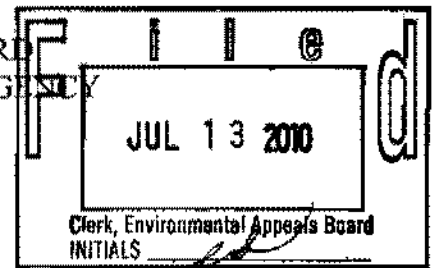


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:)

Town of Jaffrey, NH Public Works Department)

NPDES Permit No. NH0100595)
_____)

NPDES Appeal No. 09-18

THIRD ORDER EXTENDING STAY

On November 2, 2009, the Town of Jaffrey, New Hampshire ("Petitioner") petitioned the Environmental Appeals Board ("Board") for review of an NPDES permit issued to the Petitioner by Region 1 of the United States Environmental Protection Agency ("the Region"). At the request of the parties, the Board granted, and on two prior occasions extended, a stay of the proceedings in this matter to allow the parties to negotiate a settlement. Most recently, the Board stayed the matter until July 23, 2010. The parties have now moved for a further one-month extension of the stay until August 25, 2010.

Since the Board's most recent order extending the stay, the Region has withdrawn certain emission limits and has issued a draft permit modification for public comment with an August 4, 2010, closing date. The parties apparently have also worked cooperatively to develop a draft administrative compliance order pertaining to effluent limits that are not proposed to be modified. The parties have represented that further action will proceed immediately after closure of the


comment period and will depend, necessarily, on an analysis of any comments received. If no comments are received, the parties do not anticipate any further extension. The parties appear to be moving substantially and expeditiously to resolve this matter.

Having duly considered the motion and for good cause shown, the Board GRANTS the joint Motion to Extend the Stay. This matter is stayed until **August 25, 2010**. The parties must file a status report no later than **August 18, 2010**, advising the Board as to the status of settlement, and as to whether entry of a revised scheduling order or other Board action is appropriate. If a further extension is requested, the Board will again consider whether to schedule a status conference before acting on that request.

So ordered.

Dated: 7/13/10

ENVIRONMENTAL APPEALS BOARD



Edward E. Reich
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Third Order Extending Stay, in the matter of Town of Jaffrey, NE Public Works Department, NPDES Appeal No. 09-18, were sent to the following persons in the manner indicated:

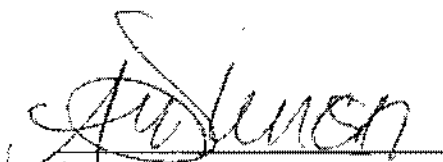
By Pouch Mail and FAX:

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Fax: 603-666-4288

Dated: JUL 13 2010


Annette Duncan