds for:				
		N/A			
	a. County N/A	b. Certificate # (if registered land) N/A			
	c. Book	d. Page Number			
B.	Buffer Zone & Resource Area Impa	acts (temporary & permanent)			
1.	☐ Buffer Zone Only – Check if the project is located Vegetated Wetland, Inland Bank, or Coastal Re				
2.	Inland Resource Areas (see 310 CMR 10.54-10 Coastal Resource Areas).				

Check all that apply below. Attach narrative and any supporting documentation describing how the project will meet all performance standards for each of the resource areas altered, including standards requiring consideration of alternative project design or location.



For all projects affecting other Resource Areas, please attach a narrative explaining how the resource area was delineated.

Massachusetts Department of Environmental ProtectionBureau of Resource Protection - Wetlands

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rov	rided by MassDEP:
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B. Buffer Zone & Resource Area Impacts (temporary & permanent) (cont'd)

	Resour	<u>ce Area</u>	Size of Proposed Alteration	Proposed Replacement (if any)
	а. 🗌	Bank	1. linear feet	2. linear feet
	b. 🗌	Bordering Vegetated Wetland	1. square feet	2. square feet
	c. 🗌	Land Under Waterbodies and	1. square feet	2. square feet
		Waterways	3. cubic yards dredged	
	Resour	ce Area	Size of Proposed Alteration	Proposed Replacement (if any)
	d. 🗌	Bordering Land Subject to Flooding	1. square feet	2. square feet
			3. cubic feet of flood storage lost	4. cubic feet replaced
	e. 🗌	Isolated Land Subject to Flooding	1. square feet	
			2. cubic feet of flood storage lost	3. cubic feet replaced
	f. 🗌	Riverfront Area	Name of Waterway (if available) - speci	ify coastal or inland
	2.	Width of Riverfront Area (check one):	
		25 ft Designated De	ensely Developed Areas only	
		☐ 100 ft New agricultu	ıral projects only	
		200 ft All other proje	ects	
	, -	Total area of Diverfront Area	a on the site of the proposed project	
				square feet
	4. l	Proposed alteration of the R	Riverfront Area:	
	a. t	otal square feet	b. square feet within 100 ft.	c. square feet between 100 ft. and 200 ft.
	5. l	Has an alternatives analysis	s been done and is it attached to this	s NOI? Yes No
	6. \	Was the lot where the activi	ty is proposed created prior to Augu	st 1, 1996? Yes No
3.	⊠ Coa	astal Resource Areas: (See	310 CMR 10.25-10.35)	

Note: for coastal riverfront areas, please complete **Section B.2.f**. above.



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B. Buffer Zone & Resource Area Impacts (temporary & permanent) (cont'd)

Check all that apply below. Attach narrative and supporting documentation describing how the project will meet all performance standards for each of the resource areas altered, including standards requiring consideration of alternative project design or location.

4.

5.

Resou	rce Area	Size of Proposed Alteration	Proposed Replacement (if any)
а. 🗌	Designated Port Areas	Indicate size under Land Unde	r the Ocean, below
b. 🔀	Land Under the Ocean	5.6 1. square feet 0.0 2. cubic yards dredged	
с. 🗌	Barrier Beach	Indicate size under Coastal Bea	ches and/or Coastal Dunes below
d. 🗌	Coastal Beaches	1. square feet	2. cubic yards beach nourishment
е. 🗌	Coastal Dunes	1. square feet	2. cubic yards dune nourishment
		Size of Proposed Alteration	Proposed Replacement (if any)
f g	Coastal Banks Rocky Intertidal Shores	1. linear feet 1. square feet	
h. 🗌 i. 📗	Salt Marshes Land Under Salt Ponds	square feet square feet	2. sq ft restoration, rehab., creation
j. 🗌	Land Containing Shellfish	cubic yards dredged square feet	
k. 🗌	Fish Runs	Indicate size under Coastal Ban Ocean, and/or inland Land Unde above	ks, inland Bank, Land Under the er Waterbodies and Waterways,
		1. cubic yards dredged	
_	Land Subject to Coastal Storm Flowage estoration/Enhancement	1. square feet	
square		restoring or enhancing a wetland tered in Section B.2.b or B.3.h abo	
a. squar	e feet of BVW	b. square feet of S	Salt Marsh
☐ Pr	oject Involves Stream Cros	ssings	
a. numb	er of new stream crossings	b. number of repla	acement stream crossings



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) Drov	ided by MassDEP:
100	ided by Massber .
	MassDEP File Number
	Document Transaction Number
	Document Transaction Number
	BOSTON
	City/Town

ivic	issacilusells Wellands i Tolection Act W.O	.L. C. 131, 340	BOSTON
			City/Town
C.	Other Applicable Standards and I	Requirements	
	This is a proposal for an Ecological Restoration complete Appendix A: Ecological Restoration (310 CMR 10.11).		
Str	reamlined Massachusetts Endangered Spec	cies Act/Wetlands P	rotection Act Review
1.	Is any portion of the proposed project located in E the most recent Estimated Habitat Map of State-L Natural Heritage and Endangered Species Progra Massachusetts Natural Heritage Atlas or go to		

Photographs representative of the site

buffer zone)

wpaform3.doc • rev. 6/18/2020 Page 5 of 9

^{*} Some projects **not** in Estimated Habitat may be located in Priority Habitat, and require NHESP review (see https://www.mass.gov/maendangered-species-act-mesa-regulatory-review).

Priority Habitat includes habitat for state-listed plants and strictly upland species not protected by the Wetlands Protection Act.

^{**} MESA projects may not be segmented (321 CMR 10.16). The applicant must disclose full development plans even if such plans are not required as part of the Notice of Intent process.



3.

Massachusetts Department of Environmental ProtectionBureau of Resource Protection - Wetlands

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C. Other Applicable Standards and Requirements (cont'd)

 (c) MESA filing fee (fee information availabele a-mesa-project-review). Make check payable to "Commonwealth of Masabove address 	ole at https://www.mass.gov/how-to/how-to-file-for-seachusetts - NHESP" and <i>mail to NHESP</i> at
Projects altering 10 or more acres of land, also sub	mit:
(d) Vegetation cover type map of site	
(e) Project plans showing Priority & Estima	ated Habitat boundaries
(f) OR Check One of the Following	
https://www.mass.gov/service-details/e	MESA exemption applies. (See 321 CMR 10.14, xemptions-from-review-for-projectsactivities-innut to NHESP if the project is within estimated to 10.59.)
2. Separate MESA review ongoing.	a. NHESP Tracking # b. Date submitted to NHESP
 Separate MESA review completed. Include copy of NHESP "no Take" dete Permit with approved plan. 	rmination or valid Conservation & Management
For coastal projects only, is any portion of the propo	osed project located below the mean high water
a. Not applicable – project is in inland resource	area only b. 🛛 Yes 🗌 No
If yes, include proof of mailing, hand delivery, or ele	ectronic delivery of NOI to either:
South Shore - Cohasset to Rhode Island border, and the Cape & Islands:	North Shore - Hull to New Hampshire border:
Division of Marine Fisheries - Southeast Marine Fisheries Station Attn: Environmental Reviewer 336 South Rodney French Blvd. New Bedford, MA 02744 Email: dmf.envreview-south@mass.gov	Division of Marine Fisheries - North Shore Office Attn: Environmental Reviewer 30 Emerson Avenue Gloucester, MA 01930 Email: dmf.envreview-north@mass.gov
Also if yes, the project may require a Chapter 91 lic please contact MassDEP's Boston Office. For coas MassDEP's Southeast Regional Office.	
e. Is this an aquaculture project?	d. 🗌 Yes 🛛 No
f yes, include a copy of the Division of Marine Fish	eries Certification Letter (M.G.L. c. 130, § 57).

wpaform3.doc • rev. 6/18/2020 Page 6 of 9



Massachusetts Department of Environmental Protection Bureau of Resource Protection - Wetlands

WPA Form 3 - Notice of Intent

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

'ro\	rided by MassDEP:
	MassDEP File Number
	Document Transaction Number
	BOSTON
	City/Town

C. Other Applicable Standards and Requirements (cont'd)

	4.	Is any portion of the proposed project within an Area of Critical Environmental Concern (ACEC)?
Online Users: Include your document		a. Yes No If yes, provide name of ACEC (see instructions to WPA Form 3 or MassDEP Website for ACEC locations). Note: electronic filers click on Website.
transaction number		b. ACEC
(provided on your receipt page) with all	5.	Is any portion of the proposed project within an area designated as an Outstanding Resource Water (ORW) as designated in the Massachusetts Surface Water Quality Standards, 314 CMR 4.00?
supplementary		a. 🗌 Yes 🗵 No
information you submit to the Department.	6.	Is any portion of the site subject to a Wetlands Restriction Order under the Inland Wetlands Restriction Act (M.G.L. c. 131, § 40A) or the Coastal Wetlands Restriction Act (M.G.L. c. 130, § 105)?
		a. Yes No
	7.	Is this project subject to provisions of the MassDEP Stormwater Management Standards?
		 a. Yes. Attach a copy of the Stormwater Report as required by the Stormwater Management Standards per 310 CMR 10.05(6)(k)-(q) and check if: 1. Applying for Low Impact Development (LID) site design credits (as described in Stormwater Management Handbook Vol. 2, Chapter 3)
		2. A portion of the site constitutes redevelopment
		3. Proprietary BMPs are included in the Stormwater Management System.
		b. No. Check why the project is exempt:
		1. Single-family house
		2. Emergency road repair
		3. Small Residential Subdivision (less than or equal to 4 single-family houses or less than or equal to 4 units in multi-family housing project) with no discharge to Critical Areas.
	D.	Additional Information
		This is a proposal for an Ecological Restoration Limited Project. Skip Section D and complete Appendix A: Ecological Restoration Notice of Intent – Minimum Required Documents (310 CMR 10.12).
		Applicants must include the following with this Notice of Intent (NOI). See instructions for details.
		Online Users: Attach the document transaction number (provided on your receipt page) for any of the following information you submit to the Department.
		1. Substituting USGS or other map of the area (along with a narrative description, if necessary) containing sufficient information for the Conservation Commission and the Department to locate the site. (Electronic filers may omit this item.)

Plans identifying the location of proposed activities (including activities proposed to serve as a Bordering Vegetated Wetland [BVW] replication area or other mitigating measure) relative

to the boundaries of each affected resource area.

2. 🛛



Massachusetts Department of Environmental Protection Bureau of Resource Protection - Wetlands WPA Form 3 - Notice of Intent

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

) Drov	ided by MassDEP:
100	ided by Massber .
	MassDEP File Number
	Document Transaction Number
	Document Transaction Number
	BOSTON
	City/Town

D. Additional Information (cont'	nt'd'	(con	ormation	l Inf	Additional	D.
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D.	D. Additional Information (cont'd)								
	3. Identify the method for BVW and other resource area boundary delineations (MassDEP E Field Data Form(s), Determination of Applicability, Order of Resource Area Delineation, e and attach documentation of the methodology.								
	4. \(\) List the titles and dates for all plans and other materials submitted with this NOI.								
	a. Plan Title								
		oledore Marine Engineering, LLC	c. Signed and Stamped by						
	D. 1	repared by	c. digited and diamped by						
	d. F	inal Revision Date	e. Scale						
	f. Ac	dditional Plan or Document Title	g. Date						
5. If there is more than one property owner, please attach a list listed on this form.			lease attach a list of these property owners not						
	6. Attach proof of mailing for Natural Heritage and Endangered Species Program, if ne								
	7. Attach proof of mailing for Massachusetts Division of Marine Fisheries, if needed.								
	8. 🛛	Attach NOI Wetland Fee Transmittal Form							
	9. Attach Stormwater Report, if needed.								
Ē.	Fees								
	1 🗆	Fee Evennt: No filing fee shall be assesse	d for projects of any city town, county, or district						
	 Fee Exempt: No filing fee shall be assessed for projects of any city, town, county, or disconfiderally recognized Indian tribe housing authority, municipal housauthority, or the Massachusetts Bay Transportation Authority. 								
		Applicants must submit the following information (in addition to pages 1 and 2 of the NOI Wetland Fee Transmittal Form) to confirm fee payment:							
		, , ,	December 28, 2021						
	92946 2. Municipal Check Number		3. Check date						
	9294		December 28, 2021						
		Check Number	5. Check date						
		arland-Johnson, Inc. name on check: First Name	N/A 7. Payor name on check: Last Name						
	J a, Ji	ay a. mama an anaam Edot Hama							



WPA Form 3 - Notice of Intent

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Prov	ided by MassDEP:
	MassDEP File Number
	Document Transaction Number
	BOSTON
	City/Town

F. Signatures and Submittal Requirements

I hereby certify under the penalties of perjury that the foregoing Notice of Intent and accompanying plans, documents, and supporting data are true and complete to the best of my knowledge. I understand that the Conservation Commission will place notification of this Notice in a local newspaper at the expense of the applicant in accordance with the wetlands regulations, 310 CMR 10.05(5)(a).

I further certify under penalties of perjury that all abutters were notified of this application, pursuant to the requirements of M.G.L. c. 131, § 40. Notice must be made by Certificate of Mailing or in writing by hand delivery or certified mail (return receipt requested) to all abutters within 100 feet of the property line of the project location.

	1/03/2022	
1. Signature of Applicant	2. Date	
3. Signature of Property Owner (if different)	4. Date 1/4/2022	
5. Signature of Representative (if any)	6. Date	

For Conservation Commission:

Two copies of the completed Notice of Intent (Form 3), including supporting plans and documents, two copies of the NOI Wetland Fee Transmittal Form, and the city/town fee payment, to the Conservation Commission by certified mail or hand delivery.

For MassDEP:

One copy of the completed Notice of Intent (Form 3), including supporting plans and documents, one copy of the NOI Wetland Fee Transmittal Form, and a **copy** of the state fee payment to the MassDEP Regional Office (see Instructions) by certified mail or hand delivery.

Other:

If the applicant has checked the "yes" box in any part of Section C, Item 3, above, refer to that section and the Instructions for additional submittal requirements.

The original and copies must be sent simultaneously. Failure by the applicant to send copies in a timely manner may result in dismissal of the Notice of Intent.



Massachusetts Department of Environmental Protection

Bureau of Resource Protection - Wetlands

Applicant Information

NOI Wetland Fee Transmittal Form

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

Important: When filling out forms on the computer, use only the tab key to move your cursor - do not use the return key.





. Location of Proje	Location of Project:					
42° 20' 0.162" N	, 71° 0' 3.732" W	Boston				
a. Street Address	,	b. City/Town				
92949		\$237.50				
c. Check number		d. Fee amount				
. Applicant Mailing	Applicant Mailing Address:					
Michael		Carosotto				
a. First Name		b. Last Name				
United States Co	oast Guard					
c. Organization	c. Organization					
475 Kilvert Stree	et, Suite 100					
d. Mailing Address						
Warwick		RI	02866			
e. City/Town		f. State	g. Zip Code			
h. Phone Number	i. Fax Number	j. Email Address				
. Property Owner	Property Owner (if different):					
a. First Name		b. Last Name				
c. Organization						
d. Mailing Address						
e. City/Town		f. State	g. Zip Code			
h. Phone Number	i. Fax Number	j. Email Address				

To calculate filing fees, refer to the category fee list and examples in the instructions for filling out WPA Form 3 (Notice of Intent).

B. Fees

Fee should be calculated using the following process & worksheet. *Please see Instructions before filling out worksheet.*

Step 1/Type of Activity: Describe each type of activity that will occur in wetland resource area and buffer zone.

Step 2/Number of Activities: Identify the number of each type of activity.

Step 3/Individual Activity Fee: Identify each activity fee from the six project categories listed in the instructions.

Step 4/Subtotal Activity Fee: Multiply the number of activities (identified in Step 2) times the fee per category (identified in Step 3) to reach a subtotal fee amount. Note: If any of these activities are in a Riverfront Area in addition to another Resource Area or the Buffer Zone, the fee per activity should be multiplied by 1.5 and then added to the subtotal amount.

Step 5/Total Project Fee: Determine the total project fee by adding the subtotal amounts from Step 4.

Step 6/Fee Payments: To calculate the state share of the fee, divide the total fee in half and subtract \$12.50. To calculate the city/town share of the fee, divide the total fee in half and add \$12.50.



Massachusetts Department of Environmental Protection

Bureau of Resource Protection - Wetlands

NOI Wetland Fee Transmittal Form

Massachusetts Wetlands Protection Act M.G.L. c. 131, §40

5. Fees (continued)			
Step 1/Type of Activity	Step 2/Number of Activities	Step 3/Individual Activity Fee	Step 4/Subtotal Activity Fee
Category 2: d.) coastal limited project	<u>1</u>	\$500	\$500
	Step 5/To	otal Project Fee:	\$500
	Step 6/		
	Total	Project Fee:	\$500 a. Total Fee from Step 5
	State share	of filing Fee:	\$237.50 b. 1/2 Total Fee less \$12.50
	City/Town share	e of filling Fee:	\$1,8000 c. 1/2 Total Fee plus \$12.50

C. Submittal Requirements

a.) Complete pages 1 and 2 and send with a check or money order for the state share of the fee, payable to the Commonwealth of Massachusetts.

Department of Environmental Protection Box 4062 Boston, MA 02211

b.) **To the Conservation Commission:** Send the Notice of Intent or Abbreviated Notice of Intent; a **copy** of this form; and the city/town fee payment.

To MassDEP Regional Office (see Instructions): Send a copy of the Notice of Intent or Abbreviated Notice of Intent; a **copy** of this form; and a **copy** of the state fee payment. (E-filers of Notices of Intent may submit these electronically.)

UNITED STATES COAST GUARD FEDERAL AIDS TO NAVIGATION (ATON) REPAIR PROJECT MASSACHUSETTS BAY MA WPA NOTICE OF INTENT

SUPPLEMENTAL PROJECT NARRATIVE

PREPARED FOR:

United States Coast Guard

Civil Engineering Unit Providence

475 Kilvert Street, Suite 100

Warwick, RI 02886



PREPARED BY:

McFarland-Johnson, Inc.

53 Regional Drive

Concord, NH 03301

Appledore Marine Engineering LLC 600 State Street, Suite E

Portsmouth, New Hampshire 03801





JANUARY 2022

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1.0 Introduction

The United States Coast Guard (USCG) is proposing repairs to and replacement of eight (8) existing Aid to Navigation (ATON) structures located off the coast of Massachusetts in Rockport, Manchester, Salem, Weymouth, Hull, Cohasset, and Boston, MA (Figure 1).

ATONs can include a variety of visible structures such as buoys, daybeacons, lights, lightships, marks, or audible and electronic signals or devices such as radio beacons, fog signals, and other devices used to assist with coastal navigation. Mariners use ATONs to determine position or chart a safe course through coastal waters. ATONs can also be used to mark isolated danger/hazards and/or navigational channels. The USCG is responsible for maintaining ATONs on US waters that are under federal jurisdiction.

The term ATON encompasses a wide range of floating and fixed objects mentioned above. A fixed object means one that is attached to the bottom or shore and typically consist of buoys and beacons. A buoy is a floating object that is anchored to the bottom, while a beacon is a permanent structure that is fixed to the seabed or land. Lighted beacons are called "lights" while unlighted beacons are called "daybeacons". The ATONs included in the proposed project include four (4) daybeacons and four (4) lights. The proposed repairs and replacements are required in order to maintain safe navigation of vessels off the coast of Massachusetts.

2.0 Proposed Project

The following sections describe the five (5) existing ATON structures that require complete replacement and involve impacts to areas subject to protection under the Massachusetts Wetland Protection Act (WPA) (M.G.L. c. 131, § 40) administered by 310 CMR 10.00 Wetlands Protection. The following five (5) structures require the submittal of a Notice of Intent (NOI) for impacts to resource areas associated with the complete replacement of the existing structures:

- Londoner Rock Daybeacon, Rockport, MA
- Weymouth Fore River Channel Light 16, Weymouth, MA
- Harry's Rock Light HR, Hull, MA
- Cohasset Channel Light 8, Cohasset, MA
- Boston Main Channel Light 5, Boston, MA

The remaining three (3) structures included in the overall project only involve minor repairs to the above water portion of the existing structures and do not require any in-water work or impacts to any jurisdictional resource areas. Therefore, a NOI is not required for the proposed repairs to the following structures:

- Whaleback Daybeacon 8, Manchester, MA
- Brimbles Daybeacon 8, Salem, MA
- Satan Rock Daybeacon 6, Salem, MA



The three (3) structures that require only repairs and no in-water work are not discussed further in this submittal. **Table 1** below provides a summary of the eight (8) structures, locations, proposed work, and permitting requirements.

Table 1. USCG Massachusetts Bay ATON Repairs and Replacements

#	ATON NAME	TOWN	LAT/LONG	PROPOSED WORK	MA WPA NOI REQUIRED?
1	Londoner Rock Daybeacon	ROCKPORT	42-38-06.479N, 070-33-57.962W	Replacement	YES
2	Whaleback Daybeacon 8	MANCHESTER	42-32-54.760N, 070-47-04.641W	Repairs	NO
3	Brimbles Daybeacon 8	SALEM	42-31-16.576N, 070-48-28.608W	Repairs	NO
4	Satan Rock Daybeacon 6	SALEM	42-30-36.898N, 070-48-01.536W	Repairs	NO
5	Weymouth Fore River Channel Light 16	WEYMOUTH	42-16-03.129N, 070-56-06.484W	Replacement	YES
6	Harry's Rock Light HR	HULL	42-17-13.291N, 070-55-54.280W	Replacement	YES
7	Cohasset Channel Light 8	COHASSETT	42-15-05.497N, 070-47-00.665W	Replacement	YES
8	Boston Main Channel Light 5	BOSTON	42-20-0.162N, 071-0-3.732W	Replacement	YES

The proposed actions and associated impacts are discussed further in Section 4.0.

3.0 Resource Areas

Resource areas located within or in close proximity to the project areas include Land under the Ocean, Rocky Intertidal Shores, Land Containing Shellfish, and Banks of or Land under the Ocean, Ponds, Streams, Rivers, Lakes or Creeks that Underlie Anadromous/Catadromous Fish Run. Additional resource area descriptions, impacts, and regulatory compliance/performance standards are discussed in greater detail



in Section 4.0. The following sections provide an overview of the resource areas in the vicinity of the project and definitions from the Massachusetts Wetland Protection Act. A summary of the Resource Areas subject to protection and under the jurisdiction of the WPA are provided in **Table 2**.

Table 2. MA WPA Resource Areas Summary

				RESOURCE AREAS			
#	ATON NAME	TOWN	LAT/LONG	Land Under Ocean Present?	Rocky Intertidal Shore Present?	Land Containing Shellfish Present?	Anadromous/ Catadromous Fish Run Present?
1	Londoner Rock Daybeacon	ROCKPORT	42-38-06.479N, 070-33-57.962W	-	YES	-	-
5	Weymouth Fore River Channel Light 16	WEYMOUTH	42-16-03.129N, 070-56-06.484W	YES	-	-	-
6	Harry's Rock Light HR	HULL	42-17-13.291N, 070-55-54.280W	YES	-	-	-
7	Cohasset Channel Light 8	COHASSETT	42-15-05.497N, 070-47-00.665W	YES	-	-	-
8	Boston Main Channel Light 5	BOSTON	42-20-0.162N, 071-0-3.732W	YES	-	-	-

3.1 Land under the Ocean

Land under the Ocean is defined by 310 CMR 10.25(2) as, "land extending from the mean low water line seaward to the boundary of the municipality's jurisdiction and includes land under estuaries." This section goes on further to define Nearshore Areas of Land under the Ocean as "that land extending from the mean low water line to the seaward limit of a municipality's jurisdiction, but in no case beyond the point where the land is 80 feet below the level of the ocean at mean low water. However, the nearshore area shall extend seaward only to that point where the land is 30 feet below the level of the ocean at mean low water for municipalities bordering Buzzard's Bay and Vineyard Sound (west of a line between West Chop, Martha's Vineyard and Nobska Point, Falmouth), 40 feet below the level of the ocean at mean low water for Provincetown's land in Cape Cod Bay, and 50 feet below the level of the ocean at mean low water for Truro's and Wellfleet's land in Cape Cod Bay."



The following four replacement USCG ATON structures are located within Land under the Ocean:

- Weymouth Fore River Channel Light 16
- Harry's Rock Light HR
- Cohasset Channel Light 8
- Boston Main Channel Light 5

3.2 Rocky Intertidal Shores

Rocky Intertidal Shores are defined by 310 CMR 10.31(2) as, "naturally occurring rocky areas, such as bedrock or boulder strewn areas between the mean high water line and the mean low water line."

The Londoner Rock Daybeacon in Rockport, MA is located on an isolated rock outcrop approximately 2,300 feet east of Thacher Island, the closest land mass off the coast of Rockport. The rock outcrop is exposed at the Mean Low Water (MLW) elevation and is inundated at the Mean High Water (MHW) elevation. Therefore, the site meets the WPA definition of the Rocky Intertidal Shore resource area.

3.3 Land Containing Shellfish

Land Containing Shellfish is defined by 310 CMR 10.34(2) as, "land under the ocean, tidal flats, rocky intertidal shores, salt marshes and land under salt ponds when any such land contains shellfish." The regulations further define the term "shellfish" as the following species: Bay scallop (Argopecten irradians); Blue mussel (Mytilus edulis); Ocean quahog (Arctica islandica); Oyster (Crassostrea virginica); Quahog (Mercenaria merceneria); Razor clam (Ensis directus); Sea clam (Spisula solidissima); Sea scallop (Placopecten magellanicus); Soft shell clam (Mya arenaria).

The Shellfish Suitability Areas GIS data layer (May 2011), delineate areas that are believed to be suitable for shellfish based on the expertise of the Massachusetts Division of Marine Fisheries (Marine Fisheries) and local Shellfish Constables, input from commercial fishermen, and information contained in maps and studies of shellfish in Massachusetts. The areas covered include sites where shellfish have been observed since the mid-1970's, but may not currently support any shellfish. Therefore, these maps represent potential habitat areas.

Based on the Shellfish Suitability Areas GIS data layer, none of the five replacement USCG ATON structures are located within an area identified as potentially suitable for shellfish (**Figures 2-1 – 2-5**). Formal dive surveys have not been conducted to confirm the presence or absence of shellfish. However, given the relatively small area and nature of the proposed impacts associated with each of the ATON replacements, impacts to shellfish populations located within the vicinity of the ATON structures is assumed to be minimal. Therefore, the proposed project is not anticipated to impact the Land Containing Shellfish Resource Area.



3.4 Land Under the Ocean that Underlie an Anadromous/Catadromous Fish Run

Banks of or Land under the Ocean, Ponds, Streams, Rivers, Lakes, or Creeks that Underlie an Anadromous/Catadromous Fish Run is defined by 310 CMR 10.35(2) as, "that area within estuaries, ponds, streams, creeks, rivers, lakes or coastal waters, which is a spawning or feeding ground or passageway for anadromous or catadromous fish and which is identified by the Division of Marine Fisheries or has been mapped on the Coastal Atlas of the Coastal Zone Management Program. Such fish runs shall include those areas which have historically served as fish runs and are either being restored or are planned to be restored at the time the Notice of Intent is filed. For the purposes of 310 CMR 10.21 through 10.37, such fish runs shall extend inland no further than the inland boundary of the coastal zone." Anadromous fish "means fish that enter fresh water from the ocean to spawn, such as alewives, shad and salmon", while Catadromous Fish "means fish that enter salt water from fresh water to spawn, such as eels."

The five replacement USCG ATON structures are located within Massachusetts Bay. Various species of anadromous and catadromous fish have the potential to be found within the project area at various times of year and life cycle stages. However, none of the replacement structures are located within an area that meets the definition of an Anadromous / Catadromous Fish Run as defined by 310 CMR 10.35(2). Appropriate BMPs (outlined in the sections below) will be implemented throughout the duration of construction in order to avoid or minimize impacts to fish and other wildlife. In addition, impacts from the proposed project are limited to the replacement of existing structures. Impacts will be located within the same footprint of the existing structures and are localized and short term in nature. The proposed project does not require dredging. The proposed project could cause minor, short-term changes in behavior due to construction activities (e.g., pile driving); however, with the implementation of BMPs, physiological impacts are not anticipated. Overall, the proposed project is not anticipated to result in adverse impacts to any anadromous or catadromous fish or fish runs.

4.0 Proposed ATON Replacement Structures

The following sections describe the existing conditions, resource areas, rare species, proposed actions, and impacts associated with the five (5) ATON structure replacements. Each section corresponds to a different structure and Massachusetts City/Town.

Section	City/Town	ATON Structure Name
4.1	ROCKPORT, MA	Londoner Rock Daybeacon
4.2	WEYMOUTH, MA	Weymouth Fore River Channel Light 16
4.3	HULL, MA	Harry's Rock Light HR
4.4	COHASSET, MA	Cohasset Channel Light 8
4.5	BOSTON, MA	Boston Main Channel Light 5



4.1 Rockport, MA - Londoner Rock Daybeacon

4.1.1 Existing Conditions

The Londoner Rock Daybeacon (42° 38′ 6.479″ N, 70° 33′ 57.962″ W) is an ATON structure servicing the northernmost area of Massachusetts Bay, located east of Rockport, MA. The Londoner Rock Daybeacon consists of a cast-iron spindle founded on a large rock outcropping that is exposed at the MLW elevation. The existing spindle was originally installed prior to 1937 and currently does not serve a navigational function, other than identifying the rock outcropping. The ATON is located approximately 2,300 feet east of Thacher Island, the closest land mass off the coast of Rockport and the Massachusetts mainland.

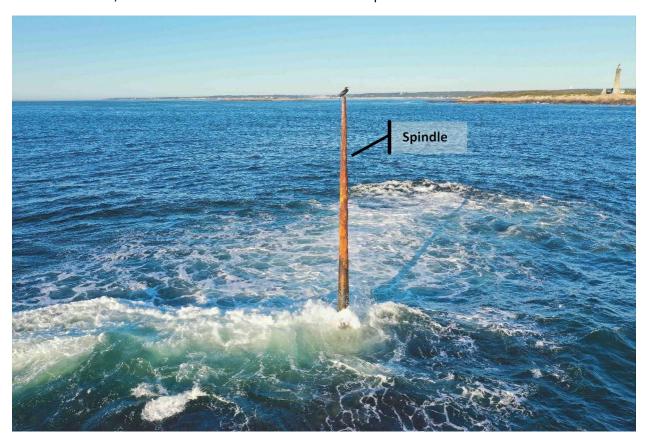


Photo 1: The Londoner Rock Daybeacon

4.1.2 Resource Area Descriptions

4.1.2.1 Rocky Intertidal Shores

The existing spindle is located on a bedrock outcropping that is exposed at the MLW elevation. Approximately 1'-8" of the rock is exposed at the MLW elevation and the rock outcrop is covered by approximately 7'-0" of water at the MHW elevation. The site meets the definition of the Rocky Intertidal Shore in the WPA.

4.1.3 Rare, Threatened, and Endangered Species

The Londoner Rock Daybeacon is not located within or in close proximity to any MA Natural Heritage & Endangered Species Program (NHESP) Priority or Estimated Habitats. The nearest mapped habitat polygons include PH 1893 and PH 1884 / EH 1227, located approximately 7,500' and 8,500' west of the ATON respectively.

The project is located within the known and expected range of federally listed Atlantic sturgeon, shortnose sturgeon, sea turtles, North Atlantic right whale, and fin whale. The project is also located within federally designated critical habitat (Unit 1, feeding area) for the North Atlantic right whale. Migrating and foraging adults and subadults of each of these species could potentially occur within the project area.

4.1.4 Proposed Action

The proposed project involves replacing the existing spindle with a new monopile foundation that will be drilled and socketed into the rock. The project also involves installing a new platform, ladder, safety climb system, and new dayboards as required.

A barge will be mobilized to the project site from which the majority of the work and staging will be completed. The existing spindle will be demolished. A rock socket will be drilled into the bedrock to install the steel monopile. The steel monopile will be installed and the annulus between the rock and pile will be grouted. The remaining components will then be installed.

The following Best Management Practices (BMPs) will be implemented during construction of the Londoner Rock Daybeacon in order to minimize and avoid potential impacts to fish and wildlife in the vicinity of the proposed project.

- 1. Shallow draft vessels that maximize the navigational clearance between the vessel and the ocean floor will be used where possible.
- 2. Vessels will operate at speeds of less than 10 knots. A look out will be posted and measures taken to slow down and avoid any whales or sea turtles spotted.

4.1.5 Impacts

The proposed project is anticipated to result in approximately 3 square feet (SF) of permanent impacts to the Rocky Intertidal Shore resource area. The impacts are associated with the drilling and installation of a new steel monopile.

The proposed project is not anticipated to result in any additional impacts to other resource areas subject to jurisdiction under the WPA.

4.1.6 Regulatory Compliance and MA WPA Performance Standards

The only jurisdictional resource area subject to protection under the WPA that will be impacted by the proposed project is the Rocky Intertidal Shore. The proposed project will require 3 SF of permanent impacts to replace an existing cast iron spindle with a steel monopile ATON structure.



The WPA does not provide specific performance standards for the Rocky Intertidal Shore resource area. However, the WPA outlines the following protective measures:

(3) When a Rocky Intertidal Shore Is Determined to Be Significant to Storm Damage Prevention, Flood Control, or Protection of Wildlife Habitat, any proposed project shall be designed and constructed, using the best practical measures, so as to minimize adverse effects on the form and volume of exposed intertidal bedrock and boulders.

The proposed project is located on a small bedrock outcropping approximately 2,300 feet east of Thacher Island, a small island off the coast of Rockport, MA. Given the small size and location, the existing outcropping does not provide significant storm damage protection, flood control, or protection of wildlife habitat. The proposed project will not adversely effect the form or volume of exposed intertidal bedrock or boulders.

(4) When a Rocky Intertidal Shore is Determined to Be Significant to the Protection of Marine Fisheries or Wildlife Habitat, any proposed project shall if water-dependent be designed and constructed, using best available measures, so as to minimize adverse effects, and if non-water-dependent, have no adverse effects, on water circulation and water quality. Water quality impacts include, but are not limited to, other than natural fluctuations in the levels of dissolved oxygen, temperature or turbidity, or the addition of pollutants.

The proposed ATON replacement is considered a water-dependent project. The existing bedrock outcropping has not been identified as significant to the protection of marine fisheries or wildlife habitat. In addition, marine fisheries and wildlife habitat will be protected to the maximum extent practicable through the implementation of appropriate BMPs outlined in Section 4.1.4 above. The proposed project could cause minor, short-term changes in behavior of fish and wildlife due to disturbance from construction activities, however, with the implementation of BMPs, physiological impacts are not anticipated. Overall, the proposed project is not anticipated to result in adverse impacts to fish or wildlife in the vicinity. The proposed project is not anticipated to result in water quality impacts.

(5) Notwithstanding the provisions of 310 CMR 10.31(3) and (4), no project may be permitted which will have any adverse effect on specified habitat sites of rare vertebrate or invertebrate species, as identified by procedures established under 310 CMR 10.37.

The proposed project is not located within mapped NHESP Priority or Estimated Habitats. The proposed project was submitted to and reviewed by NHESP via a Request for State-listed Species Information, and NHESP's response letter indicated that there were no rare species concerns at the Londoner Rock Daybeacon project site.

4.2 Weymouth, MA - Weymouth Fore River Channel Light 16

4.2.1 Existing Conditions

Weymouth Fore River Channel Light 16 (42° 16′ 3.129″ N, 70° 56′ 6.484″ W) is an ATON structure servicing the navigational channel in the Weymouth Fore River located in Weymouth, MA. The structure consists of a braced steel four-pile substructure supporting a 10-foot x 10-foot steel framed deck. The four (4) steel battered piles are each 16 inches in diameter and are capped with 1/2-inch thick steel plates. There is 6-inch diameter metal pipe bracing located above mean high water (MHW) and just above the mudline. The existing piles are heavily corroded in the tidal zone and are considered to be in poor condition. Portions of the deck and tower have failed, the ladder is missing, and one of the dayboards is missing.

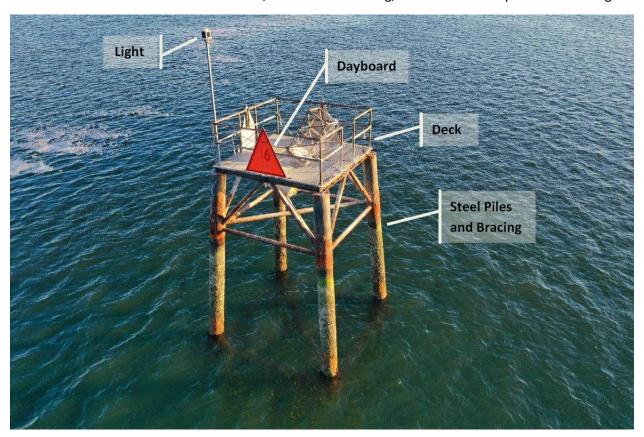


Photo 2: Weymouth Fore River Channel Light 16

4.2.2 Resource Area Descriptions

4.2.2.1 Land under the Ocean

The existing Weymouth Fore River Channel Light 16 structure is located within the Land Under the Ocean resource area. No additional resource areas subject to jurisdiction under the WPA are located in the vicinity of the proposed project. Water depths in the vicinity of the structure vary from approximately 13'-4" (MLW) to 23'-9" (MHW).

4.2.3 Rare, Threatened, and Endangered Species

Weymouth Fore River Channel Light 16 is not located within or in close proximity to any NHESP Priority or Estimated Habitats. The nearest mapped habitat polygon includes PH 1156, located approximately 2,500' east of the ATON.

The project is located within the known and expected range of federally listed Atlantic sturgeon, shortnose sturgeon, sea turtles, North Atlantic right whale, and fin whale. The project is also located within federally designated critical habitat (Unit 1, feeding area) for the North Atlantic right whale. Migrating and foraging adults and subadults of each of these species could potentially occur within the project area.

4.2.4 Proposed Action

The proposed project involves complete replacement of the existing ATON, including installing a new pile foundation, most likely drilled and socketed into bedrock, installation of a new deck, tower, ladder and safety climb system, dayboards, and new lighting.

A barge will be mobilized to the project site from which the majority of the work and staging will be completed. The existing steel ATON structure will be demolished in its entirety. Next, four (4) steel casings will be driven to the bedrock (elevations vary) using a vibratory hammer or pile driving. A rock drill bit will be inserted into the steel casings and advanced to bedrock. A rock socket will be drilled out in the bedrock for installation of the steel pipe piles. The rock drill bit and casings will be removed and steel piles installed. The annulus between the rock and piles will be grouted.

The following Best Management Practices (BMPs) will be implemented during construction of the Weymouth Fore River Channel Light 16 in order to minimize and avoid potential impacts to fish and wildlife in the vicinity of the proposed project.

- 1. A vibratory hammer will be used as much as possible for all pile driving activities.
- 2. Any use of an impact hammer during pile driving will require the use of active attenuation measures (cushion blocks and bubble curtains).
- 3. Pile driving activities will be limited to no more than 12 hours per day during daytime hours.
- 4. A "soft start" will be used for a pile driving activities such that driving does not occur at full power at first.
- 5. Shallow draft vessels that maximize the navigational clearance between the vessel and the ocean floor will be used where possible.
- 6. Vessels will operate at speeds of less than 10 knots. A look out should be posted and measures taken to slow down and avoid any whales or sea turtles spotted.

4.2.5 Impacts

The proposed replacement of the Weymouth Fore River Channel Light 16 is anticipated to result in approximately 5.6 square feet (SF) of permanent impacts to the Land Under the Ocean resource area. The impacts are associated with the demolition of the existing structure and the installation of the four (4) steel pipe piles for the proposed ATON replacement structure.

The proposed project is not anticipated to result in any additional impacts to other resource areas subject to jurisdiction under the WPA. The proposed project is limited to in-kind replacement of the existing structure and does not involve any dredging.

4.2.6 Regulatory Compliance and MA WPA Performance Standards

The WPA does not provide specific performance standards for the Land Under the Ocean resource area. The Land Under the Ocean located within the project area has not been found to be significant to the protection of marine fisheries, protection of wildlife habitat, storm damage prevention, or flood control. Therefore, 310 CMR 10.25(3) through (7) do not apply. In order to minimize and avoid impacts to fisheries and wildlife to the maximum extent practicable the BMPs outlined in Section 4.2.4 above will be implemented throughout the duration of the project.

4.3 Hull, MA - Harry's Rock Light HR

4.3.1 Existing Conditions

Harry's Rock Light HR (42° 17' 13.291" N, 70° 55' 54.280" W) is an ATON structure servicing the navigational channel in Weymouth Fore River located in Weymouth, MA. The structure is a braced steel 3-pile substructure that supports an 8-foot diameter steel deck. It is accessible via water, has two (2) diamond NR dayboards and a flashing white light at a height of 26 feet. The existing steel piles and bracing are severely corroded and overall the structure is in critical condition. The decking, handrails, and framing are heavily corroded and portions are missing. The steel ladder is also damaged and nonfunctional.

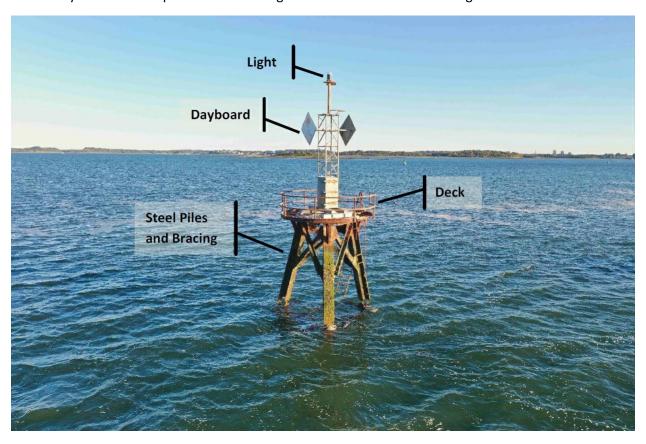


Photo 3: Harry's Rock Light HR

4.3.2 Resource Area Descriptions

4.3.2.1 Land under the Ocean

The existing Harry's Rock Light HR structure is located within the Land Under the Ocean resource area. No additional resource areas subject to jurisdiction under the WPA are located in the vicinity of the proposed project. Water depths in the vicinity of the structure vary from approximately 13'-4" (MLW) to 23'-9" (MHW).

4.3.3 Rare, Threatened, and Endangered Species

Harry's Rock Light HR is not located within any NHESP Priority or Estimated Habitat polygons. However, PH 1282 / EH 923 are located in the vicinity of the ATON, approximately 400' to the north. PH 1205 is also located approximately 1,600'-2,000' to the west.

The project is located within the known and expected range of federally listed Atlantic sturgeon, shortnose sturgeon, sea turtles, North Atlantic right whale, and fin whale. The project is also located within federally designated critical habitat (Unit 1, feeding area) for the North Atlantic right whale. Migrating and foraging adults and subadults of each of these species could potentially occur within the project area.

4.3.4 Proposed Action

The proposed project involves the complete replacement of the existing ATON, including installing a new pile foundation, most likely drilled and socketed into rock, installing a new deck, tower, ladder and safety climb system, dayboards, and new lighting as required.

A barge will be mobilized to the project site from which the majority of the work and staging will be completed. The existing steel ATON structure will be demolished in its entirety. Next, four (4) steel casings will be driven to the bedrock (elevations vary) using a vibratory hammer or pile driving. A rock drill bit will be inserted into the steel casings and advanced to bedrock. A rock socket will be drilled out in the bedrock for installation of the steel pipe piles. The rock drill bit and casings will be removed and steel piles installed. The annulus between the rock and piles will be grouted.

The following Best Management Practices (BMPs) will be implemented during construction of Harry's Rock Light HR in order to minimize and avoid potential impacts to fish and wildlife in the vicinity of the proposed project.

- 1. A vibratory hammer will be used as much as possible for all pile driving activities.
- 2. Any use of an impact hammer during pile driving will require the use of active attenuation measures (cushion blocks and bubble curtains).
- 3. Pile driving activities will be limited to no more than 12 hours per day during daytime hours.
- 4. A "soft start" will be used for a pile driving activities such that driving does not occur at full power at first.
- 5. Shallow draft vessels that maximize the navigational clearance between the vessel and the ocean floor will be used where possible.
- 6. Vessels will operate at speeds of less than 10 knots. A look out should be posted and measures taken to slow down and avoid any whales or sea turtles spotted.

4.3.5 Impacts

The proposed replacement of Harry's Rock Light HR is anticipated to result in approximately 5.6 square feet (SF) of permanent impacts to the Land Under the Ocean resource area. The impacts are associated with the demolition of the existing structure and the installation of the four (4) steel pipe piles for the proposed ATON replacement structure.

The proposed project is not anticipated to result in any additional impacts to other resource areas subject to jurisdiction under the WPA. The proposed project is limited to in-kind replacement of the existing structure and does not involve any dredging.

4.3.6 Regulatory Compliance and MA WPA Performance Standards

The WPA does not provide specific performance standards for the Land Under the Ocean resource area. The Land Under the Ocean located within the project area has not been found to be significant to the protection of marine fisheries, protection of wildlife habitat, storm damage prevention, or flood control. Therefore, 310 CMR 10.25(3) through (7) do not apply. In order to minimize and avoid impacts to fisheries and wildlife to the maximum extent practicable the BMPs outlined in Section 4.3.4 above will be implemented throughout the duration of the project.

4.4 Cohasset, MA - Cohasset Channel Light 8

4.4.1 Existing Conditions

Cohasset Channel Light 8 (42° 15′ 5.497″ N, 70° 47′ 0.665″ W) is an ATON structure servicing Cohasset Channel in Cohasset, MA. The structure is a 5-pile timber substructure that supports an approximately 8-foot x 8-foot timber deck. It is accessible via water, has four (4) red triangle dayboards and a flashing red light at a height of 29 feet. The existing timber piles and bracing are heavily deteriorated and overall, the substructure is in serious condition. The timber deck is missing several deck boards, and a large bird's nest has been built on the deck. The bottom portion of the ladder is heavily corroded and two of the four dayboards are damaged and one is missing.

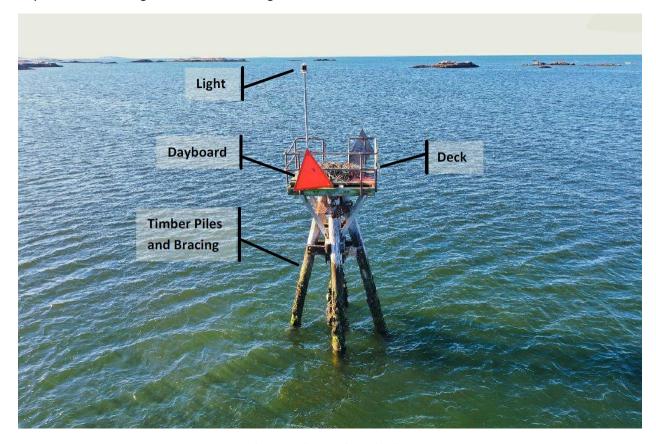


Photo 4: Cohasset Channel Light 8

4.4.2 Resource Area Descriptions

4.4.2.1 Land under the Ocean

The existing Cohasset Channel Light 8 structure is located within the Land Under the Ocean resource area. No additional resource areas subject to jurisdiction under the WPA are located in the vicinity of the proposed project. Water depths in the vicinity of the structure vary from approximately 8'-4" (MLW) to 17'-4" (MHW).

4.4.3 Rare, Threatened, and Endangered Species

Cohasset Channel Light 8 is located within NHESP Priority and Estimated Habitat polygons PH 1148 / EH 836. These polygons encompass the Cohasset Harbor and waters surrounding the Scituate Neck peninsula (**Figure 2-7**). A Request for State-listed Species Information was submitted to the NHESP. NHESP's response letter dated December 16, 2021 (NHESP Tracking No.: 21-40627) indicated that least tern (*Sternula antillarum*), a state listed Special Concern species, has the potential to occur in the vicinity of the Cohasset Channel Light 8 site. The project is being submitted concurrently to NHESP as a Streamlined Massachusetts Endangered Species Act/Wetlands Protection Act Review.

The project is located within the known and expected range of federally listed Atlantic sturgeon, shortnose sturgeon, sea turtles, North Atlantic right whale, and fin whale. The project is also located within federally designated critical habitat (Unit 1, feeding area) for the North Atlantic right whale. Migrating and foraging adults and subadults of each of these species could potentially occur within the project area.

There is currently a nest on the deck of this structure, which is likely an osprey nest. Ospreys often reuse nests, with nesting season occurring between March and August. Ospreys are protected under the Migratory Bird Treaty Act (MBTA), which prohibits the purposeful take or attempting to purposefully take any migratory bird, nest, and eggs or parts thereof, unless permitted by the U.S. Fish and Wildlife Service. All osprey nests are deemed inactive from September through February when ospreys are at their wintering grounds in Central and South America. Inactive nests do not need a migratory bird permit or permission to remove nests.

4.4.4 Proposed Action

The proposed project involves the installation of a new piled foundation, most likely drilled and socketed into rock, installation of a new deck and raptor platform, installation of a new ladder and safety climb system, and new dayboards and light as required.

A barge will be mobilized to the project site from which the majority of the work and staging will be completed. The existing timber ATON structure will be demolished in its entirety. Five (5) new timber piles will be installed using a vibratory hammer, and the rest of the components will be installed.

The following Best Management Practices (BMPs) will be implemented during construction of Cohasset Channel Light 8 in order to minimize and avoid potential impacts to fish and wildlife in the vicinity of the proposed project.

- 1. A vibratory hammer will be used as much as possible for all pile driving activities.
- 2. Any use of an impact hammer during pile driving will require the use of active attenuation measures (cushion blocks and bubble curtains).
- 3. Pile driving activities will be limited to no more than 12 hours per day during daytime hours.

- 4. A "soft start" will be used for a pile driving activities such that driving does not occur at full power at first.
- 5. Shallow draft vessels that maximize the navigational clearance between the vessel and the ocean floor will be used where possible.
- 6. Vessels will operate at speeds of less than 10 knots. A look out should be posted and measures taken to slow down and avoid any whales or sea turtles spotted.
- 7. Least terns nest on the shoreline from May through July, chicks fledge by August, and migration starts in August. To avoid impacting nesting terns, no pile driving will occur between May 1 and August 15.
- 8. The osprey nest located on this ATON will be removed between September and February when it is inactive. If the ATON replacement is not carried out at that time, temporary exclusion measures must be installed to prevent nesting from occurring prior to construction
- 9. A dedicated nesting platform will be installed on the proposed ATON.

4.4.5 Impacts

The proposed replacement of the Cohasset Channel Light 8 is anticipated to result in approximately 4.0 square feet (SF) of permanent impacts to the Land Under the Ocean resource area. The impacts are associated with the demolition of the existing structure and the installation of the five (5) timber piles for the proposed ATON replacement structure.

The proposed project is not anticipated to result in any additional impacts to other resource areas subject to jurisdiction under the WPA. The proposed project is limited to in-kind replacement of the existing structure and does not involve any dredging.

4.4.6 Regulatory Compliance and MA WPA Performance Standards

The WPA does not provide specific performance standards for the Land Under the Ocean resource area. The Land Under the Ocean located within the project area has not been found to be significant to the protection of marine fisheries, protection of wildlife habitat, storm damage prevention, or flood control. Therefore, 310 CMR 10.25(3) through (6) do not apply.

310 CMR 10.25(7) states, "Notwithstanding the provisions of 310 CMR 10.25(3) through (6), no project may be permitted which will have any adverse effect on specified habitat sites of rare vertebrate or invertebrate species, as identified by procedures established under 310 CMR 10.37."

The proposed project is not anticipated to have an adverse effect on least terns with the time of year restriction on pile driving during the nesting season from May 1 through August 15. In addition, the existing osprey nest will be removed when the nest is inactive, and a dedicated nesting platform will be

UNITED STATES COAST GUARD MA WPA NOTICE OF INTENT

installed on the new structure. These measures along with the additional BMPs outlined in Section 4.4.4 above will minimize and avoid adverse impacts to fish and wildlife including rare species to the maximum extent practicable.

4.5 Boston, MA - Boston Main Channel Light 5

4.5.1 Existing Conditions

Boston Main Channel Light 5 (42° 20′ 0.162″ N, 71° 0′ 3.732″ W) is an ATON tower servicing the entrance to Boston Harbor. The tower is a USCG-standard 5-foot x 5-foot steel skeleton frame supported on a steel-framed deck on a braced steel four-pile substructure. The ATON is accessible via water and has a flashing green light, square green dayboards, and a height of 32 feet.

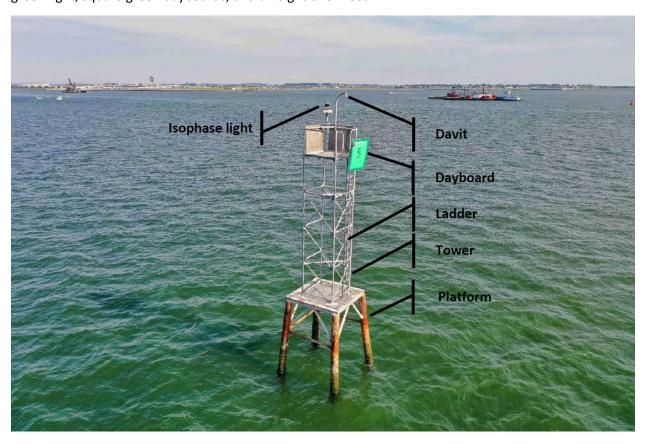


Photo 5: Boston Main Channel Light 5

The existing piles exhibit severe defects above the water including localized buckling and cracking as well as coating loss and moderate corrosion and pitting. Overall, the piles and bracing are in critical condition. The deck is in serious condition, with isolated severe defects along the perimeter beams from overstressing, as well as isolated coating loss and moderate corrosion. The existing tower is in satisfactory condition and the light, three out of four dayboards, and tower ladder all appear intact. The primary access ladder to the ATON is detached.

4.5.2 Resource Area Descriptions

4.5.2.1 Land under the Ocean

The existing Boston Main Channel Light 5 structure is located within the Land Under the Ocean resource area. No additional resource areas subject to jurisdiction under the WPA are located in the vicinity of the proposed project. Water depths in the vicinity of the structure vary from approximately 12'-4" (MLW) to 21'-10" (MHW).

4.5.3 Rare, Threatened, and Endangered Species

Boston Main Channel Light 5 is not located within or in close proximity to any NHESP Priority or Estimated Habitats. The nearest mapped habitat polygon includes PH 1156, located approximately 2,500' east of the ATON.

The project is located within the known and expected range of federally listed Atlantic sturgeon, shortnose sturgeon, sea turtles, North Atlantic right whale, and fin whale. The project is also located within federally designated critical habitat (Unit 1, feeding area) for the North Atlantic right whale. Migrating and foraging adults and subadults of each of these species could potentially occur within the project area.

4.5.4 Proposed Action

The proposed project involves the replacement of the piles, most likely drilled and socketed into rock, and installation of a new platform, deck, and ladder.

A barge will be mobilized to the project site from which the majority of the work and staging will be completed. The existing steel ATON structure will be demolished in its entirety. The four (4) steel pipe piles will be installed using a vibratory hammer and the rest of the above-water components will be installed.

The following Best Management Practices (BMPs) will be implemented during construction of the Boston Main Channel Light 5 in order to minimize and avoid potential impacts to fish and wildlife in the vicinity of the proposed project.

- 1. A vibratory hammer will be used as much as possible for all pile driving activities.
- 2. Any use of an impact hammer during pile driving will require the use of active attenuation measures (cushion blocks and bubble curtains).
- 3. Pile driving activities will be limited to no more than 12 hours per day during daytime hours.
- 4. A "soft start" will be used for a pile driving activities such that driving does not occur at full power at first.
- 5. Shallow draft vessels that maximize the navigational clearance between the vessel and the ocean floor will be used where possible.



6. Vessels will operate at speeds of less than 10 knots. A look out should be posted and measures taken to slow down and avoid any whales or sea turtles spotted.

4.5.5 Impacts

The proposed replacement of the Boston Main Channel Light 5 is anticipated to result in approximately 5.6 square feet (SF) of permanent impacts to the Land Under the Ocean resource area. The impacts are associated with the demolition of the existing structure and the installation of the four (4) steel pipe piles for the proposed ATON replacement structure.

The proposed project is not anticipated to result in any additional impacts to other resource areas subject to jurisdiction under the WPA. The proposed project is limited to in-kind replacement of the existing structure and does not involve any dredging.

4.5.6 Regulatory Compliance and MA WPA Performance Standards

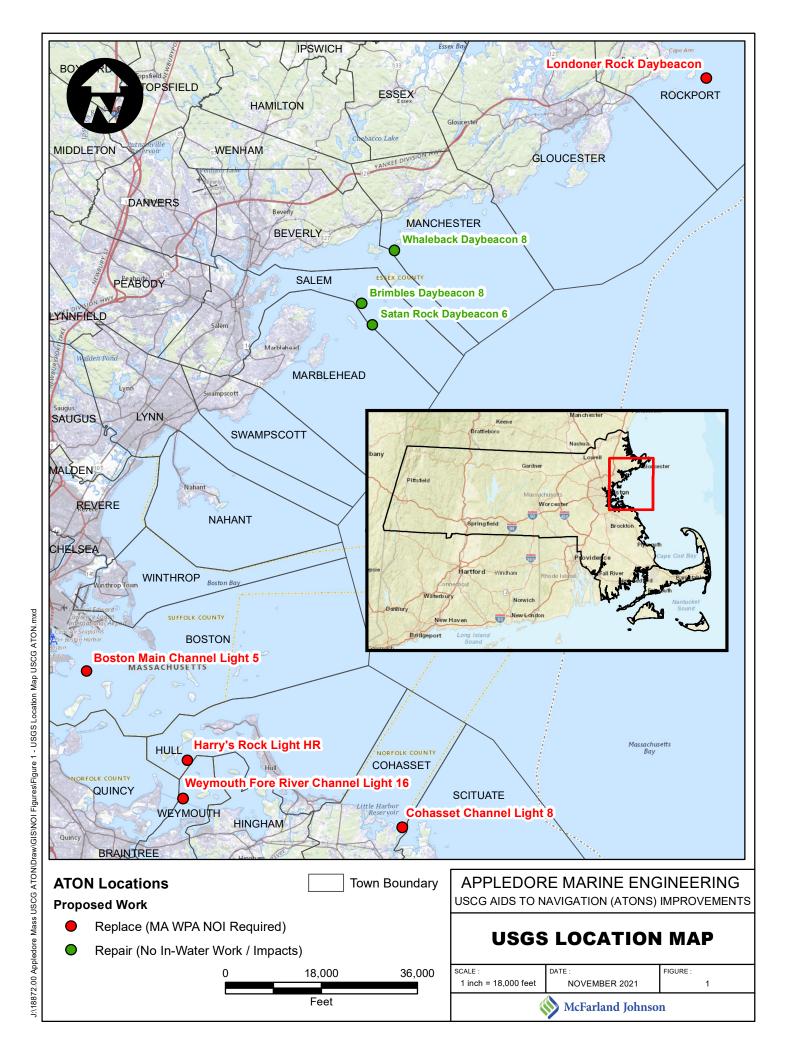
The WPA does not provide specific performance standards for the Land Under the Ocean resource area. The Land Under the Ocean located within the project area has not been found to be significant to the protection of marine fisheries, protection of wildlife habitat, storm damage prevention, or flood control. Therefore, 310 CMR 10.25(3) through (7) do not apply. In order to minimize and avoid impacts to fisheries and wildlife to the maximum extent practicable the BMPs outlined in Section 4.5.4 above will be implemented throughout the duration of the project.

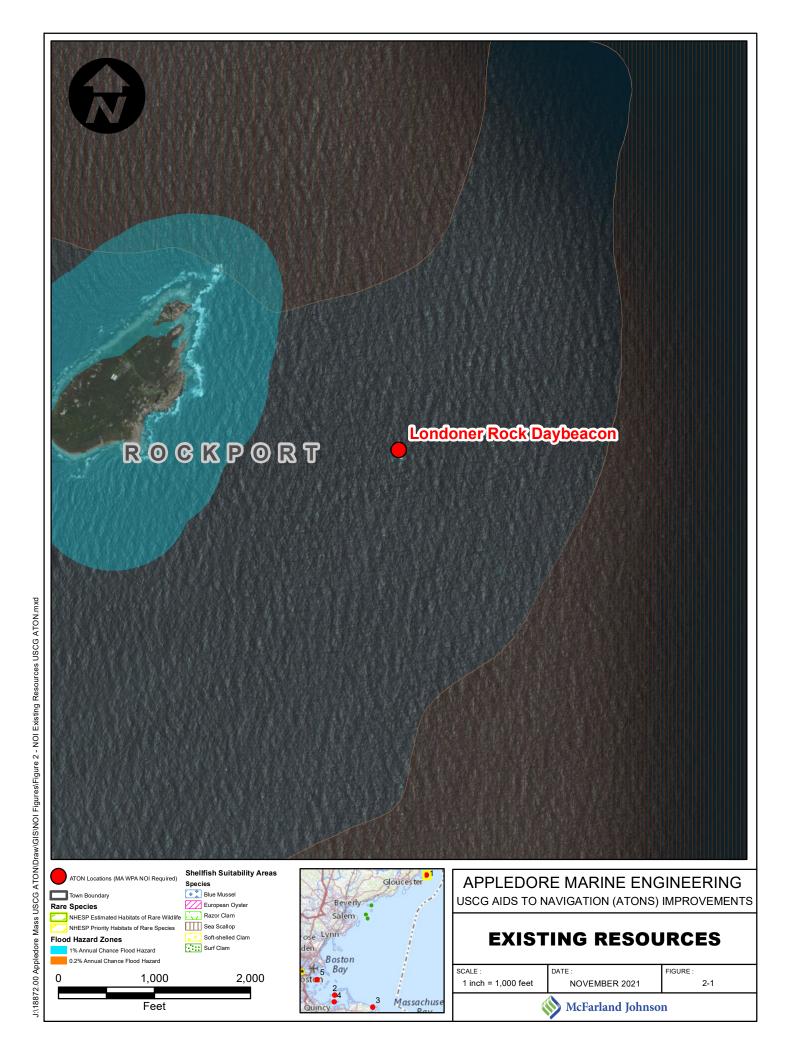
5.0 Abutters

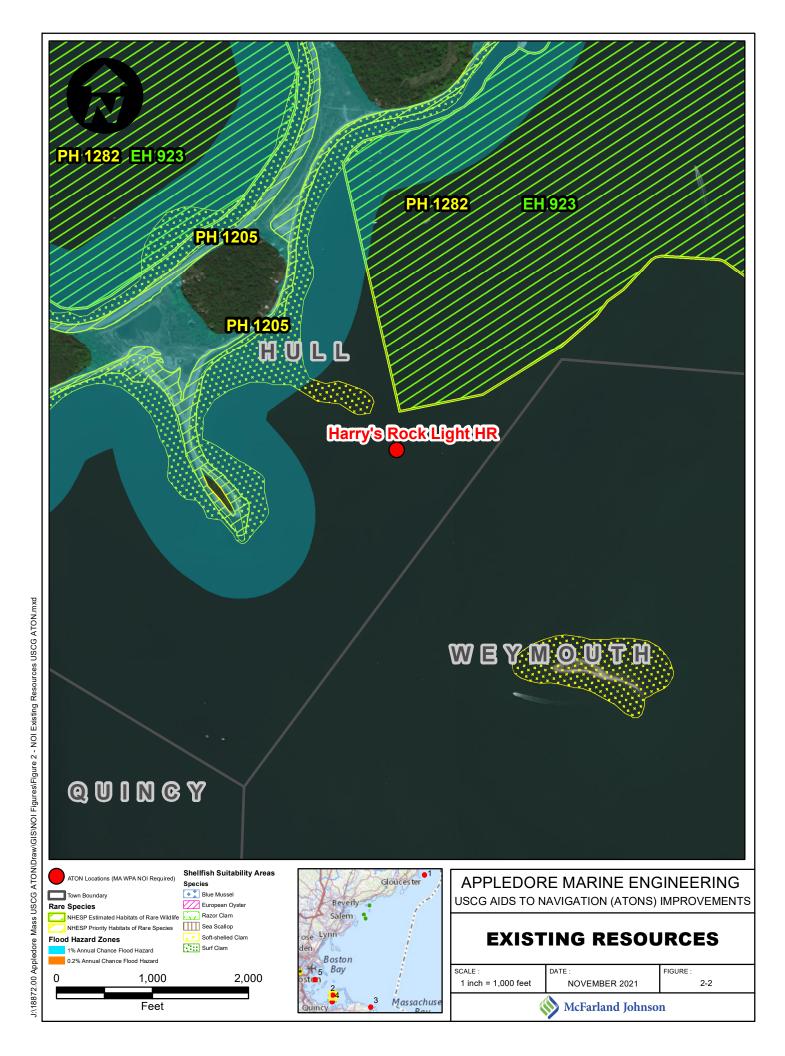
The proposed project is assumed to be exempt from abutter notification requirements pursuant to 310 CMR 10.05, "Notwithstanding the foregoing, the requirement to provide Abutter notification is subject to the following limits. An applicant is required to provide notification to an Abutter whose Lot is separated from the Project Locus by a public or private street or body of water only if the Abutter's Lot is within 100 feet from the property line of the Project Locus. An applicant who proposes work solely within Land under Water Bodies or Waterways, or solely within a Lot with an area greater than 50 acres, is required to provide notification only to Abutters whose Lot is within one hundred feet from the Project Site..."

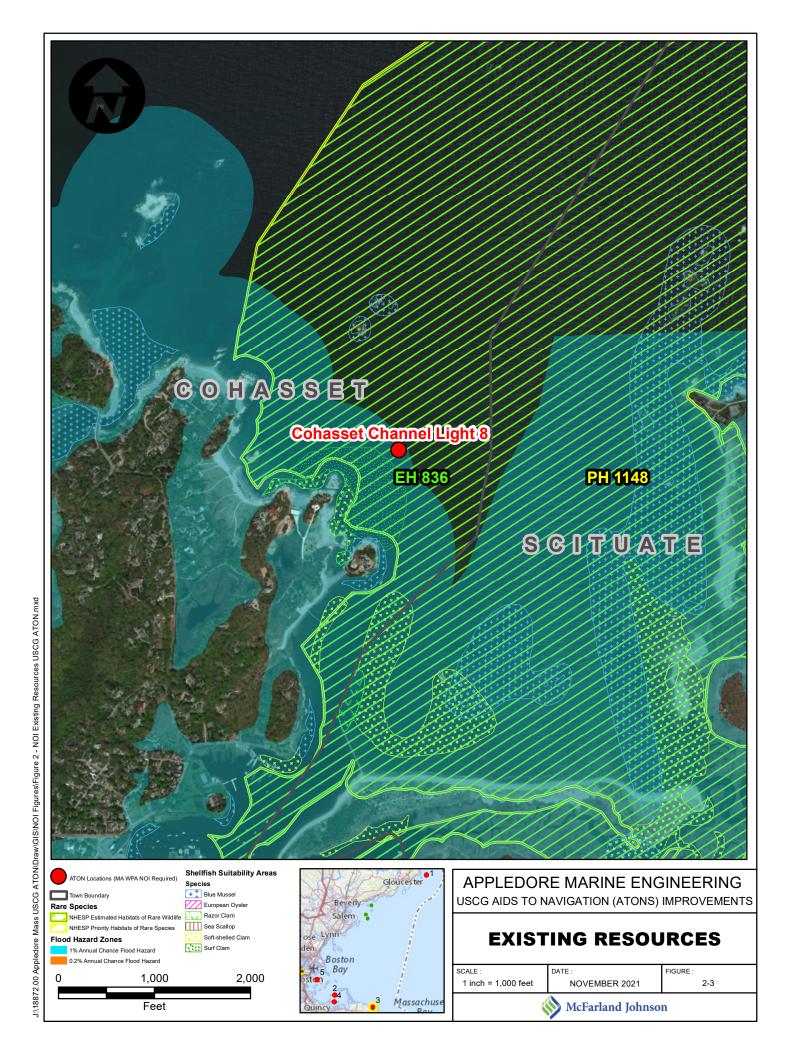
The proposed USCG ATON replacement structures are all located greater than 100 feet from the nearest property abutters and are separated by a body of water (**Figure 3-1 – 3-5**). Therefore, abutter notification is not required for any of the proposed ATON replacements.

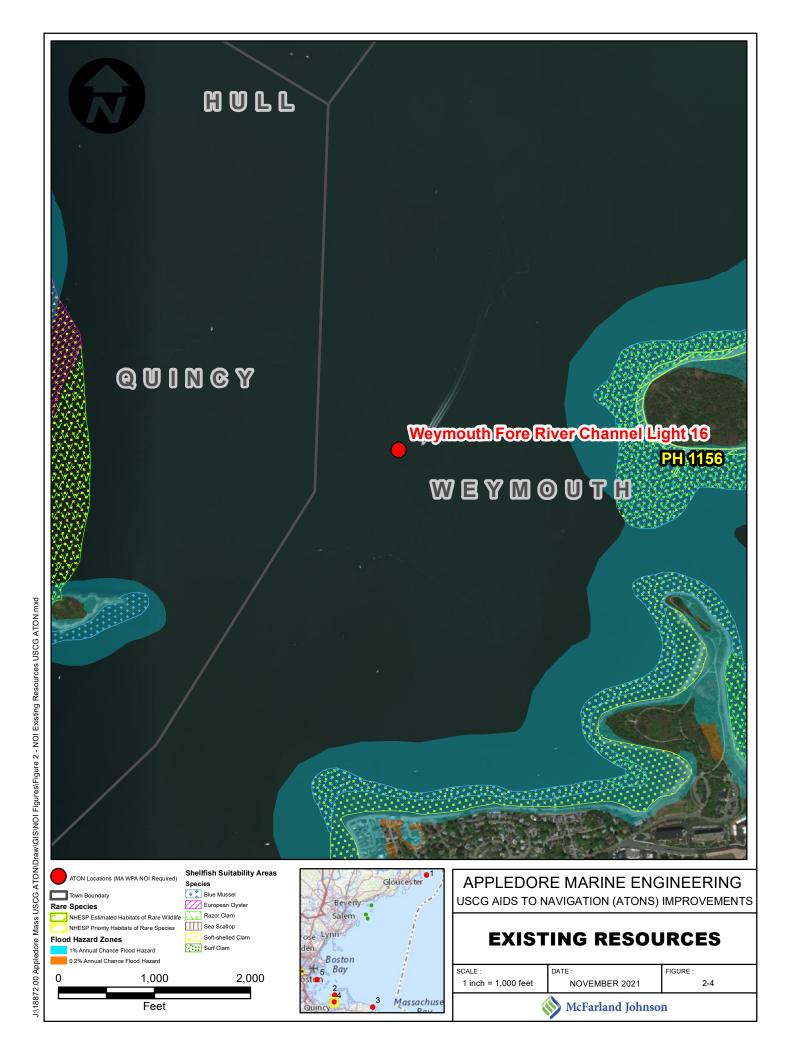


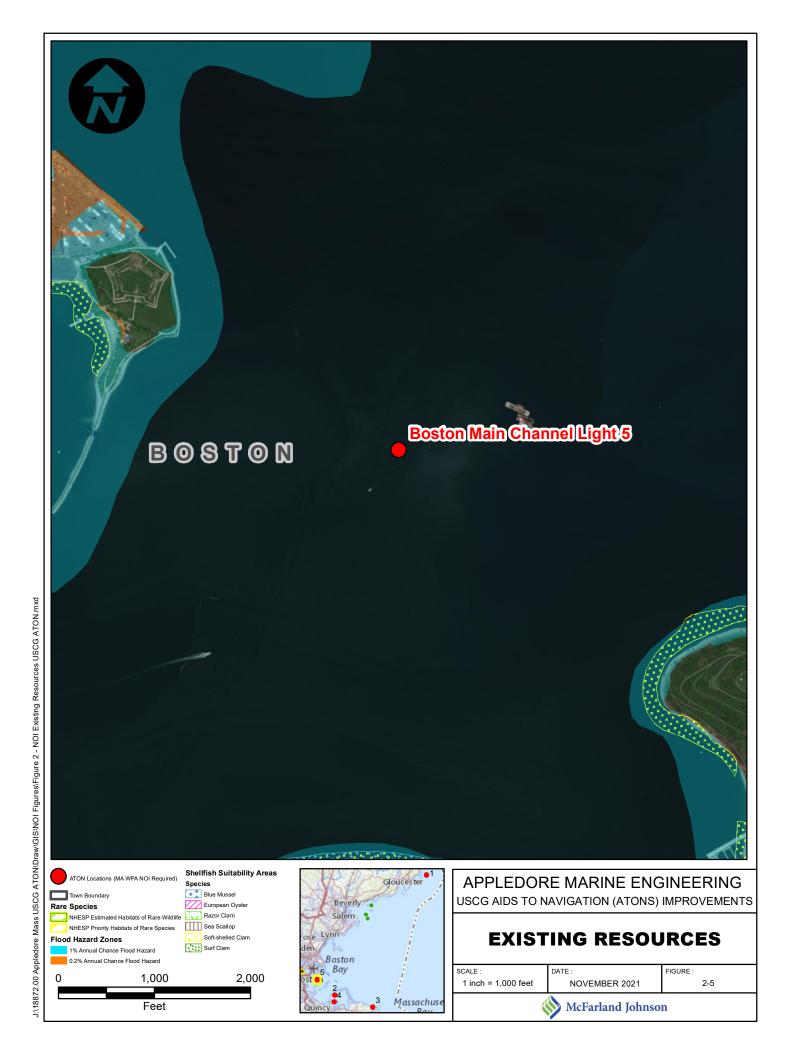


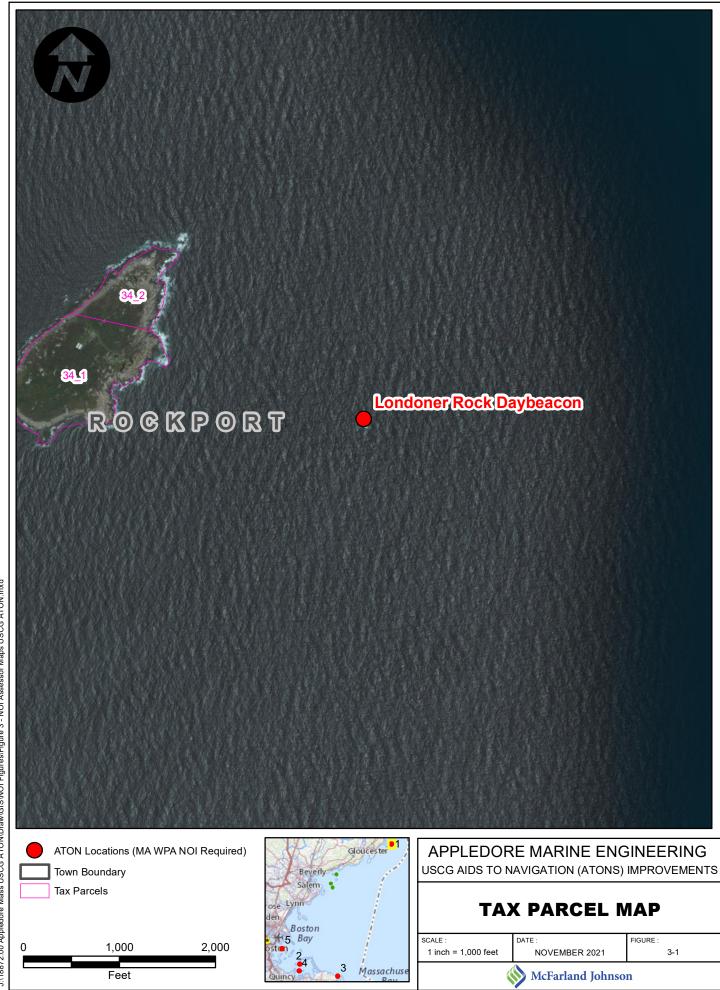












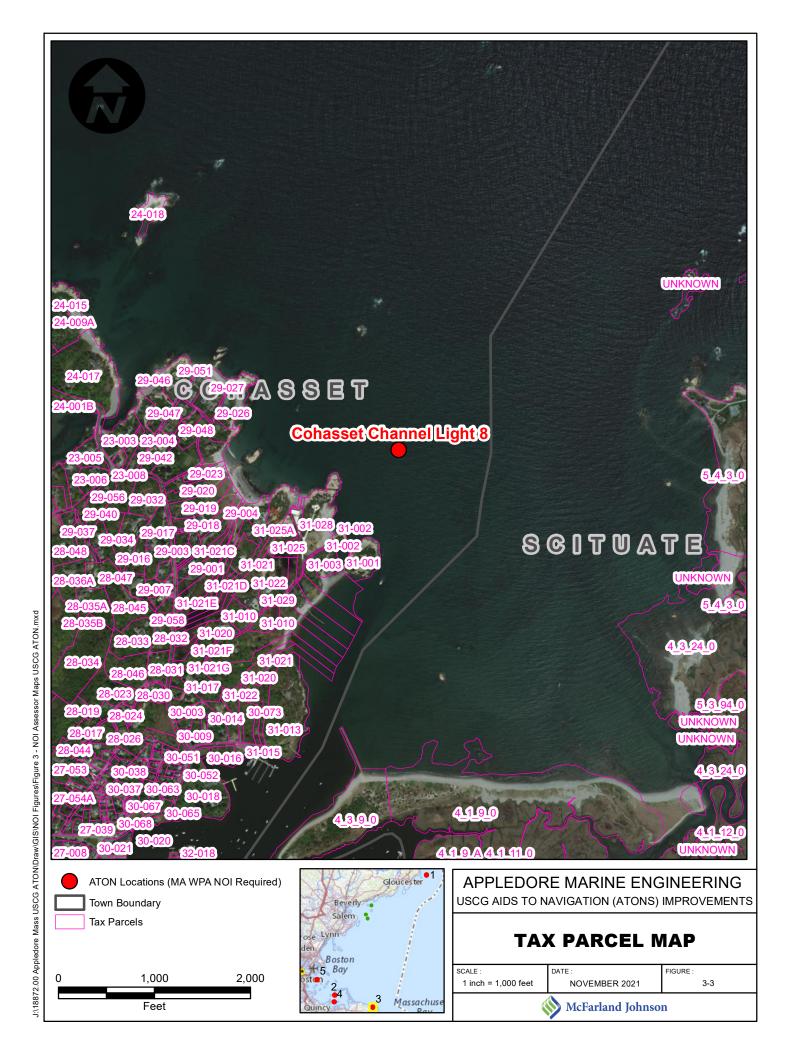
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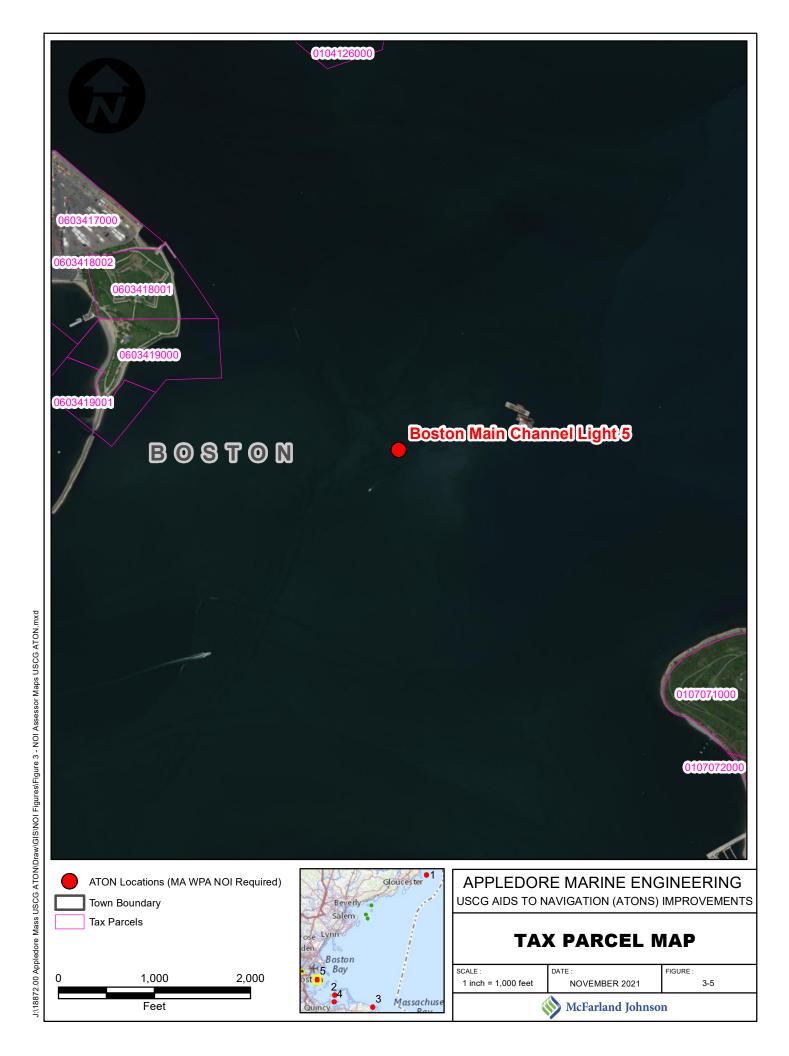
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DIVISION OF FISHERIES & WILDLIFE

1 Rabbit Hill Road, Westborough, MA 01581 p: (508) 389-6300 | f: (508) 389-7890

MASS.GOV/MASSWILDLIFE

December 16, 2021

Christine Perron McFarland Johnson 53 Regional Drive Concord NH 03301

RE: Project Location: Cohasset Channel Light 8

Town: COHASSET NHESP Tracking No.: 21-40627

To Whom It May Concern:

Thank you for contacting the Natural Heritage and Endangered Species Program of the MA Division of Fisheries & Wildlife (the "Division") for information regarding state-listed rare species in the vicinity of the above referenced site. Based on the information provided, this project site, or a portion thereof, is located within *Priority Habitat 1148* (PH 1148) and *Estimated Habitat 836* (EH 836) as indicated in the *Massachusetts Natural Heritage Atlas* (15th Edition) for the following state-listed rare species:

Scientific name	Common Name	Taxonomic Group	State Status
Sternula antillarum	Least Tern	Bird	Special Concern

The species listed above is protected under the Massachusetts Endangered Species Act (MESA) (M.G.L. c. 131A) and its implementing regulations (321 CMR 10.00). State-listed wildlife are also protected under the state's Wetlands Protection Act (WPA) (M.G.L. c. 131, s. 40) and its implementing regulations (310 CMR 10.00). Fact sheets for most state-listed rare species can be found on our website (www.mass.gov/nhesp).

Please note that <u>projects and activities located within Priority and/or Estimated Habitat must be</u> <u>reviewed by the Division</u> for compliance with the state-listed rare species protection provisions of MESA (321 CMR 10.00) and/or the WPA (310 CMR 10.00).

Wetlands Protection Act (WPA)

If the project site is within Estimated Habitat and a Notice of Intent (NOI) is required, then a copy of the NOI must be submitted to the Division so that it is received at the same time as the local conservation commission. If the Division determines that the proposed project will adversely affect the actual Resource Area habitat of state-protected wildlife, then the proposed project may not be permitted (310 CMR 10.37, 10.58(4)(b) & 10.59). In such a case, the project proponent may request a consultation with the Division to discuss potential project design modifications that would avoid adverse effects to rare wildlife habitat.

A streamlined joint MESA/WPA review process is available. When filing a Notice of Intent (NOI), the applicant may file concurrently under the MESA on the same NOI form and qualify for a 30-day

streamlined joint review. For a copy of the NOI form, please visit the MA Department of Environmental Protection's website: https://www.mass.gov/how-to/wpa-form-3-wetlands-notice-of-intent.

MA Endangered Species Act (MESA)

If the proposed project is located within Priority Habitat and is not exempt from review (see 321 CMR 10.14), then project plans, a fee, and other required materials must be sent to Natural Heritage Regulatory Review to determine whether a probable Take under the MA Endangered Species Act would occur (321 CMR 10.18). Please note that all proposed and anticipated development must be disclosed, as MESA does not allow project segmentation (321 CMR 10.16). For a MESA filing checklist and additional information please see our website: https://www.mass.gov/regulatory-review.

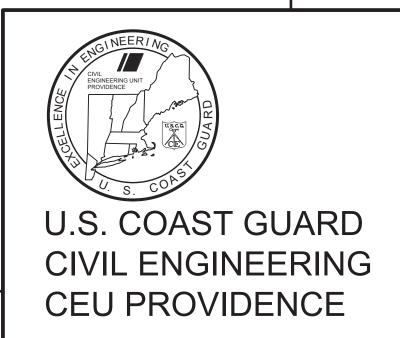
We recommend that rare species habitat concerns be addressed during the project design phase prior to submission of a formal MESA filing, <u>as avoidance and minimization of impacts to rare species and their habitats is likely to expedite endangered species regulatory review.</u>

This evaluation is based on the most recent information available in the Natural Heritage database, which is constantly being expanded and updated through ongoing research and inventory. If the purpose of your inquiry is to generate a species list to fulfill the federal Endangered Species Act (16 U.S.C. 1531 et seq.) information requirements for a permit, proposal, or authorization of any kind from a federal agency, we recommend that you contact the National Marine Fisheries Service at (978)281-9328 and use the U.S. Fish and Wildlife Service's Information for Planning and Conservation website (https://ecos.fws.gov/ipac). If you have any questions regarding this letter please contact Emily Holt, Endangered Species Review Assistant, at (508) 389-6385.

Sincerely,

Everose Schlüter, Ph.D. Assistant Director

Evage Schluts





MASSACHUSETTS BAY ATON MASSACHUSETTS 13494020 REPAIR ATON MASSACHUSETTS BAY (FY22 C-POP)

LONDONER ROCK DAYBEACON (LLNR 315) BOSTON MAIN CHANNEL LIGHT 5 (LLNR 10890) WEYMOUTH FORE RIVER CHANNEL LIGHT 16 (LLNR 11715) SATAN ROCK DAYBEACON 6 (LLNR 10395) HARRY'S ROCK LIGHT HR (LLNR 11675) COHASSET CHANNEL LIGHT 8 (LLNR 12185)

WHALEBACK DAYBEACON 8 (LLNR 9990) BRIMBLES DAYBEACON (LLNR 10405)





VICINITY MAP **LOCATION MAP** SCALE: NTS SCALE: NTS

SHEET ID	SHEET NO.	LEVEL II / SITE DESIGNATION	SITE	SHEET TITLE
G-001	01	-	ALL	COVER SHEET
G-002	02	-	ALL	GENERAL NOTES
S-201A	03	Α	LONDONER ROCK DAYBEACON	EXISTING DEMOLITION
S-202A	04	Α	LONDONER ROCK DAYBEACON	GENERAL ARRANGEMENT
S-501A	05	Α	LONDONER ROCK DAYBEACON	GENERAL DETAILS
S-201B	06	В	BOSTON MAIN CHANNEL LIGHT 5	EXISTING DEMOLITION
S-202B	07	В	BOSTON MAIN CHANNEL LIGHT 5	GENERAL ARRANGEMENT
S-201C	08	С	WEYMOUTH FORE RIVER CHANNEL LIGHT 16	EXISTING DEMOLITION
S-202C	09	С	WEYMOUTH FORE RIVER CHANNEL LIGHT 16	GENERAL ARRANGEMENT
S-201D	10	D	HARRY'S ROCK LIGHT HR	EXISTING DEMOLITION
S-202D	11	D	HARRY'S ROCK LIGHT HR	GENERAL ARRANGEMENT
S-501	12	B, C, D	-	GENERAL DETAILS - 1
S-502	13	B, C, D	-	GENERAL DETAILS - 2
S-201E	14	E	COHASSET CHANNEL LIGHT 8	EXISTING DEMOLITION
S-202E	15	E	COHASSET CHANNEL LIGHT 8	GENERAL ARRANGEMENT
S-501E	16	E	COHASSET CHANNEL LIGHT 8	GENERAL DETAILS
S-201F	17	F	WHALEBACK DAYBEACON 8	EXISTING DEMOLITION
S-202F	18	F	WHALEBACK DAYBEACON 8	GENERAL ARRANGEMENT
S-201G	19	G	BRIMBLES DAYBEACON	EXISTING DEMOLITION
S-202G	20	G	BRIMBLES DAYBEACON	GENERAL ARRANGEMENT
S-201H	21	Н	SATAN ROCK DAYBEACON 6	EXISTING DEMOLITION
S-202H	22	Н	SATAN ROCK DAYBEACON 6	GENERAL ARRANGEMENT
R-701	23	-	BOSTON MAIN CHANNEL LIGHT 5	TOWER REFERENCE - 01
R-702	24	-	BOSTON MAIN CHANNEL LIGHT 5	TOWER REFERENCE - 02
R-703	25	-	BOSTON MAIN CHANNEL LIGHT 5	TOWER REFERENCE - 03
R-704	26	-	BOSTON MAIN CHANNEL LIGHT 5	TOWER REFERENCE - 04
R-705	27	-	HARRY'S ROCK LIGHT	TOWER REFERENCE - 05
R-706	28	-	MONO PILE DAYBEACONS	TOWER REFERENCE - 06
R-706 R-707	28	-	MONO PILE DAYBEACONS MONO PILE DAYBEACONS	TOWER REFERENCE - 06 TOWER REFERENCE - 07

25 -		BOSTON MAII	N CHANNEL LIGHT 5	TOWER REFERENCE - 03	
26	- BOSTON MAIN CHANNEL LIGHT 5		TOWER REFERENCE - 04		
27 - HARRY'S ROCK		CK LIGHT	TOWER REFERENCE - 05		
28			AYBEACONS	TOWER REFERENCE - 06	
29	29 - MONO PILE DAYBEACONS		TOWER REFERENCE - 07		
BASE	BID / BID	OPTION	IINDEX]	
		LEVEL II/ SITE DESIGNATION	BID DESIGNATION		
CK DAYBEACON (LLNR 315)		Α	BASE BID		
CHANNEL LIGHT 5 (LLNR		В	BASE BID		
DRE RIVER CHANNEL LIGHT		С	BASE BID		
(LIGHT HR (LLNR 11675)		D	BASE BID	1	
ANNEL LIGHT 8 (LLNR 12185)		E	BASE BID		
AYBEACON 8 (LLNR 9990)		F	BID OPTION #1	1	
BEACON (LLNR 10405)		G	BID OPTION #2		
AYBEACON 6 (LLNR 10395)		Н	BID OPTION #3	1	
				-	

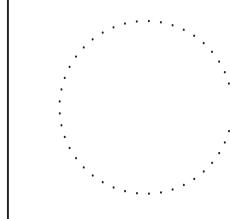
MICHAEL P. CAROSOTTO, P.E. APPROVING OFFICER DATE

MICHAEL P. CAROSOTTO, P.E. TECHNICAL DIRECTOR

DAVID GLASS, P.E. **BRANCH CHIEF**

SHEET ID G-001

GENERAL NOTES: 1. THE DRAWINGS AND SPECIFICATIONS FORM A PART OF THE CONTRACT DOCUMENTS AND ALL WORK MUST BE PERFORMED IN ACCORDANCE WITH THE CONTRACT DOCUMENTS. THE CONTRACTOR MUST KEEP A COPY OF





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				-	MARK DESCRIPTION	
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A/E COMPANY: APPLEDORE MARINE ENGINEERING, LLC PORTSMOUTH, NEW HAMPSHIRE 03801 (603) 766-1870 A/E PROJECT NO.: 7059 CONSULTING A/E:	

FY22 C-POP)	USCG PROJECT NO. 13494020	CIVIL ENGINEERING UNIT PROVIDENC 475 KILVERT ST., SUITE 100	AIT PROVIDENC E 100
	USCG DRAWING NO.	WARWICK, RI 02886	
MA MA	P13494020	PROJECT ENGINEER:	
	USCG FII FNAMF	LT MATTHEW R. FANN, PE	ш
	P13494020G-002.DWG	DESIGNED BY:	DRAWN BY:
		20-	ואואי/ כואו
	SHEET 02 OF 29	EDITED BY:	CHECKED BY:

GENERAL NOTES

G-002

SHEET ID

- THE DRAWINGS AND THE SPECIFICATIONS ON SITE AT ALL TIMES DURING THE WORK. 2. IT IS RECOMMENDED TO COMPLETE A PRE-BID SITE VISIT TO VERIFY THE PROJECT SCOPE AND EXTENT OF
- 3. ELEVATIONS ARE IN FEET BASED ON MEAN LOWER LOW WATER (MLLW) PROJECT DATUM FOR THE 1983-2001 TIDAL EPOCH.
- 4. ALL NORTH ARROWS SHOWN ARE GRID NORTH BASED ON NAD83.
- 5. DIMENSIONS AND DETAILS OF THE EXISTING ELEMENTS ARE BASED ON LIMITED ARCHIVE DRAWINGS AND LIMITED FIELD MEASUREMENTS. WORK RELATED ELEVATIONS, DIMENSIONS AND DETAILS OF THE EXISTING ELEMENTS MUST BE FIELD VERIFIED BY THE CONTRACTOR. DISCREPANCIES MUST BE BROUGHT TO THE ATTENTION OF THE GOVERNMENT BEFORE ORDERING MATERIALS AND PROCEEDING WITH THE WORK.
- 6. DETERMINE CONSTRUCTION PROCEDURES AND SEQUENCE TO ENSURE THE SAFETY OF THE FACILITIES. ERECT, MAINTAIN AND REMOVE TEMPORARY ERECTION MATERIALS AND EQUIPMENT. COORDINATE ALL PROPOSED STAGING AREAS WITH THE GOVERNMENT BEFORE STARTING THE WORK.
- 7. MAINTAIN ADEQUATE SURVEY CONTROL AT ALL TIMES TO ESTABLISH AND MAINTAIN ALL LINES AND ELEVATIONS.
- 8. SCHEDULE AND COORDINATE ALL WORK, INCLUDING ALLOWABLE WORK WINDOWS, WITH THE GOVERNMENT, AND MAINTAIN THE WORK SITE TO THE SATISFACTION OF THE GOVERNMENT.
- 9. PROVIDE AND MAINTAIN ENVIRONMENTAL CONTROLS AS REQUIRED BY FEDERAL, STATE AND LOCAL REGULATIONS AND PERMITS. ENVIRONMENTAL CONTROLS MUST INCLUDE BUT NOT BE LIMITED TO TURBIDITY
- 10. THE CONTRACTOR IS RESPONSIBLE FOR ALL DAMAGE DONE TO STRUCTURES AS A RESULT OF PERFORMING THE WORK.
- 11. THE CONTRACTOR MAY BE CHARGED ANY ADDITIONAL COST FOR REINSPECTION OR RETEST WHEN PRIOR REJECTION MAKES REINSPECTION OR RETESTING NECESSARY.

WORK DEFINITIONS

- 1. "REMOVE" IS DEFINED AS REMOVE AND DISPOSE OF STRUCTURE OR ELEMENT.
- 2. "REMOVE AND SALVAGE" IS DEFINED AS REMOVE THE STRUCTURE OR ELEMENT FROM THE EXISTING STRUCTURE AND SALVAGE FOR REINSTALLATION ON THE PROVIDED STRUCTURE.
- 3. "PROVIDE" IS DEFINED AS PROVIDE NEW STRUCTURE OR ELEMENT.

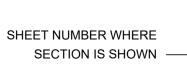
LEGEND

APPROX	APPROXIMATE	NTS	NOT TO SCALE
ATON	AID TO NAVIGATION	OC	ON CENTER
CIP	CAST-IN-PLACE	PP	PIPE PILE
Ę	CENTERLINE	PCF	POUNDS PER CUBIC FOOT
CLR	CLEAR	የ	PLATE
CY	CUBIC YARD	PLCS	PLACES
DIA Ø	DIAMETER	PSF	POUNDS PER SQUARE FOOT
EL	ELEVATION IN FEET	REF	REFERENCE
GALV	GALVANIZED	SCH	SCHEDULE
HDG	HOT DIPPED GALVANIZE	SF	SQUARE FEET
ID	INSIDE DIAMETER	SQ	SQUARE
LBS	POUNDS	SS	STAINLESS STEEL
LF	LINEAR FEET	STA	STATION
MAX	MAXIMUM	STD	STANDARD
MHW	MEAN HIGH WATER	TYP	TYPICAL
MIN	MINIMUM	UON	UNLESS OTHERWISE NOTED
MISC	MISCELLANEOUS	WP	WORKING POINT
MLLW	MEAN LOWER LOW WATER		

ELEVATION, SECTION OR DETAIL SYMBOLS



EXTERIOR ELEVATION/SECTION

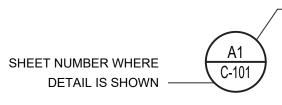


-INDICATES
REFERENCE QUADRANT
ON DESTINATION SHEET

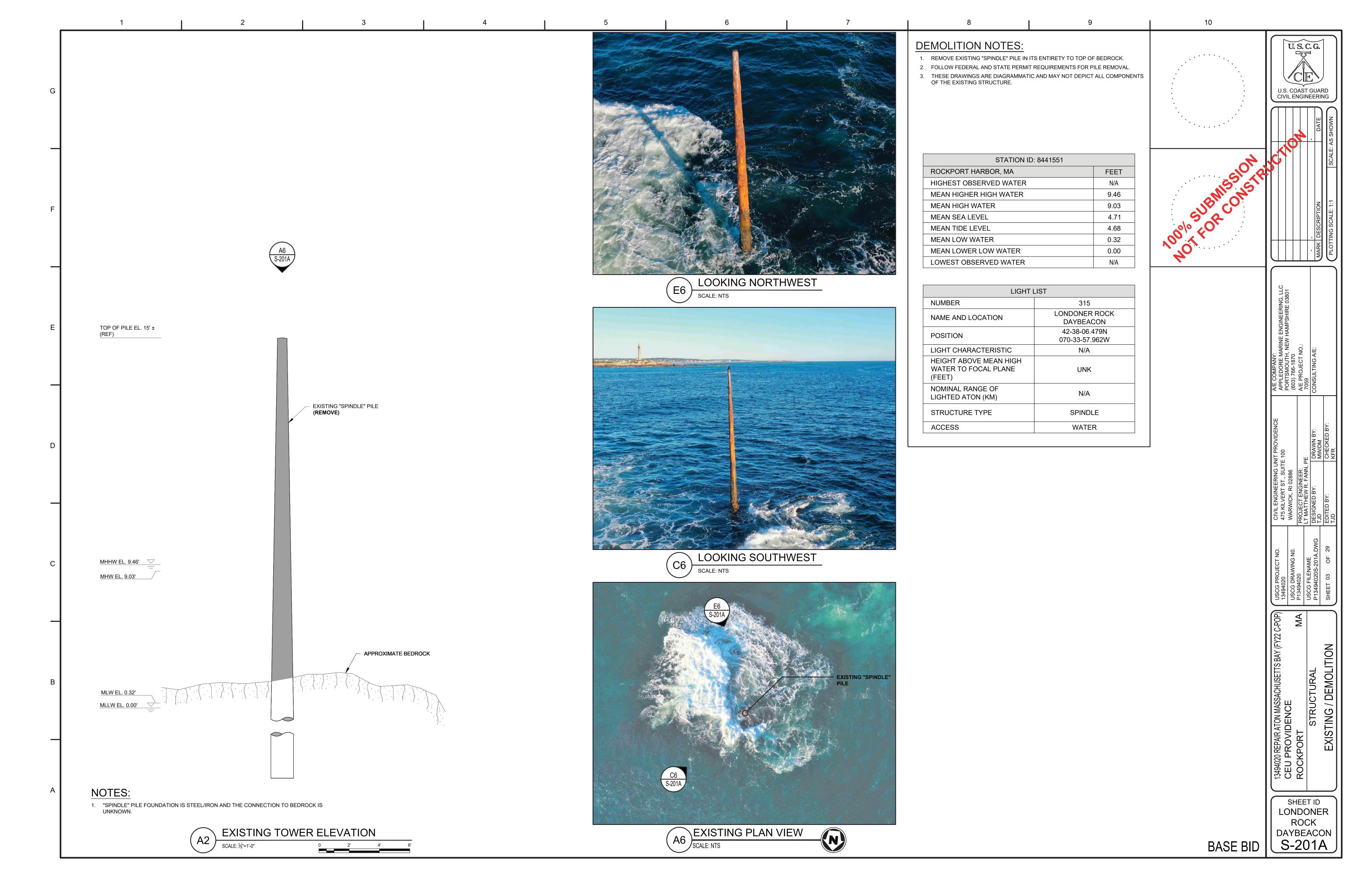
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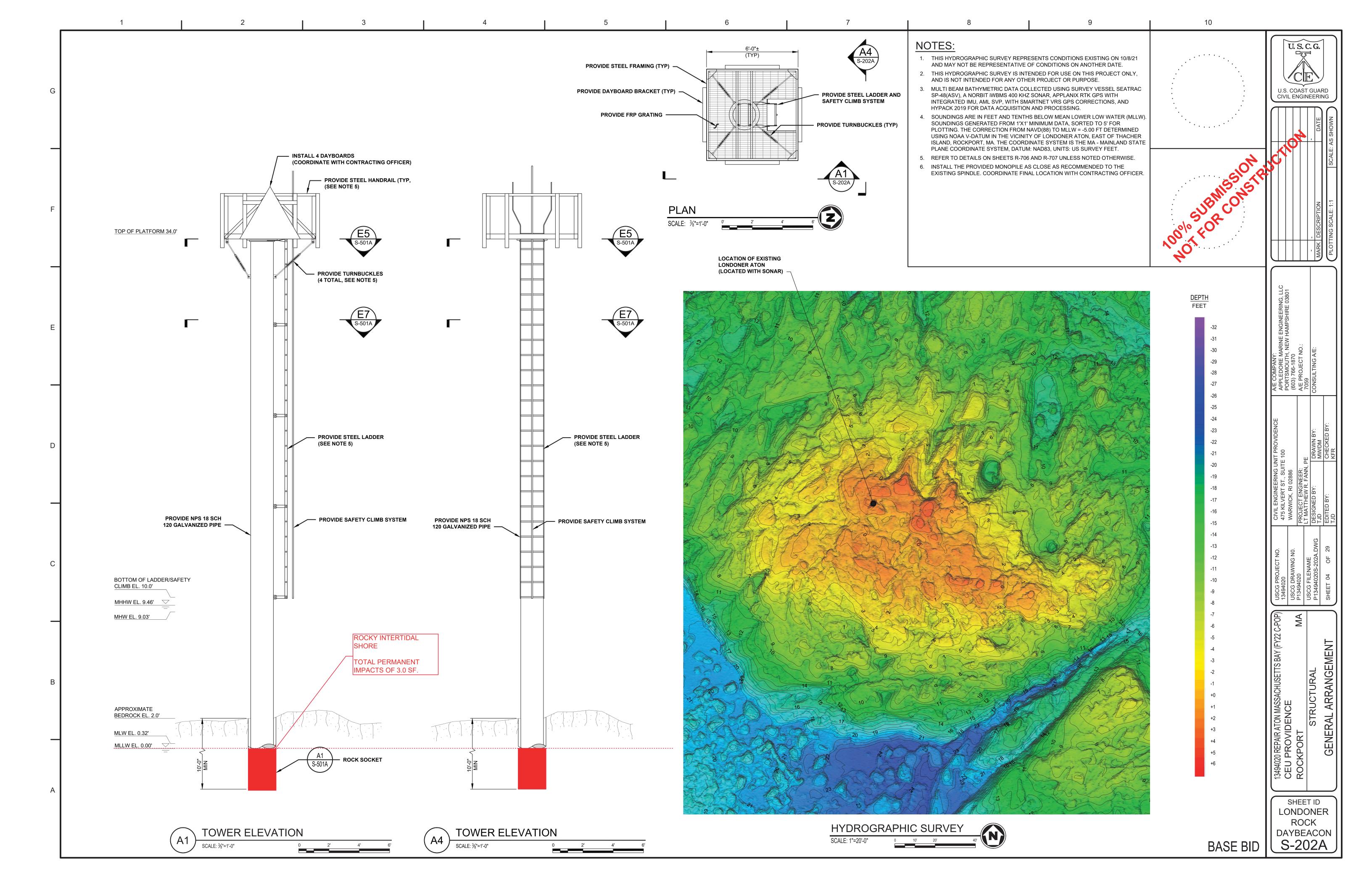
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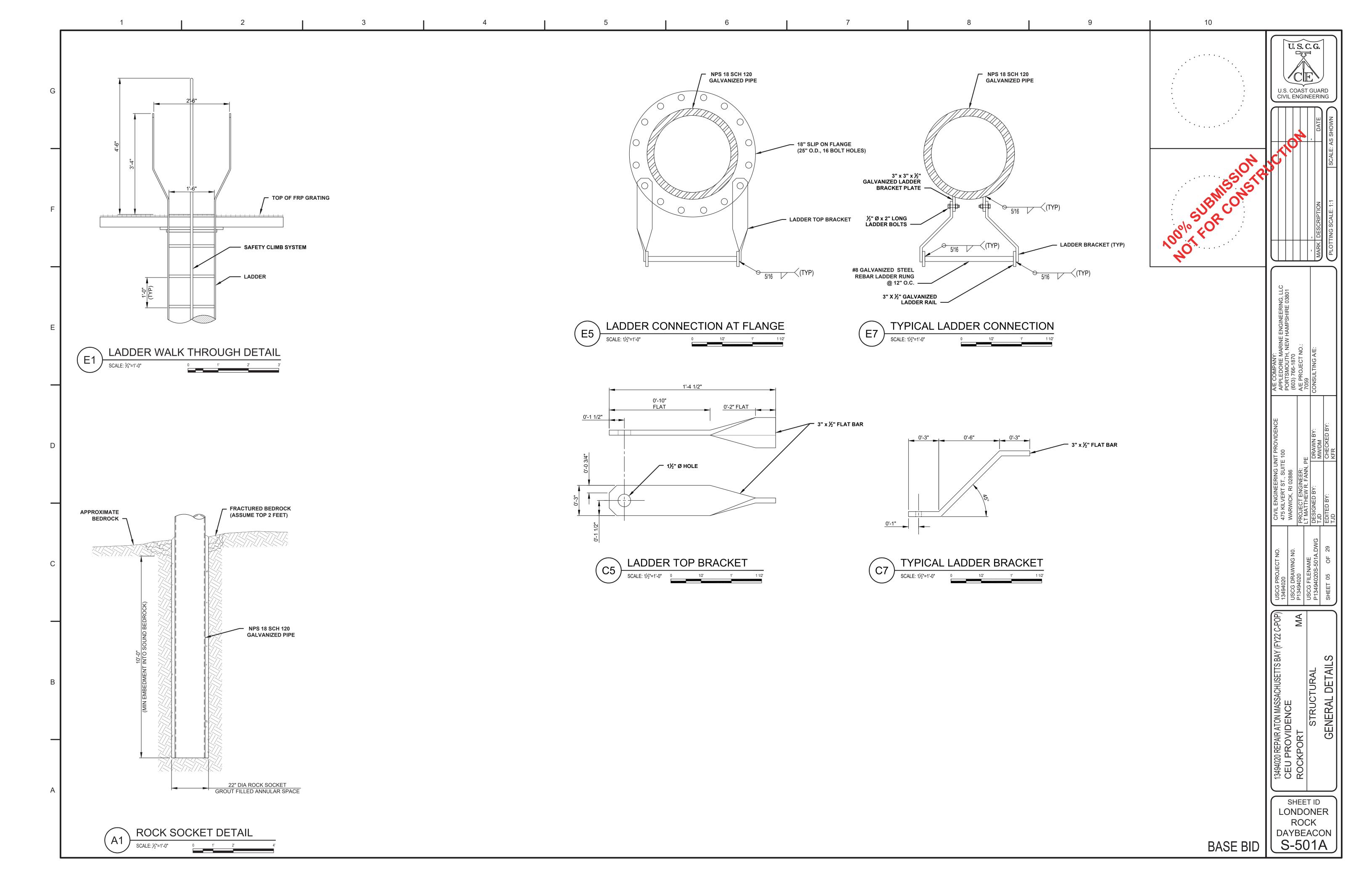
INTERIOR ELEVATION/SECTION

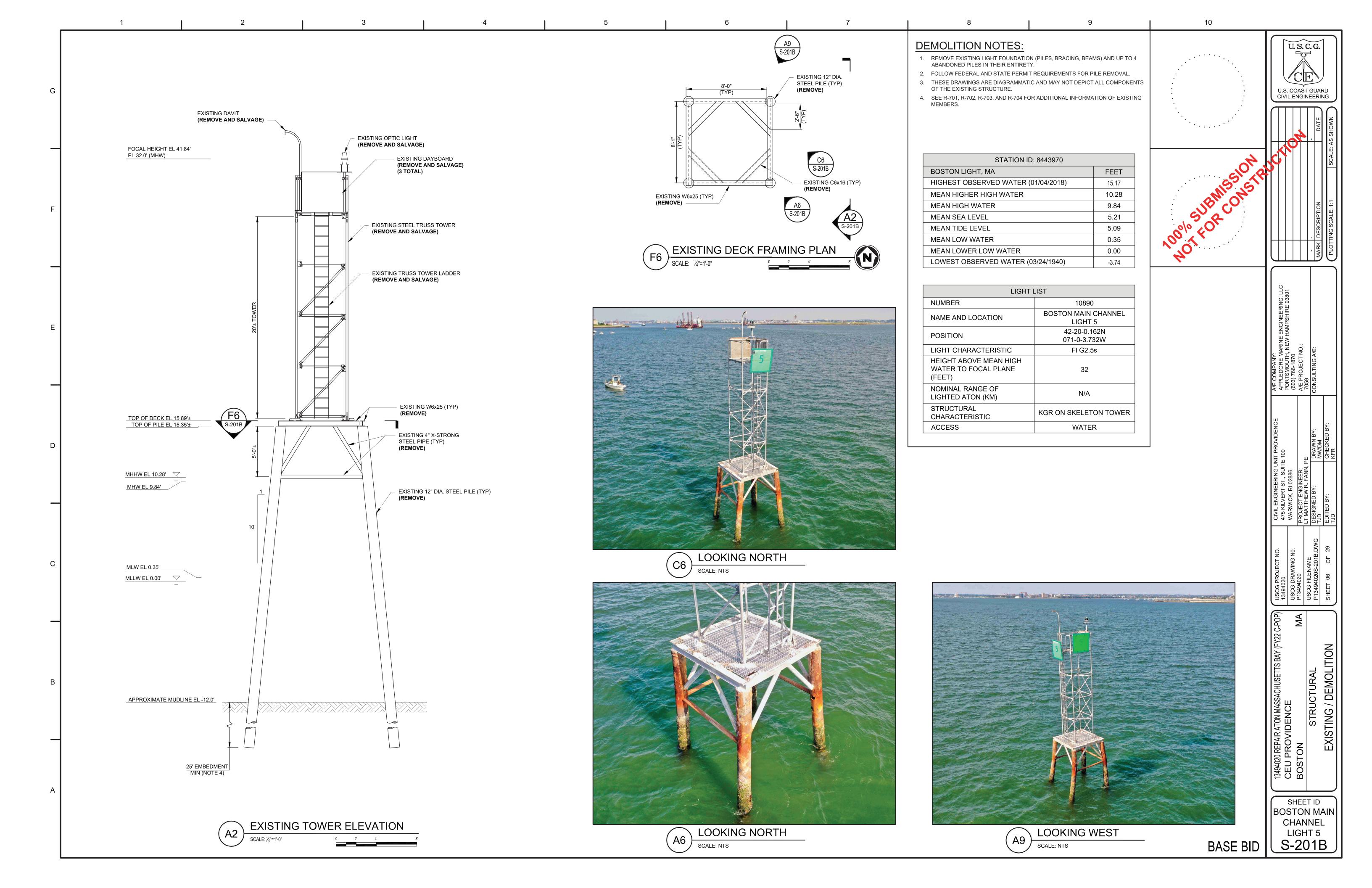


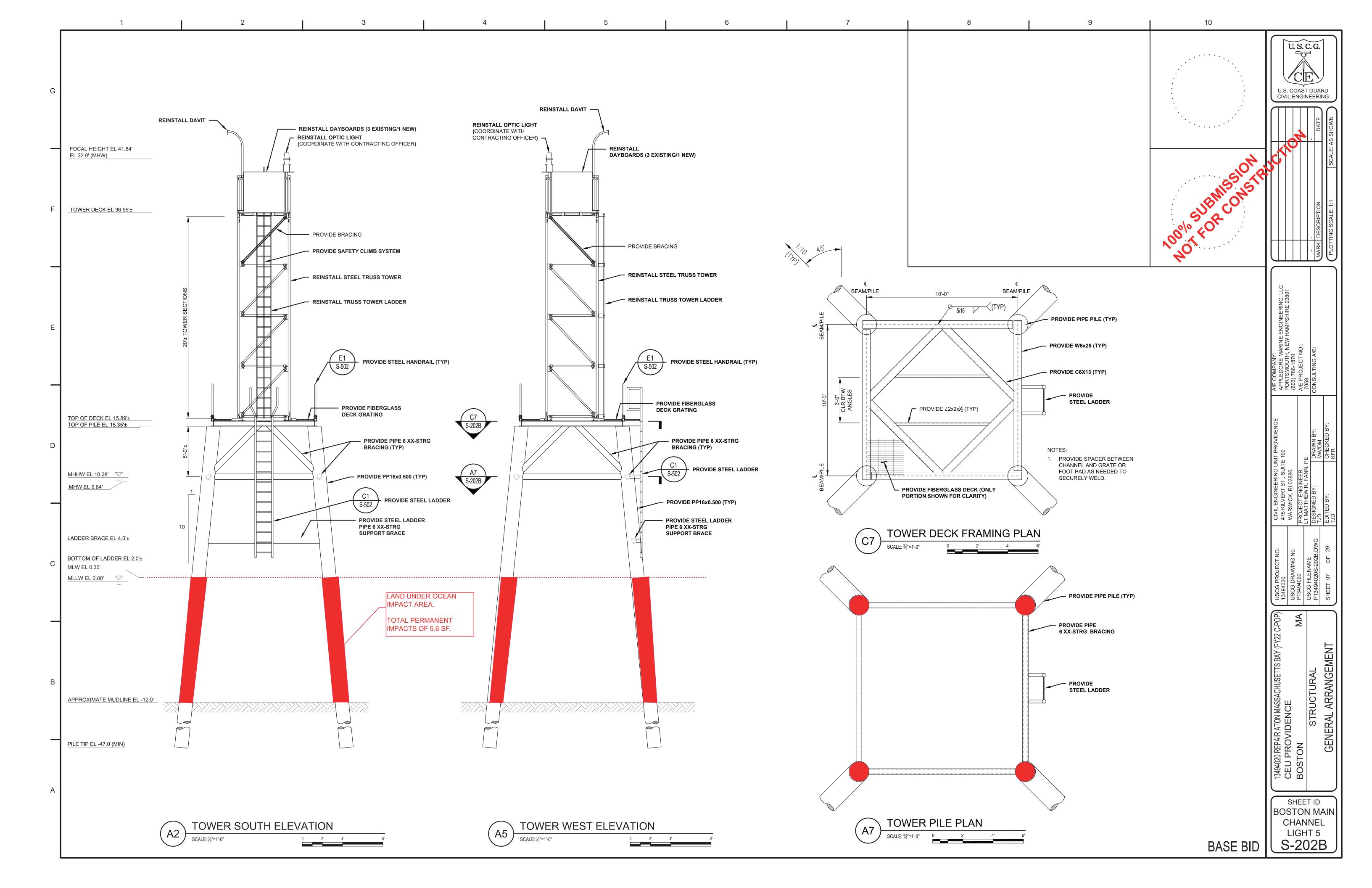
DETAIL

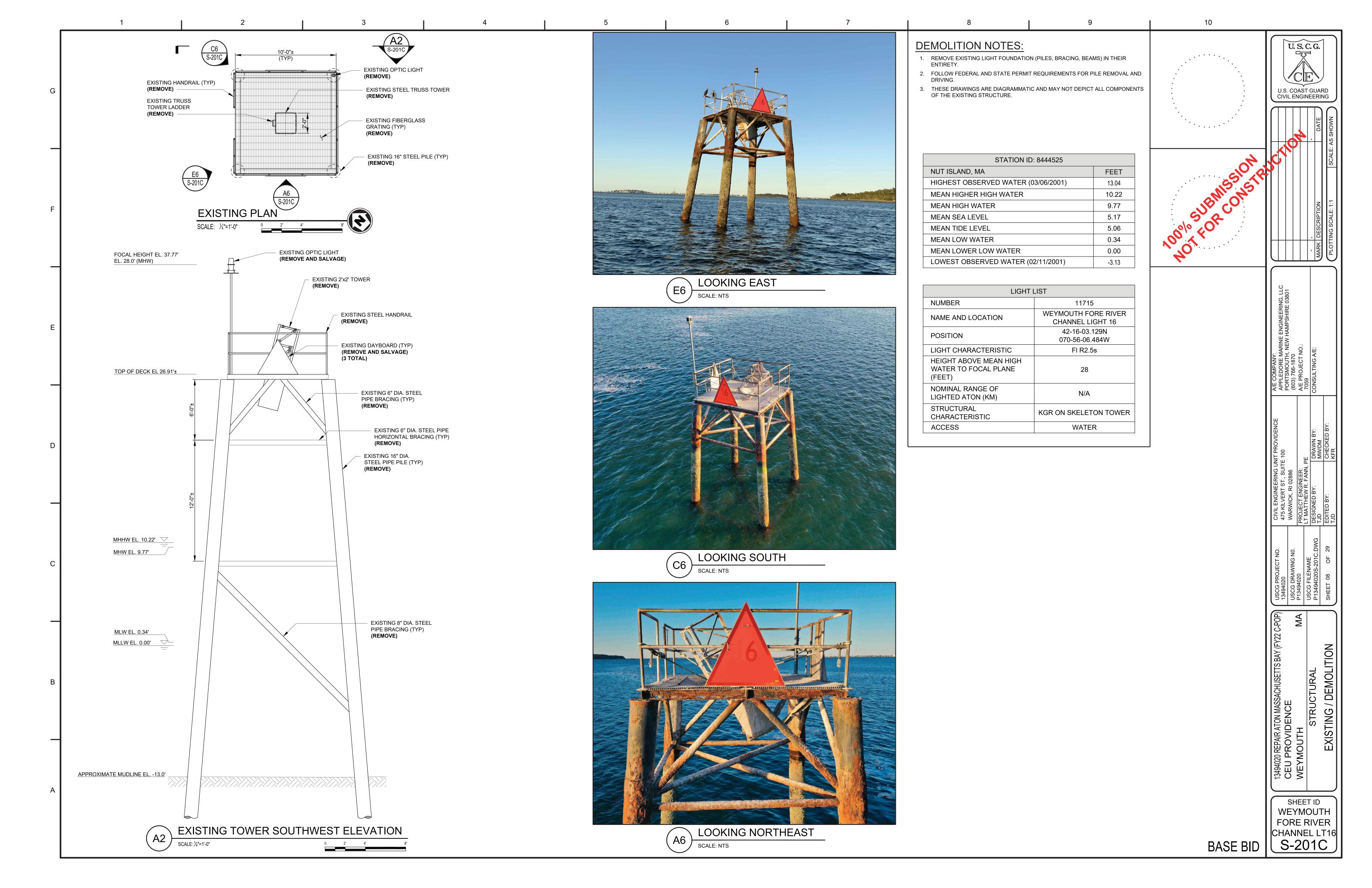


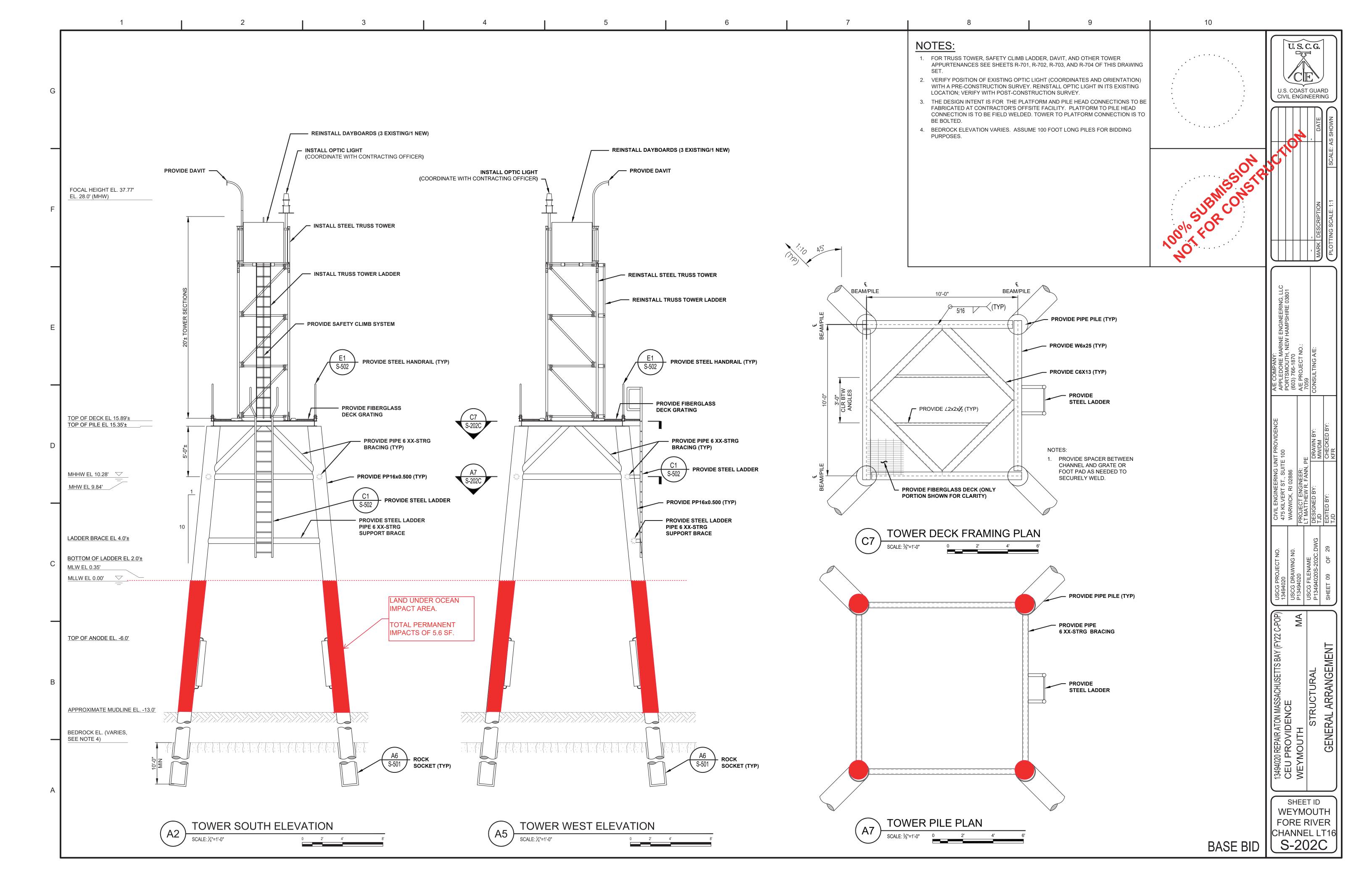


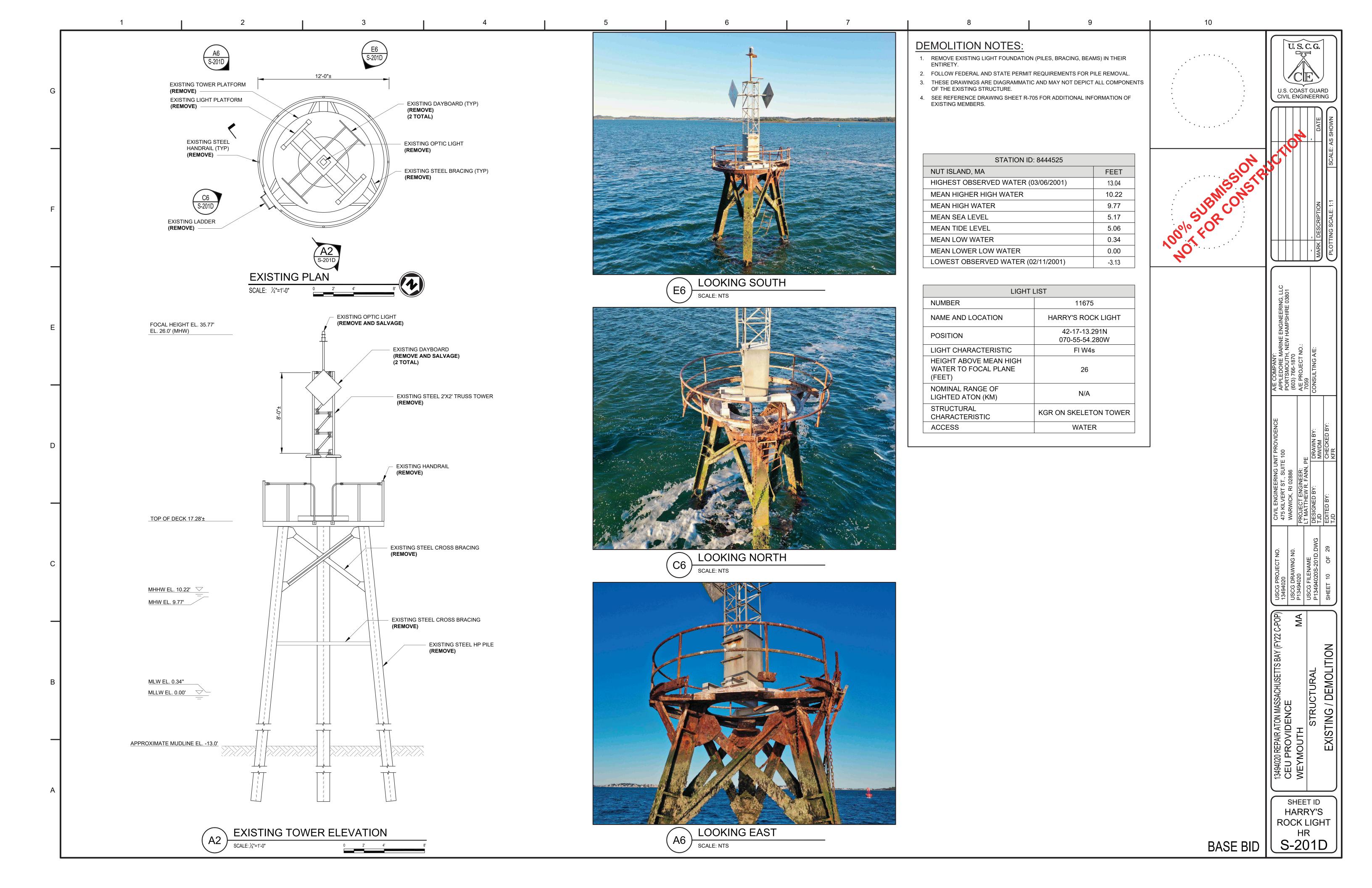


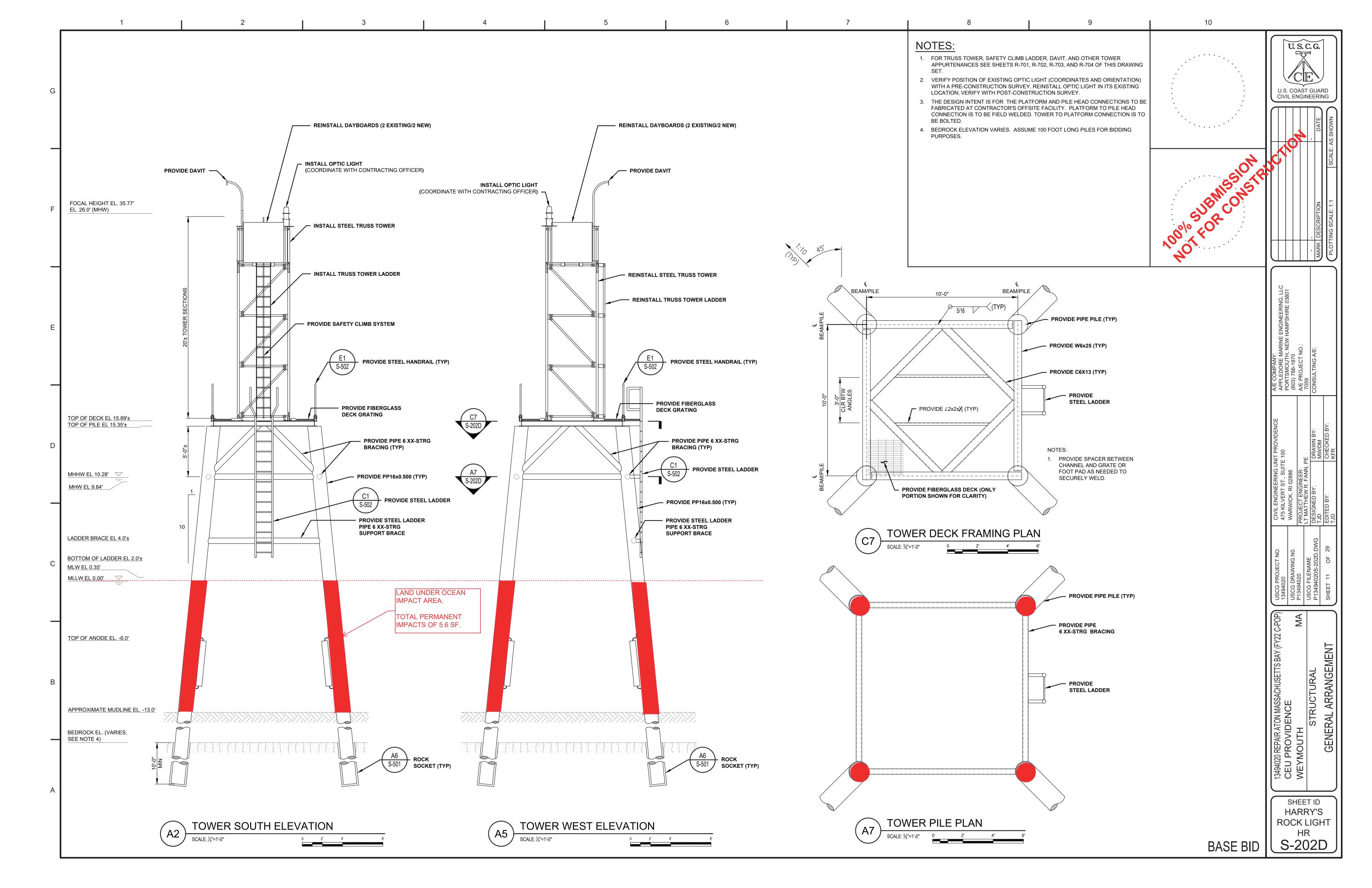


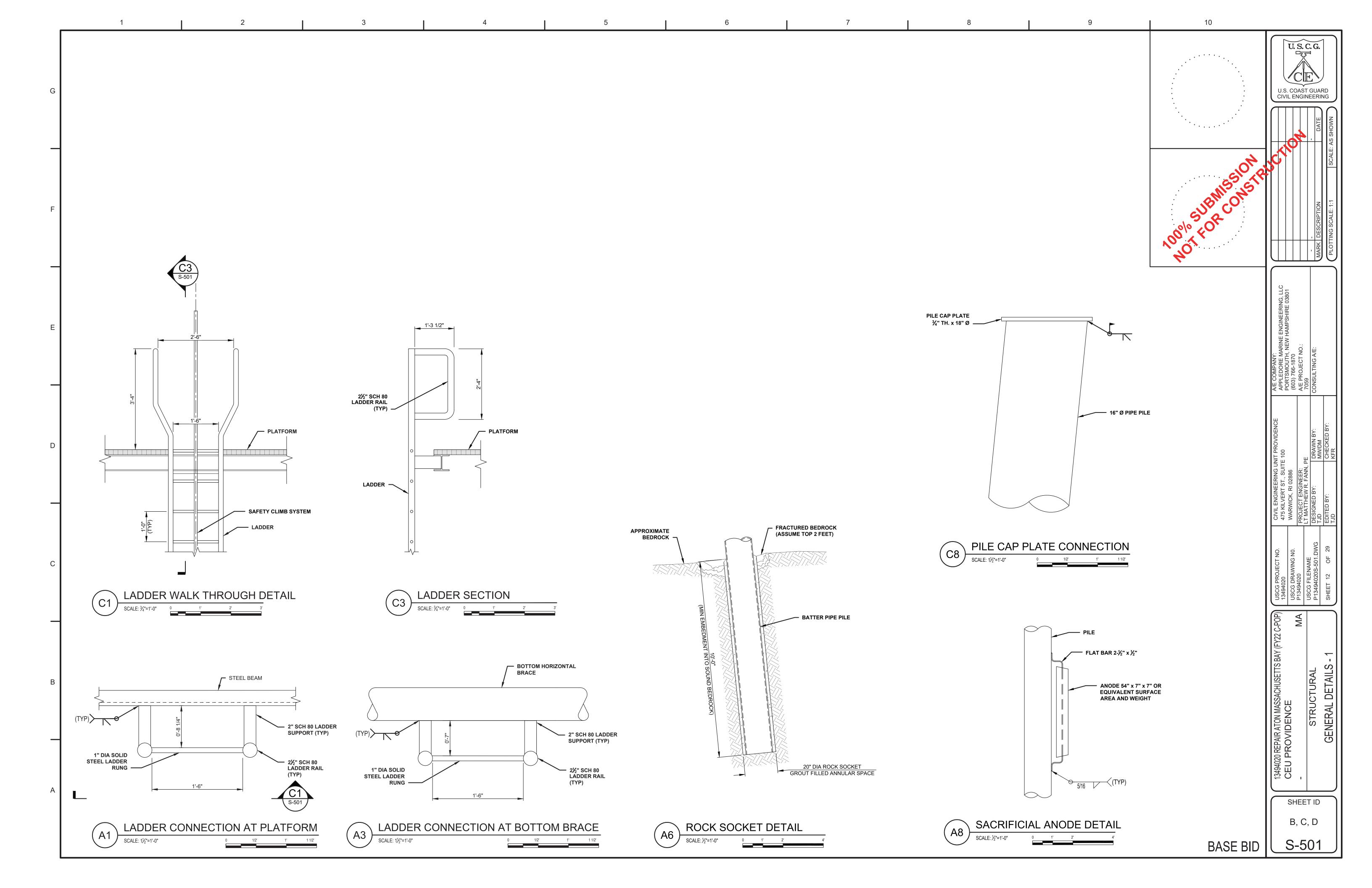


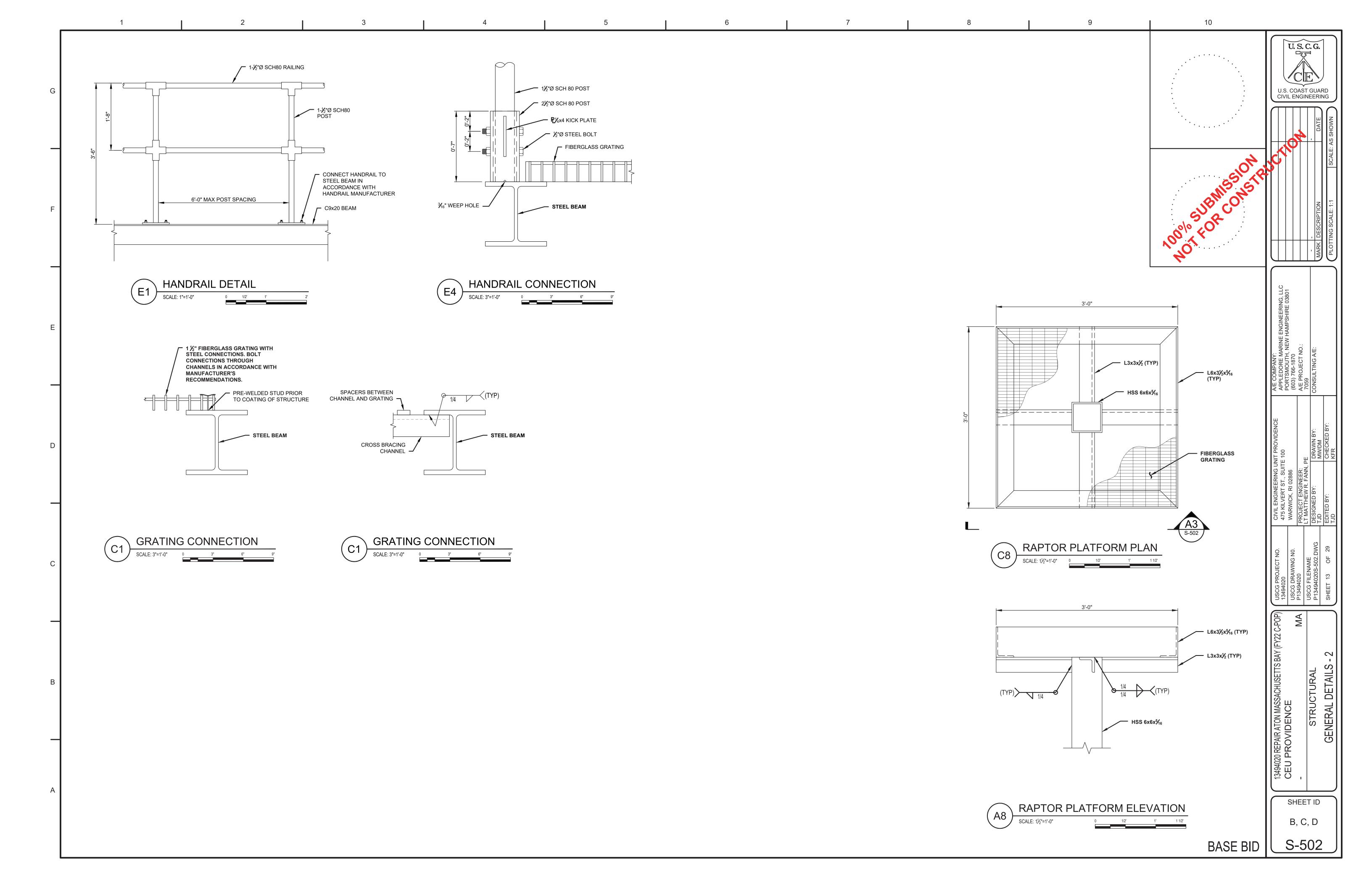


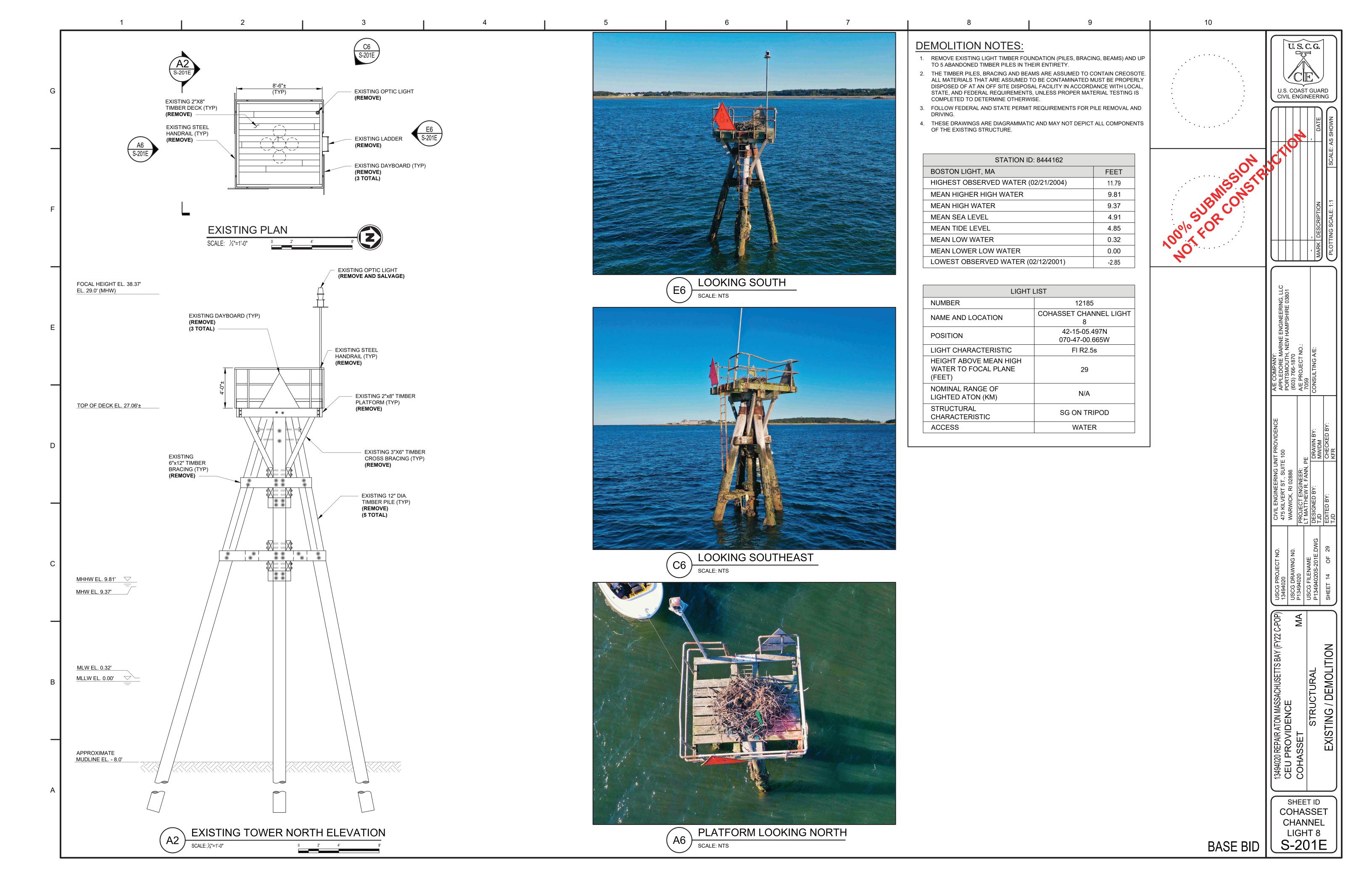


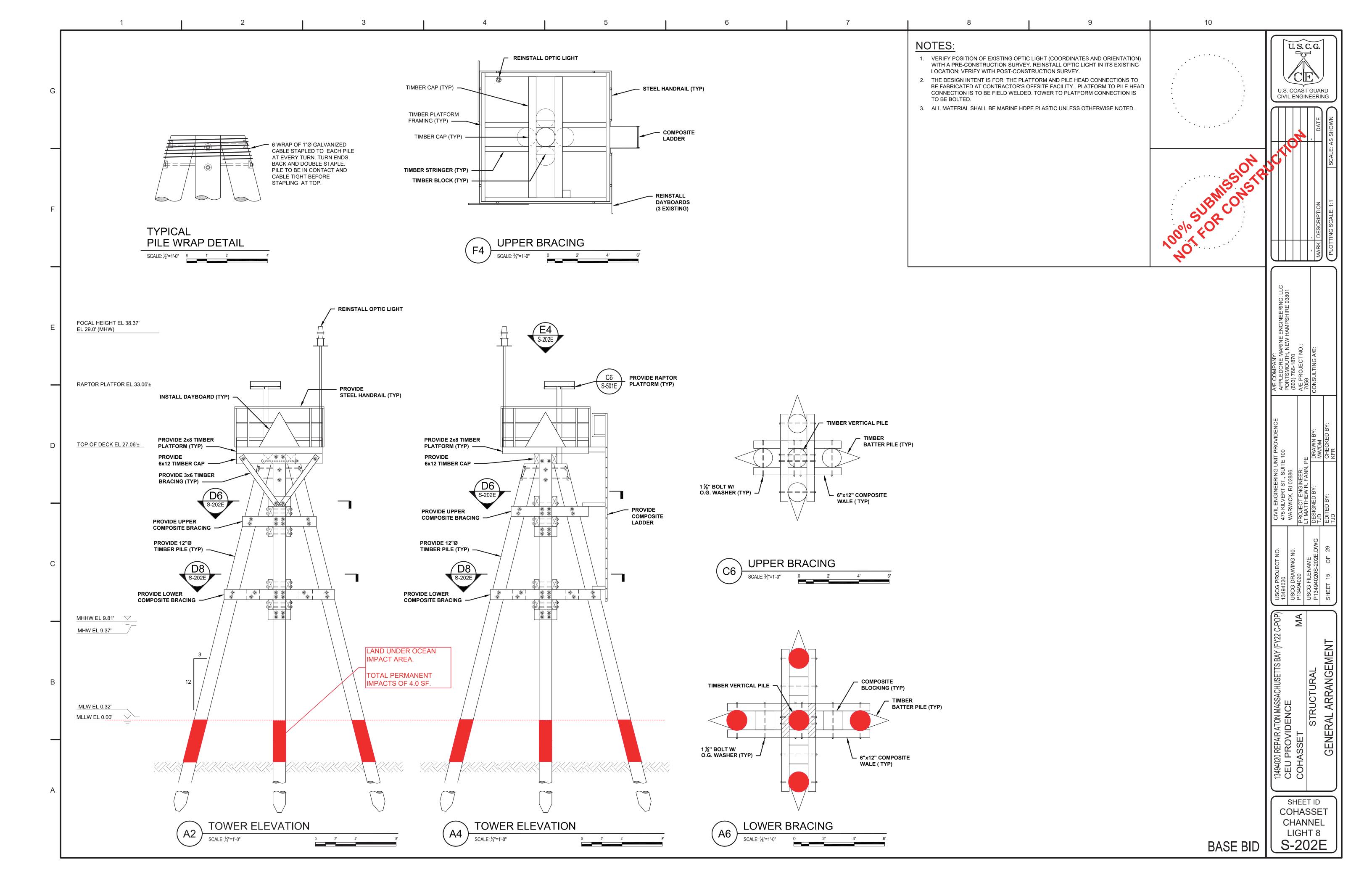


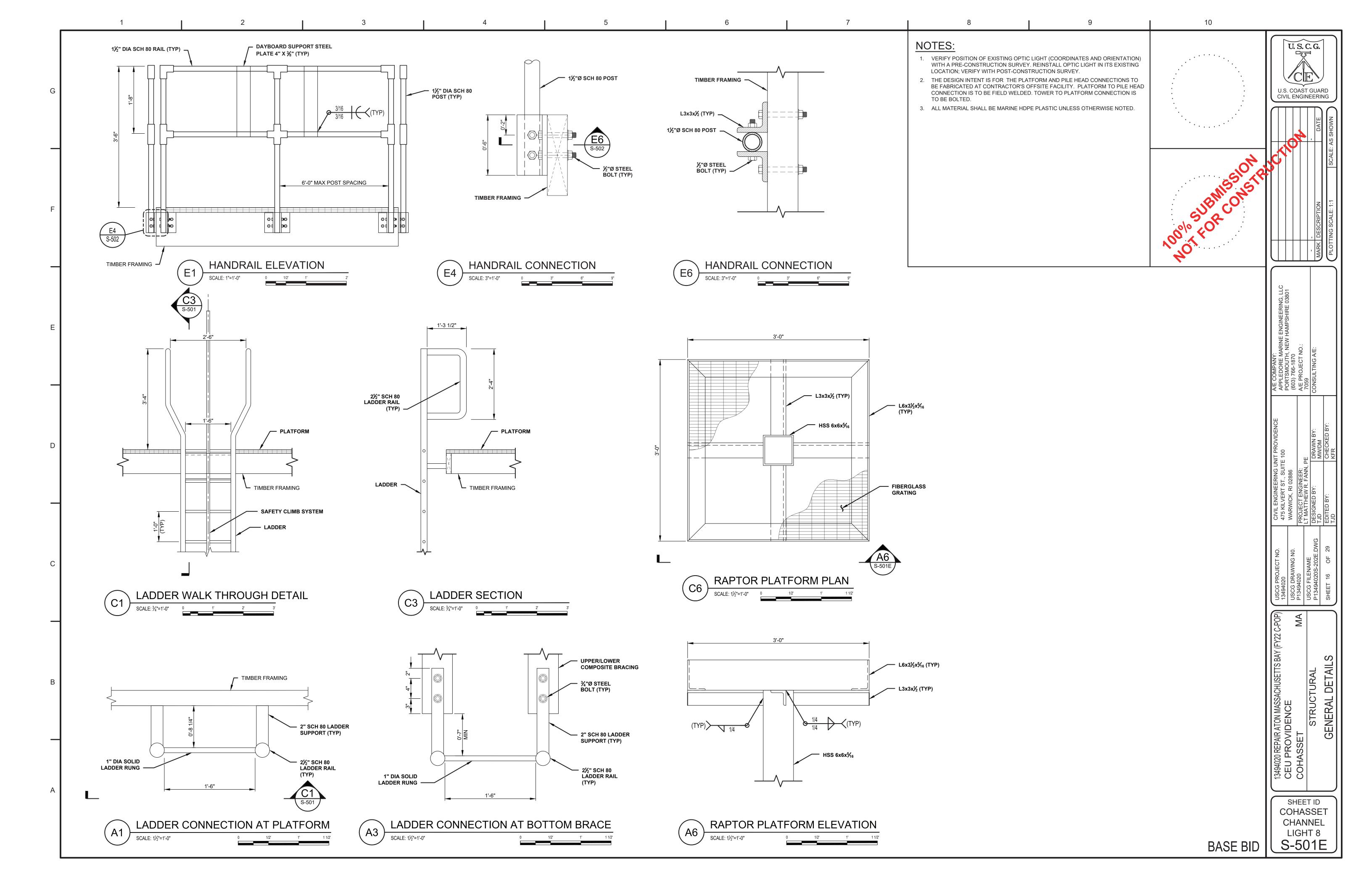


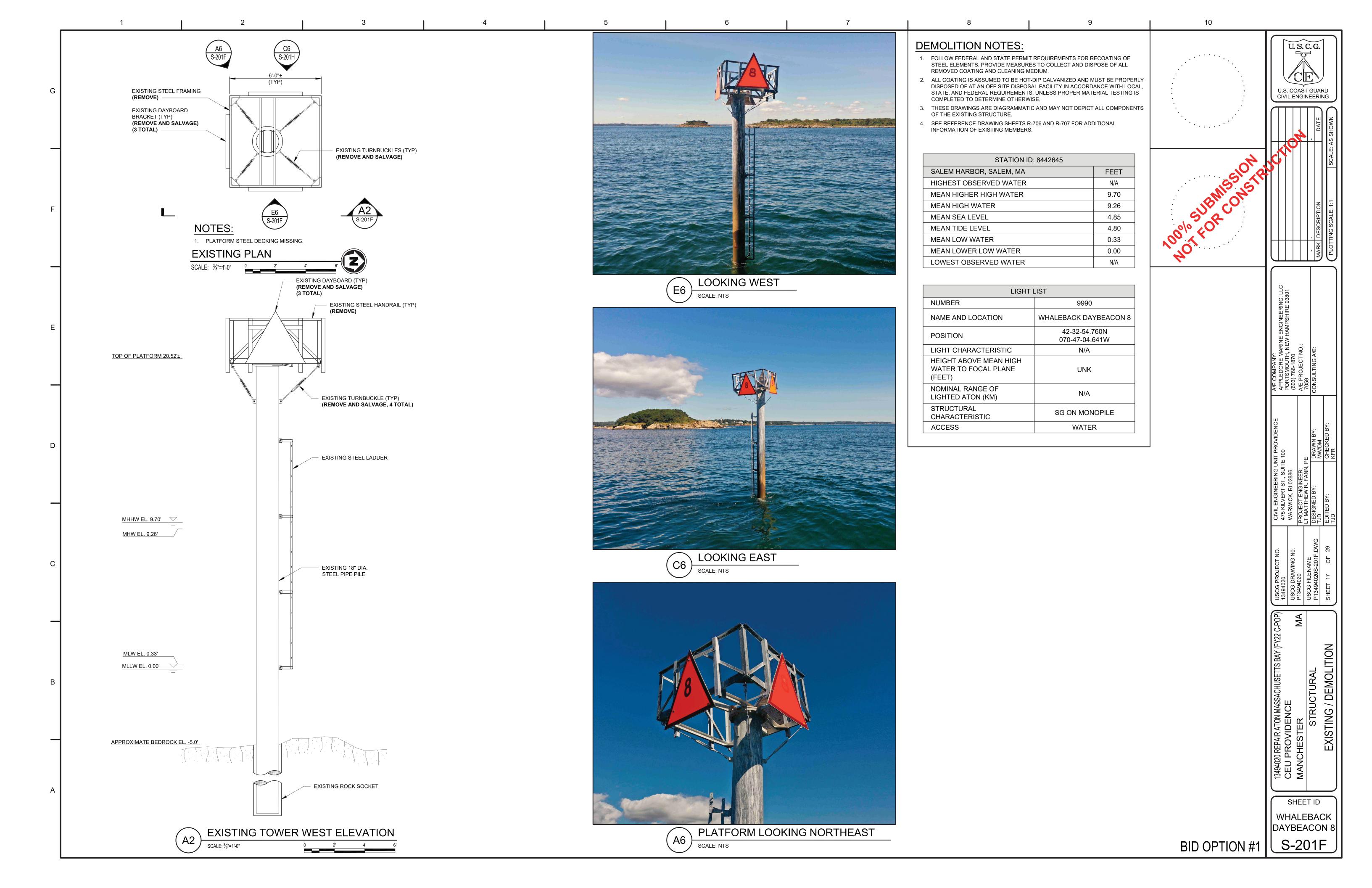


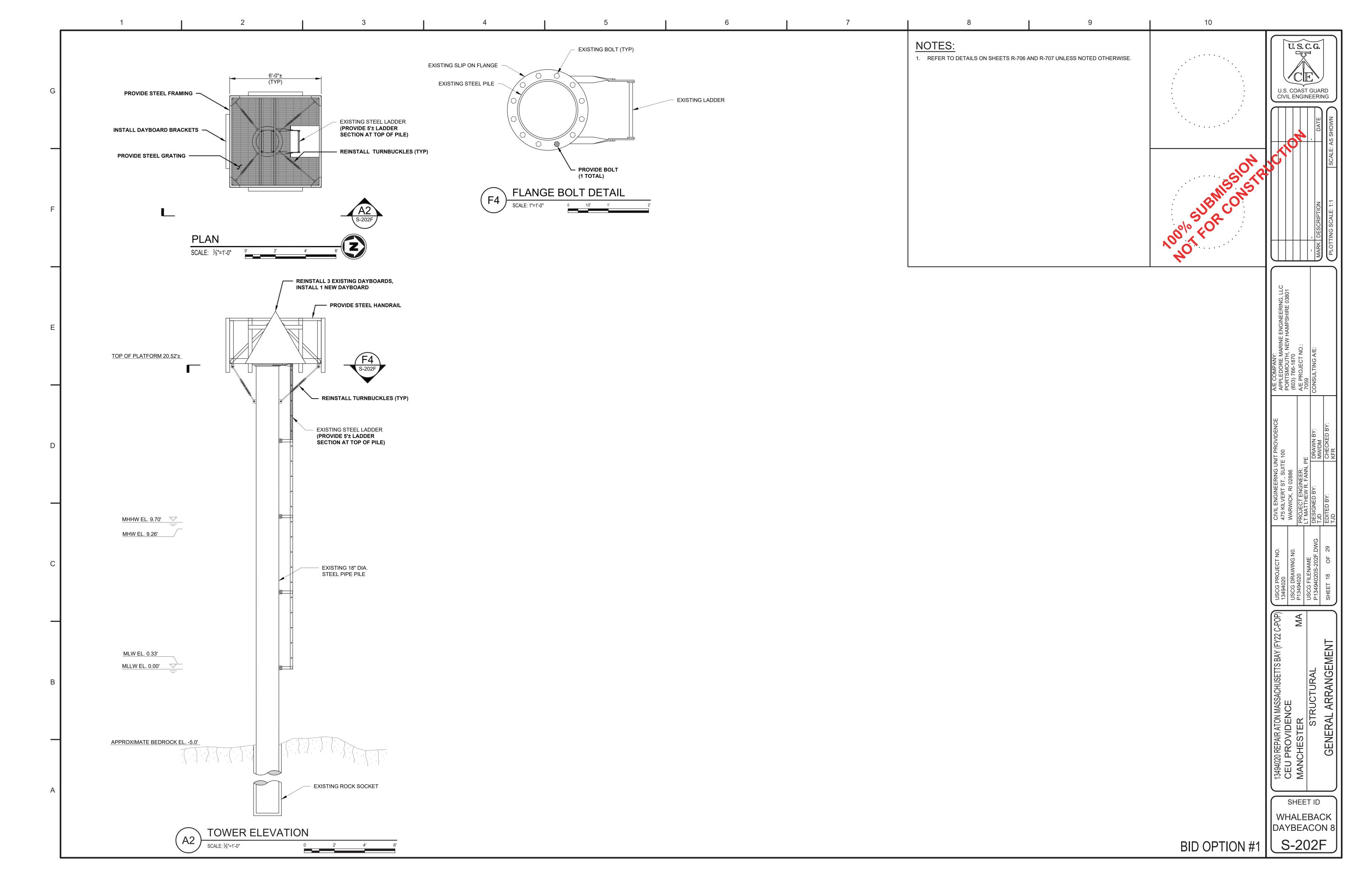


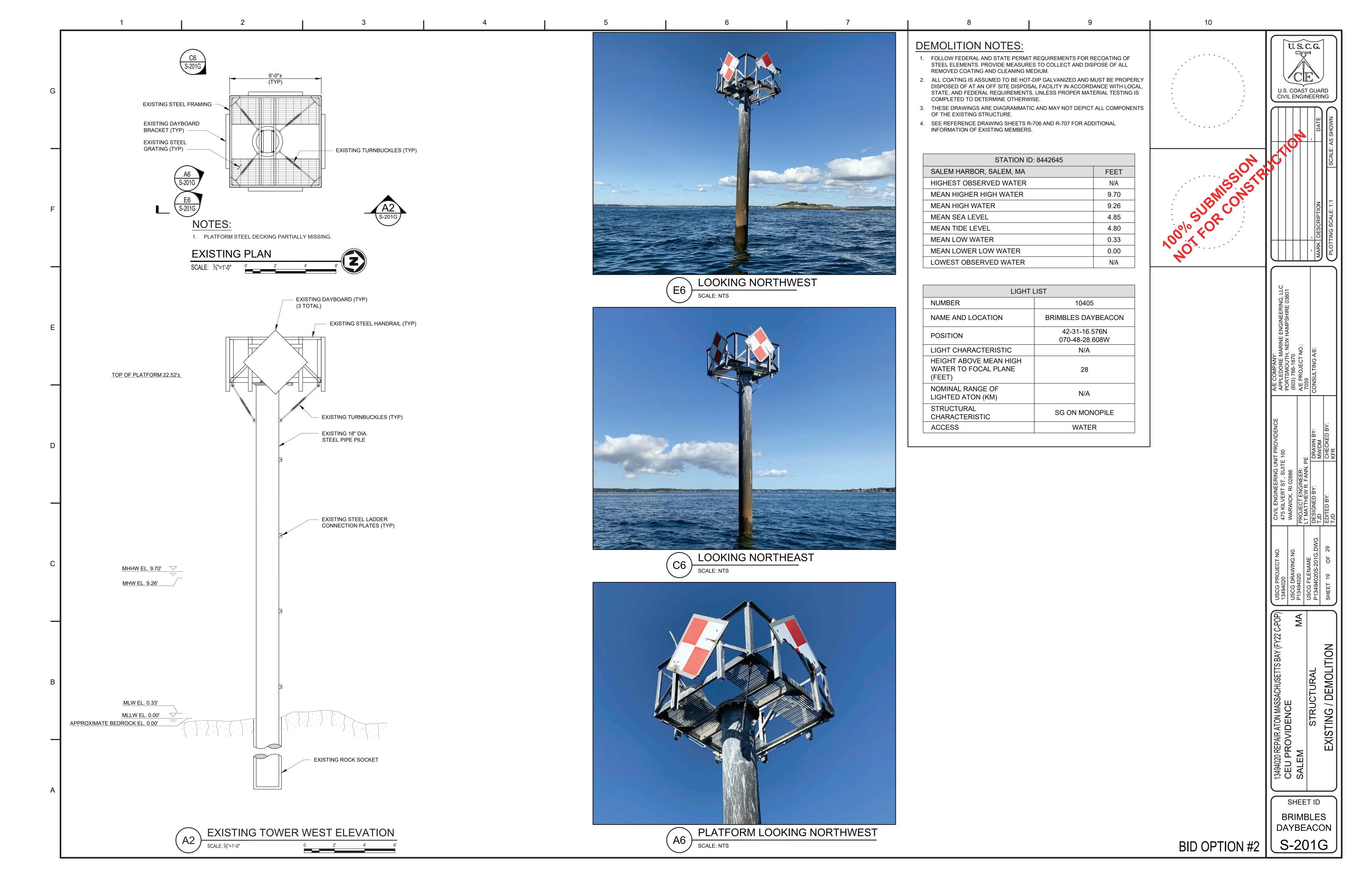


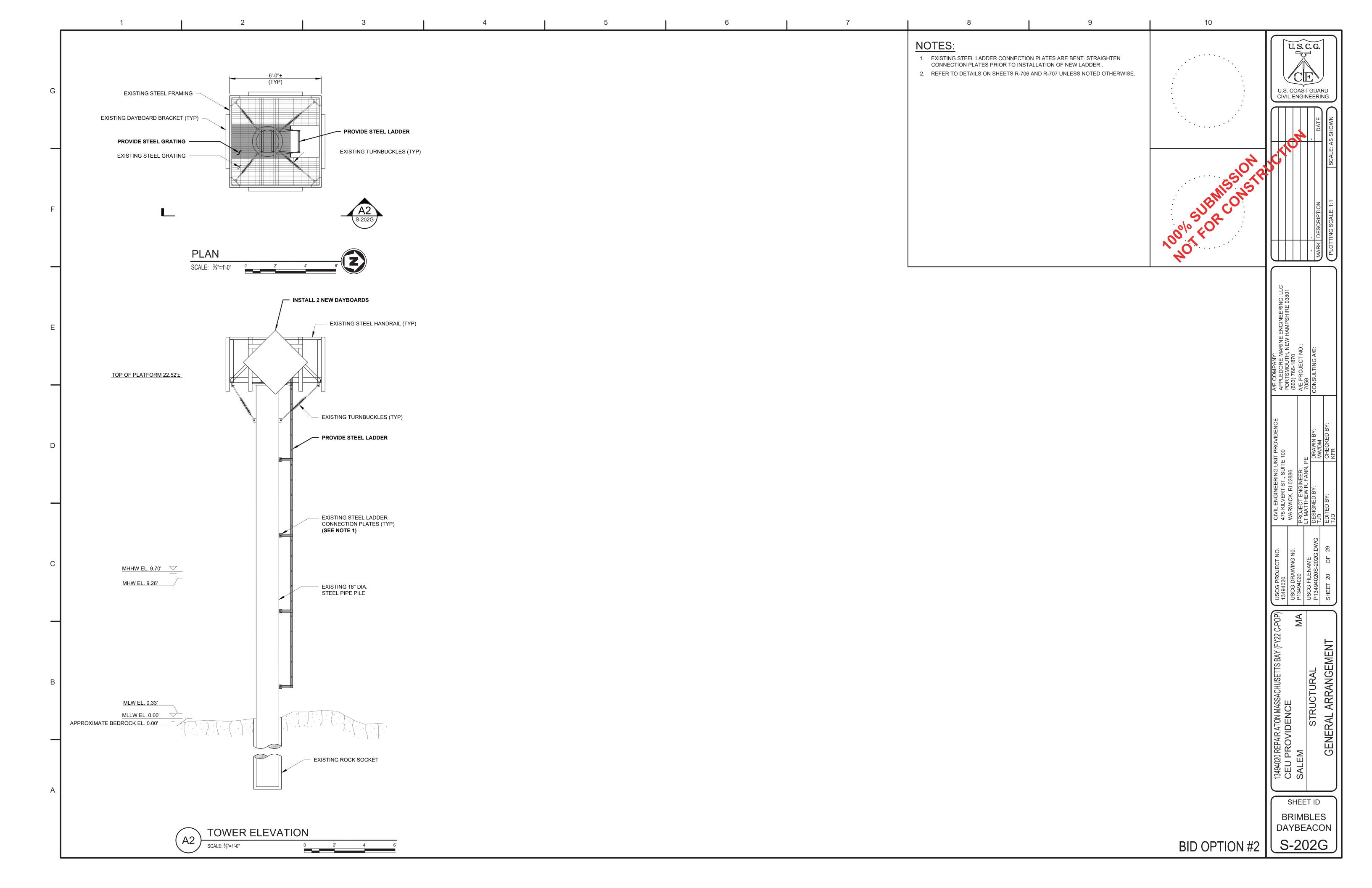


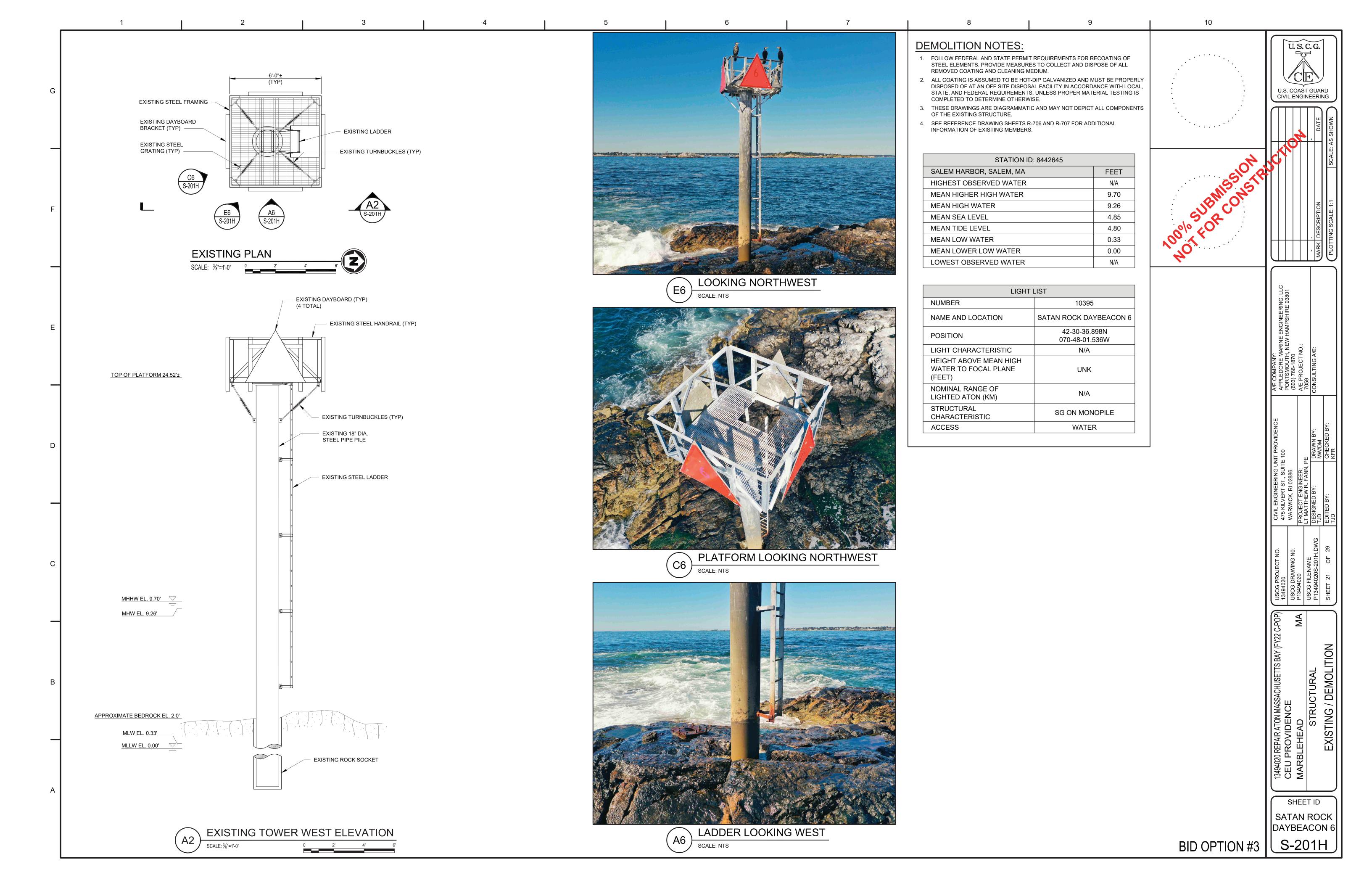


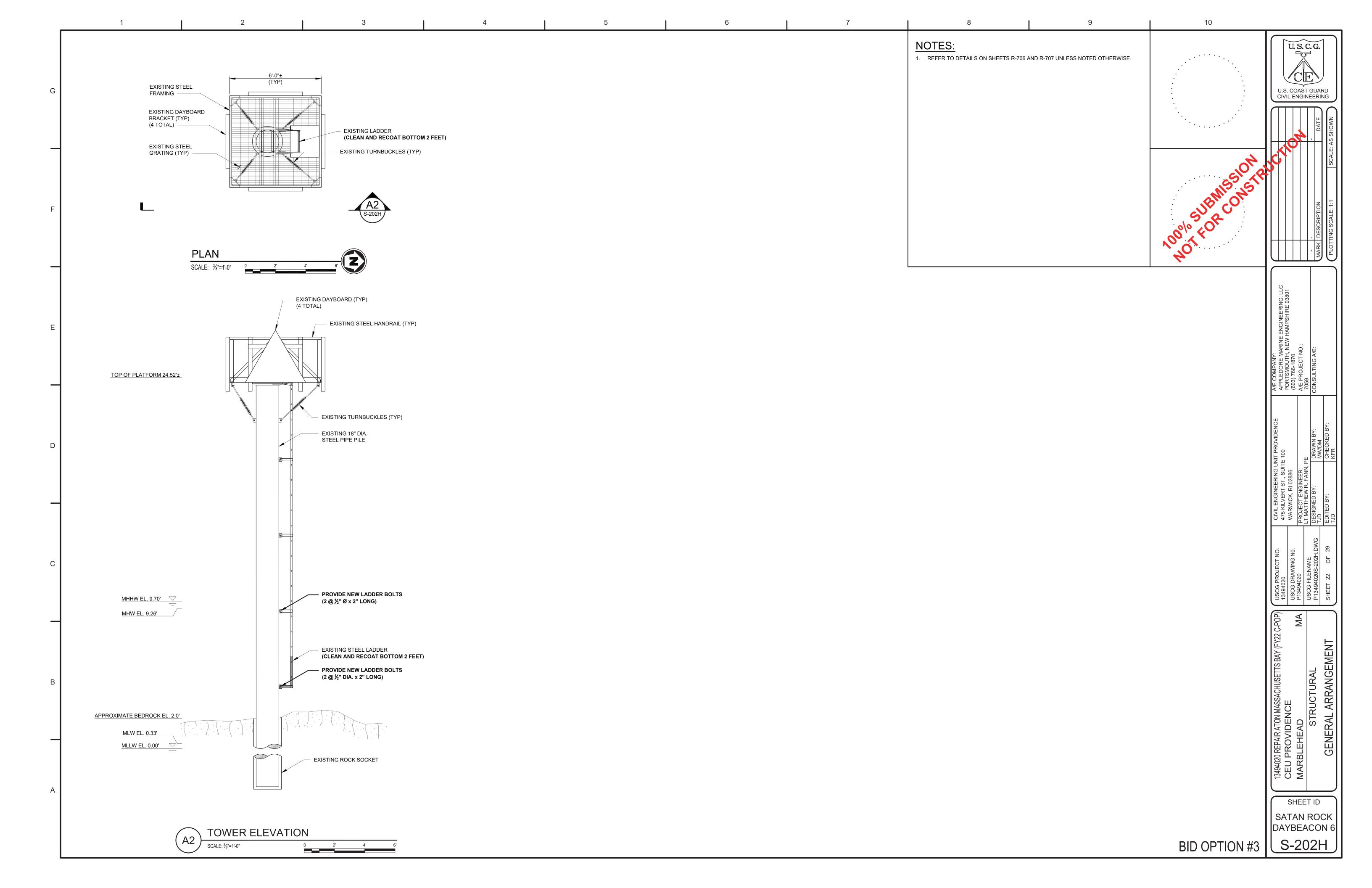














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McFarland-Johnson, Inc. 49 Court St., Suite 240 Binghamton, NY 13901-3236

Net Amount 1,800 00 1,800 00 Previous Pay Discounts 12/28/2021 1,800 00 Amount Check Date TOTAL 000000082713 Voucher CBOSTON 12/27/2021 Date 100200 Cash M&T Bank Invoice Number 122721 - Boston City of Boston



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McFarland-Johnson, Inc. 49 Court St., Suite 240 Binghamton, NY 13901-3236

237 50 Net Amount Previous Pay Discounts 12/28/2021 237 50 Amount Check Date TOTAL 0000000082715 Voucher COMMIMA 12/27/2021 Date Commonwealth of Massachusetts 100200 Cash M&T Bank Invoice Number 122721 - Boston

Stephen Hoffmann

From: Stephen Hoffmann

Sent: Monday, January 10, 2022 2:39 PM **To:** 'dmf.envreview-north@mass.gov'

Cc: Christine J. Perron

Subject: MA WPA Notice of Intent Application - USCG ATON Replacement Project, City of

Boston

To Whom it May Concern,

A Notice of Intent (NOI) for a coastal project involving impacts below the mean high water line is being submitted to MassDEP and the City of Boston for a proposed United States Coast Guard Aid to Navigation (ATON) structure replacement project. A copy of the NOI application is being submitted to the MA Division of Marine Fisheries for your review and records, per the instructions and as required by the NOI form and 310 CMR 10.00: The Wetlands Protection Act.

The NOI can be accessed via the following link: BOSTON Main Channel Light 5 NOI 01-10-2022 (to MA DMF-North).pdf

Please let me know if you have any questions or concerns regarding the proposed project or NOI application.

Regards, Steve