

The Citizens for a Better Environment and Harrel McMillan filed an appeal and request for stay of Permit No. 3912-WC-1 issued to the City of Cabot for the construction of a land application wastewater treatment system. The Chairman of the Commission issued a stay on March 30, 1990, pending an adjudicatory hearing and Commission review.

A hearing was held in this matter on June 22 and June 25, 1990, before the administrative law judge, the Honorable Lawson Cloninger. After the hearing, Judge Cloninger issued a Decision Recommendation to the Commission finding that the City of Cabot's proposed wastewater treatment system met all applicable environmental restraints.

After reviewing the administrative record and upon hearing arguments of counsel, the Commission finds that this appeal is denied and that Judge Cloninger's recommendation to lift the stay is granted and the Department's decision to issue Permit No. 3912-WC-1 is affirmed.

COMMISSIONERS

  
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CHAIRMAN

SUBMITTED BY: Steve Weaver

DATE PASSED: 8-24-90