

**Bowditch
& Dewey**
ATTORNEYS

Robert D. Cox Jr.
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December 29, 2014

Via Electronic Filing

Ms. Eurika Durr
Clerk of the Board
U.S. Environmental Protection Agency
Environmental Appeals Board
1201 Constitution Avenue, NW
U.S. EPA East Building, Room 3334
Washington, DC 20004

**Re: Charles River Pollution Control District, NPDES Appeal No. 14-01
NPDES Permit No. MA 0102598**

Dear Ms. Durr:

Enclosed for electronic filing is Petitioners, Upper Blackstone Water Pollution Abatement District and the Towns of Bellingham, Franklin, Millis, and Medway's letter in reply to Region 1's December 22, 2014 letter in response to the Board's Order Requesting Additional Information, dated December 11, 2014 and accompanying Certificate of Service, in connection with NPDES Appeal No. 14-01.

Respectfully Submitted,

Robert D. Cox, Jr.
Counsel for Petitioners, Upper Blackstone Water
Pollution Abatement District and the Towns of
Bellingham, Franklin, Millis, and Medway,
Massachusetts

RDCjr:igm
Enclosures

cc: Samir Bukhari, U.S. Environmental Protection Agency, Region 1
National Association of Clean Water Agencies

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**Re: Charles River Pollution Control District
NPDES Appeal No. 14-01
NPDES Permit No. MA 0102598**

Dear Judges Hill, Fraser & Stein:

On behalf of Petitioners Upper Blackstone Water Pollution Abatement District and the Towns of Bellingham, Franklin, Millis and Medway, Massachusetts ("Petitioners"), I am providing this reply to Region 1's December, 22, 2014 letter in response to the Board's Order Requesting Additional Information, dated December 11, 2014, in which the Board requested certain information from the parties.

The Petitioners' reply is to inform the Board that in addition to the list of 29 permits issued in Massachusetts, New Hampshire and Vermont with municipal satellite communities included as "co-permittees," there are pending draft permits issued by Region 1 in Massachusetts with co-permittee provisions. A list of those draft permits as known to the Petitioners, including the permit number, comment period dates, permittee and facility authorized to discharge, named co-permittees, and known comments submitted on the draft permit, are listed in Attachment A. Region 1 permits may be accessed at <http://www.epa.gov/region1/npdes/mass.html>.

This reply is submitted after conferring with the Region's counsel, Samir Bukhari, and with no objection from the Region.

Respectfully Submitted,

Robert D. Cox, Jr.
Counsel for Petitioners, Upper Blackstone Water
Pollution Abatement District and the Towns of
Bellingham, Franklin, Millis, and Medway,
Massachusetts

RDCjr/igm
Enclosure

cc: Samir Bukhari, U.S. Environmental Protection Agency (w/enclosure)
National Association of Clean Water Agencies (w/enclosure)
Charles River Pollution Control District (w/enclosure)

ATTACHMENT A

<u>Permit</u>	<u>Comment Period Dates</u>	<u>Permittee/Facility</u> ¹	<u>Named Co-Permittees</u>	<u>Comments</u>
Taunton NPDES Permit No. MA 0100897	3/20/13-4/18/13 (extended to 6/17/13)	City of Taunton, DPW/Taunton Wastewater Treatment Plant	Towns of Raynham and Dighton	Upper Blackstone Water Pollution Abatement District (“UBWPAD”) objected to the co- permittee provisions
South Essex Sewerage District NPDES Permit No. MA 0100501	3/27/08–4/25/08 (extended to 6/6/08) 9/25/13–10/24/13 (extended to 11/27/13)	South Essex Sewerage District (SESD)/South Essex Wastewater Treatment Facility	Cities of Beverly, Peabody and Salem. Towns of Danvers, Marblehead and Middleton	SESD, its satellite sewer communities and UBWPAD objected to the co-permittee provisions
MWRA/Clinton NPDES Permit No. MA 0100404	9/18/13–10/17/13 (extended to 11/27/13)	Massachusetts Water Resources Authority/ Clinton Wastewater Treatment Plant	Towns of Clinton and Lancaster	MWRA, MWRA Advisory Board, UBWPAD, and the Massachusetts Coalition for Water Resources Stewardship objected to the co-permittee provisions

¹ Facility authorized to discharge.

CERTIFICATE OF SERVICE

I hereby certify that copies of the Petitioners, Upper Blackstone Water Pollution Abatement District and the Towns of Bellingham, Franklin, Millis, and Medway's letter in reply to Region 1's December 22, 2014 letter in response to the Board's Order Requesting Additional Information, in the matter of Charles River Pollution Control District, NPDES Appeal No. 14-01, were served on the following persons in the manner indicated:

By Electronic Filing and First Class Mail

Ms. Eurika Durr
Clerk of the Board
U.S. Environmental Protection Agency
Environmental Appeals Board
1201 Constitution Avenue, NW
U.S. EPA East Building, Room 3334
Washington, DC 20004

U.S. Environmental Protection Agency
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By U.S. First Class Mail:

Charles River Pollution Control District
66 Village Street
Medway, MA 02053

Dated: December 29, 2014

Robert D. Cox, Jr.