



JANET T. MILLS
GOVERNOR



MELANIE LOYZIM
ACTING COMMISSIONER

MEMORANDUM

TO: Board of Environmental Protection

FROM: Nick Livesay, Director, Bureau of Land Resources
Beth Callahan, Project Manager, Bureau of Land Resources

RE: Revised Staff Recommendation on Nordic Aquafarms, Inc.'s Site Location of Development Act (Site Law) and Natural Resources Protection Act (NRPA) Applications #L-28319-26-A-N/L-28319-TG-B-N/L-28319-4E-C-N/L-28319-L6-D-N/L-28319-TW-E-N

DATE: November 10, 2020

At its meeting on October 29, 2020, the Board discussed the recommended Site Law and NRPA decision prepared by Department staff. Following that meeting, and informed by the Board's discussion, staff have revised the recommended decision. Both a redline copy – showing the changes made since the October 29 meeting – and a clean copy of the revised, draft Order are attached to this memorandum. At an upcoming Board meeting, Department staff will be prepared to answer questions about the recommended changes and the draft Order, more broadly.

For ease of review, an index of the changes shown in the redline version and the pages on which the changes appear follows:

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9	Updated number of procedural orders
18, 92	Clarified, consistent with referenced sections of the Federal Code of Regulations, that the condition applies to “nonroad” heavy equipment
22	Correction (inserted word “to”)
33	Correction (inserted word “a”)
48	Revised Board analysis and findings regarding solid waste disposal and establishment of an emergency response and facility closure plan
49, 94	Added conditions regarding development of an emergency response and facility closure plan and implementation of the plan
69, 96	Updated Water Resource Monitoring Plan condition to expressly address private wells
76	Updated Board analysis and finding regarding control of odors
86	Clarified language regarding buffers along Stream 9
91	Corrected language by removing the word “water”

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