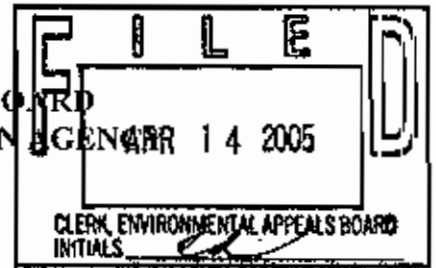


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:)
))
Scituate Wastewater Treatment Plant)
))
NPDES Permit No. MA0102695)
))
_____))

NPDES Appeal No. 04-17

ORDER GRANTING ADDITIONAL TEMPORARY STAY OF PROCEEDINGS

On December 27, 2004, the Town of Scituate and the Scituate Wastewater Treatment Plant ("Petitioners") filed a Petition for Review with the Environmental Appeals Board in the above-captioned matter. In a Joint Status Report of Parties Regarding Potential Settlement ("Joint Report") filed April 13, 2005, U.S. EPA Region I ("Region") and Petitioners report on their ongoing settlement discussions. The Region and Petitioners relate that they have not yet reached a settlement but "are making progress toward settlement." In the Joint Report, the parties also request an additional stay of proceedings, through May 31, 2005, in order to facilitate their anticipated settlement.¹

For good cause shown, the Board hereby stays its consideration of this matter until May 31, 2005. No later than this date, the parties must file another joint status report with the Board, indicating whether settlement has been reached or whether the parties are continuing to make

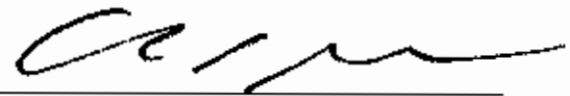
¹On February 9, 2005, the Region and Petitioners filed with the Board a Joint Report of Parties Regarding Potential Settlement in which they requested a stay of proceedings in order to facilitate settlement of this matter. The Board, by Order dated February 10, 2005, granted the parties' request to stay proceedings until April 14, 2005, directing them to file by the latter date a joint status report updating the Board on the status of their settlement discussions.

progress toward settlement. If the parties believe, at this point, that additional time for settlement discussions is warranted, in addition to the joint status report mentioned above, the parties may file, no later than May 31, 2005, a request for additional stay of the Board's consideration of the Petition for Review. If at any time following the issuance of today's Order, the parties reach settlement in this matter, or if settlement discussions are terminated, the parties shall notify the Board promptly and recommend appropriate further action on these proceedings.

So ordered.

Dated: *Apr. 14, 2005*

ENVIRONMENTAL APPEALS BOARD

By: 

Edward E. Reich

Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Granting Additional Temporary Stay of Proceedings in the Matter of Scituate Wastewater Treatment Plant, NPDES Appeal No. 04-17, were sent to the following persons in the manner indicated:

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Dated: APR 14 2005


Annette Duncan
Secretary