



For a thriving New England

CLF Maine 47 Portland Street, Suite 4
Portland, ME 04101
P: 207.210.6439
F: 207.221.1240
www.clf.org

February 13, 2012

Patricia Aho, Commissioner
Maine Department of Environmental Protection
17 State House Station
Augusta, ME 04333-0017

Re: Brassua Storage Project

Dear Commissioner Aho:

I am writing to follow up on my letter dated January 24, 2012 concerning the Brassua Storage Project. The FERC license for that Project expires on March 31, 2012. We understand that the Project owner filed a renewed water quality certification (WQC) application on March 24, 2011, which requires a decision from the DEP by March 24, 2012. As you must surely be aware, unless the DEP acts to approve or deny on that application for WQC within one year, in this case March 24, 2012, certification will be deemed waived by operation of Section 401 of the Clean Water Act. Please advise as to whether the Department intends to exercise its rights under the Clean Water Act to certify that the Project does or does not meet Maine's water quality standards or if it intends to waive that right, as it unfortunately did for the Flagstaff Storage Project.

We thank you for your continuing attention to our concerns.

Very truly yours,

Sean Mahoney
Vice President and Director
CLF Maine

cc: Michael Mullen
Stephen Silva