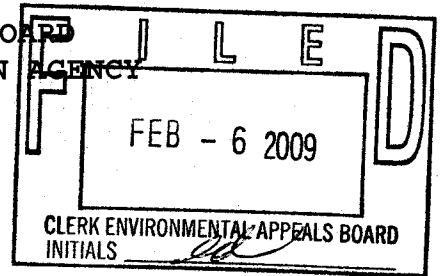


BEFORE THE ENVIRONMENTAL APPEALS BOARD  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C.



In re: )  
)  
Town of Wayland )  
Wastewater Management )  
)  
Permit No. MA0039853 )  
)

NPDES Appeal Nos. 08-26 & 08-27

ORDER GRANTING MOTION TO INTERVENE

On December 29, 2008, the permittee in the above-captioned matters, the Town of Wayland ("Town"), filed a motion requesting leave to intervene, file a response to the petitions, and participate as a party in these appeals.<sup>1</sup> The Town represents that the factual and legal issues raised in these petitions affect the Town-owned waste water treatment plant.

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<sup>1</sup> On January 12, 2009, the Environmental Appeals Board ("Board") received a letter from the Town requesting the Board to take no action on a joint motion filed by the permit issuer, U.S. EPA Region 1, and the petitioners in the above-captioned matters, Thomas Arnold and the U.S. Department of Interior. The Board, however, ruled on the parties' motion before it received the Town's letter. Accordingly, by order dated December 24, 2008, the Board granted the parties' request to stay the proceedings in this case to allow time for settlement negotiations. The case is currently stayed until April 8, 2009.

Upon consideration, the Board hereby grants the Town's motion. The Town shall file its response to the petitions no later than 20 days after the stay in this case is lifted.

So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated: 2/6/09

By: Charles J. Sheehan

Charles J. Sheehan  
Environmental Appeals Judge

**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing Order Granting Motion to Intervene in the matter of Wayland Wastewater Management, NPDES Appeal Nos. 08-26 & 08-27, were sent to the following persons in the manner indicated:

**By EPA Pouch Mail and via fax:**

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Dated:                     FEB - 6 2009                    

  
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Annette Duncan  
Secretary