

**DEPARTMENT OF ENVIRONMENTAL PROTECTION  
WATERWAYS REGULATION PROGRAM**

**Notice of License Application pursuant to M. G. L. Chapter 91  
Waterways License Application Number W96-8229-N**

**Applicant:** The Mary Kass & Merrill Lynch Trust Co., FSB ,  
Don Munroe - Applicant Agent, Coastal Engineering Co., Inc.,  
260 Cranberry Hwy., Orleans, MA 02653

**Project Location:** 571 Commercial Street, Provincetown, MA

**Scheduled Public Hearing:** 17 December 2008

**Public Comments Deadline:** 11 January 2009

**NOTIFICATION DATE:** 11 December 2008

Public notice is hereby given of the Waterways application by The Mary Kass & Merrill Lynch Trust Co., FSB to license existing fill and the following existing structures: a concrete bulkhead to be repaired, and a wooden deck and wooden stairs to the beach to be replaced in the same footprint at 571 Commercial Street in the municipality of Provincetown in and over Filled and Flowed Tidelands of Provincetown Harbor. The proposed project has been determined to be nonwater-dependent.

The Department of Environmental Protection, Waterways Regulation Program, will conduct a public hearing on the aforesaid project proposal on 17 December 2008, at 9:15 AM in room 10, downstairs in the Grace Gouveia Building, 26 Alden Street, Provincetown. The Department will conduct this public 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 11 January 2009 (Public Comments Deadline). Failure of any aggrieved person or group of ten 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).

Additional information regarding this application may be obtained by contacting the Waterways Regulation Program at (617) 556-1192. Project plans and documents for this application are on file with the Waterways Regulation Program for public viewing, by appointment only, at the address below.

Written comments must be addressed to: Louis Gitto, Regional Planner, DEP Waterways Regulation Program, One Winter Street - 5th Floor, Boston, MA 02108.