



Date: April 5, 2006

**U.S. Environmental Protection Agency
Office of Regional Counsel
One Congress Street, Suite 1100
Boston, MA 02114-2023
Phone: (617) 918-1148
Fax: (617) 918-1029**

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ENVIR. APPEALS BOARD

PLEASE DELIVER TO:

**Eurika Durr
Clerk, EPA Environmental Appeals Board
(202) 233-0121**

**From: Samir Bukhari
Attorney, Office of Regional Counsel
EPA, Region 1**

Number of Pages to Follow: 4

Re: Notice of Withdrawal

**City of Marlborough, Marlborough Westerly Wastewater Treatment
Facility
NPDES Appeal No. 05-09
NPDES Permit No. MA0100480**



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 1
1 CONGRESS STREET, SUITE 1100
BOSTON, MASSACHUSETTS 02114-2023

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ENVIR. APPEALS BOARD

April 5, 2006

VIA FACSIMILE AND EXPRESS MAIL

U.S. Environmental Protection Agency
Attn: Eurika Durr
Clerk of the Board, Environmental Appeals Board
Colorado Building
1341 G Street, N.W., Suite 600
Washington, D.C. 20005

**Re: Notice of Withdrawal
City of Marlborough Westerly Wastewater Treatment Facility
NPDES Permit No. MA0100480
Appeal No. NPDES 05-09**

Dear Ms. Durr:

Please find the City of Marlborough's Notice of Withdrawal in connection with the above-referenced permit appeal. The City has authorized EPA-New England Region to transmit the notice on its behalf to the Environmental Appeals Board. The originals will follow by express mail.

If you should have any questions, please do not hesitate to contact me at 617-918-1095.

Sincerely,

Samir Bukhari
Attorney Advisor
Office of Regional Counsel
US EPA-Region 1

Enclosure

cc: Donald Anglehart, Esq., City of Marlborough
Kenneth L. Kimmell, Esq., Organization for the Assabet River
Deirdre Desmond, DEP

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

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ENVIR. APPEALS BOARD

In the Matter of
Marlborough Westerly Treatment Facility
NPDES Permit No. MA 0100480

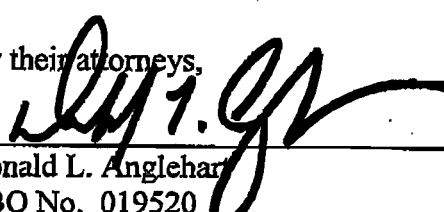
NPDES Appeal No. 05-09

NOTICE OF VOLUNTARY WITHDRAWAL

The City of Marlborough and the Town of Northborough, as permittees of the
Marlborough Westerly Wastewater Treatment Facility (NPDES Permit No. MA 0100480),
hereby voluntarily withdraw their appeal in its entirety.

CITY OF MARLBOROUGH
TOWN OF NORTHBOROUGH


By their attorneys,


Donald L. Anglehart
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Gadsby Hannah, LLP
225 Franklin Street
Boston, MA 02110
Direct Tel: 617-345-7073
Direct Fax: 617-204-8073
email: danglehart@ghlaw.com

Dated: April 5, 2006

CERTIFICATE OF SERVICE

I, Donald L. Anglehart, certify that on this 5th day of April, 2006, I caused to be served upon the parties on the attached service list, by first class mail, the Notice of Voluntary Withdrawal.



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