



Commonwealth of Massachusetts  
Executive Office of Energy & Environmental Affairs

# Department of Environmental Protection

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Maura T. Healey  
Governor

Kimberley Driscoll  
Lieutenant Governor

Rebecca L. Tepper  
Secretary

Bonnie Heiple  
Commissioner

**January 11, 2024**

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In the Matter of  
Martin Burke and  
Melmar Properties, LLC

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OADR Docket No. WET-2021-031  
DEP File No. 206-0802  
Lowell, MA

## **FINAL DECISION**

In accordance with her authority under 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.<sup>1</sup>

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 postmark date of this decision. A person who has the right to seek judicial review may appeal this decision to the Superior Court pursuant

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<sup>1</sup> 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.”

to M.G.L. c. 30A, §14(1). The complaint must be filed in the Court within thirty days of receipt of this decision.

A handwritten signature in black ink, reading "Salvatore M. Giorlandino". The signature is written in a cursive style with a horizontal line underneath.

Salvatore M. Giorlandino  
Chief Presiding Officer  
MassDEP Office of Appeals and  
Dispute Resolution

## **SERVICE LIST**

**In the Matter of:**

**Martin Burke and Melmar  
Properties, LLC**

**Docket No. WET-2021-031**

**File No. 206-0802  
Lowell, MA**

**Representative**

**Party**

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DEPARTMENT