

SETTLEMENT AGREEMENT

For the payment of Eight Thousand Dollars (\$8,000.00), the receipt of which is hereby acknowledged, The Rhode Island Department Of Environmental Management (“RIDEM”) (“Complainant”), hereby releases and discharges the Bristol County Water Authority and its officers, employees, agents, attorneys, and any and all other persons, firms, corporations, successors and assigns liable by or through them (collectively “Respondent”), of and from any and all actions, causes of action, claims or demands for damages, costs, loss of use, loss of services, expenses, compensation, consequential damage, attorneys’ fees or any claim both at law and in equity, which Complainant now has against the Respondent for a violation of Rhode Island’s Water Pollution Control Act, Rhode Island’s Water Quality Regulations, and the Regulations for the Rhode Island Pollutant Discharge Elimination System for a wastewater overflow on Hopeworth Avenue in Bristol, Rhode Island as more fully set forth in RIDEM Notice of Violation, File No. OCI-WP-20-110 (“NOV”).

The Complainant agrees and acknowledges that it accepts payment of the funds set forth in this Settlement Agreement as a full and complete compromise of the NOV, which involved disputed issues, and that neither payment of the funds, nor the negotiations for this Settlement Agreement, including all statements, admissions or communications by the Respondent, its attorney or representatives shall be considered an admission of any wrongdoing, and that no wrongdoing on the part of the Respondent shall be implied by such payment or negotiations. The Respondent expressly denies any liability for the NOV.

The Complainant agrees that upon receipt of the payment of the funds set forth herein, it will cooperate in executing a dismissal with prejudice of the litigation regarding the NOV before RIDEM’s Administration Adjudication Division (AAD No. 20-007/WRE). The Complainant and Respondent acknowledge and state that they have carefully read the foregoing, know the contents thereof, and sign the same as their free act and deed.

This release contains the ENTIRE AGREEMENT between the parties hereto, and the terms of this Settlement Agreement are contractual and not a mere recital.

The Rhode Island Department
Of Environmental Management
By Its Authorized Representative

Date

The Bristol County Water Authority
By Its Authorized Representative

Date