

**DEPARTMENT OF ENVIRONMENTAL PROTECTION  
WATERWAYS REGULATION PROGRAM**

Notice of License Application pursuant to M.G.L. Chapter 91  
Waterways License Application Number W21-5952-N

**Applicant:** New Bedford Port Authority

**Project Location:** Map 53 Parcels 255, 254, 253, 252 and 120 (Co-Op Wharf/Fisherman's Wharf), New Bedford Designated Port Area, Filled Tidelands of the Acushnet River, New Bedford, Bristol County

**NOTIFICATION DATE:** Wednesday, March 24, 2021

**Public Hearing:** Thursday, April 1 at 1:00pm  
(<https://zoom.us/j/97268591251?pwd=aOUUUU0xbW5QajdxTEVFTzhHUXN3QT09>)

**Public Comments Deadline:** Friday, April 23, 2021

Public Notice is hereby given of the Waterways Application by New Bedford Port Authority for a change in use for the former port security shed on the south side of the project site from Water-dependent Industrial Use to restaurant use (Supporting Designated Port Area use), located on filled tidelands of the Acushnet River at Map 53 Parcels 255, 254, 253, 252 and 120 (Co-Op Wharf/Fisherman's Wharf), New Bedford Designated Port Area, New Bedford, Bristol County. The Department has determined that said project is a Nonwater-Dependent Use project.

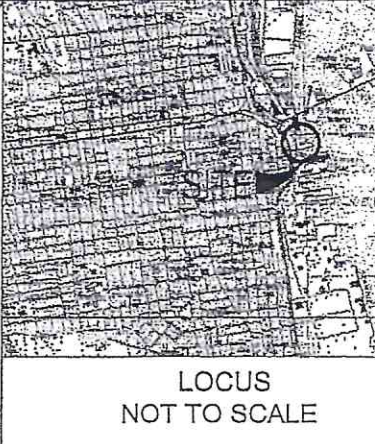
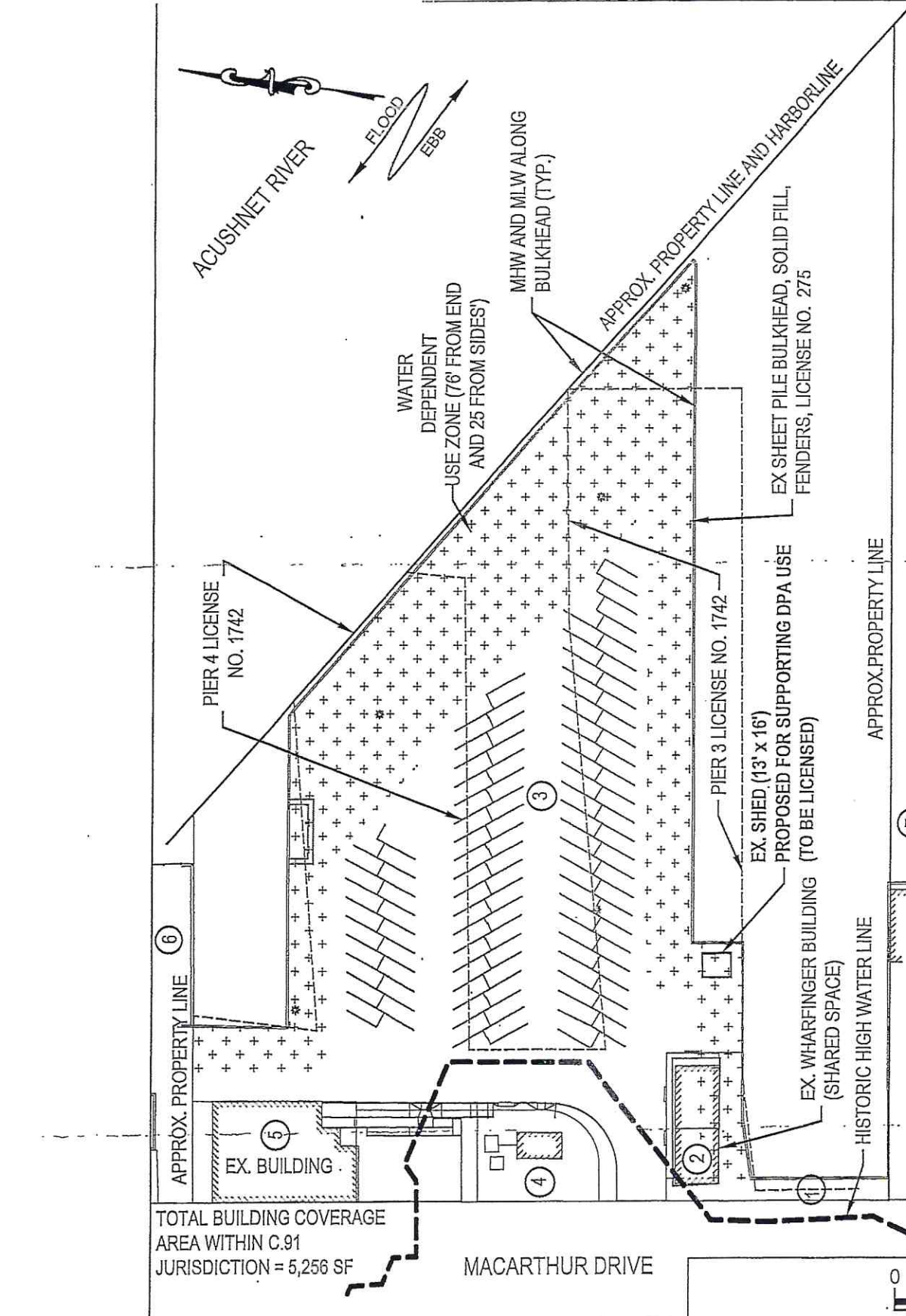
The required Public Hearing for this application will be conducted remotely via Zoom on Thursday, April 1, 2021 at 1:00pm, which is an online platform for video and audio conferencing and mobile collaboration. Prior to the meeting participants may download and sign up for an account for this free software at <https://zoom.us> on your phone, tablet, desktop or laptop computer. It is recommended that you test connectivity and functionality in advance of the meeting.

To participate in this Remote Public Hearing please use the following link at the scheduled time/date: <https://zoom.us/j/97268591251?pwd=aOUUUU0xbW5QajdxTEVFTzhHUXN3QT09> MassDEP Waterways Program will conduct this hearing in order to receive information to be used in its decision on whether to grant a Waterways License pursuant to M.G.L. Chapter 91.

The Department will consider all written comments on this Waterways Application received by April 23, 2021 (Public Comments Deadline). Failure of any aggrieved person or group of ten (10) citizens or more to submit written comments to the Waterways Regulation Program by the Public Comments Deadline will result in the waiver of any right to an adjudicatory hearing in accordance with 310 CMR 9.13(4)(c). The group of citizens must include at least five (5) citizens who are residents of the municipality in which the proposed project is located.

Additional information regarding this application may be obtained by contacting the Waterways Program. Project plans and documents for the Waterways application are on file for public viewing electronically by request to [alice.doyle@mass.gov](mailto:alice.doyle@mass.gov). If you do not have access to email, please leave a voicemail at (617) 654-6624 and you will be contacted with information on alternative options.

Please be advised that the MassDEP Boston office is currently closed to the public and the Waterways Program Staff are working remotely. It is recommended that documents and correspondence be filed electronically with the email address specified above when possible or mailed to 1 Winter Street, 5<sup>th</sup> Floor, Boston, MA 02108. Documents should not be hand delivered to the office.

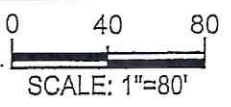


TOTAL BUILDING COVERAGE  
AREA WITHIN C.91  
JURISDICTION = 5,256 SF

PLAN ACCOMPANYING PETITION OF:  
THE NEW BEDFORD PORT AUTHORITY

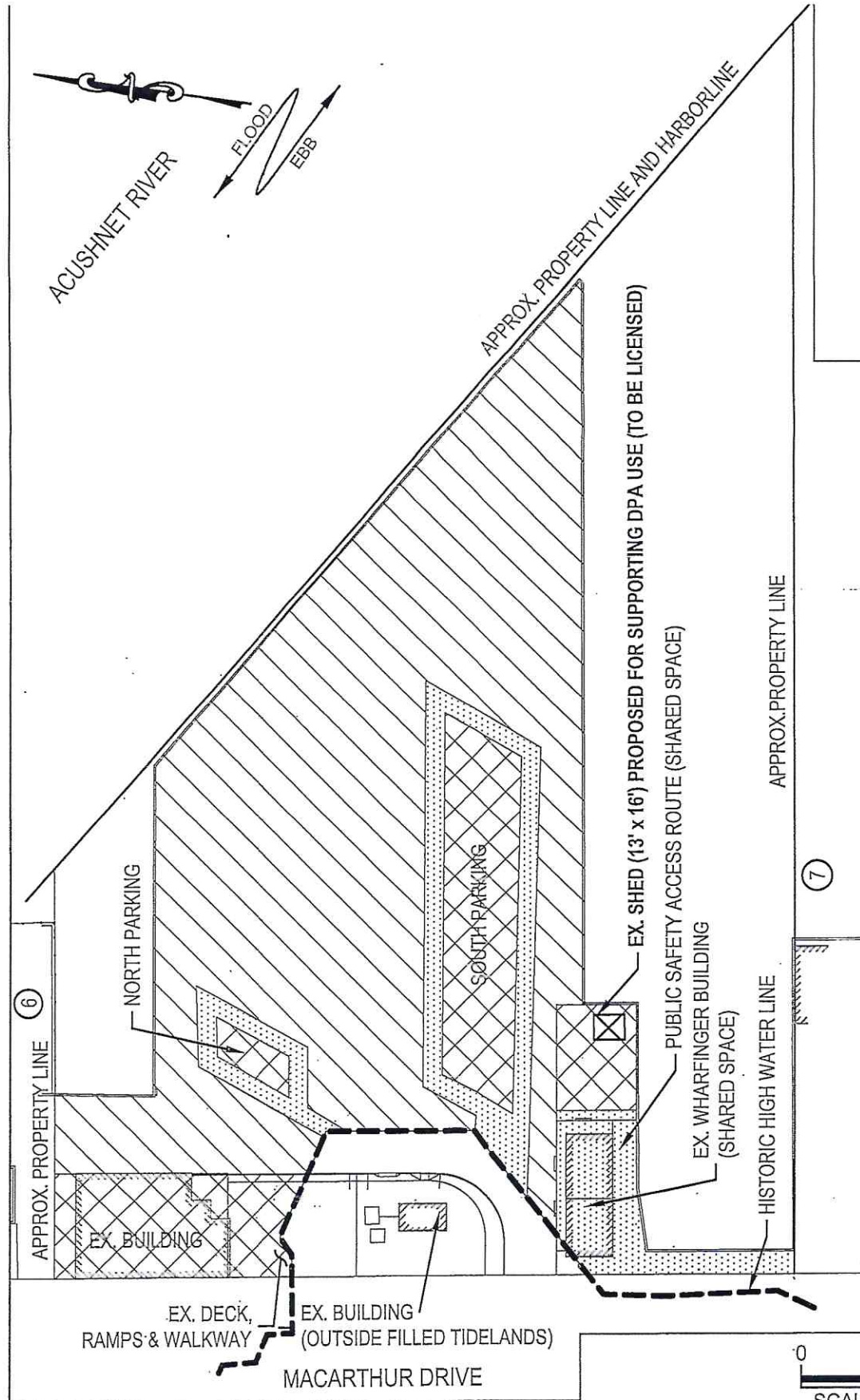
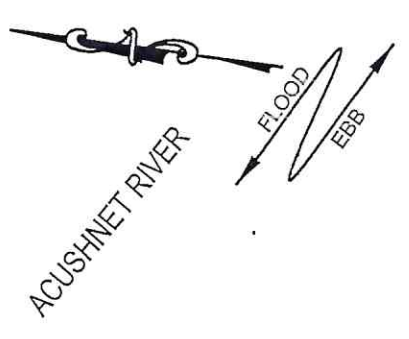
TO LICENSE A SUPPORTING USE IN AN EXISTING  
BUILDING WITHIN THE DPA & FILLED TIDELANDS  
LOCATED ON THE ACUSHNET RIVER, NEW BEDFORD  
HARBOR

SHEET 1 OF 3



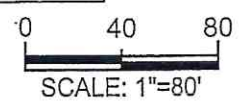
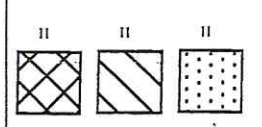
PROJECT SITE:	
PARCEL 1	ASSESSORS MAP 53-254
PARCEL 2	ASSESSORS MAP 53-253
PARCEL 3	ASSESSORS MAP 53-120
PARCEL 4	ASSESSORS MAP 53-255
OWNER	
1	CITY OF NEW BEDFORD
2	CITY OF NEW BEDFORD
3	CITY OF NEW BEDFORD
4	CITY OF NEW BEDFORD
ABUTTERS:	
6	CO-OP WHARF REALTY TRUST 101 CO-OP WHARF, NEW BEDFORD, MA 02740
7	COMMONWEALTH OF MASS STATE PIER BUILDING, NEW BEDFORD, MA 02740

REV: 2/22/21



SITE PLAN - WATER DEPENDENT INDUSTRIAL AND SUPPORTING DPA USES PER DRAFT WW LICENSE #W14-4175N AND PROPOSED CHANGE IN USE FOR SHED  
SCALE: 1"=80'

SUPPORTING DPA USES  
WATER DEPENDENT INDUSTRIAL USES  
SHARED SPACE AND SHARED ACCESSWAYS/DRIVEWAYS (SEE TABLE FOR USE CALCULATIONS)



PLAN ACCOMPANYING PETITION OF:  
THE NEW BEDFORD PORT AUTHORITY  
  
TO LICENSE A SUPPORTING USE IN AN EXISTING BUILDING WITHIN THE DPA & FILLED TIDELANDS LOCATED ON THE ACUSHNET RIVER, NEW BEDFORD HARBOR

HARBOR  
 BUILDING WITHIN THE DPA & FILLED TIDELANDS  
 TO LICENSE A SUPPORTING USE IN AN EXISTING  
 LOCATED ON THE ACUSHNET RIVER, NEW BEDFORD

PLAN ACCOMPANYING PETITION OF:  
 THE NEW BEDFORD PORT AUTHORITY

SHEET 3 OF 3

REV: 2/22/20



TABLE 1: WDI AND SUPPORTING USES WITHIN FILLED TIDELANDS IN DPA

Area #	Description	Total Area (SF)	WDI calculation: 75% for #4 and #6, and #8 is calculated as the percentage of 545 SF of 2385 SF total floor area (#7 and #8)	SDPA calculation: 25% for #4 and #6, and #7 is calculated as the percentage of 1,540 SF of 2,385 SF total floor area (#7 and #8)
1	Black Whale/Deck/Ramp	6,774		6,774
2	South Parking	7,197		7,197
3	North Parking	790		790
4	Accessways/Driveways	7,156	5,367	1,789
5	Outdoor Wharfinger SDPA	2,047		2,047
5B	Shed / Clam Shack	208		208
6	Shared Space and Shared Accessways/Driveways	2,905	2,179	726
7	Wharfinger Floor 1	1,540		995
8	Wharfinger Floor 2	845	545	
9	Remaining Site for WDI use	60,880	60,880	
Total site within c.91 jurisdiction		89,497	68,971	20,526