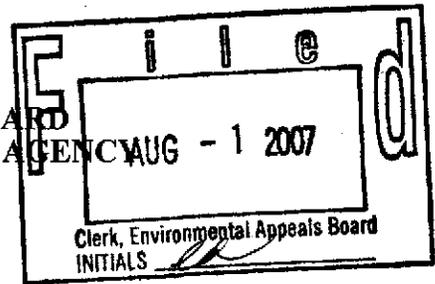


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:)
Leominster Water Pollution)
Control Facility)
NPDES Permit No. MA-0100617)

NPDES Appeal No. 06-16

FIFTH STAY ORDER

In a status report filed with the Board on July 31, 2007, U.S. EPA Region 1 (the "Region") states that it and the City of Leominster ("City"), the petitioner in the above-captioned matter, have now completed a tentative resolution of all outstanding matters. See Status Report (July 31, 2007).

The Region states further that:

Counsel for the City has received approval of the agreement from a subcommittee of the Leominster City Council; however, the entire City Council must still approve the agreement. Counsel for the City will put the matter before the entire City Council at their next meeting on August 13, 2007. For this reason the Region requests that the Board allow the parties until August 15, 2007, to apprise the Board of whether the parties have reached a final agreement.

Status Report at 1-2. For good cause shown, the Region's request is granted. The parties will have until August 15, 2007, to secure any necessary approvals and convey to the Board that they have done so.

So ordered.

Dated: 8/1/07

ENVIRONMENTAL APPEALS BOARD

By: Scott C. Fulton
Scott C. Fulton
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the forgoing Fifth Stay Order in the matter of Leominster Water Pollution Control Facility, NDPEs Appeal No. 06-16, were sent to the following persons in the manner indicated:

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Dated: AUG - 1 2007


Annette Duncan
Secretary