



Commonwealth of Massachusetts  
Executive Office of Energy & Environmental Affairs

## Department of Environmental Protection

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Charles D. Baker  
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Karyn E. Polito  
Lieutenant Governor

Matthew A. Beaton  
Secretary

Martin Suuberg  
Commissioner

October 29, 2018


In the Matter of  
FTO Realty Trust

Docket No. WET-2015-024RM  
File No. 305-0982  
Tewksbury

### **FINAL DECISION AFTER REMAND**

I adopt the Recommended Final Decision After Remand of the Presiding Officer. In adopting this decision, I am also specifically directing MassDEP's Bureau of Water Resources to begin a rulemaking process to amend 310 CMR 10.05(6)(e) consistent with the direction provided at pages 54 and 55 of the Recommended Final Decision After Remand.

The parties to this proceeding are notified of their right to file a motion for reconsideration of this 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 Superior Court pursuant to M.G.L. c. 30A, §14(1). The complaint must be filed in the Court within thirty days of receipt of this decision.

  
Martin Suuberg  
Commissioner

## SERVICE LIST

In The Matter Of: FTO Realty Trust (Remand)

Docket No. WET-2015-024RM File No. 305-0982  
Tewksbury

### Representative

### Party

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CONCOM  
Tewksbury Conservation  
Commission

Date: October 29, 2018