



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Region 1
1 Congress Street, Suite 1100
BOSTON, MA 02114-2023

FACSIMILE TRANSMISSION

RESTRICTED INFORMATION

The information contained in this facsimile message, and any and all accompanying documents constitutes confidential information. This information is the property of the United States Environmental Protection Agency. If you are not the intended recipient of this information, any disclosure, copying, distribution, or the taking of any action in reliance on this information is strictly prohibited. If you receive this message in error, please notify me immediately to make arrangements for its return. Thank you.

Date: February 15, 2008

To: Eurika Durr, Clerk of the Board, EPA Environmental Appeals Board

Fax: 202-233-0121

Ph: 202-233-0122

To: Jeffrey T. Blake, Esq., Kopelman and Paige

Fax: 617-654-1735

Ph: 617-556-0007

From: Ann Williams, Office of Regional Counsel

Fax: 617-918-0097

Ph: 617-918-1097

Number of pages including cover: 5

Message: Enclosed please find a Status Report in the matter of Town of Northbridge Wastewater Treatment Plant, Appeal No. NPDES 06-11, with accompanying Certificate of Service and Transmittal Letter.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION I
ONE CONGRESS STREET SUITE 1100
BOSTON, MASSACHUSETTS 02114-2023

RECEIVED
U.S. E.P.A.

2008 FEB 15 AM 11:21

CIVIL APPEALS BOARD

February 15, 2008

Eurika Durr, Clerk of the Board,
Environmental Appeals Board (MC 1103B)
U.S. Environmental Protection Agency
Ariel Rios Building
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460-0001

Re: Town of Northbridge Wastewater Treatment Plant
Appeal No. NPDES 06-11

Dear Ms. Durr:

Enclosed please find the original and five copies of a Status Report in the above-captioned matter, as well as a certificate of service. The Status Report was sent to you via facsimile earlier today.

Thank you for your attention to this matter.

Sincerely,

Ann H. Williams
Senior Assistant Regional Counsel

Enclosures

cc: Jeffrey T. Blake, Esq., Kopelman and Paige

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

ENVIR. APPEALS BOARD

2008 FEB 15 AM 11: 21

RECEIVED
U.S. E.P.A.

In re:
**Town of Northbridge Wastewater
Treatment Plant**
NPDES Permit MA0100722

Appeal No. NPDES 06-11

STATUS REPORT

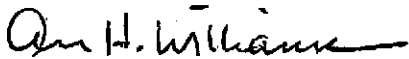
The United States Environmental Protection Agency, Region 1 ("Region"), with the consent of counsel for the Town of Northbridge ("Town"), respectfully submits to the Environmental Appeals Board ("Board") this Status Report in response to the Board's Fourth Stay Order, dated January 11, 2008. In that Order, the Board granted the Region's January 11, 2008 motion for an additional stay of the proceedings until March 18, 2008 to enable the parties to complete negotiations regarding the contested phosphorus limits, and ordered the parties to file a status report by February 15, 2008.

In its January 11, 2008 motion to extend the stay of the proceedings, the Region reported that the parties had agreed to a tentative compliance schedule for the Town to meet the contested phosphorus limits, subject to approval by the Town's Board of Selectmen. The Region also reported that it had withdrawn the contested winter fecal coliform bacteria limits and planned to issue a draft permit modification with slightly less stringent limits no later than January 18, 2008.

Since that filing, the parties have completed negotiations on a compliance schedule to meet the phosphorus limits. The Region is in the process of preparing an administrative order which will contain the agreed upon schedule and expects to issue the order no later than March 18, 2008. In addition, on January 18, 2008, the Region issued for public comment a draft permit modification related to the winter bacteria limits. The public comment period closes on February 19, 2008. The Region expects to make a final permit modification decision no later than March 18, 2008.

Respectfully submitted,

United States EPA, Region I



Ann H. Williams
Senior Assistant Regional Counsel
US EPA Region 1 (RAA)
One Congress St. - Suite 1100
Boston, MA 02114-2023
Phone: (617) 918-1097
Fax: (617) 918-0097
williams.ann@epa.gov

Dated: February 15, 2008


In the Matter of: Town of Northbridge Wastewater Treatment Plant
Appeal No. NPDES 06-11

CERTIFICATE OF SERVICE

I, Ann H. Williams, hereby certify that I served the foregoing Status Report in the above-captioned matter by facsimile and by mailing one original and five copies by First Class Mail on this 5th day of February, 2008 to the Environmental Appeals Board (MC 1103B), Ariel Rios Building, 1200 Pennsylvania Avenue, N.W., Washington, D.C. 20460-0001; and that a true copy of the foregoing was sent by facsimile and by First Class Mail, postage prepaid, to the following person:

Jeffrey T. Blake, Esq.
Kopelman and Paige, P.C.
101 Arch Street
Boston, MA 02110

Dated: February 15, 2008


Ann H. Williams
Senior Assistant Regional Counsel
US EPA Region I (RAA)
One Congress St. - Suite 1100
Boston, MA 02114-2023
Phone: (617) 918-1097
Fax: (617) 918-0097