

# Septic Systems/Nitrogen: Conservation Law Foundation Notice of Intent to Sue for Alleged Massachusetts Environmental Code Violations



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The Conservation Law Foundation (“CLF”) sent a September 16th Notice of Violations and Intent to File Suit Under the Massachusetts Environmental Code and General Laws of the Commonwealth to:

- Martin Suuerg, Commissioner, Department of Environmental Protection, Commonwealth of Massachusetts
- Mark S. Ellis, Town Manager, The Town of Barnstable, Hyannis, MA
- Rodney C. Collins, Town Manager, The Town of Mashpee, Mashpee, MA
- Maura Healey, Attorney Healey, Commonwealth of Massachusetts (collectively, “Defendants”)

The CLF alleges that the Defendants are violating, and will continue to violate, requirements of Title V of the Massachusetts Environmental Code, stating:

Defendants’ duties to order changes to on-site septic systems that they have determined are discharging nitrogen-laden effluent to the coastal surface waters of Southern Cape Cod . . .

The CLF letter addresses alleged:

- Nitrogen-laden Effluent Discharges and the Ecological Crisis of the Southern Cape Coastal Waters
- Defendants’ Duties Under Title 5 of the Massachusetts Environmental Code
- Defendants’ Determinations and Unlawful Conduct

A copy of the letter can be downloaded [here](#).