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

CLERK, ENVIRONMENTAL APPEALS BOARD

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In re:

Belchertown Water Reclamation Facility

NPDES Permit No. MA0102148

NPDES Appeal No. 05-10

ORDER GRANTING JOINT MOTION FOR STAY OF PROCEEDINGS

On August 5, 2005, Region I of the U.S. Environmental Protection Agency, along with the Town of Belchertown, Massachusetts, petitioner, filed a joint motion to stay the proceedings in the above-captioned matter. At present, Region I's response to the petition for review is due to be filed with the Environmental Appeals Board on Monday, August 29, 2005. In their motion, the parties report that they have entered into settlement negotiations and believe there is a substantial likelihood the issues raised in the petition may be resolved without having to resort to hitigation. They therefore request that these proceedings be stayed until September 30, 2005, by which date they would submit a status report on the progress of the settlement discussions.

For good cause shown, the parties' joint motion is hereby **GRANTED**. Region I's August 29, 2005 filing deadline is rescinded, and the parties are directed to provide the Board with a report, on or before **September 30, 2005**, describing the status of settlement negotiations in this case and suggesting a future course of action.

So ordered.

Dated: august 9. 2005

ENVIRONMENTAL APPEALS BOARD

Edward E. Reich Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Granting Joint Motion for Stay of Proceedings in the matter of Belchertown Water Reclamation Facility, NPDES Appeal No. 05-10, were sent to the following persons in the manner indicated:

By Facsimile and First Class U.S. Mail:

Gary Brougham, Town Administrator Town of Belchertown, Department of Public Works Lawrence Memorial Hall 2 Jabish Street, Post Office Box 670 Belchertown, Massachusetts 01007 telephone: (413) 323-0403 facsimile: (413) 323-0494

By Facsimile and EPA Pouch Mail:

Samir Bukhari, Attorney Advisor U.S. Environmental Protection Agency, Region I One Congress Street, Suite 1100 (RAA) Boston, Massachusetts 02114-2023 telephone: (617) 918-1095 facsimile: (617) 918-0095

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Dated:

Annette

Secretary