

State of **Vermont**

WATER RESOURCES BOARD

In re: Town of **Fairlee**
Docket No. WQ-92-07

Authority:
10 V.S.A. §1269

DISMISSAL ORDER

On June 10, 1992 the Town of **Fairlee** (Town) 'appealed the decision of the Agency of Natural Resources (ANR) denying the Lake Morey Commission approval to use an aquatic herbicide (ANR Permit #C92-02-Morey) and approving installation of a bottom barrier over an area larger than originally requested (ANR Permit #B92-01-Morey). This appeal was filed with the Water Resources Board (Board) and deemed complete on June 15, 1992.

On March 23, 1993, the Town filed a Request for Leave to Withdraw Appeal with the Board, asserting that withdrawal of the appeal does not adversely affect the interests of any parties to this action.

Pursuant to Rule 21 of the Board's Rules of Procedure, all parties to the appeal were notified of the appellant's request and provided an opportunity to file written objections or to request oral argument prior to the Board's consideration of dismissal of the appeal. No party -filed written objections or a request for oral argument.

On April, 20, 1993, the Board reviewed the appellant's motion and determined that dismissal of this matter is not contrary to law.

Therefore, the above-daptioned appeal is hereby dismissed.

Dated at Montpelier, Vermont, this 22nd day of April, 1993.

Vermont Water Resources Board

Dale A. Rocheleau

Dale A. Rocheleau, Chair

concurring:
Jane Potvin
Stephen Reynes