

COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF APPEALS AND DISPUTE RESOLUTION

In the Matter of:
Holtec Decommissioning International, LLC

OADR Docket No. 2024-025
Surface Water Discharge Permit
No. MA0003557
Plymouth, MA 02360

THE APCC GROUP'S MOTION TO INTERVENE

Pursuant to G.L. c. 30A, § 10A, and 310 CMR 1.01(7), the following organizations and individuals, collectively referred to herein as the “APCC Group”, hereby jointly move to intervene in the above-captioned action as a party defendant, in order to uphold the decision of the Massachusetts Department of Environmental Protection (“MassDEP”) to deny the request of Holtec Decommissioning International, LLC (“Holtec”) for modification of Surface Water Discharge Permit No. MA0003557:

1. Association to Preserve Cape Cod, Inc.
2. Cape Cod and Islands Association of Realtors®
3. Cape Cod Chamber of Commerce, Inc.
4. Cape Cod Commercial Fisherman’s Alliance
5. Sally Andreola
6. Wayne Bergeron
7. Dylan Fernandes
8. Owen Fletcher
9. Trish Kellinui
10. Steve Koppel
11. Jack Looney
12. Sheila Lyons
13. Elysse Magnotto-Cleary
14. Robert Mills
15. William C. Mills
16. Rick Sawyer
17. Emily Sumner
18. David Weeden
19. Taryn Wilson

In support of its request to intervene, the APCC Group relies upon this motion and on the attached affidavits and the accompanying memorandum, which are incorporated herein by reference.

INTRODUCTION

This appeal involves a disturbing and highly controversial request to discharge pollutant-containing industrial wastewater into Cape Cod Bay, a state-designated ocean sanctuary. Holtec seeks MassDEP's permission to take such extraordinary action *not* because it is Holtec's only disposal option, and certainly *not* because it is the most appropriate environmental option, but simply because it is Holtec's preferred alternative for purposes of furthering its own private business interests. This adjudicatory proceeding is a matter of great public importance with high environmental stakes. It will result in a permit decision based upon an interpretation and application of novel issues of law, which will profoundly impact the essential protection of the environment of Cape Cod Bay, as well as the health and vigor of its surrounding communities, businesses, and residents.

As members of the APCC Group, the undersigned proposed intervenors are united in their strong opposition to Holtec's proposed permit modification application. They share a keen interest in ensuring that all appropriate opposition to Holtec's claims is presented on this adjudicatory appeal. With the assistance of the undersigned counsel, the APCC Group believes it can add meaningful value to this adjudicatory proceeding by helping to develop an appropriately robust and complete evidentiary record for consideration and decision. In addition, the APCC Group believes it can make a substantial contribution by providing legal analysis and arguments that will assist the Chief Hearing Officer and the Commissioner in addressing the important and novel legal issues presented by Holtec's appeal. The lead member of the group,

APCC, has been actively participating in the permit proceeding below, and has already provided useful legal analysis on the critical issues addressed in the permit decision which Holtec now challenges through its adjudicatory appeal.

By this motion, the affidavits attached hereto as Exhibit A, and the accompanying memorandum, the APCC Group and all of its members have demonstrated satisfaction of all of the requirements for the proposed intervention. The APCC Group's motion includes (below) the name and address of the person who will be the Group's authorized representative, pursuant to the requirements of 310 CMR 1.01(7)(b) and (f). The accompanying memorandum explains (1) why the APCC Group's intervention should be allowed, (2) the relief sought by the APCC Group, (3) the law in support of intervention and of the relief sought, and (4) the effect of the adjudicatory proceeding on the APCC Group. *See* 310 CMR 1.01(b). This motion is timely filed, pursuant to the deadline set in the Chief Hearing Officer's September 5, 2024 Scheduling Order, and well in advance of the prehearing conference, which has not yet been scheduled. *See* 310 CMR 1.01(c).

BACKGROUND AND BASES FOR INTERVENTION

As the bases for its motion to intervene, the APCC Group states as follows:

1. The Pilgrim Nuclear Power Station ("PNPS"), located in Plymouth, Massachusetts, ceased all power-generation operations as of June 1, 2019, and is in the process of being decommissioned.
2. On April 4, 2023, Holtec applied to MassDEP to modify its Surface Water Discharge ("SWD") Permit No. MA0003557, to authorize the discharge of 1.1 million gallons of treated industrial wastewater from the Pilgrim Nuclear Power Station into Cape Cod Bay.

3. Used for the decommissioning process, the proposed discharged wastewater is from the spent fuel pool, torus, dryer separator, and reactor cavity of the Pilgrim facility. The wastewater stream has been shown to contain pollutants such as suspended solids, oil and grease, copper, zinc, lead, nickel, boron, and phenol, all of which are matters within MassDEP's jurisdiction and the scope of the state surface water discharge permit program.¹

4. On July 18, 2024, MassDEP denied Holtec's application for a permit modification, by its Final Determination to Deny Application to Modify A Massachusetts Permit To Discharge Pollutants to Surface Waters ("Final Determination").

5. On August 16, 2024, Holtec appealed MassDEP's Final Determination to the Office of Appeals and Dispute Resolution ("OADR").

6. MassDEP's adjudicatory proceeding regulations provide that, consistent with G.L. c. 30A, § 10A, "any group of ten or more persons may intervene collectively as a party in any adjudicatory proceeding in which damage to the environment as defined in M.G.L. c. 214, § 7A is or might be at issue." 310 CMR 1.01(7)(f).

7. G.L. c. 214, § 7A defines "damage to the environment" as:

any destruction, damage or impairment, actual or probable, to any of the natural resources of the commonwealth, whether caused by the defendant alone or by the defendant and others acting jointly or severally. Damage to the environment shall include, but not be limited to, air pollution, water pollution, improper sewage disposal, pesticide pollution, excessive noise, improper operation of dumping grounds, impairment and eutrophication of rivers, streams, flood plains, lakes, ponds or other water resources, destruction of seashores, dunes, wetlands, open spaces, natural areas, parks or historic districts or sites.

¹ Holtec's treated wastewater stream is also contaminated by radioactive materials, and control and regulation of that contamination is vested in the federal Nuclear Regulatory Commission, pursuant to the Atomic Energy Act, and is not germane to the instant appeal.

8. In this proceeding, damage to the environment is or might be at issue, because Holtec's proposed industrial wastewater discharge may cause water pollution, as well as impairment of water resources and destruction of seashores, dunes, open spaces, or natural areas.

9. The water pollution from the discharge may impact seafood safety, as substances in Holtec's wastewater stream can accumulate in seafood and impact its quality and safety. Likewise, the water pollution from the discharge may impact the health of marine organisms and may increase the risk of human exposure to harmful contaminants. Members of the APCC Group include shellfish growers who harvest in Cape Cod Bay and charter fishermen who fish in Cape Cod Bay.

10. The potential destruction of the Cape Cod Bay as a water resource and healthy, thriving ecosystem may impact the safe use of the Bay by humans. Members of the APCC Group include people who, among other activities, recreate on Cape Cod Bay, use its beaches, fish recreationally, swim, photograph, and otherwise enjoy the Bay.

11. Under the Ocean Sanctuaries Act, G.L. c. 132A, §§ 12A – 18, Cape Cod Bay is protected as an Ocean Sanctuary. Ocean sanctuaries "shall be protected from any exploitation, development, or activity that would significantly alter or otherwise endanger the ecology or the appearance of the ocean, the seabed, or the subsoil thereof." G.L. c. 132A, § 14.

12. The Ocean Sanctuaries Act expressly prohibits any new industrial discharges into protected ocean sanctuaries, with certain narrow exceptions.

13. None of the statutory exceptions apply to Holtec's proposed discharge into a protected ocean sanctuary. The decommissioning wastewater in question has been generated by Holtec's post-shutdown decommissioning activities at the now-defunct Pilgrim Nuclear Power

Station and was not an “existing discharge” as of 1971, G.L. c. 132A, § 12B. Nor is it associated with the “generation, transmission, and distribution of electrical power.” G.L. c. 132A, § 16.

14. Holtec’s proposed discharge, if allowed, would violate the Ocean Sanctuaries Act, G.L. c. 132A, §§ 12A – 18. APCC has actively and publicly pressed this essential legal point throughout Holtec’s permit modification proceeding to date.

15. On July 18, 2024, MassDEP issued its Final Determination, denying Holtec’s request for a modification of their permit to discharge wastewater associated with its decommissioning activities, largely based on its conclusion that the proposed discharge would violate the Ocean Sanctuaries Act.

16. On August 16, 2024, Holtec filed a notice of appeal, arguing that MassDEP erred in denying Holtec’s permit modification request on several grounds, including that:

(1) MassDEP erred in determining that the proposed discharge of industrial wastewater into Cape Cod is not an “existing” discharge authorized by the Ocean Sanctuaries Act; (2) MassDEP erred in determining it had legal authority to prohibit the proposed discharge under the Ocean Sanctuaries Act, rather than imposing effluent limits, because the Ocean Sanctuaries Act is preempted by the federal Atomic Energy Act; and (3) MassDEP failed to determine that the proposed discharge will meet the requirements of the state Clean Water Act and the Ocean Sanctuaries Act.

17. The below-signed persons, acting jointly as the APCC Group, seek to intervene under 310 CMR 1.01(7). The APCC Group’s proposed intervention will add value to the adjudicatory proceeding.

18. Pursuant to 310 CMR 1.01(7), APCC will serve as the group’s authorized representative. APCC’s address is:

Attn: Andrew Gottlieb, Executive Director
Association to Preserve Cape Cod
482 Main Street
Dennis, MA 02638

19. Each member of the group has signed an affidavit stating the intent to be part of the group and represented by APCC. The affidavits are attached to this motion.

20. “Damage to the environment” “is or might” be at issue if OADR reverses MassDEP’s Final Decision by allowing radioactive wastewater to discharge into Cape Cod Bay and thus constituting water pollution, impairment of water resources, and destruction of seashores, dunes, open spaces, or natural areas.

21. “Damage to the environment” “is or might be” at issue if OADR reverses MassDEP’s Final Decision because such discharge would be a violation of the OSA.

22. The APCC Group seeks intervention to affirm MassDEP’s final decision to avoid such damage to the environment. Intervention “to address perceived damage to the environment” is “quite clearly allow[ed]” under G.L. c. 30A, § 10A. *Somerset Power LLC*, DEP Docket No., 2008-054, Recommended Final Decision (June 13, 2008) at 8 and n.6, adopted by Final Decision (August 19, 2008) (discussing ordinary understanding of intervention, as entering into a lawsuit as a third party to protect an alleged interest). Intervenors often provide helpful testimonial and documentary evidence, as well as legal analysis, in adjudicatory proceedings. *See, e.g., Patricia A. Angelini*, OADR Docket No. WET-2008-057, Recommended Final Decision (April 16, 2009), adopted by Final Decision (April 17, 2009).

23. The APCC Group is comprised of several respected and prominent Cape Cod organizations and numerous individuals. Collectively, the members of the group offer an important and unique perspective, because their personal and professional interests are particularly impacted by the outcome of this proceeding. In addition, some of the issues

presented in this matter, such as Holtec's legally erroneous claim that the Ocean Sanctuaries Act is preempted by the federal Atomic Energy Act, entail novel and complex questions of law, on which the APCC Group's briefing and perspective can and will support and enhance the quality of the ultimate decision-making.

24. Finally, and for the avoidance of any potential claim of waiver, the APCC Group expressly asserts that many, if not all, of its participating organizations and individuals are, or may be, also independently entitled to intervenor status, apart from the provisions of G.L. c. 30A, § 10A, and 310 CMR 1.01(7)(f), on the grounds that they are substantially and specifically affected by this adjudicatory proceeding. As a practical matter, there is no need to address any such alternative bases for individual intervenor standing now, because the APCC Group has clearly demonstrated its entitlement to intervene pursuant to G.L. c. 30A, § 10A, and 310 CMR 1.01(7)(f). Moreover, there will be ample opportunity during the course of this proceeding to marshal and/or challenge the evidence of alternative grounds for intervenor status on the part of the various members of the APCC Group, if and to the extent any party wishes to do so. For now, it suffices to make clear that the members of the APCC do not waive, but rather specifically assert, if and to the extent it may be necessary for them to do so now in order to preserve, any and all claims of right they do or may have to intervene on the alternative ground that they are substantially and specifically affected by this adjudicatory proceeding.

CONCLUSION

For all of the foregoing reasons, the APCC Group requests that its motion to intervene be granted, and that it be added as a party defendant to this action, for purposes of seeking a recommended final decision by the Chief Hearing Officer, and a final agency decision by the

Commissioner of MassDEP, to uphold the July 18, 2024 denial of Holtec's request for modification of Surface Water Discharge Permit No. MA0003557.

ASSOCIATION TO PRESERVE CAPE COD, INC., CAPE COD ASSOCIATION OF REALTORS®, CAPE COD CHAMBER OF COMMERCE, INC., CAPE COD COMMERCIAL FISHERMAN'S ALLIANCE, SALLY ANDREOLA, WAYNE BERGERON, DYLAN FERNANDES, OWEN FLETCHER, TRISH KELLINUI, STEVE KOPPEL, JACK LOONEY, SHEILA LYONS, ELYSSE MAGNOTTO-CLEARY, ROBERT MILLS, WILLIAM C. MILLS, RICK SAWYER, EMILY SUMNER, DAVID WEEDEN, and TARYN WILSON

By their attorneys,

/s/ Lisa C. Goodheart
/s/ Alessandra W. Wingerter

Lisa C. Goodheart (BBO No. 552755)
lcg@fitchlp.com
Alessandra W. Wingerter (BBO No. 698391)
aww@fitchlp.com
FITCH LAW PARTNERS LLP
84 State Street, 11th Floor
Boston, MA 02109
(617) 542-5542

Dated: September 19, 2024

CERTIFICATE OF SERVICE

I, Alessandra W. Wingerter, hereby certify that I served a copy of the foregoing document upon counsel of record for all parties listed in the September 5, 2024 Scheduling Order, at the email addresses provided therein.

/s/ Alessandra W. Wingerter
Alessandra W. Wingerter

EXHIBIT A

COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF APPEALS AND DISPUTE RESOLUTION

In the Matter of:
Holtec Decommissioning International, LLC

OADR Docket No. 2024-025
Surface Water Discharge Permit
No. MA0003557
Plymouth, MA 02360

AFFIDAVIT IN SUPPORT OF MOTION TO INTERVENE

On behalf of the Association to Preserve Cape Cod, Inc. (“APCC”), a petitioner for intervention in the above-entitled action, I submit this affidavit to affirm the following facts:

1. My name is Andrew Gottlieb, and I am an adult resident of Massachusetts. I am the Executive Director of APCC, and I am authorized to submit this affidavit on behalf of APCC.
2. APCC is a Massachusetts non-profit corporation with a principal place of business and mailing address at 482 Main Street, Dennis, Massachusetts 02638.
3. APCC is part of a group of ten (10) or more persons (with “person” being defined as an individual or legal entity) who seek permission to intervene collectively in this adjudicatory proceeding, as permitted by 310 CMR 1.01(7) and G.L. c. 30A, § 10A.
4. In connection with this proceeding, APCC has organized the group of proposed intervenors of which it is a part (the “APCC Group”). APCC agrees to serve as the authorized representative of the APCC Group, and will represent its own interests and the interests of the other members of the APCC Group in this proceeding.
5. Attorneys Lisa C. Goodheart and Alessandra W. Wingerter of the law firm of Fitch Law Partners LLP will serve as counsel for APCC and the other members of the APCC Group, for purposes of this proceeding. Attorneys Goodheart and Wingerter are authorized to

sign papers and accept service of papers in this matter on behalf of APCC, as a member of the APCC Group.

6. The facts and grounds for APCC's proposed intervention, a statement of the relief sought by APCC, a description of the damage to the environment that "is or might be" at issue, and a description of the proposed elimination of such damage, are all set forth in the APCC Group's Motion to Intervene and the supporting memorandum of law.

I affirm that the foregoing facts are true and correct, under the pains and penalties of perjury, this 19th day of September, 2024.



(Signature)

COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
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AFFIDAVIT IN SUPPORT OF MOTION TO INTERVENE

On behalf of Cape Cod & Islands Association of REALTORS, Inc., (referred to for purposes of this affidavit as the “Referenced Entity”), which is a registered Massachusetts company located at 22 Mid Tech Drive in West Yarmouth, MA, a petitioner for intervention in the above-entitled action, I submit this affidavit to affirm the following facts:

1. My name is Ryan Frederick Castle, and I am an adult resident of South Carolina. I am the Chief Executive Officer of the Referenced Entity, and I am authorized to submit this affidavit on behalf of the Referenced Entity.

2. The Referenced Entity is a 501c6, and has a mailing address at 22 Mid-Tech Drive, West Yarmouth, MA 02673.

3. The Referenced Entity is part of a group of ten (10) or more persons (with “person” being defined as an individual or legal entity) who seek permission to intervene collectively in this adjudicatory proceeding, as permitted by 310 CMR 1.01(7) and G.L. c. 30A, § 10A.

4. In connection with this proceeding, the Association to Preserve Cape Cod (“APCC”) has organized and will lead the group of proposed intervenors that includes the Referenced Entity (the “APCC Group”). The Referenced Entity consents to APCC’s designation as the authorized representative of this proposed intervenor group (the “APCC Group”). As a

member of the APCC Group, the Referenced Entity intends to be represented by APCC in this matter.

5. Attorneys Lisa C. Goodheart and Alessandra W. Wingerter of the law firm of Fitch Law Partners LLP will serve as counsel for APCC and the members of the APCC Group, including the Referenced Entity, for purposes of this proceeding. The Referenced Entity expressly authorizes APCC and Attorneys Goodheart and Wingerter to sign papers and accept service of papers in this matter on behalf of the Referenced Entity, as a member of the APCC Group.

6. The facts and grounds for the Referenced Entity's proposed intervention, a statement of the relief sought by the Referenced Entity, a description of the damage to the environment that "is or might be" at issue, and a description of the proposed elimination of such damage, are all set forth in the APCC Group's Motion to Intervene and the supporting memorandum of law.

I affirm that the foregoing facts are true and correct, under the pains and penalties of perjury, this 19 day of September, 2024.

DocuSigned by:
Ryan Castle
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(Signature)

COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF APPEALS AND DISPUTE RESOLUTION

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AFFIDAVIT IN SUPPORT OF MOTION TO INTERVENE

On behalf of the Cape Cod Chamber of Commerce (referred to for purposes of this affidavit as the "Referenced Entity"), a petitioner for intervention in the above-entitled action, I submit this affidavit to affirm the following facts:

1. My name is Paul Niedzwiecki, and I am an adult resident of Massachusetts. I am CEO of the Referenced Entity, and I am authorized to submit this affidavit on behalf of the Referenced Entity.

2. The Referenced Entity is a 501(c)6 non-profit, and has a mailing address at 5 Patti Page Way
Centerville, MA 02632.

3. The Referenced Entity is part of a group of ten (10) or more persons (with "person" being defined as an individual or legal entity) who seek permission to intervene collectively in this adjudicatory proceeding, as permitted by 310 CMR 1.01(7) and G.L. c. 30A, § 10A.

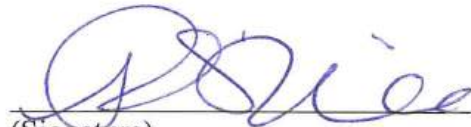
4. In connection with this proceeding, the Association to Preserve Cape Cod ("APCC") has organized and will lead the group of proposed intervenors that includes the Referenced Entity (the "APCC Group"). The Referenced Entity consents to APCC's designation

as the authorized representative of this proposed intervenor group (the “APCC Group”). As a member of the APCC Group, the Referenced Entity intends to be represented by APCC in this matter.

5. Attorneys Lisa C. Goodheart and Alessandra W. Wingerter of the law firm of Fitch Law Partners LLP will serve as counsel for APCC and the members of the APCC Group, including the Referenced Entity, for purposes of this proceeding. The Referenced Entity expressly authorizes APCC and Attorneys Goodheart and Wingerter to sign papers and accept service of papers in this matter on behalf of the Referenced Entity, as a member of the APCC Group.

6. The facts and grounds for the Referenced Entity’s proposed intervention, a statement of the relief sought by the Referenced Entity, a description of the damage to the environment that “is or might be” at issue, and a description of the proposed elimination of such damage, are all set forth in the APCC Group’s Motion to Intervene and the supporting memorandum of law.

I affirm that the foregoing facts are true and correct, under the pains and penalties of perjury, this 18th day of September, 2024.


(Signature)

COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF APPEALS AND DISPUTE RESOLUTION

In the Matter of:
Holtec Decommissioning International, LLC

OADR Docket No. 2024-025
Surface Water Discharge Permit
No. MA0003557
Plymouth, MA 02360

AFFIDAVIT IN SUPPORT OF MOTION TO INTERVENE

On behalf of Cape Cod Commercial Fishermen’s Alliance, Inc. (referred to for purposes of this affidavit as the “Referenced Entity”), a petitioner for intervention in the above-entitled action, I submit this affidavit to affirm the following facts:

1. My name is John Pappalardo, and I am an adult resident of Massachusetts. I am Chief Executive Officer of the Referenced Entity, and I am authorized to submit this affidavit on behalf of the Referenced Entity.

2. The Referenced Entity is a 501(c)(3) non-profit, registered as a corporation in the state of Massachusetts, and has a mailing address at 1566 Main Street, Chatham, MA 02633 USA.

3. The Referenced Entity is part of a group of ten (10) or more persons (with “person” being defined as an individual or legal entity) who seek permission to intervene collectively in this adjudicatory proceeding, as permitted by 310 CMR 1.01(7) and G.L. c. 30A, § 10A.

4. In connection with this proceeding, the Association to Preserve Cape Cod (“APCC”) has organized and will lead the group of proposed intervenors that includes the Referenced Entity (the “APCC Group”). The Referenced Entity consents to APCC’s designation as the authorized representative of this proposed intervenor group (the “APCC Group”). As a

member of the APCC Group, the Referenced Entity intends to be represented by APCC in this matter.

5. Attorneys Lisa C. Goodheart and Alessandra W. Wingerter of the law firm of Fitch Law Partners LLP will serve as counsel for APCC and the members of the APCC Group, including the Referenced Entity, for purposes of this proceeding. The Referenced Entity expressly authorizes APCC and Attorneys Goodheart and Wingerter to sign papers and accept service of papers in this matter on behalf of the Referenced Entity, as a member of the APCC Group.

6. The facts and grounds for the Referenced Entity's proposed intervention, a statement of the relief sought by the Referenced Entity, a description of the damage to the environment that "is or might be" at issue, and a description of the proposed elimination of such damage, are all set forth in the APCC Group's Motion to Intervene and the supporting memorandum of law.

I affirm that the foregoing facts are true and correct, under the pains and penalties of perjury, this 17th day of September, 2024.

(Signature) 

COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
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Affidavit in Support of Motion to Intervene

As a petitioner for intervention in the above-entitled action, I submit this affidavit to affirm the following facts:

- My name is Sally Andreola. I am an adult resident of the town of Brewster, Massachusetts, and I have a mailing address at 525 Satucket Road, Brewster, MA 02631
- I am part of a group of ten (10) or more persons (with "person" being defined as an individual or legal entity) who seek permission to intervene collectively in this adjudicatory proceeding, as permitted by 310 CMR 1.01(7) and G.L. c. 30A, § 10A.
- In connection with this proceeding, the Association to Preserve Cape Cod ("APCC") has organized and will lead the group of proposed intervenors that includes me (the "APCC Group"). I consent to APCC's designation as the authorized representative of the APCC Group. As a member of the APCC Group, I intend to be represented by APCC in this matter.
- Attorneys Lisa C. Goodheart and Alessandra W. Wingerter of the law firm of Fitch Law Partners LLP will serve as counsel for APCC and the members of the APCC Group, including me, for purposes of this proceeding. I expressly authorize APCC and Attorneys Goodheart and Wingerter to sign papers and accept service of papers in this matter on my behalf, as a member of the APCC Group.
- The facts and grounds for my proposed intervention, a statement of the relief I seek, a description of the damage to the environment that "is or might be" at issue, and a description of the proposed elimination of such damage, are all set forth in the APCC Group's Motion to Intervene and the supporting memorandum of law.

I affirm that the foregoing facts are true and correct, under the pains and penalties of perjury, this 18th day of September, 2024.


(Signature)

In the Matter of:
Holtec Decommissioning International, LLC

AFFIDAVIT IN SUPPORT OF MOTION TO INTERVENE

1. My name is Wayne Bergeron. I am an adult resident of the town of Dennis.

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Meadow
Lane

3. In connection with this proceeding, the Association to Preserve Cape Cod (“APCC”) has organized and will lead the group of proposed intervenors that includes me (the “APCC Group”). I consent to APCC’s designation as the authorized representative of the APCC Group. As a member of the APCC Group, I intend to be represented by APCC in this matter.

1

5. The facts and grounds for my proposed intervention, a statement of the relief I seek, a description of the damage to the environment that “is or might be” at issue, and a description of the proposed elimination of such damage, are all set forth in the APCC Group’s Motion to Intervene and the supporting memorandum of law.

I affirm that the foregoing facts are true and correct, under the pains and penalties of perjury, this 19th day of September, 2024.

Wayne Bergeron

(Signature)

COMMONWEALTH OF MASSACHUSETTS
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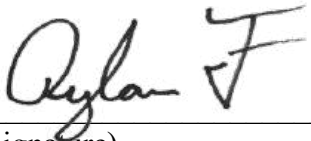
AFFIDAVIT IN SUPPORT OF MOTION TO INTERVENE

As a petitioner for intervention in the above-entitled action, I submit this affidavit to affirm the following facts:

1. My name is Dylan Fernandes, I am an adult resident of the town of Falmouth, Massachusetts, and I have a mailing address at 11 George St, Falmouth, MA 02543.
2. I am part of a group of ten (10) or more persons (with “person” being defined as an individual or legal entity) who seek permission to intervene collectively in this adjudicatory proceeding, as permitted by 310 CMR 1.01(7) and G.L. c. 30A, § 10A.
3. In connection with this proceeding, the Association to Preserve Cape Cod (“APCC”) has organized and will lead the group of proposed intervenors that includes me (the “APCC Group”). I consent to APCC’s designation as the authorized representative of the APCC Group. As a member of the APCC Group, I intend to be represented by APCC in this matter.
4. Attorneys Lisa C. Goodheart and Alessandra W. Wingerter of the law firm of Fitch Law Partners LLP will serve as counsel for APCC and the members of the APCC Group, including me, for purposes of this proceeding. I expressly authorize APCC and Attorneys Goodheart and Wingerter to sign papers and accept service of papers in this matter on my behalf, as a member of the APCC Group.

5. The facts and grounds for my proposed intervention, a statement of the relief I seek, a description of the damage to the environment that “is or might be” at issue, and a description of the proposed elimination of such damage, are all set forth in the APCC Group’s Motion to Intervene and the supporting memorandum of law.

I affirm that the foregoing facts are true and correct, under the pains and penalties of perjury, this 18th day of September, 2024.



(Signature)

COMMONWEALTH OF MASSACHUSETTS
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AFFIDAVIT IN SUPPORT OF MOTION TO INTERVENE

As a petitioner for intervention in the above-entitled action, I submit this affidavit to affirm the following facts:

1. My name is Owen Fletcher. I am an adult resident of the town of Barnstable, Massachusetts, and I have a mailing address at 66 Captain Aldens Lane, Osterville, MA 02655.
2. I am part of a group of ten (10) or more persons (with "person" being defined as an individual or legal entity) who seek permission to intervene collectively in this adjudicatory proceeding, as permitted by 310 CMR 1.01(7) and G.L. c. 30A, § 10A.
3. In connection with this proceeding, the Association to Preserve Cape Cod ("APCC") has organized and will lead the group of proposed intervenors that includes me (the "APCC Group"). I consent to APCC's designation as the authorized representative of the APCC Group. As a member of the APCC Group, I intend to be represented by APCC in this matter.
4. Attorneys Lisa C. Goodheart and Alessandra W. Wingerter of the law firm of Fitch Law Partners LLP will serve as counsel for APCC and the members of the APCC Group, including me, for purposes of this proceeding. I expressly authorize APCC and Attorneys Goodheart and Wingerter to sign papers and accept service of papers in this matter on my behalf, as a member of the APCC Group.

5. The facts and grounds for my proposed intervention, a statement of the relief I seek, a description of the damage to the environment that “is or might be” at issue, and a description of the proposed elimination of such damage, are all set forth in the APCC Group’s Motion to Intervene and the supporting memorandum of law.

I affirm that the foregoing facts are true and correct, under the pains and penalties of perjury, this 18th day of September, 2024.

Oz G Furr
(Signature)

COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF APPEALS AND DISPUTE RESOLUTION

In the Matter of:
Holtec Decommissioning International, LLC

OADR Docket No. 2024-025
Surface Water Discharge Permit
No. MA0003557
Plymouth, MA 02360

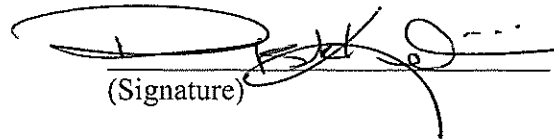
AFFIDAVIT IN SUPPORT OF MOTION TO INTERVENE

As a petitioner for intervention in the above-entitled action, I submit this affidavit to affirm the following facts:

1. My name is Patricia Kellner. I am an adult resident of the town of Mashpee, Massachusetts, and I have a mailing address at 63 Red Brook Rd. Mashpee MA 02549.
2. I am part of a group of ten (10) or more persons (with "person" being defined as an individual or legal entity) who seek permission to intervene collectively in this adjudicatory proceeding, as permitted by 310 CMR 1.01(7) and G.L. c. 30A, § 10A.
3. In connection with this proceeding, the Association to Preserve Cape Cod ("APCC") has organized and will lead the group of proposed intervenors that includes me (the "APCC Group"). I consent to APCC's designation as the authorized representative of the APCC Group. As a member of the APCC Group, I intend to be represented by APCC in this matter.
4. Attorneys Lisa C. Goodheart and Alessandra W. Wingerter of the law firm of Fitch Law Partners LLP will serve as counsel for APCC and the members of the APCC Group, including me, for purposes of this proceeding. I expressly authorize APCC and Attorneys Goodheart and Wingerter to sign papers and accept service of papers in this matter on my behalf, as a member of the APCC Group.

5. The facts and grounds for my proposed intervention, a statement of the relief I seek, a description of the damage to the environment that “is or might be” at issue, and a description of the proposed elimination of such damage, are all set forth in the APCC Group’s Motion to Intervene and the supporting memorandum of law.

I affirm that the foregoing facts are true and correct, under the pains and penalties of perjury, this 18th day of September, 2024.


(Signature)

COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF APPEALS AND DISPUTE RESOLUTION

In the Matter of:
Holtec Decommissioning International, LLC

OADR Docket No. 2024-025
Surface Water Discharge Permit
No. MA0003557
Plymouth, MA 02360

AFFIDAVIT IN SUPPORT OF MOTION TO INTERVENE

As a petitioner for intervention in the above-entitled action, I submit this affidavit to affirm the following facts:

1. My name is Steven Koppel I am an adult resident of the town of Brewster, Massachusetts, and I have a mailing address at PO Box 1668 Brewster MA 02631.

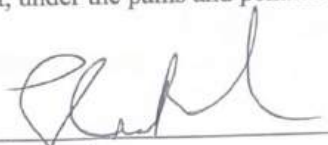
2. I am part of a group of ten (10) or more persons (with "person" being defined as an individual or legal entity) who seek permission to intervene collectively in this adjudicatory proceeding, as permitted by 310 CMR 1.01(7) and G.L. c. 30A, § 10A.

3. In connection with this proceeding, the Association to Preserve Cape Cod ("APCC") has organized and will lead the group of proposed intervenors that includes me (the "APCC Group"). I consent to APCC's designation as the authorized representative of the APCC Group. As a member of the APCC Group, I intend to be represented by APCC in this matter.

4. Attorneys Lisa C. Goodheart and Alessandra W. Wingerter of the law firm of Fitch Law Partners LLP will serve as counsel for APCC and the members of the APCC Group, including me, for purposes of this proceeding. I expressly authorize APCC and Attorneys Goodheart and Wingerter to sign papers and accept service of papers in this matter on my behalf, as a member of the APCC Group.

5. The facts and grounds for my proposed intervention, a statement of the relief I seek, a description of the damage to the environment that "is or might be" at issue, and a description of the proposed elimination of such damage, are all set forth in the APCC Group's Motion to Intervene and the supporting memorandum of law.

I affirm that the foregoing facts are true and correct, under the pains and penalties of perjury, this 17 day of September, 2024.


(Signature)

COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF APPEALS AND DISPUTE RESOLUTION

In the Matter of:
Holtec Decommissioning International, LLC

OADR Docket No. 2024-025
Surface Water Discharge Permit
No. MA0003557
Plymouth, MA 02360

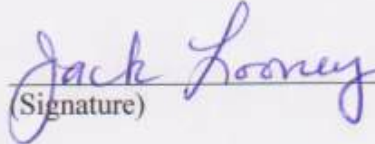
AFFIDAVIT IN SUPPORT OF MOTION TO INTERVENE

As a petitioner for intervention in the above-entitled action, I submit this affidavit to affirm the following facts:

1. My name is Jack Looney. I am an adult resident of the town of Mashpee, Massachusetts, and I have a mailing address at 8 Green Fin, Mashpee, MA 02649 .
2. I am part of a group of ten (10) or more persons (with "person" being defined as an individual or legal entity) who seek permission to intervene collectively in this adjudicatory proceeding, as permitted by 310 CMR 1.01(7) and G.L. c. 30A, § 10A.
3. In connection with this proceeding, the Association to Preserve Cape Cod ("APCC") has organized and will lead the group of proposed intervenors that includes me (the "APCC Group"). I consent to APCC's designation as the authorized representative of the APCC Group. As a member of the APCC Group, I intend to be represented by APCC in this matter.
4. Attorneys Lisa C. Goodheart and Alessandra W. Wingerter of the law firm of Fitch Law Partners LLP will serve as counsel for APCC and the members of the APCC Group, including me, for purposes of this proceeding. I expressly authorize APCC and Attorneys Goodheart and Wingerter to sign papers and accept service of papers in this matter on my behalf, as a member of the APCC Group.

5. The facts and grounds for my proposed intervention, a statement of the relief I seek, a description of the damage to the environment that "is or might be" at issue, and a description of the proposed elimination of such damage, are all set forth in the APCC Group's Motion to Intervene and the supporting memorandum of law.

I affirm that the foregoing facts are true and correct, under the pains and penalties of perjury, this 16th day of September, 2024.


(Signature)

COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF APPEALS AND DISPUTE RESOLUTION

In the Matter of:
Holtec Decommissioning International, LLC

OADR Docket No. 2024-025
Surface Water Discharge Permit
No. MA0003557
Plymouth, MA 02360

AFFIDAVIT IN SUPPORT OF MOTION TO INTERVENE

As a petitioner for intervention in the above-entitled action, I submit this affidavit to affirm the following facts:

1. My name is Sheila V. Lyons I am an adult resident of the town of Wellfleet, Massachusetts, and I have a mailing address at P.O. Box 1638, Wellfleet, MA 02667.
2. I am part of a group of ten (10) or more persons (with "person" being defined as an individual or legal entity) who seek permission to intervene collectively in this adjudicatory proceeding, as permitted by 310 CMR 1.01(7) and G.L. c. 30A, § 10A.
3. In connection with this proceeding, the Association to Preserve Cape Cod ("APCC") has organized and will lead the group of proposed intervenors that includes me (the "APCC Group"). I consent to APCC's designation as the authorized representative of the APCC Group. As a member of the APCC Group, I intend to be represented by APCC in this matter.
4. Attorneys Lisa C. Goodheart and Alessandra W. Wingerter of the law firm of Fitch Law Partners LLP will serve as counsel for APCC and the members of the APCC Group, including me, for purposes of this proceeding. I expressly authorize APCC and Attorneys Goodheart and Wingerter to sign papers and accept service of papers in this matter on my behalf, as a member of the APCC Group.

5. The facts and grounds for my proposed intervention, a statement of the relief I seek, a description of the damage to the environment that "is or might be" at issue, and a description of the proposed elimination of such damage, are all set forth in the APCC Group's Motion to Intervene and the supporting memorandum of law.

I affirm that the foregoing facts are true and correct, under the pains and penalties of perjury, this 18th day of September, 2024.


(Signature)

COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF APPEALS AND DISPUTE RESOLUTION

In the Matter of:
Holtec Decommissioning International, LLC

OADR Docket No. 2024-025
Surface Water Discharge Permit
No. MA0003557
Plymouth, MA 02360

AFFIDAVIT IN SUPPORT OF MOTION TO INTERVENE

As a petitioner for intervention in the above-entitled action, I submit this affidavit to affirm the following facts:

1. My name is Elysse Magnotto-Cleary. I am an adult resident of the town of Cambridge, Massachusetts, and I have a mailing address at 16A Gerry St.
2. I am part of a group of ten (10) or more persons (with “person” being defined as an individual or legal entity) who seek permission to intervene collectively in this adjudicatory proceeding, as permitted by 310 CMR 1.01(7) and G.L. c. 30A, § 10A.
3. In connection with this proceeding, the Association to Preserve Cape Cod (“APCC”) has organized and will lead the group of proposed intervenors that includes me (the “APCC Group”). I consent to APCC’s designation as the authorized representative of the APCC Group. As a member of the APCC Group, I intend to be represented by APCC in this matter.
4. Attorneys Lisa C. Goodheart and Alessandra W. Wingerter of the law firm of Fitch Law Partners LLP will serve as counsel for APCC and the members of the APCC Group, including me, for purposes of this proceeding. I expressly authorize APCC and Attorneys Goodheart and Wingerter to sign papers and accept service of papers in this matter on my behalf, as a member of the APCC Group.

5. The facts and grounds for my proposed intervention, a statement of the relief I seek, a description of the damage to the environment that “is or might be” at issue, and a description of the proposed elimination of such damage, are all set forth in the APCC Group’s Motion to Intervene and the supporting memorandum of law.

I affirm that the foregoing facts are true and correct, under the pains and penalties of perjury, this 19 day of September, 2024.

A handwritten signature in black ink, consisting of a stylized 'E' followed by a series of loops and a long horizontal stroke at the end.

(Signature)

COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF APPEALS AND DISPUTE RESOLUTION

In the Matter of:
Holtec Decommissioning International, LLC

OADR Docket No. 2024-025
Surface Water Discharge Permit
No. MA0003557
Plymouth, MA 02360

AFFIDAVIT IN SUPPORT OF MOTION TO INTERVENE

As a petitioner for intervention in the above-entitled action, I submit this affidavit to affirm the following facts:

1. My name is Robert F. Mills. I am an adult resident of the town of Falmouth, Massachusetts, and I have a mailing address at 18 Sorrel Circle, East Falmouth, MA 02536.
2. I am part of a group of ten (10) or more persons (with “person” being defined as an individual or legal entity) who seek permission to intervene collectively in this adjudicatory proceeding, as permitted by 310 CMR 1.01(7) and G.L. c. 30A, § 10A.
3. In connection with this proceeding, the Association to Preserve Cape Cod (“APCC”) has organized and will lead the group of proposed intervenors that includes me (the “APCC Group”). I consent to APCC’s designation as the authorized representative of the APCC Group. As a member of the APCC Group, I intend to be represented by APCC in this matter.
4. Attorneys Lisa C. Goodheart and Alessandra W. Wingerter of the law firm of Fitch Law Partners LLP will serve as counsel for APCC and the members of the APCC Group, including me, for purposes of this proceeding. I expressly authorize APCC and Attorneys Goodheart and Wingerter to sign papers and accept service of papers in this matter on my behalf, as a member of the APCC Group.

5. The facts and grounds for my proposed intervention, a statement of the relief I seek, a description of the damage to the environment that “is or might be” at issue, and a description of the proposed elimination of such damage, are all set forth in the APCC Group’s Motion to Intervene and the supporting memorandum of law.

I affirm that the foregoing facts are true and correct, under the pains and penalties of perjury, this 18th day of September, 2024.

Robert J. Mills
(Signature)

COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL
AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF APPEALS AND DISPUTE RESOLUTION

In the Matter of:
Holtec Decommissioning International, LLC

OADR Docket No. 2024-025
Surface Water Discharge Permit
No. MA0003557
Plymouth, MA 02360

AFFIDAVIT IN SUPPORT OF MOTION TO INTERVENE

As a petitioner for intervention in the above-entitled action, I submit this affidavit to affirm the following facts:

1. My name is WILLIAM C. MILLS. I am an adult resident of the town of MASHPEE, Massachusetts, and I have a mailing address at 92 GREAT NECK RD N. Mashpee, MA 02649.

2. I am part of a group of ten (10) or more persons (with "person" being defined as an individual or legal entity) who seek permission to intervene collectively in this adjudicatory proceeding, as permitted by 310 CMR 1.01(7) and G.L. c. 30A, § 10A.

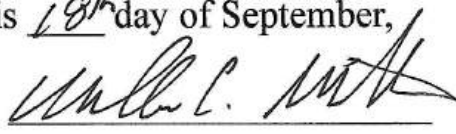
3. In connection with this proceeding, the Association to Preserve Cape Cod ("APCC") has organized and will lead the group of proposed intervenors that includes me (the "APCC Group"). I consent to APCC's designation as the authorized representative of the APCC Group. As a member of the APCC Group, I intend to be represented by APCC in this matter.

4. Attorneys Lisa C. Goodheart and Alessandra W. Wingerter of the law firm of Fitch Law Partners LLP will serve as counsel for APCC and the members of the APCC Group, including me, for purposes of this proceeding. I expressly authorize APCC and Attorneys Goodheart and Wingerter to sign papers and accept service of papers in this matter on my behalf, as a member of the APCC Group.

5. The facts and grounds for my proposed intervention, a statement of the relief I seek, a description of the damage to the environment that "is or might be" at issue, and a description of the proposed elimination of such damage, are all set forth in the APCC Group's Motion to Intervene and the supporting

memorandum of law.

I affirm that the foregoing facts are true and correct, under the pains and penalties of perjury, this 19th day of September, 2024.

A handwritten signature in black ink, appearing to read "William C. Smith", written over a horizontal line.

(Signature)

COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF APPEALS AND DISPUTE RESOLUTION

In the Matter of:
Holtec Decommissioning International, LLC

OADR Docket No. 2024-025
Surface Water Discharge Permit
No. MA0003557
Plymouth, MA 02360

AFFIDAVIT IN SUPPORT OF MOTION TO INTERVENE

As a petitioner for intervention in the above-entitled action, I submit this affidavit to affirm the following facts:

1. My name is Richard C. Sawyer. I am an adult resident of the town of Brewster, Massachusetts, and I have a mailing address at 39 Black Duck Cartway, Brewster, MA 02631.
2. I am part of a group of ten (10) or more persons (with “person” being defined as an individual or legal entity) who seek permission to intervene collectively in this adjudicatory proceeding, as permitted by 310 CMR 1.01(7) and G.L. c. 30A, § 10A.
3. In connection with this proceeding, the Association to Preserve Cape Cod (“APCC”) has organized and will lead the group of proposed intervenors that includes me (the “APCC Group”). I consent to APCC’s designation as the authorized representative of the APCC Group. As a member of the APCC Group, I intend to be represented by APCC in this matter.
4. Attorneys Lisa C. Goodheart and Alessandra W. Wingerter of the law firm of Fitch Law Partners LLP will serve as counsel for APCC and the members of the APCC Group, including me, for purposes of this proceeding. I expressly authorize APCC and Attorneys Goodheart and Wingerter to sign papers and accept service of papers in this matter on my behalf, as a member of the APCC Group.

5. The facts and grounds for my proposed intervention, a statement of the relief I seek, a description of the damage to the environment that “is or might be” at issue, and a description of the proposed elimination of such damage, are all set forth in the APCC Group’s Motion to Intervene and the supporting memorandum of law.

I affirm that the foregoing facts are true and correct, under the pains and penalties of perjury, this 18th day of September, 2024.

A handwritten signature in black ink, appearing to read "Paul G. Hylton", written in a cursive style.

(Signature)

COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF APPEALS AND DISPUTE RESOLUTION

In the Matter of:
Holtec Decommissioning International, LLC

OADR Docket No. 2024-025
Surface Water Discharge Permit
No. MA0003557
Plymouth, MA 02360

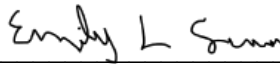
AFFIDAVIT IN SUPPORT OF MOTION TO INTERVENE

As a petitioner for intervention in the above-entitled action, I submit this affidavit to affirm the following facts:

1. My name is Emily Leah Sumner. I am an adult resident of the town of Brewster, Massachusetts, and I have a mailing address at 92 Harwich Road, Brewster, MA 02631.
2. I am part of a group of ten (10) or more persons (with “person” being defined as an individual or legal entity) who seek permission to intervene collectively in this adjudicatory proceeding, as permitted by 310 CMR 1.01(7) and G.L. c. 30A, § 10A.
3. In connection with this proceeding, the Association to Preserve Cape Cod (“APCC”) has organized and will lead the group of proposed intervenors that includes me (the “APCC Group”). I consent to APCC’s designation as the authorized representative of the APCC Group. As a member of the APCC Group, I intend to be represented by APCC in this matter.
4. Attorneys Lisa C. Goodheart and Alessandra W. Wingerter of the law firm of Fitch Law Partners LLP will serve as counsel for APCC and the members of the APCC Group, including me, for purposes of this proceeding. I expressly authorize APCC and Attorneys Goodheart and Wingerter to sign papers and accept service of papers in this matter on my behalf, as a member of the APCC Group.

5. The facts and grounds for my proposed intervention, a statement of the relief I seek, a description of the damage to the environment that “is or might be” at issue, and a description of the proposed elimination of such damage, are all set forth in the APCC Group’s Motion to Intervene and the supporting memorandum of law.

I affirm that the foregoing facts are true and correct, under the pains and penalties of perjury, this 19th day of September, 2024.



(Signature)

COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF APPEALS AND DISPUTE RESOLUTION

In the Matter of:
Holtec Decommissioning International, LLC

OADR Docket No. 2024-025
Surface Water Discharge Permit
No. MA0003557
Plymouth, MA 02360

AFFIDAVIT IN SUPPORT OF MOTION TO INTERVENE

As a petitioner for intervention in the above-entitled action, I submit this affidavit to affirm the following facts:

1. My name is David Weeden. I am an adult resident of the town of Mashpee, Massachusetts, and I have a mailing address at 63 Red Brook Rd Mashpee, MA 02649.
2. I am part of a group of ten (10) or more persons (with "person" being defined as an individual or legal entity) who seek permission to intervene collectively in this adjudicatory proceeding, as permitted by 310 CMR 1.01(7) and G.L. c. 30A, § 10A.
3. In connection with this proceeding, the Association to Preserve Cape Cod ("APCC") has organized and will lead the group of proposed intervenors that includes me (the "APCC Group"). I consent to APCC's designation as the authorized representative of the APCC Group. As a member of the APCC Group, I intend to be represented by APCC in this matter.
4. Attorneys Lisa C. Goodheart and Alessandra W. Wingerter of the law firm of Fitch Law Partners LLP will serve as counsel for APCC and the members of the APCC Group, including me, for purposes of this proceeding. I expressly authorize APCC and Attorneys Goodheart and Wingerter to sign papers and accept service of papers in this matter on my behalf, as a member of the APCC Group.

5. The facts and grounds for my proposed intervention, a statement of the relief I seek, a description of the damage to the environment that “is or might be” at issue, and a description of the proposed elimination of such damage, are all set forth in the APCC Group’s Motion to Intervene and the supporting memorandum of law.

I affirm that the foregoing facts are true and correct, under the pains and penalties of perjury, this 18th day of September, 2024.


(Signature)

COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF APPEALS AND DISPUTE RESOLUTION

In the Matter of:
Holtec Decommissioning International, LLC

OADR Docket No. 2024-025
Surface Water Discharge Permit
No. MA0003557
Plymouth, MA 02360

AFFIDAVIT IN SUPPORT OF MOTION TO INTERVENE

As a petitioner for intervention in the above-entitled action, I submit this affidavit to affirm the following facts:

1. My name is Taryn Wilson. I am an adult resident of the town of Dennis, Massachusetts, and I have a mailing address at 8 Southover, South Dennis.
2. I am part of a group of ten (10) or more persons (with “person” being defined as an individual or legal entity) who seek permission to intervene collectively in this adjudicatory proceeding, as permitted by 310 CMR 1.01(7) and G.L. c. 30A, § 10A.
3. In connection with this proceeding, the Association to Preserve Cape Cod (“APCC”) has organized and will lead the group of proposed intervenors that includes me (the “APCC Group”). I consent to APCC’s designation as the authorized representative of the APCC Group. As a member of the APCC Group, I intend to be represented by APCC in this matter.
4. Attorneys Lisa C. Goodheart and Alessandra W. Wingerter of the law firm of Fitch Law Partners LLP will serve as counsel for APCC and the members of the APCC Group, including me, for purposes of this proceeding. I expressly authorize APCC and Attorneys Goodheart and Wingerter to sign papers and accept service of papers in this matter on my behalf, as a member of the APCC Group.

5. The facts and grounds for my proposed intervention, a statement of the relief I seek, a description of the damage to the environment that “is or might be” at issue, and a description of the proposed elimination of such damage, are all set forth in the APCC Group’s Motion to Intervene and the supporting memorandum of law.

I affirm that the foregoing facts are true and correct, under the pains and penalties of perjury, this __19__ day of September, 2024.

A handwritten signature in black ink, appearing to be "M. J. F.", written above a horizontal line.

(Signature)