



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
NEW ENGLAND DISTRICT, CORPS OF ENGINEERS
696 VIRGINIA ROAD
CONCORD, MASSACHUSETTS 01742-2751

March 5, 2012

Regulatory Division
CENAE-R-PEC
Permit Number: NAE-2011-00196

Thomas S. Burack, Chairman
NH Site Evaluation Committee
Dept. of Environmental Services
29 Hazen Drive, PO Box 95
Concord, NH 03302-0095

Dear Chairman Burack:

This letter is to inform you that the US Army Corps of Engineers (ACOE) has received an application to review under the State Programmatic General Permit (PGP) from the Antrim Wind Energy, LLC.

Based on our review of the information provided thus far by the applicant, we have determined that the Antrim Wind Farm project will require a permit from the U.S. Army corps of Engineers pursuant to Section 404 of the Clean Water Act (33 U.S.C. 1344). The project as currently proposed meets the terms and conditions for review under the State Programmatic General Permit (PGP).

The Antrim Wind Project is currently collecting additional information for the NH Site Evaluation Committee (NH SEC). Corps regulations provide for concurrent decision making with states and combining insofar as possible process and procedures, including public involvement procedures, leading to a permit decision. The Corps General Regulatory Policies can be found at 33 CFR Part 320. Therefore, the Corps of Engineers will attend upcoming informational meetings and public hearings before making a final PGP decision.

The Corps maintains the right to require an individual permit for this project under the PGP pursuant to 33 CFR Part 330.5(d)(2)(i & ii) until all information has been disclosed to the NH SEC. The Corps is authorized to take such action whenever there are concerns for the environment (see EPA 404(b)(1) Guidelines, Federal Register, December 24, 1980, 40 CFR Part 230) or concerns for other relevant factors of the public interest which may be discovered during the NH SEC review process.

Please contact David Keddell, of my staff, via email at david.m.keddell@usace.army.mil or by phone at (978) 318-8692 if you have any questions.

Sincerely,


Frank J. DelGuidice
Chief, Permits & Enforcement Branch
Regulatory Division

Attachments

Copies Furnished:

Mike Iacopino Esq., Counsel to SEC, 85 Brook Street, Manchester, NH 03104

The State of New Hampshire, Department of Environmental Services, Wetlands Bureau, Attn:
Mr. Collis Adams, P.O. Box 95, 29 Hazen Drive, Concord, New Hampshire 03302-0095

U.S. Environmental Protection Agency, Region 1, ATTN: Mr. Mark Kern, Mail Code: OES-05-
2, 5 Post Office Square, Suite 100, Boston, Massachusetts 02109-3912

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