

UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
STATE OF NEW HAMPSHIRE,)	
)	
Plaintiff-Intervenor,)	CIVIL ACTION
)	NO. 09-cv-283-PB
)	
v.)	
)	
CITY OF PORTSMOUTH, NEW HAMPSHIRE,)	
)	
Defendant.)	
)	

CONSENT DECREE THIRD MODIFICATION

Pursuant to Paragraph 66(a) of the Consent Decree entered into by the United States, the State of New Hampshire, and the City of Portsmouth, which was approved by the United States District Court for the District of New Hampshire on September 24, 2009 (Civil Action No. 09-cv-283-PB), subsequently modified on February 15, 2013 ("First Modification"), and again on September 28, 2016, ("Second Modification") at the request of original parties and intervenor Conservation Law Foundation, the parties hereby make the following non-material modification:

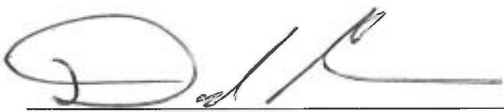
The date for completion of the Stormwater Mitigation Project as set forth in Paragraph 8(c) of the Second Modification is hereby extended to December 31, 2020.

THE UNDERSIGNED PARTIES agree to this Third Modification of the Consent Decree in the matter:

THE UNDERSIGNED PARTY agrees to this Third Modification of the Consent Decree in the matter of *United States of America and State of New Hampshire v. City of Portsmouth*. 09-cv-283-PB

For Plaintiff UNITED STATES OF AMERICA

Jeffrey B. Clark
Assistant Attorney General
Environment and Natural Resources Division
United States Department of Justice



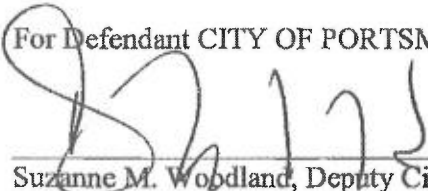
DAVID L. GORDON
Senior Counsel
Environmental Enforcement Section United States Department of Justice
P.O. Box 7611
Washington, D.C. 20044-7611

3/27/19

Date

THE UNDERSIGNED PARTY agrees to this Third Modification of the Consent Decree in the matter of *United States of America and State of New Hampshire v. City of Portsmouth*. 09-cv-283-PB

For Defendant CITY OF PORTSMOUTH




Suzanne M. Woodland, Deputy City Attorney
City of Portsmouth Legal Department
1 Junkins Avenue
Portsmouth, NH 03801

2-19-19

Date

THE UNDERSIGNED PARTY agrees to this Third Modification of the Consent Decree in the matter of *United States of America and State of New Hampshire v. City of Portsmouth*. 09-cv-283-PB.


For the United States Environmental Protection Agency, Region 1

 _____ Date 2-12-19
Karen McGuire, Director
Office of Environmental Stewardship
U.S. Environmental Protection Agency, Region 1
5 Post Office Square, Suite 100
Boston, MA 02109-3912

THE UNDERSIGNED PARTY agrees to this Third Modification of the Consent Decree in the matter of *United States of America and State of New Hampshire v. City of Portsmouth*. 09-cv-283-PB

For Plaintiff-Intervenor STATE OF NEW HAMPSHIRE

By its attorney,
GORDON MACDONALD
New Hampshire Attorney General



K. ALLEN BROOKS, NH Bar No. 16424
Senior Assistant Attorney General
Environmental Protection Bureau
33 Capitol Street
Concord, NH 03301
(603) 271-3679

2/12/19

Date

THE UNDERSIGNED PARTY agrees to this Third Modification of the Consent Decree in the matter of *United States of America and State of New Hampshire v. City of Portsmouth*.

For Plaintiff-Intervenor CONSERVATION LAW FOUNDATION

By its attorney,



THOMAS F. IRWIN, NH Bar No. 11302
Conservation Law Foundation
27 North Main Street
Concord, NH 03301
(603) 225-3060

2/19/19
Date