



Commonwealth of Massachusetts
Executive Office of Energy & Environmental Affairs

Department of Environmental Protection

One Winter Street Boston, MA 02108 • 617-292-5500

DEVAL L. PATRICK
Governor

TIMOTHY P. MURRAY
Lieutenant Governor

RICHARD K. SULLIVAN JR.
Secretary

KENNETH L. KIMMELL
Commissioner

In the Matter of
Rubia Avila

April 26, 2013

Docket No. 2012-047
File No. PAN-WE-12-9002-123
Springfield

FINAL DECISION

I have reviewed the attached Administrative Consent Order With Penalty and Notice of Noncompliance signed on April 11, 2013 by Rubia Avila, and on April 11, 2013 by Michael J. Gorski, Regional Director for the Department (ACOP-WE-13-9-Z003-123-SETT).

The Department issues this Final Decision incorporating the Administrative Consent Order. The petitioner is ordered to pay a civil administrative penalty of fifteen thousand dollars (\$15,000) within thirty days of the date of this Final Decision in accordance with paragraphs 11 and 21 of the Administrative Consent Order. Under the terms of 310 CMR 1.01(8)(c), this proceeding is dismissed with the parties waiving whatever rights they may have to further administrative review before the Department as well as any appeal to court.

Kenneth Kimmell
Commissioner

SERVICE LIST

In The Matter Of:

Rubia Avila

Docket No. 2012-047

File No. PAN-WE-12-9002-123
Springfield

Representative

Party

Rubia Avila
3 Maple Ridge Road
Methuen, MA 01844
avilas100@msn.com

PETITIONER

Jane Rothchild
Mass DEP – Western Regional Office
Office of General Counsel
436 Dwight Street
Springfield, MA 01103
Jane.rothchild@state.ma.us

DEPARTMENT

Joel Rees
Mass DEP – Western Regional Office
Bureau of Waste Site Cleanup
436 Dwight Street
Springfield, MA 01103
Joel.rees@state.ma.us

ANALYST

Date: April 26, 2013