



Commonwealth of Massachusetts
Executive Office of Energy & Environmental Affairs

Department of Environmental Protection

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Maura T. Healey
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Kimberley Driscoll
Lieutenant Governor

Rebecca L. Tepper
Secretary

Bonnie Heiple
Commissioner

July 19, 2024

In the Matter of
Cumberland Farms, Inc.

OADR Docket No. 2023-059
DEP Enforcement No. PAN-00016118

OADR Docket No. 2023-060
DEP Enforcement No. UAO-00016117
Westborough, MA

FINAL DECISION

In accordance with the Adjudicatory Proceeding Rules at 310 CMR 1.01(14)(b), Bonnie Heiple, Commissioner of the Massachusetts Department of Environmental Protection (“MassDEP” or “the Department”), has designated me the Final Decision-Maker in this administrative appeal.¹

I have reviewed and hereby approve the attached Settlement Agreement by Administrative Consent Order with Penalty and Notice of Noncompliance signed on June 17, 2024, by the Petitioner Cumberland Farms, Inc.’s representative, Nicholas Unkovic and on June 18, 2024, by John Fischer, Deputy Division Director of Solid Waste Management for the Massachusetts Department of Environmental Protection.

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 Massachusetts Department of Environmental Protection as well as any appeal to court.

Salvatore Giorlandino
Chief Presiding Officer

¹ 310 CMR 1.01(14)(b) provides in relevant part that “[e]very final decision” in an administrative appeal “shall be in writing and shall be signed by the [Department’s] Commissioner or a designee of the Commissioner.”

SERVICE LIST

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