



Vermont Department of Environmental Conservation

Watershed Management Division

One National Life Drive, Main Building, 2nd Floor

Montpelier, VT 05602-3522

Agency of Natural Resources

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NOTICE OF ISSUANCE FOR 401 WATER QUALITY CERTIFICATION

Please be notified, as per Section 401 of the Federal Clean Water Act that the request for a 401 Water Quality Certificate received from the Vanasse Hagen Brustlin on behalf of Martin's Foods of South Burlington (Applicant), Inc., PO Box 1000, Portland, Maine, 04104 was issued on this 7th day of June 2018. The Secretary has examined the application, and this decision is based upon an evaluation of the information contained within the application and other pertinent information that is relevant to the Agency's responsibilities under Section 401 of the federal Clean Water Act. The Agency certifies that there is a reasonable assurance that construction and operation of the project as proposed by the applicant and in accordance with the following conditions will not cause a violation of the Vermont Water Quality Standards and will be in compliance with sections 301, 302, 303, 306, and 307 of the federal Clean Water Act, 33 U.S.C. § 1341, as amended, and other appropriate requirements of state law. Complete copies of the decision can be obtained by writing to the address below or by clicking the following link:

<http://dec.vermont.gov/watershed/permits/public-notices/401>

APPEALS

Pursuant to 10 V.S.A. Chapter 220, any appeal of this decision must be filed with the clerk of the Environmental Division of the Superior Court within 30 days of the date of the decision. The Notice of Appeal must specify the parties taking the appeal and the statutory provision under which each party claims party status; must designate the act or decision appealed from; must name the Environmental Division; and must be signed by the appellant or the appellant's attorney. In addition, the appeal must give the address or location and description of the property, project, or facility with which the appeal is concerned and the name of the applicant or any permit involved in the appeal. The appellant must also serve a copy of the Notice of Appeal in accordance with Rule 5(b)(4)(B) of the Vermont Rules for Environmental Court Proceedings. For further information, see the Vermont Rules for Environmental Court Proceedings, available online at www.vermontjudiciary.org. The address for the Environmental Division is: 32 Cherry St.; 2nd Floor, Suite 303; Burlington, VT 05401 (Tel. # 802-828-1660).

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cc: Distribution list