

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

In Re:)	
)	
)	
Springfield Water and Sewer Commission,)	
Springfield Regional Wastewater Treatment)	NPDES Permit Appeal No. 20-07
Facility)	
)	
Reissuance of NPDES Permit No.)	
MA0101613)	

**SPRINGFIELD WATER AND SEWER COMMISSION’S
MOTION FOR EXTENSION OF TIME**

Pursuant to 40 C.F.R. §§ 124.19(f) and (g), the Springfield Water and Sewer Commission (the “Commission” or “SWSC”) moves for a 21-day extension of time to file its Reply in support of its Petition for Review. In support of its Motion, the Commission states as follows:

1. On November 10, 2020, the Environmental Appeals Board (“EAB”) issued an Order (Dkt. No. 6) granting the United States Environmental Protection Agency’s (“EPA”) Motion for Extension of Time. The Order contained filing deadlines of December 16, 2020 for EPA’s Response and January 6, 2021 for SWSC’s Reply.

2. EPA filed its Response on December 11, 2020 (Dkt. Nos. 7–19). On December 15, 2020, EPA and SWSC (“the Parties”) conferred regarding the possibility of resolving some or all of the issues raised in SWSC’s Petition. During the discussions, EPA stated that its ability to negotiate a settlement would depend, in part, on the positions of certain other stakeholders, including the Connecticut Department of Energy & Environmental Protection (“CT DEEP”), Massachusetts Department of Environmental Protection (“MassDEP”), Connecticut River

Conservancy, and Save the Sound (collectively, “Stakeholders”). During that call, the Parties agreed that that SWSC would confer with the Stakeholders to discuss the potential for settlement.

3. In order to provide time for SWSC to confer with the Stakeholders and to avoid spending unnecessary judicial resources while the Parties and Stakeholders explore the possibility of settlement, SWSC requests a 21-day extension of the January 6, 2021 deadline for filing its Reply.

4. Further, there are several intervening holidays during the time that both the discussions with Stakeholders and the development of SWSC’s Reply will occur. The intervening holidays may delay the scheduling of discussions between the Parties and Stakeholders and hinder SWSC’s ability to fully develop a Reply by January 6, 2021.

5. Because SWSC wishes to explore the possibility of settlement with EPA and the Stakeholders and due to the intervening holidays, SWSC moves the EAB to extend the January 6, 2021 deadline for submission of a Reply for 21 days to January 27, 2020.

6. Counsel for SWSC has conferred with counsel for EPA regarding the request for an extension of time to reply, and EPA takes no position on SWSC’s request to extend the deadline to reply until January 27, 2020.

For the reasons set forth above, and in the interest of promoting efficiency, the Commission respectfully requests that the EAB grant this Motion for Extension of Time.

December 17, 2020

Respectfully submitted,

/s/ Fredric P. Andes

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CERTIFICATE OF SERVICE

I hereby certify that on December 17, 2020 the foregoing Motion for Extension of Time was served on to the following persons, in the manner specified below.

By Electronic Filing to:

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