

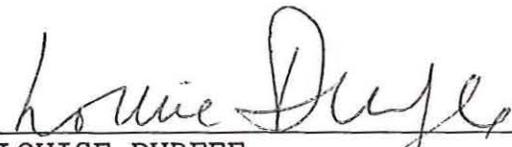
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

IN RE: Rhode Island Department of Environmental  
Management, Divisions of Air and Hazardous  
Materials, Water Resources; Department of  
Transportation, Division of Airports Closure  
Plan, Truck Away Landfill, T. F. Green State  
Airport

DECLARATORY RULING

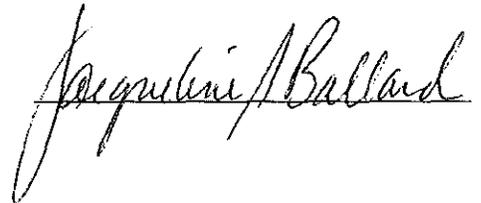
After a thorough review of the City of Warwick's  
Memorandum In Support Of Its Petition For Declaratory Rulings  
And Request For Contested Hearings, I am still of the firm  
opinion that many factual issues have been raised which must  
be determined prior to a declaratory judgement ruling.

The Administrative Adjudication Division ("AAD") is  
empowered to hear all adjudicatory hearings involving the  
Department of Environmental Management pursuant to Chapter  
17.6 of Title 42 of the Rhode Island General Laws. The  
hearing officers are charged with proposing written findings  
of fact and conclusions of law based on the evidence  
presented during the course of a hearing. RIGL § 42-17.7-6.  
The AAD is the proper forum for an evidentiary hearing,  
therefore, the issues raised in your petition may be properly  
heard by the hearing officer assigned to this matter. Formal  
consolidation of the within petition and contested hearing  
request is not required.

  
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LOUISE DURFEE  
Director, State of Rhode Island  
Department of Environmental  
Management  
9 Hayes Street  
Providence, RI 02908  
(401) 277-2771

CERTIFICATION

I hereby certify that I caused a true copy of the within to be forwarded to Attorney Frank J. Cenerini, Assistant City Solicitor, 3275 Post Road, Warwick, RI 02886, regular mail, postage prepaid and to Attorney Sidney Clifford, Rhode Island Department of Transportation, 2 Capitol Hill, Providence, RI 02908' Claude A. Cote, Esquire, RI Department of Environmental Management, 9 Hayes Street, Providence, RI 02908; and Kathleen M. Lanphear, Esquire, Chief Hearing Officer, Department of Environmental Management, Administrative Adjudication Division, One Capitol Hill, Providence, RI 02908 via interoffice mail this 23rd day of July, 1991.

A handwritten signature in cursive script, appearing to read "Jacqueline Ballard". The signature is written in dark ink and is positioned to the right of the main text block.

0940K