

From: [Padien, Daniel \(DEP\)](#)
To: [Fay, Jamie](#); [Ann Lagasse - Charlestown Marina \(alagasse@oceanhavens.com\)](#); [Frazier, Erika](#); [Marshall Greenland](#)
Cc: [Hopps, Christine \(DEP\)](#); [Yelen, Joanna M \(EEA\)](#); [Brad V. Washburn \(bwashburn@massport.com\)](#)
Subject: FW: Boston Harbor Shipyard and Marina
Date: Tuesday, January 16, 2024 4:52:57 PM
Attachments: [FPA memo to DEP re Ch. 91 jurisdiction 12.11.23.pdf](#)

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Jamie,

Thank you for providing the detailed assessment of the BHSM Investment Plan project relative to Chapter 91 and the East Boston MOU between MassPort and DEP.

We are conceptually in agreement with your representation of the scopes of work and exemptions from Chapter 91 licensing pursuant to the MOU, and that the Container Village will require a Chapter 91 license. As discussed during our call, we are caveating our concurrence to note that project details have not been fully developed/reviewed at this time. It is our recommendation that as plans are prepared and project details fleshed out, that there be continued coordination between BHSM and the Chapter 91 program. The goal being to flag any scopes of work that may require Chapter 91 authorization early in the process and/or to be able to confirm that the portions of the project as identified in the 12/11/2023 memo are exempt from c.91 licensing.

Daniel J. Padien, Waterways Program Chief
Division of Wetlands and Waterways
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From: Fay, Jamie <jfay@fpa-inc.com>
Sent: Monday, December 18, 2023 10:50 AM
To: Yelen, Joanna M (EEA) <Joanna.M.Yelen@mass.gov>
Cc: Padien, Daniel (DEP) <Daniel.Padien@mass.gov>
Subject: FW: Boston Harbor Shipyard and Marina

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Joanna,
I should have copied you on the original. Sorry.
Jamire

From: Fay, Jamie

Sent: Monday, December 18, 2023 8:23 AM

To: Padien, Daniel (DEP) <Daniel.Padien@mass.gov>

Cc: Christine Hopps (Christine.Hopps@mass.gov) <Christine.Hopps@mass.gov>; Brad V. Washburn (bwashburn@massport.com) <bwashburn@massport.com>; Ann Lagasse - Charlestown Marina (alagasse@oceanhavens.com) <alagasse@oceanhavens.com>; Frazier, Erika <efrazier@fpa-inc.com>; Marshall Greenland (mgreenland@bhsmarina.com) <mgreenland@bhsmarina.com>

Subject: Boston Harbor Shipyard and Marina

Daniel,

Please see my response to your 11.27.23 inquiry regarding Chapter 91 jurisdiction in the Shipyard. I thought I had sent this out last week, but I just found it in my draft folder.

Let's set up a time to discuss this in the new year.

Thanks,

Jamie

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