



Commonwealth of Massachusetts  
Executive Office of Energy & Environmental Affairs

## Department of Environmental Protection

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Charles D. Baker  
Governor

Karyn E. Polito  
Lieutenant Governor

Matthew A. Beaton  
Secretary

Martin Suuberg  
Commissioner

In the Matter of  
Kenneth Foster

January 27, 2017

Docket No. 2016-034  
File No. W16-474  
Dennis

### FINAL DECISION

Martin Suuberg, the Commissioner of the Massachusetts Department of Environmental Protection ("MassDEP" or "the Department"), has designated me as the Final Decision Maker in this appeal.

The petitioner has filed a voluntary withdrawal of this appeal. The petitioner's voluntary withdrawal constitutes a waiver by the petitioner to any further administrative review before the Department as well as appeal to court of the Draft Waterways License issued by the Department of Environmental Protection on November 23, 2016. Accordingly, the Department issues this final decision incorporating the petitioner's voluntary withdrawal, and dismisses this appeal.

Salvatore M. Giorlandino  
Chief Presiding Officer

## SERVICE LIST

In The Matter Of: Kenneth Foster  
Docket No. 2016-034 File No. W16-4747  
Dennis

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ANALYST

Date: January 27, 2017