

State of New Hampshire
Site Evaluation Committee

Martin P. Honigberg, Esquire
Chairman

Thomas S. Burack, Esquire
Vice-Chair

Pamela G. Monroe
SEC Administrator

<http://www.nhsec.nh.gov>
21 South Fruit St., Suite 10
Concord, New Hampshire
03301-2429
Telephone (603) 271-2435
Fax (603) 271-3878



November 16, 2015

VIA E-MAIL AND FIRST CLASS MAIL

Barry Needleman, Esq.
McLane Middleton, PA
11 S. Main Street, Suite 500
Concord, NH 03301

Re: Joint Application of Northern Pass Transmission, LLC and Public Service Company of New Hampshire d/b/a Eversource Energy for a Certificate of Site and Facility, Site Evaluation Committee Docket No. 2015-06

Dear Attorney Needleman:

Attached please find a letter that I received today from the New Hampshire Department of Environmental Services, Water Division (DES), notifying the Site Evaluation Committee that the Alteration of Terrain Permit Application No. SEC-151020-171, the Wetlands Permit Application No. SEC-2015-02817, and the Shoreland Permit Application Nos. SEC 2015-02828 through 2015-02859 are incomplete. These applications were filed as Appendix 6, Appendix 2, and Appendix 5, respectively, in the Application for a Certificate of Site and Facility in the above reference docket.

Please provide the requested information to my attention and submit a copy to the attention of Rene Pelletier, DES, Assistant Director. If you have any questions, you can contact Mr. Pelletier at 271-2951, or me at 271-2435.

Sincerely,

Pamela G. Monroe
Administrator
NH Site Evaluation Committee

Attachment
Ec: Service List



The State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES



Thomas S. Burack, Commissioner

November 12, 2015

PAMELA MONROE, SEC ADMINISTRATOR
21 SOUTH FRUIT ST., SUITE 10
CONCORD, NH 03301-2429

RE: Joint Application of Northern Pass Transmission, LLC and Public Service Company of New Hampshire d/b/a Eversource Energy for a Certificate of Site and Facility, NH Site Evaluation Committee Docket No. 2015-06

Dear Ms. Monroe:

Pursuant to RSA 162-H:7, IV, the New Hampshire Site Evaluation Committee ("Committee") has forwarded an application (or relevant portion thereof) for a Certificate of Site and Facility ("Application") to the Department of Environmental Services (the Department).

The portions of the Application within the Department's subject matter jurisdiction, together with the file numbers assigned by the specific programs having authority over that subject matter, are as follows::

1. Alteration of Terrain File No. SEC – 151020-171 *incomplete*
2. Wetland File No. SEC – 2015-02817 *incomplete*
3. Shoreland File Nos. SEC – 2015- 02828 through 2015-02859 *incomplete*
4. Water Quality Certificate File No. SEC – 2015-01 *complete*

In accordance with RSA 162-H:7-a, I.(a), the Department has made the following determinations:

1. The Application includes the Department's completed application forms, as required by RSA 162-H:7, IV.
2. The information submitted on/with the Department forms in support of the Application **is incomplete** as to Alteration of Terrain Administrative Rule Env-Wq 1503.08(1), which requires an applicant who is not the property owner to submit "proof that the applicant will have a legal right to undertake the project on the property if a permit is issued to the applicant." The required information has not been provided for all properties listed within Appendix K, Parcel Landowner List, provided with the Alteration of Terrain application file. Therefore, the Application does not have sufficient information to satisfy the Department's application requirements, as required by RSA 162-H:7, IV.
3. The information submitted on/with the Department forms in support of the Application **is incomplete** as to Wetlands Bureau Administrative Rule Env-Wt 101.06 and Env-Wt 501 which requires an application to bear signatures of the property owner(s). The required information has not been provided for various properties listed within Appendix K, Parcel Landowner List, provided with the Wetlands application file.

DES Web site: www.des.nh.gov

P.O. Box 95, 29 Hazen Drive, Concord, New Hampshire 03302-0095

Telephone: (603) 271-3503 • Fax: (603) 271-2982 • TDD Access: Relay NH 1-800-735-2964

Therefore, the Application does not have sufficient information to satisfy the Department's application requirements, as required by RSA 162-H:7, IV.

4. The information submitted on/with the Department forms in support of the Application is **incomplete** as to Shoreland Program Administrative Rule Env-Wq 1406.08 which requires an application to bear signatures of the property owner(s). The required information has not been provided for all properties listed within Appendix K, Parcel Landowner List, provided with the Shorelands application file. Therefore, the Application does not have sufficient information to satisfy the Department's application requirements, as required by RSA 162-H:7, IV.

5. Notwithstanding items 2, 3, and 4, the portions of the Application within the Department's subject matter jurisdiction and supporting materials, as received on October 28, 2015, contain sufficient information to allow the Department to initiate technical review.

RSA 162-H:7, VI, requires the Committee to decide within 60 days from the date on which the Application was filed whether to accept the Application or to reject it because it is administratively incomplete. If the Committee receives the missing information identified above or accepts the Application as being administratively complete without such information, the Department will forward the Application to appropriate staff for technical review. The Application will be reviewed to determine compliance with the applicable requirements in RSA 482-A, RSA 483-B, RSA 485-A:12, III and IV, and RSA 485-A:17, and any applicable rules adopted pursuant thereto. The procedural deadlines established in RSA 482-A:3, XIV., RSA 483-B:5-b, V., and RSA 485-A:17,II-b do not apply to these applications. In accordance with RSA 162-H:7, VI.-b., the Department will report to the Committee on the progress of its technical review within 150 days of the date of the Committee's acceptance of the Application.

If you have any questions, please contact the undersigned at (603) 271-2951.

Thank you,

A handwritten signature in black ink, appearing to read "Rene Pelletier", with a long horizontal line extending to the right.

Rene Pelletier, Assistant Water Division Director
Land Resources Management

cc: Eugene Forbes
Dave Keddell
Michael Iacopino