

**ATTORNEY GENERAL
DEPARTMENT OF JUSTICE**

33 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6397

JOSEPH A. FOSTER
ATTORNEY GENERAL



ANN M. RICE
DEPUTY ATTORNEY GENERAL

June 9, 2014

Jane Murray, Secretary
NH Site Evaluation Committee
New Hampshire Department of Environmental Services
29 Hazen Drive
Concord, New Hampshire 03301

Re: Application of Groton Wind, LLC
Docket No. 2010-01

Dear Ms. Murray:

Enclosed please find the original and one copy of the Department of Safety's compliance update in the above-captioned case.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in cursive script that reads "Dianne Martin".

Dianne Martin
Attorney
Transportation & Construction Bureau
(603) 271-3675

DM/mce
Enclosures
cc: Parties on the Service List (electronic mail only)
1051857

**STATE OF NEW HAMPSHIRE
SITE EVALUATION COMMITTEE**

**APPLICATION OF GROTON WIND, LLC
NO. 2010-01**

**THE DEPARTMENT OF SAFETY, OFFICE OF THE STATE FIRE MARSHAL'S
REPORT ON THE STATUS OF THE APPLICANT'S COMPLIANCE WITH THE
COMPLIANCE AGREEMENT**

NOW COMES the State of New Hampshire, Department of Safety, Office of the State Fire Marshal (hereinafter referred to as the "Department") by its attorneys, the Office of the Attorney General, and hereby submits this status report regarding the compliance of Groton Wind, LLC (the "Applicant") with the Compliance Agreement, in response to the Presiding Officer's "Order on Pending Motions Pertaining to Issues Raised by the Fire Marshal – Corrected, dated May 8, 2014.

The following update on the Applicant's compliance with the Compliance Agreement is provided based upon a review of the Compliance Agreement requirements, inspection results, and information provided by the Applicant¹:

Site wide

Using and/or occupying the building or structures without satisfying the requirements of the Fire Code, without approval, and without a certificate of occupancy - *Pending completion of below requirements.*

¹ The status report tracks the compliance with the requirements of the Compliance Agreement in the order set forth therein. The italicized text indicates the current status.

Towers/Nacelles

1. Conceptual plans for fire suppression in the nacelles have been submitted. Final shop drawings and a schedule for installation must be submitted and approved – *Compliant*.
2. Fire suppression systems not installed in the nacelles – *pending completion of inspections*.
The Applicant has represented that fire suppression has been installed in all 24 turbines.
Inspections of the installation are ongoing.
3. No inspections were conducted on the towers or nacelles. Reports of special inspections have not been submitted – *inspection reports that have been provided have been accepted*.
Awaiting special inspection reports for the grounding of the lightning protection system.
4. An approved plan for reporting a smoke detector or fire suppression system activation in the nacelles has not been submitted – *Compliant*.
5. Provide documentation lightning protection meets the requirements of RSA 323 and NFPA 780 has been satisfied – *Applicant has represented that this documentation will be provided shortly*.
6. Provide an emergency plan meeting the requirements of NFPA 1, 10.9 – *accepted contingent upon confirmation that the agreed upon trainings for local emergency personnel will be provided during opposing seasons (ie. winter/summer). To be clear, this requirement is related to the emergency plan required by the Compliance Agreement and does not eliminate any obligations contained in the agreements with the Towns of Groton or Rumney, which are conditions of the Certificate. See Decision Granting Certificate of Site and Facility with Conditions dated May 6, 2011 at p. 77.*

O and M Building

1. No inspections were conducted on the O and M building during construction. The only inspection reports submitted have been for the concrete slab. Provide the remainder of special inspections reports. Provide documentation that electrical, plumbing, mechanical and structural inspections were completed. (IBC, 110.1, and Chapter 17) – *In process – additional documentation provided being reviewed. All inspections scheduled.*
2. Provide mechanical details on heating appliances, including gas piping and combustion air calculations – *Compliant.*
3. The separation between the S-1 (garage area) and B (office area) occupancies requires a one hour fire separation – *Compliant.*
4. The emergency lighting at the exterior exits must have dual light fixtures – *Compliant.*
5. The emergency lighting in the shower room is obstructed – *Compliant*
6. The wall mounted smoke detectors in the SCADA room, and records room are mounted too low – *Compliant.*
7. The smoke detectors in the manager's office and the conference room are too close to the HVAC diffusers – *Compliant.*
8. Calculations from a mechanical engineer for the intake and exhaust louver were not provided – *Compliant.*
9. The fuel tank must be protected from vehicular damage – *Compliant.*

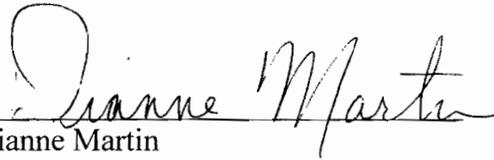
Respectfully submitted,

DEPARTMENT OF SAFETY

By its attorney,

ANN M. RICE

DEPUTY ATTORNEY GENERAL



Dianne Martin

Attorney

Transportation and Construction Bureau

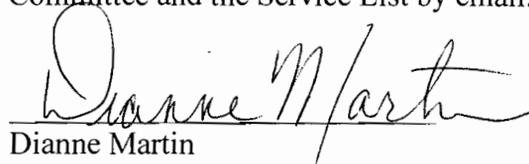
33 Capitol Street

Concord, New Hampshire 03301

CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing upon the Committee and the Service List by email.

June 9, 2014.



Dianne Martin