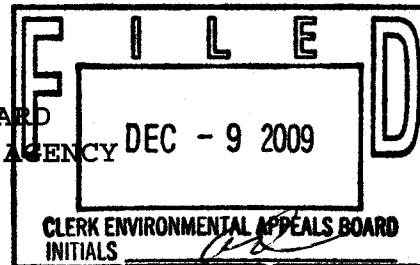


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:)
)
City of Cambridge, DPW)
Combined Sewer Overflows (CSO)) NPDES Appeal No. 09-17
)
Permit No. MA 0101974)
_____)

ORDER GRANTING MOTION TO INTERVENE

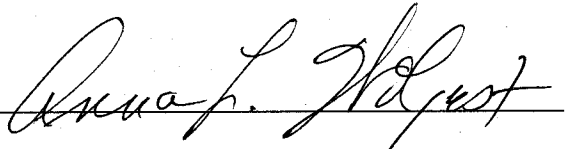
On December 4, 2009, the permittee in the above-captioned matter, the City of Cambridge (the "City"), filed a motion requesting leave to intervene as a party respondent in this appeal.¹ The City represents that it will be substantially affected by the results of this proceeding, and explains that it has a definite and unique interest in the validity of the permit and the outcome of this matter. The City requests until December 22, 2009, to file a response addressing the issues raised in the petition.

¹ On November 2, 2009, Mr. Stephen H. Kaiser filed a petition seeking review of a permit decision issued by U.S. EPA Region 1. The permit decision allows the City of Cambridge to discharge wastewater from certain combined sewer overflows outfalls.

Upon consideration, the Environmental Appeals Board hereby grants the City's motion. The City shall file its response to the petition no later than Tuesday, December 22, 2009.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: *December 9, 2009* By: 
Anna L. Wolgast
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Granting Motion to Intervene in the matter of City of Cambridge, NPDES Appeal No. 09-17, were sent to the following persons in the manner indicated:

By EPA Pouch Mail:

Carl Dierker
Office of Regional Counsel
U.S. EPA, Region 1
One Congress Street, Suite 1100 (RAA)
Boston, MA 02114


Roger Janson
Municipal Permits Branch U.S. EPA, Region 1
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By First Class Mail Postage Prepaid:

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Hetal S. Dhagat
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Cambridge MA, 02141

Dated: DEC 9 2009


Annette Duncan
Secretary