

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

In re:

Massachusetts Port Authority  
Logan International Airport

NPDES Permit No. MA0000787

NPDES Appeal No. 23-03

**NOTICE OF INTEREST IN PARTICIPATING IN THE ALTERNATIVE DISPUTE  
RESOLUTION PROGRAM AND MOTION TO STAY FILING OF THE RESPONSE TO  
PETITION AND PRODUCTION OF THE ADMINISTRATIVE RECORD**

On September 25, 2023, the Massachusetts Port Authority (“Massport”) filed a Petition for Review (NPDES Appeal No. 23-03) of its NPDES Permit No. MA0000787 that was issued to Massport on August 24, 2023. In its Petition for Review, Massport requested that the Board direct the parties to participate in the Board’s alternative dispute resolution (ADR) program to explore opportunities to resolve this dispute. In light of this request, the Environmental Protection Agency (“EPA”) is providing notice to the Board of its interest in participating in the Board’s ADR program, if such avenue is available in this matter.

Given that Massport and EPA (collectively, the “Parties”) have both expressed interest in participating in settlement discussions, including the ADR program if available, EPA requests that the Board stay all filing deadlines and allow for the Parties to pursue a negotiated resolution of their differences. Granting this relief will allow the Parties to direct their full attention to settlement and will serve the interests of judicial economy and efficiency. If the Parties are not able to reach settlement, EPA will so notify the Board promptly and will request that the Board establish a schedule for filing the Response to the Petition.

Dated: September 28, 2023

Respectfully submitted,

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## CERTIFICATE OF SERVICE

I hereby Certify that a copy of the foregoing Notice of Interest in Participating in the Alternative Dispute Resolution Program and Motion to Stay Filing of the Response to Petition and Production of the Administrative Record, in connection with In re: Massachusetts Port Authority-Logan International Airport, NPDES Appeal No. 23-03, was sent to the following persons in the manner indicated:

By Electronic Filing:

Mr. Emilio Cortes  
Clerk of the Board  
U.S. Environmental Protection Agency  
Environmental Appeals Board  
1201 Constitution Avenue, NW  
U.S. EPA East Building, Room 3332  
Washington, DC 20004

By Email:

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*Counsel for Petitioner  
Massachusetts Port Authority*

Dated: September 28, 2023

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