

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
INTER-OFFICE MEMO

TO: Todd Bryan, Principal Natural Resources Specialist DATE: 10 Nov 93
 Division of Land Resources

DEPT: Environmental Management

FROM: James W. Fester, Chief
 Division of Water Resources

DEPT: Environmental Management

SUBJECT: Application of Blackstone Valley Electric to rehabilitate the Pawtucket
 #2 Hydroelectric power generating facility at the Main Street Dam,
 Pawtucket, Rhode Island.

We have reviewed the subject application and the Pawtucket No. 2 Hydroelectric Reactivation study prepared for EUA Service Corporation. The Blackstone River is classified C. It is noted that the applicant proposes to maintain a minimum discharge of 50 cfs instead of the 7010 figure roughly 115 cfs. Two factors mitigate this low flow condition:

1. The short distance between the dam and the tailrace from the generating facility.
2. The tidal nature of the river below the dam.

It is our opinion that said project will not violate applicable water quality criteria for the area, provided that the material to be used for fill is clean, free of matter which could cause pollution of the waters of the State, proper procedures are followed to prevent excess turbidity in the stream during construction and that the banks are stabilized at the end of construction to prevent erosion and sedimentation.



This is the State's water quality certification for this project.

JWF:PHA:sjc

cc: ~~Donald W. France~~, EUA Service Corporation
Victor Bell

OPTIONAL FORM 10 (7-90)

FAX TRANSMITTAL

To Terry Walsh	From M.
Dept./Agency RIBEM	Phone # 413
Fax # 401-222-6177	Fax #
NEW 7840-01-317-7386	5099-101 GENERAL

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Blackstone Valley Electric Co.) Project No. 3689-000

ORDER GRANTING EXEMPTION FROM LICENSING OF A
SMALL HYDROELECTRIC PROJECT OF 5 MEGAWATTS OR LESS

(Issued: July 21, 1981)

The Applicant 1/ filed an application for exemption from all or part of Part I of the Federal Power Act pursuant to 18 C.F.R. Part 4 SUBPART K (1980) implementing in part Section 408 of the Energy Security Act (Act) of 1980 for a project as described in the attached public notice. 2/ 3/

Notice of the application was published in accordance with Section 408 of the Act and the Commission's regulations and comments were requested from interested Federal and State agencies including the U. S. Fish and Wildlife Service and the State Fish and Wildlife Agency. All comments, protests and petitions to intervene that were filed have been considered. No agency has any objection relevant to issuance of this exemption.

Standard Article 2 included in this exemption, requires compliance with any terms and conditions that Federal or State fish and wildlife agencies have determined appropriate to prevent loss of, or damage to, fish and wildlife resources. The terms and conditions referred to in Article 2 are contained in any letters of comment by these agencies which have been forwarded to the Applicant in conjunction with this exemption.

Should the Applicant contest any terms or conditions that were proposed by Federal or State agencies in their letters of comment as being outside the scope of Article 2, the Commission shall determine whether the disputed terms or conditions are outside the scope of Article 2.

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- 1/ Blackstone Valley Electric Co., Project No. 3689, filed December 4, 1980.
- 2/ Pub. Law 96-294, 94 Stat. 611. Section 408 of the ESA amends inter alia, Sections 405 and 408 of the Public Utility Regulatory Policies Act of 1978 (16 U.S.C. §§2705 and 2708).
- 3/ Authority to act on this matter is delegated to the Director, Office of Electric Power Regulation under 18 C.F.R. §375.308 (1980), as amended by 46 Fed. Reg. 14119 (1981).

FEDERAL ENERGY REGULATORY COMMISSION

DOCKETED

JUL 21 1981

DOCKET SECTION

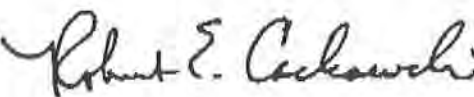
- 2 -

It is ordered that:

(A) Pawtucket No. 2 Project No. 3689 as described and designated in the Blackstone Valley Electric Co.'s application filed on December 4, 1980, is exempted from all of the requirements of Part I of the Federal Power Act, including licensing, subject to the standard articles in §4.106 of the Commission's regulations, 18 C.F.R. §4.106 45 Fed. Reg. 76115 (November 18, 1980).

(B) This order is final unless a petition appealing it to the Commission is filed within 30 days from the date of its issuance, as provided in Section 1.7(d) of the Commission's regulations, 18 C.F.R. 1.7(d)(1979), as amended, 44 Fed. Reg. 46449 (1979). The filing of a petition appealing this order to the Commission or an application for rehearing as provided in Section 313(a) of the Act does not operate as a stay of the effective date of this order, except as specifically ordered by the Commission.

(S E A L)


for William W. Lindsay
Director, Office of Electric
Power Regulation