



The State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES



Thomas S. Burack, Commissioner

February 19, 2008

Mr. Michael O'Leary
Plant Manager
Bridgewater Power Company
P.O. Box 678
Ashland, NH 03217

**CERTIFIED MAIL (7000 1670 0001 2912 0183)
RETURN RECEIPT REQUESTED**

**NOTICE OF PAST VIOLATION
(Sta.S)**

**RE: Bridgewater Power Company
Routes 3 & 25
Bridgewater, New Hampshire**

Dear Mr. O'Leary:

On May 1, 2007, you reported a permit deviation to the New Hampshire Department of Environmental Services, Air Resources Division ("DES") on behalf of Bridgewater Power Company ("Bridgewater Power"), located in Bridgewater, NH. The report indicated that Bridgewater Power did not submit its emission fee and annual emission report on time. DES has reviewed the permit deviation report, Title V Operating Permit TV-OP-008 ("the Permit") issued to Bridgewater Power on March 22, 2006, and NH Administrative Rules Env-A 100 *et seq.*, NH Rules Governing the Control of Air Pollution. The purpose of this letter is to notify you of the violations discovered during this review. The specific violations are as follows:

1. Env-A 705.04, *Payment of Emission-Based Fee*, and Condition VIII.F., Table 8, Item 7 of the Permit require Bridgewater Power to pay to DES an annual emission-based fee by April 15 for emissions from the previous calendar year. Based on DES records, Bridgewater Power did not pay the annual emission fees for calendar year 2006 until May 7, 2007.
2. Env-A 907.01, *General Reporting Requirements*, and Condition VIII F., Table 8, Item 8 of the Permit require Bridgewater Power to submit to DES an annual emissions report no later than April 15 of the year following the calendar year covered by the report. Based on DES records, Bridgewater Power did not submit the annual emissions report for calendar year 2006 until May 7, 2007.

DES believes that no further action in response to the listed violations is required at this time. In the event that additional violations are identified, DES may take action, including issuing an administrative order, seeking administrative fines, and/or referring this matter to the New Hampshire Department of Justice for civil penalties.

DES Web site: www.des.nh.gov

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

Telephone: (603) 271-1370 • Fax: (603) 271-1381 • TDD Access: Relay NH 1-800-735-2964

If you believe that DES has cited these violations in error, or have questions regarding these matters, please contact Elizabeth Nixon at (603) 271-0883, Air Resources Division, Compliance Bureau. A current copy of the Air Resources Division rules can be obtained from the DES website at <http://www.des.nh.gov/rules/air.htm> or by contacting the Public Information Center at (603) 271-2975.

Sincerely,



Pamela G. Monroe
Compliance Bureau Administrator
Air Resources Division

PGM/blh

cc: R. Kurowski, EPA Region 1
G. Hamel, DES Legal Unit Administrator
T. Murphy, Chair, Town of Bridgewater Board of Selectmen
AFS #3300900021