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**BEFORE THE EXECUTIVE DIRECTOR OF THE  
UTAH DEPARTMENT OF ENVIRONMENTAL QUALITY**

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UTAH DIVISION OF DRINKING WATER,  
v.  
SANDY CITY PUBLIC WATER SYSTEM

**ORDER ADOPTING ALJ'S  
RECOMMENDED ORDER OF  
DISMISSAL**

Docket No. UTAH18028-2019-01-NOVAO

February 25, 2021

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Pursuant to Utah Code § 19-1-301 and Utah Admin. Code R305-7-301 *et seq.*, on February 16, 2021, the Administrative Law Judge (“ALJ”) in the above-referenced matter issued a proposed dispositive action recommending the entry of an order dismissing the pending adjudicative proceeding.

Under authority of Utah Code § 19-1-301(7)(b) and Utah Admin. Code R305-7-316, when an ALJ submits a recommended dispositive action, the Executive Director may: (1) approve it; (2) approve it with modifications; (3) disapprove it; or, (4) return it to the ALJ for further action as directed.

Having reviewed the findings of fact and conclusions of law set forth in the STIPULATION AND CONSENT ORDER dated January 12, 2021, and the ALJ’s February 16, 2021, Recommended Order, and the Parties having no objection, I approve and adopt the ALJ’s Recommended Decision in full.

**ORDER**

**IT IS HEREBY ORDERED** that the Petitioner’s Request for Agency Action be dismissed with prejudice and each party bearing its own costs and expenses (including attorney’s fees) incurred in this adjudication.

DATED this 25<sup>th</sup> day of February, 2021.

**Signature:**   
Kim Shelley (Feb 25, 2021 09:34 MST)

**Email:** [kshelley@utah.gov](mailto:kshelley@utah.gov)

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Kimberly D. Shelley, Executive Director  
Utah Department of Environmental Quality

**CERTIFICATE OF MAILING**

I hereby certify that on this 25<sup>th</sup> day of February, 2021, I served a true and correct copy of the foregoing **ORDER ADOPTING ALJ'S RECOMMENDED ORDER OF DISMISSAL** via e-mail with the following recipients:

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/s/ Shane R. Bekkemellom  
Shane R. Bekkemellom,  
Administrative Legal Secretary