



STATE OF MAINE
BOARD OF ENVIRONMENTAL PROTECTION

VIRGINIA PLUMMER
CHAIR

CYNTHIA S. BERTOCCI
EXECUTIVE ANALYST

TERRY A. HANSON
ADMIN. ASSISTANT

JOHN ELIAS BALDACCI
GOVERNOR

IN THE MATTER OF

FPL ENERGY MAINE HYDRO LLC)	MAINE WATERWAY DEVELOPMENT AND
Brunswick and Topsham)	CONSERVATION ACT PERMITS AND
Cumberland and Sagadahoc Counties)	WATER QUALITY CERTIFICATIONS
BRUNSWICK HYDRO PROJECT)	
#03-4458-05030)	
)	
TOPSHAM HYDRO PARTNERS)	
Topsham and Brunswick)	
Cumberland and Sagadahoc Counties)	
PEJEPSCOT HYDRO PROJECT)	
#L-007867-35-A-A)	
)	
MILLER HYDRO GROUP)	
Lisbon and Durham, Androscoggin County)	
WORUMBO HYDRO PROJECT)	PETITION FOR REVOCATION, MODIFICATION,
#L-10930-35-A-N)	OR SUSPENSION
)	
FPL ENERGY MAINE HYDRO LLC)	
Lewiston and Auburn, Androscoggin County))	
LEWISTON FALLS HYDRO PROJECT)	
#L-009206-35-A-N)	
)	
FPL ENERGY MAINE HYDRO LLC)	
Lewiston, Auburn, Turner, Greene, Leeds,)	
and Livermore, Androscoggin County)	
GULF ISLAND-DEER RIPS PROJECT)	
#L-17100-33-O-N)	
)	
VERSO ANDROSCOGGIN LLC)	
Canton, Jay, Livermore & Livermore Falls)	
Androscoggin County)	
RILEY-JAY-LIVERMORE PROJECT)	
OTIS HYDRO PROJECT)	
#L-18829-33-A-N)	
)	



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RUMFORD FALLS HYDRO LLC)
 Rumford, Oxford County)
 RUMFORD FALLS HYDRO PROJECT)
 #L-17643-33-A-N)
)
 RIDGEWOOD MAINE HYDRO)
 PARTNERS, L.P.)
 Auburn, Androscoggin County)
 LOWER BARKER MILL PROJECT)
 #L-08-4287-01010)
)
 RIDGEWOOD MAINE HYDRO)
 PARTNERS, L.P.)
 Auburn, Androscoggin County)
 UPPER BARKER MILL PROJECT)
 #L-02/49-6848B-01010)
)
 HACKETT MILLS HYDRO ASSOCIATES)
 Poland and Minot, Androscoggin County)
 HACKETT MILLS HYDRO PROJECT)
 #L-10052-35-A-N)
)
 RIDGEWOOD MAINE HYDRO)
 PARTNERS, L.P.)
 Mechanic Falls, Androscoggin County)
 MARCAL HYDRO PROJECT)
 #L-17778-33-C-N)

Pursuant to the provisions of 38 M.R.S.A. Sections 341-D(3), 464 et seq., and 06-096 CMR Chapter 2 (Rules Concerning the Processing of Applications and Other Administrative Matters), the Board of Environmental Protection has considered the May 17, 2006 petition of 64 individuals and Friends of Merrymeeting Bay with its supportive data, the responses of the permit/certification holders and other interested parties, and other related materials on file and, pursuant to the discretion vested in it, finds that the petition before it is substantially and materially the same as petitions to modify, revoke or suspend water quality certification for dams on the Androscoggin and Little Androscoggin Rivers by Friends of Merrymeeting Bay and Douglas Watts, also among the petitioners here, in 2005 ("2005 petitions"). The present petition raises the same issues and has substantially and materially the same factual basis as those petitions dismissed by the Board little more than a year ago. Petitioners here do not allege that conditions have changed since the last petitions were filed and dismissed, nor do they present any other considerations that materially affect the issues as initially presented to the Board.

BRUNSWICK HYDRO PROJECT)	PETITIONS FOR REVOCATION, MODIFICATION
PEJEPSCOT PROJECT)	OR SUSPENSION
WORUMBO HYDRO PROJECT)	
LEWISTON FALLS HYDRO PROJECT)	
GULF ISLAND-DEER RIPS PROJECT)	
RILEY-JAY-LIVERMORE PROJECT)	
OTIS HYDRO PROJECT)	
RUMFORD FALLS HYDRO PROJECT)	
LOWER BARKER MILL PROJECT)	
UPPER BARKER MILL PROJECT)	
HACKETT MILLS HYDRO PROJECT)	
MARCAL HYDRO PROJECT)	

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Therefore, the Board dismisses the petition dated May 17, 2006 to modify the water quality certifications for the Brunswick, Pejepscot, Worumbo, Lewiston Falls, Upper Androscoggin, Gulf Island-Deer Rips, Riley-Jay-Livermore, Otis, and Rumford Falls Projects located on the Androscoggin River and for the Lower Barker Mill, Upper Barker Mill, Hackett Mills, and Marcal Hydro Projects located on the Little Androscoggin River.

DONE AND DATED AT AUGUSTA, MAINE, THIS 17th DAY OF May, 2007.

BOARD OF ENVIRONMENTAL PROTECTION

BY: *Nancy Ziegler / for*
 VIRGINIA PLUMMER, Chair