

**HANNON LERNER**  
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James E. Hannon  
(1935-1971)  
Maurice I. Lerner  
(1937-1980)

File #08-02-09

July 13, 2009

Eurika Durr, Clerk of the Board  
Environmental Appeals Board (MC1103B)  
U.S. Environmental Protection Agency  
Ariel Rios Building  
1200 Pennsylvania Avenue, N.W.  
Washington, D.C. 20460-0001

RE: NPDES Appeal No. 08-22  
NPDES Permit No. MA0100153  
Lee Wastewater Treatment Facility (Lee, Massachusetts)

Dear Ms. Durr:

Enclosed please find the original, plus five copies, of my Notice of Withdrawal of Petition for Review in the above-captioned matter, with an attached certificate of service.

Very truly yours,



Jeremia A. Pollard  
Town Counsel

JAP:mgb  
Enclosures  
cc: Mr. Ronald A. Fein

U.S. ENVIRONMENTAL PROTECTION AGENCY  
APPEALS BOARD  
Ariel Rios Building  
1200 Pennsylvania Avenue, N.W.  
Washington, D.C. 20460-0001

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

\_\_\_\_\_  
In re: Lee Wastewater Treatment Facility )  
Lee, Massachusetts )  
NPDES Permit No. MA0100153 )  
\_\_\_\_\_ )

NPDES Appeal No. 08-22

ENVIRONMENTAL APPEALS BOARD

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EPA

**NOTICE OF WITHDRAWAL OF PETITION FOR REVIEW**

The Town of Lee, Massachusetts (the permittee and Petitioner) hereby withdraws its petition for review in the above-referenced matter, as the parties have agreed to an Administrative Order for Compliance.

Respectfully submitted,

  
\_\_\_\_\_  
Jeremia A. Pollard, Esq.

Hannon Lerner  
184 Main St, PO Box 697  
Lee, Massachusetts 01238  
(413) 243-3311  
Fax: 413-243-4919  
Date: July 23, 2009

CERTIFICATE OF SERVICE

I, Jeremia A. Pollard, hereby certify that copies of the foregoing Notice of Withdrawal of Petition were sent on the 13th day of July 2009 to the following persons in the manner described below:

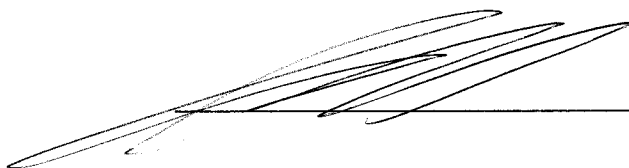
Original and five (5) copies by first class mail

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, D.C. 20460-0001

Copy by first class mail

Ronald A. Fein, Assistant Regional Counsel  
U.S. Environmental Protection Agency, Region 1  
One Congress Street, Suite 1100 (RAA)  
Boston, MA 02114

Signed: July 13, 2009

A handwritten signature in black ink, consisting of several overlapping, sweeping strokes that form a cursive name, positioned above a horizontal line.