



**STATE OF NEW HAMPSHIRE DEPARTMENT OF SAFETY**

John J. Barthelmes, Commissioner

***Division of Fire Safety***

**Office of the State Fire Marshal**

J. William Degnan, State Fire Marshal

Office: 110 Smokey Bear Blvd., Concord, NH

Mailing Address: 33 Hazen Drive, Concord, NH 03305

PHONE 603-223-4289, FAX 603-223-4294 or 603-223-4295

TDD Access: Relay NH 1-800-735-2964 ARSON HOTLINE 1-800-400-3526



January 8, 2014

Michael J. Iacopino, Esquire  
Brennan Caron Lenehan & Iacopino  
Attorneys at Law  
85 Brook Street  
Manchester, NH 03104

Re: Atlantic Wind LLC, Wild Meadows Wind Project, SEC Docket No. 2013-02

Dear Attorney Iacopino:

The purpose of this correspondence is in response to your letter dated December 31, 2013. Specifically I wish to bring to your attention the lack of reference to the building and fire code requirements as they would pertain to the proposed Atlantic Wind LLC, Wild Meadows Wind Project proposed for the Towns of Alexandria and Danbury in section D1 which reads as "to regulate any aspect of construction".

The State of New Hampshire adopts the International Building Code 2009 edition as the minimum standard for construction (RSA 155-A: 2) throughout the state.

The State of New Hampshire adopts NFPA 1 Fire Code and NFPA 101 Life Safety Code 2009 editions as the State Fire Code minimum standard for maintenance and construction (RSA 153:1 VI-a) throughout the state.

Pursuant to RSA 155-A:2 VI the contractor is required to notify the State Fire Marshal of the construction type prior to initiating any construction in communities such as Danbury and Alexandria that do not have an enforcement mechanism under RSA 674:51.

Also under the authority of RSA 153:4-a, the state fire marshal is empowered to "approve, disapprove, or allow exceptions to any fire safety rule of any state agency except fire safety rules established under RSA 227-L" (forestry/ wild land rules). It also states that "The state fire marshal is responsible for supervising and enforcing all laws of the state relative to the protection of life and property from fire, fire hazards and related matters..."

Page 2 of 2  
Atlantic Wind LLC, SUC Docket No. 2013-2  
January 8, 2014

In light of the statutory responsibilities given to me and my office, I feel it is my duty to respectfully request that the Site Evaluation Committee include in any Certificate for Site and Facility issued for Atlantic Wind LLC the following conditions:

1. All structures, including but not limited to towers, nacelle, operation and maintenance buildings be constructed in accordance with the following codes and standards:

International Building Code, 2009 edition,

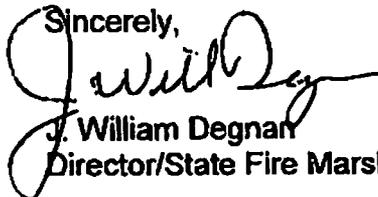
NFPA 1, Fire Code, 2009 edition,

NFPA 101, Life Safety Code, 2009 edition

NFPA 850, Recommended Practice for Fire Protection for Electric Generating Plants and High Voltage Direct Current Converter Stations, 2010 edition.

2. To insure compliance with the above codes and standards, the State Fire Marshal or his designee will review all plans relative to the project and perform routine compliance inspections during construction and a final acceptance inspection. All plans shall be stamped by a New Hampshire licensed engineer with expertise in the appropriate discipline.
3. If technical assistance is required, the State Fire Marshal may require an independent third party review in accordance with NFPA 1, 1.15.
4. In addition to any code required fire protection systems, monitored fire suppression systems shall be installed in each nacelle and generator housing.

Thank you for your time and consideration in providing sufficient fire and life safety in such a unique situation.

Sincerely,  
  
J. William Degnan  
Director/State Fire Marshal