



Commonwealth of Massachusetts
Executive Office of Energy & Environmental Affairs

Department of Environmental Protection

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RICHARD K. SULLIVAN JR.
Secretary

KENNETH L. KIMMELL
Commissioner

March 19, 2014

In the Matter of
M. G. Hall Company

Docket No. Wet-2012-023
File No. 245-1365
North Reading

FINAL DECISION

Following a remand, I adopt the Recommended Final Decision of the Presiding Officer. I withheld decision on the merits and remanded this appeal to the parties with instructions that the Department and the applicant make every effort to resolve the issues in dispute. Despite several extensions of time, the parties have not reached a settlement. Although I had been concerned about the tolling of the ten day period for intervention when the Department does not receive a copy of the Order of Conditions, which occurred here after an unusually long interval, I have concluded that the Department's consistent practice of tolling should also apply in this circumstance.

The parties to this proceeding are notified of their right to file a motion for reconsideration of this Decision, pursuant to 310 CMR 1.01(14)(d). The motion must be filed with the Case Administrator and served on all parties within seven business days of the postmark date of this Decision. A person who has the right to seek judicial review may appeal this

Decision to the Superior Court pursuant to M.G.L. c. 30A, §14(1). The complaint must be filed in the Court within thirty days of receipt of this Decision.



Kenneth Kimmell
Commissioner

SERVICE LIST

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North Reading

Representative

Party

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DEPARTMENT

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Date: March 19, 2014