



Commonwealth of Massachusetts
Executive Office of Energy & Environmental Affairs

Department of Environmental Protection

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Kathleen A. Theoharides
Secretary

Martin Suuberg
Commissioner

In the Matter of
Algonquin Gas Transmission LLC.

July 12, 2019

Docket Nos. 2019-008, 009, 010,
011, 012 and 013
Air Quality Plan Approval
Weymouth, MA

FINAL DECISION

I adopt the Recommended Final Decision of the Presiding Officer.¹ Within seven (7) business days of the date of this Final Decision, MassDEP (or “the Department”) shall make the changes to the Air Quality Plan Approval as recommended by the Presiding Officer on pages 62 and 63 of the Recommended Final Decision.

The parties to this proceeding are notified of their right to file a motion for reconsideration of this Final 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 U.S. Court of Appeals for the First Circuit (“the First Circuit”) pursuant to

¹ I note that during the pendency of these consolidated appeals, MassDEP received numerous letters and emails from legislators and citizens in opposition to the project. They have been made part of the record of the appeals.

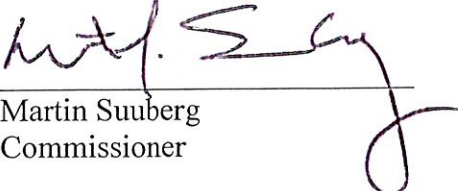
This information is available in alternate format. Contact Michelle Waters-Ekanem, Director of Diversity/Civil Rights at 617-292-5751.

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the federal Natural Gas Act, 15 U.S.C. § 717r(d)(1)² and M.G.L. c. 30A, §14(1). The complaint must be filed in the First Circuit within thirty days of receipt of this decision.³


Martin Suuberg
Commissioner

² 15 U.S.C. § 717r(d)(1) provides in relevant part that:

The United States Court of Appeals for the circuit in which a facility subject to . . . [15 USCS § 717b or 717f] is proposed to be constructed, expanded, or operated shall have original and exclusive jurisdiction over any civil action for the review of an order or action of a . . . State administrative agency acting pursuant to Federal law to issue, condition, or deny any permit, license, concurrence, or approval (hereinafter collectively referred to as “permit”) required under Federal law, other than the Coastal Zone Management Act of 1972 (16 U.S.C. 1451 et seq.).

See also In The Matter Of Tennessee Gas Pipeline Company, LLC (“TGP”), OADR Docket No. 2016-020, Recommended Final Decision (March 22, 2017), 2017 MA ENV LEXIS 34, at 134-39, Adopted As Final Decision (March 27, 2017), 2017 MA ENV LEXIS 38.

³ TGP, 2017 MA ENV LEXIS 34, at 134-39.

SERVICE LIST

**IN THE MATTER OF:
LLC**

ALGONQUIN GAS TRANSMISSION,

**Docket Nos. 2019-008, 009, 010,
011, 012, 013**

Weymouth

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Citizens Group

PETITIONER (in 2019-013)
Town of Weymouth & Weymouth Ten
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DEPARTMENT

July 12, 2019