STATE OF MAINE
DEPARTMENT OF ENVIRONMENTAL PROTECTION

PAUL R. LEPAGE
GOVERNOR

DARRYL N. BROWN
COMMISSIONER

February 10, 2011

Ms. Patricia Biegler, Director of Public Works
Town of Southwest Harbor
P.O. Box 745
Southwest Harbor, Maine 04679

SUBJECT: Town of Southwest Harbor
Wastewater Treatment Plant Project - Replacement of Clarifier Equipment
Categorical Exclusion

Dear Ms. Biegler:

In compliance with Section C of the "State of Maine Revolving Loan Fund Rules Chapter 595" this office has reviewed the environmental aspects of the proposed wastewater treatment plant project for your community. From this review, we have determined that the project meets the criteria for a Categorical Exclusion. We have distributed the Categorical Exclusion to all known interested parties (see attached list).

The Town is required to publish a notice indicating the determination in a local newspaper of community-wide circulation. The notice should state that the supporting documentation is available for public inspection. For your convenience, we have included a suggested format for the legal advertisement. Please advertise as soon as possible to allow a fifteen day comment period. Once advertised, please send a copy of the advertisement to this office for our records.

Please feel free to call me at 287-7765 if you have any questions.

Sincerely,

Tim MacMillan, P.E.
Division of Water Quality Management
Bureau of Land and Water Quality

Enc. Determination of Categorical Exclusion
Justification of Categorical Exclusion
Distribution List
Legal Advertisement

AUGUSTA
17 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0017
(207) 287-7688 FAX: (207) 287-7826
RAY BLDG., HOSPITAL ST.

BANGOR
106 HOGAN ROAD, SUITE 6
BANGOR, MAINE 04401
(207) 941-4570 FAX: (207) 941-4584

PORTLAND
312 CANCO ROAD
PORTLAND, MAINE 04103
(207) 822-6300 FAX: (207) 822-6303

PRESQUE ISLE
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PRESQUE ISLE, MAINE 04679-2094
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web site: www.maine.gov/dep

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DETERMINATION OF CATEGORICAL EXCLUSION

TO: All Interested Persons

DATE ISSUED: February 10, 2011

As required by Section C of "The State of Maine Revolving Loan Fund Rules" the Department of Environmental Protection staff prepared a "Justification For Categorical Exclusion" on behalf of the:

Town of Southwest Harbor
Wastewater Treatment Plant Project - Replacement of Clarifier Equipment

to exempt a proposed action from the substantive environmental review requirements.

The proposed project is to replace worn and aging mechanical components in two clarifier tanks located inside the Wastewater Treatment Plant.

A review of the proposed action by DEP has indicated that it meets the criteria for a Categorical Exclusion. Specifically, the proposed action is directed solely toward the rehabilitation, minor upgrading and minor expansion of an existing facility and associated structures, and toward the functional replacement of equipment.

Therefore, I am granting the Categorical Exclusion from substantive environmental review as provided in Section C of the State of Maine Revolving Loan Fund Rules Chapter 595. This exclusion may be revoked at any time if any of the criteria used for its issuance are violated.

Further records in regard to the project are on file and are available for public review at this office and local address indicated on the attached justification. Comments relative to this decision may be submitted to DEP.

John R. True

John True, P.E., SRF Program Manager
Division of Water Quality Management
Bureau of Land and Water Quality

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JUSTIFICATION FOR CATEGORICAL EXCLUSION

A. Project Identification

Project Name: Town of Southwest Harbor - Wastewater Treatment Plant Project Replacement of Clarifier Equipment

Project Location: 9 Apple Lane
Southwest Harbor, Maine 04679
Hancock County (see attached Figure 1)

Project Number: C230106-02

B. Summary of Environmental Review

The Town of Southwest Harbor has submitted Environmental Review documents for a proposed project at the Wastewater Treatment Plant. The project is named Replacement of Clarifier Equipment. The submittal is dated February 3, 2011 and was prepared by Ms. Patricia Biegler, Director of Public Works. In accordance with State of Maine Revolving Loan Fund Rules Chapter 595, the findings of our environmental review are summarized below.

1. Project Description

The Town of Southwest Harbor owns and operates a wastewater collection system and a treatment facility to treat and dispose of wastewater flows from the Town. The treated wastewater is discharged into Southwest Harbor.

The project will include the replacement of the mechanical components of two clarifier tanks. The work is needed because the existing mechanical components are so worn that they cannot be repaired and can no longer be relied upon. This project will ensure that the clarifiers will function as intended into the future.

The project plan and funding received approval by the Board of Selectmen in a special public town meeting on February 1, 2011.

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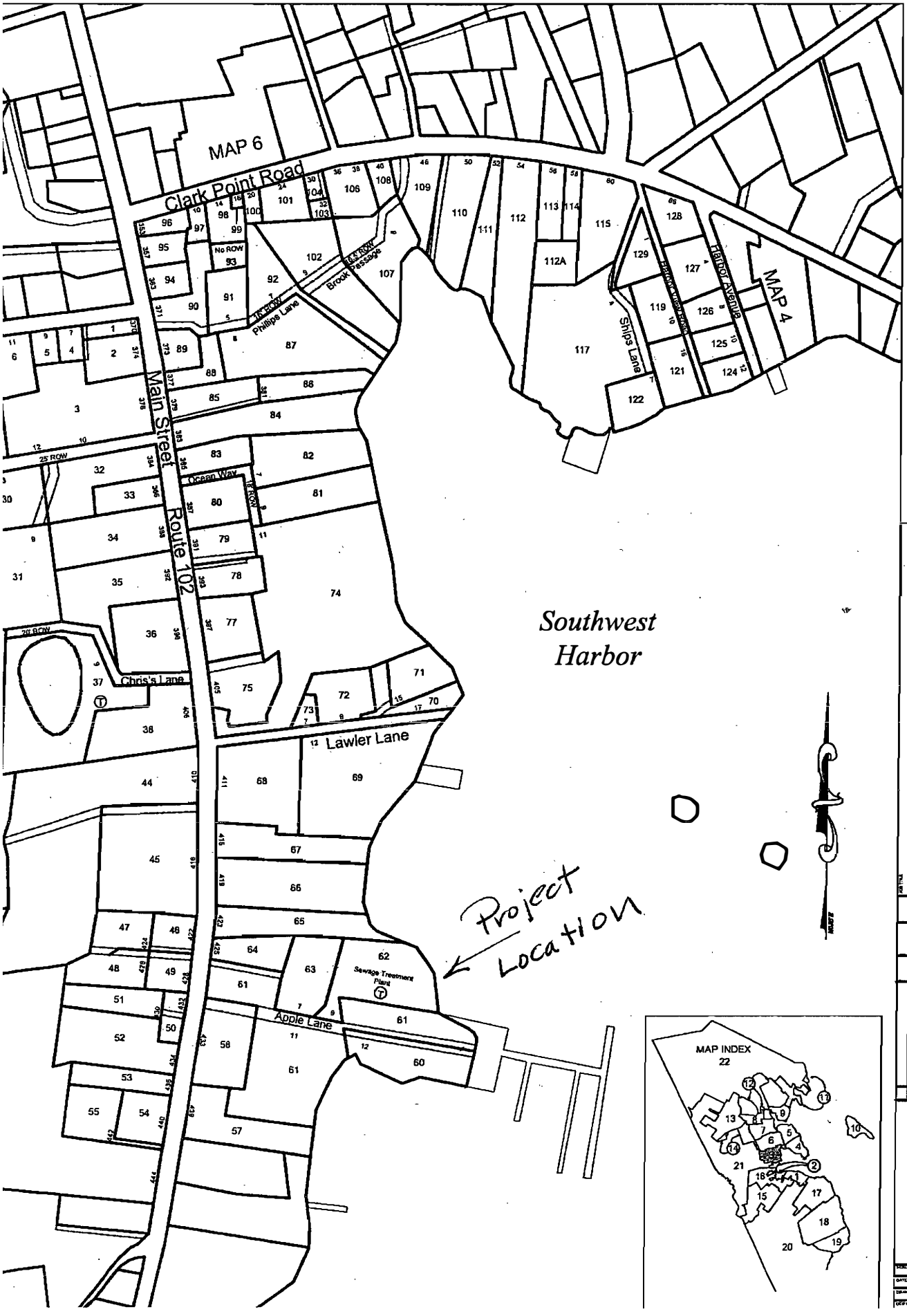
MAP 6
Clark Point Road
Main Street
Route 102
Phillips Lane
Brook Passage
Ocean Way
Chris's Lane
Lawler Lane
Apple Lane
Sewage Treatment Plant
Ships Lane
Harbor Avenue
MAP 4
Southwest Harbor
Project Location
MAP INDEX
22
CES INC
ENGINEERING · SURVEYING · PLANNING · SCIENCES
SOUTHWEST HARBOR TAX MAPS
SOUTHWEST HARBOR, HANCOCK COUNTY, MAINE
FIGURE 1

The Following Notice Is To Be Placed In A Local Newspaper Of Community-Wide Circulation.

NOTICE OF CATEGORICAL EXCLUSION
NOTICE TO ALL INTERESTED PERSONS

The State of Maine, Department of Environmental Protection, has issued a categorical exclusion in compliance with Section C of "The State of Maine Revolving Loan Fund Rules Chapter 595", on behalf of the Town of Southwest Harbor to exempt a proposed action from the substantive environmental review requirements.

The proposed project is to replace worn and aging mechanical components in two clarifier tanks located inside the Southwest Harbor Wastewater Treatment Plant.

A review of the proposed action by the DEP has indicated that it meets the criteria for a Categorical Exclusion. Specifically, the proposed action is directed solely toward the rehabilitation, minor upgrading and minor expansion of an existing facility and associated structures, and toward the functional replacement of equipment.

Further records in regard to the project are on file and are available for public review at the Town of Southwest Harbor, Public Works office on 26 Village Green Way in Southwest Harbor, Maine and the offices of the Department of Environmental Protection, Bureau of Land and Water Quality, Division of Water Quality Management, 28 Tyson Drive, Augusta, Maine. Comments relative to this decision may be submitted to the town or DEP within 15 days.

DEP DISTRIBUTION LIST
FOR CATEGORICAL EXCLUSIONS
& FINDINGS OF NO SIGNIFICANT IMPACT (2/10/11)

Donna Bradstreet
A-95 Review
38 State House Station
Augusta, ME 04333

Susan Baker
Flood Insurance Coordinator
State Planning Office
38 State House Station
Augusta, ME 04333

Scott Emery
Rural Utilities Service
USDA Office Building
P.O. Box 405
Bangor, ME 04402-405

Tanya Hovell
Dept of Environmental Protection
106 Hogan Road
Bangor, ME 04401

Patricia Biegler, Public Works Director
Town of Southwest Harbor
26 Village Green Way
P.O. Box 745
Southwest Harbor, Maine 04679-0745