

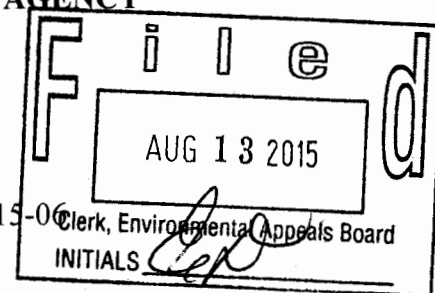
**ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.**

In re:

City of Nashua

NPDES Permit No. NH0100170

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) NPDES Appeal No. 15-06
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ORDER EXTENDING STAY OF PROCEEDINGS

On April 13, 2015, the City of Nashua, New Hampshire (the "City") filed a petition seeking review of several conditions in a National Pollutant Discharge Elimination permit issued by U.S. EPA Region 1 (the "Region"). Shortly thereafter the Region withdrew portions of the permit, rendering moot some of the challenges raised in the Petition. The parties also began discussions to explore the possibility of a negotiated resolution of the remaining issues, and requested that the Environmental Appeals Board ("Board") stay the appeal while the parties engaged in settlement discussions. The Board granted the parties request and stayed this matter until August 14, 2015.

On July 31, 2015, the parties filed a joint report explaining the status of this matter and requesting an extension of the current stay. The parties explain that during this time they engaged in an exchange of settlement positions that included a meeting between the Region and City representatives, an exchange of technical data and information, the submittal of a written settlement proposal from the City, and a written response and counteroffer by the Region. The parties represent that they still need additional time to work on several outstanding issues prior to finalizing their positions; that additional coordination is required and pre-existing commitments

have delayed some of the necessary coordination; and that the parties have materially progressed toward a negotiated resolution of the appeal.

For good cause shown, the Board grants the parties request to stay this matter another forty five days. *See* 40 C.F.R. § 124.19(n). This matter is now stayed until **September 28, 2015**. The parties shall file a joint report no later than **September 14, 2015**, explaining the status of this matter, which shall include a discussion of recommended next steps for the efficient resolution of the pending Petition.

So ordered.

Date: AUG 13 2015


Mary Kay Lynch
Judge, Environmental Appeals Board

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Extending Stay of Proceedings in the matter of City of Nashua Wastewater Treatment Facility, NPDES Appeal No. 15-06, were sent to the following persons in the manner indicated:

First Class Mail:

Sherilyn Burnett Young, Esq.
Marcia A. Brown, Esq.
Rath, Young and Pignatelli, P.C.
One Capital Plaza
Concord, NH 03302-1500
Tel. (603) 226-2600
Fax. (603) 226-2700

By Pouch Mail:

Samir Bukhari, Esq.
Michael Curley, Esq.
Office of Regional Counsel
5 Post Office Square,
Mailcode: ORA18-1
Boston, MA 02109-3912
Tel: (617) 918-1095
Fax: (617) 918-0095

Dated: AUG 13 2015



Annette Duncan
Secretary