

# **LEGAL NOTICE NOTICE OF AMENDMENT OF ACTIVITY AND USE LIMITATION**

**175 North Avenue  
Wakefield, Massachusetts  
RTN 3-33149**

A release of oil and/or hazardous materials has occurred at this location, which is a disposal site as defined by M.G.L. c. 21E, § 2 and the Massachusetts Contingency Plan, 310 CMR 40.0000. On February 27, 2018, 175 North LLC recorded with the Middlesex Registry of Deeds an amendment of a NOTICE OF ACTIVITY AND USE LIMITATION on the disposal site, pursuant to 310 CMR 40.1070 through 40.1080. The NOTICE OF ACTIVITY AND USE LIMITATION was originally recorded and/or registered on December 14, 2016.

The AMENDMENT TO THE NOTICE OF ACTIVITY AND USE LIMITATION is as follows:

- The Active Exposure Pathway Mitigation Measure comprised of six (6) suction pits, each connected to a 200 cfm fan and equipped with remote monitoring, and located beneath the building concrete slab, shall be operated according to the operating regimen specified in the Revised Permanent Solution Statement submitted to the Department of Environmental Protection to ensure a level of No Significant Risk is maintained for the Receptor(s) of concern under normal operating conditions;
- The Active Exposure Pathway Mitigation Measure shall employ remote monitoring technology that alerts the property owner and operator and the Department of Environmental Protection immediately upon loss of power, mechanical failure or other significant disruption of the effectiveness of the system;
- In the event of any suspension or failure of the Active Exposure Pathway Mitigation Measure, immediate steps shall be taken to return the Active Exposure Pathway Mitigation Measure to full operating condition;
- If such suspension or failure of the system lasts 30 consecutive days, written notice shall be provided to both Department of Environmental Protection and any non-transient building occupant who may have experienced exposure to oil and/or hazardous material as the result of the system failure or suspension on the 30th day from the start of the suspension or failure period; this notice shall document the reason for the suspension or failure of the system, any efforts taken to resume operation of such Measures, and the expected timeframe for resuming operation of such Measure;

Any person interested in obtaining additional information about the NOTICE OF ACTIVITY AND USE LIMITATION may contact Matthew Maggiore, Manager, 175 North LLC, c/o The Maggiore Companies, 13 Wheeling Avenue, Woburn, MA 01801.

The AMENDED NOTICE OF ACTIVITY AND USE LIMITATION and the disposal site file can be viewed at the MassDEP website using Release Tracking Number (RTN) 3-33149 at <http://public.dep.state.ma.us/SearchableSites2/Search.aspx> or at the MassDEP Northeast Regional Office, 205B Lowell Street, Wilmington, MA 01887, (978) 694-3200.