



The State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES



Thomas S. Burack, Commissioner

November 10, 2008

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

Dear Chairman Burack:

The following represents the DES Watershed Management Bureau's status report for the EFSEC regarding the Section 401 Water Quality Certification (WQC) for the subject project.

The Section 401 WQC is in the process of being drafted. Once the draft 401 WQC is complete we usually issue it for public comment (usually 30 days). It is my understanding that we will do the same for this project. Following public comment DES will make a decision to approve or deny the 401 WQC. At this time we anticipate that a 401 WQC will be issued for this project.

We have been in contact with the applicants consultant, Horizons Engineers, on several occasions for clarification or requests for additional information. Based on information received to date, the 401 WQC will likely include conditions to:

- Comply with water quality standards;
- Allow DES to inspect the Activity at any time to monitor compliance with conditions of the 401 WQC;
- Consult with DES prior to any proposed modifications to the Activity to determine if it is necessary to modify the 401 WQC ;
- Comply with all other permits including the DES Alteration of Terrain and Wetlands permits;
- Prepare submit and implement an approved erosion control inspection and maintenance plan and a turbidity sampling and analysis plan for soil erosion control during construction;
- Prepare, submit and implement an approved long term water quality monitoring plan;
- Prepare, submit and implement an approved Spill Prevention, Control, and Countermeasures plan (SPCC) for the Activity in accordance with federal regulations (40 CFR part 112);

DES Web site: www.des.nh.gov

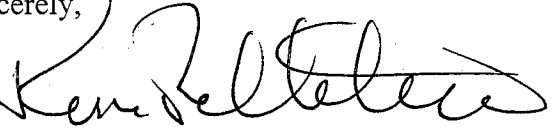
P.O. Box 95, 29 Hazen Drive, Concord, New Hampshire 03302-0095

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

- Prepare, submit and implement an approved winter maintenance plan (roads, pads and turbines, etc) with a goal to minimize use of chloride deicers;
- Prepare, submit and implement an approved plan to minimize use of herbicides;
- Prepare, submit and implement an approved plan to prevent water quality violations due to discharges of concrete wash water during construction;

The above conditions will be elaborated on in the actual 401 WQC and may change depending on information received in the near future.

Sincerely,

A handwritten signature in black ink, appearing to read "Rene Pelletier", written in a cursive style.

Rene Pelletier, Assistant Director
Water Division

cc: Service List