

**STATE OF NEW HAMPSHIRE
SITE EVALUATION COMMITTEE**

ORDER OF NOTICE OF PUBLIC HEARING AND MEETING

IT IS HEREBY ORDERED that the Site Evaluation Committee for the State of New Hampshire shall conduct a public meeting and hearing on January 29, 2010 at 10 A.M., at the office of the New Hampshire Public Utilities Commission, 21 South Fruit Street, Suite 10, Concord, N.H. The Agenda for said Public Meeting and Hearing is as follows:

Docket No. 2009-03 Petitions of Michael Laflamme and Howard Jones (including 116 Registered Voters from Berlin and 104 Registered Voters from Gorham) for Review of a 29 MW Biomass Power Plant Developed by Clean Power Development, LLC and Located in Berlin, Coos County, New Hampshire; and any other matters that may legally come before the committee.

The Proceeding

On November 25, 2009, Michael Laflamme and Howard Jones each filed a petition with the Site Evaluation Committee (Committee) entitled Petition for the Site Evaluation Committee to Rule on the Clean Power Development LLC Berlin Project (collectively referred to as the Petition or Petitions). The Laflamme Petition was endorsed by more than one hundred registered voters from the City of Berlin, Coos County, New Hampshire. The Jones Petition was endorsed by more than one hundred registered voters of the Town of Gorham, Coos County, New Hampshire. On December 18, 2009, the Committee received confirmation from the Berlin City Clerk's office that the Laflamme Petition was endorsed by 116 registered voters of Berlin. On December 21 the Committee received confirmation from the Gorham Town Clerk indicating that the Jones Petition was endorsed by 104 registered voters from Gorham. Clean Power Development (CPD) shall file a written response to the Petitions on or before January 19, 2010.

At the public meeting and hearing the Committee will hear from the Petitioners and from CPD. Pursuant to RSA 162-H:2, VII (g) and XII, the Committee shall determine whether the Project requires a Certificate of Site and Facility (Certificate) consistent with the findings and purposes set forth in RSA 162-H:1. After hearing from the Petitioners and CPD the Committee may deliberate on the issue of whether the Project should require a Certificate or may take other action consistent with its statutory mandate and administrative regulations.

The Facility

The Project is a 29 MW wood chip-fired power plant located on land owned by the City of Berlin and optioned for purchase by Clean Power Development, LLC. The location of the facility is on Shelby Street, Berlin, Coos County, New Hampshire. The facility will generate electricity for sale to the electric grid and potentially supply steam for the Fraser Paper facility in Gorham, NH.

Public Inspection

The aforementioned Petitions and other correspondence concerning the Project and all other correspondence, filings, and public records regarding this matter are available for public inspection at the Office of the Chairman of the Committee located at the Department of Environmental Services, 29 Hazen Drive, Concord, New Hampshire.

It is further ordered that a copy of this Order and Notice of Public Hearing and Meeting shall be served, via first class mail, to all parties participating in the aforementioned docket. The Petitioners shall cause this Order of Notice of Public Hearing and Meeting to be published on or before January 15, 2010, in a newspaper of general circulation in Coos County. The Petitioners shall file Affidavits attesting to said publication of notice with the Chairman of the Committee on or before January 22, 2010.

BY ORDER OF THE SITE EVALUATION COMMITTEE, this 5th day of January, 2010.



New Hampshire Site Evaluation Committee

Thomas S. Burack, Chairman