

Commonwealth of Massachusetts
Executive Office of Energy & Environmental Affairs

Department of Environmental Protection

One Winter Street Boston, MA 02108 • 617-292-5500

Charles D. Baker Governor

Karyn E. Polito Lieutenant Governor Kathleen A. Theoharides Secretary

> Martin Suuberg Commissioner

In the Ma	tter of	
in the Ma	itter of	

May 11, 2020

Docket No. WET-2019-015 File No. NE 047-542 Nahant, MA

FINAL DECISION

I adopt the Recommended Final Decision of the Presiding Officer. 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 issuance 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:

Kevin Dwan

Docket No. WET-2019-015

File No. NE 047-542

Nahant

Representative

<u>Party</u>

Theodore C. Regnante, Esq. Jesse D. Schomer, Esq. Regnante Serlo 401 Edgewater Place, Suite 630 Wakefield, MA 01880 tregnante@regnante.com ischomer@regnante.com

APPLICANT Kevin Dwan

Lisa C. Goodheart, Esq.
Sugarman, Rogers, Barshak & Cohen, P.C.
101 Merrimac Street, Suite #900
Boston, MA 02114
goodheart@sugarmanrogers.com

Bennet Heart, Esq.
Noble, Wickersham & Heart, LLP
131 Mount Auburn Street
Cambridge, MA 02138
bh@noblewickersham.com

Jeffrey R Porter, Esq.
Nicholas C. Cramb, Esq.
Peter C. Mulcahy, Esq.
Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.
One Financial Center
Boston, MA 02111
irporter@mintz.com
nccramb@mintz.com
pcmulcahy@mintz.com

PETITIONERS
David and Mary Conlin

David Bragg
Mass DEP Office of General Counsel
One Winter Street
Boston, MA 02108
David.Bragg@mass.gov

DEPARTMENT

Cc:

Jill Provencal
MassDEP – Northeast Regional Office
205B Lowell Street
Wilmington, MA 01887
Jill.Provencal@state.ma.us

DEPARTMENT

Wayne A. Lozzi
MassDEP – Northeast Regional Office
205B Lowell Street
Wilmington, MA 01887
Wayne.lozzi@mass.gov

Nahant Conservation Commission 334 Nahant Road Nahant, MA 01908 conservation@anytownma.gov CONCOM