

COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
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THE OFFICE OF APPEALS AND DISPUTE RESOLUTION

November 25, 2014

In the Matter of
Debra Turner

OADR Docket No. WET-2014-011
DEP File No. 100-0367
Ayer, MA

FINAL DECISION

On May 28, 2014, the Petitioner Barbara Mack (“Ms. Mack”) filed this appeal challenging a Superseding Order of Conditions (“SOC”) that the Central Regional Office of the Massachusetts Department of Environmental Protection (“MassDEP” or “the Department”) issued to the Applicant Debra Turner (“Ms. Turner”) pursuant to the Massachusetts Wetlands Protection Act, G.L. c. 131, § 40 (“MWPA”), and the Wetlands Regulations, 310 CMR 10.00 et seq. (“the Wetlands Regulations”). The SOC affirmed the Town of Ayer’s Conservation Commission’s (“the Commission”) approval of Ms. Turner’s proposed work at 5 Ledge way in Ayer, Massachusetts (“the Property”), specifically the razing of an existing home and garage and constructing a new two story home within buffer zone to the Bank of Sandy Pond in Ayer (“the proposed Project”).

On July 31, 2014, Ms. Turner informed the Office of Appeals and Dispute Resolution (“OADR”) that she was not proceeding with the proposed Project and requested that the SOC be

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vacated. Accordingly, I issue this Final Decision vacating the SOC and dismissing Ms. Mack's appeal of the SOC as moot.



David W. Cash
Commissioner

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