

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

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IN THE MATTER OF:

2010 JUN -2 A 4: 13

TOWN OF NORTH PROVIDENCE
DEPARTMENT OF PUBLIC WORKS
NORTH PROVIDENCE, RHODE ISLAND

DOCKET NO. CWA-01-2009-0093

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RESPONDENT

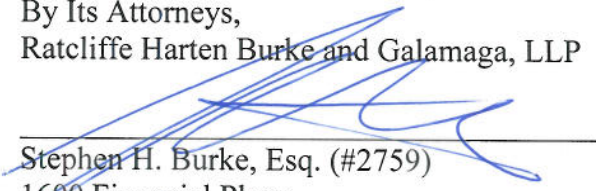
RESPONDENT'S SECOND SUPPLEMENTARY STATUS REPORT
IN ACCORDANCE WITH ORDER DATED MAY, 4, 2010 AND MOTION FOR 14 DAY
EXTENSION OF TIME WITHIN WHICH TO FILE CONSENT AGREEMENT AND
FINAL ORDER

In accordance with the Presiding Officer's order of May 4, 2010, the Respondent Town of North Providence hereby advises the Presiding officer that the parties have exchanged a second draft Consent Agreement and Final Order in this matter in accordance with their settlement referenced in prior pleadings. This settlement will involve a Supplemental Environmental Project ("SEP") of a magnitude that is of significance to the Respondent, and the parties continue to exercise great care to assure that all potential areas of disagreement are resolved and that the material terms of the settlement are fully incorporated in the Consent Order.

The parties do not anticipate further material changes to the consent or enforcement provisions beyond the second draft; however the parties have yet to reach agreement as to language regarding their rights and obligations with respect to the SEP. Moreover, circumstances unrelated to the merits of this case require the Respondent to request a two week extension beyond the final date for filing the signed Consent Agreement and Final Order as established in the Presiding Officer's May 4, 2010 order. These circumstances do not involve disagreements between the parties over the terms of the settlement, but are related to the practical and procedural difficulties encountered in acquiring authorizations from members of municipal

government, some of whom must rely on technical advice from town employees who are on vacation or otherwise unavailable due to an ongoing financial emergency. The Respondent seeks a 14 day continuance through and including June 18, 2010 within which to file the fully executed Consent Agreement and Final Order.

The Town of North Providence,
By Its Attorneys,
Ratcliffe Harten Burke and Galamaga, LLP



Stephen H. Burke, Esq. (#2759)
1600 Financial Plaza
Providence, R.I. 02903
(401)331-3400
(401)331-3440 Fax

CERTIFICATION

I hereby certify on this 1st day of June, 2010, the foregoing was sent, in the form specified, via first class mail, to:

Wanda Rivera
Regional Hearing Clerk
EPA – New England Region I
5 Post Office Square, Suite 100
Mail Code: ORA 18-1
Boston, MA 02109-3912

Original and One Copy

Tonia Bandrowicz
Senior Enforcement Counsel
EPA – New England Region I
5 Post Office Square, Suite 100
Mail Code OES 04-3
Boston, MA 02114-2023

One Copy

Mary Angeles, Legal Staff Assistant to
Barbara A. Gunning, ALJ
U.S. EPA
Office of Administrative Law Judges
Mail Code 1900L
1200 Pennsylvania Avenue, NW
Washington, DC 20460-2001
Facsimile: (202) 565-0044

One Copy by facsimile and mail



Melissa Kimmell