



June 30, 2020

**Sent via Email (.pdf) and First Class Mail**

Stacie R. Beyer, Planning Manager  
Land Use Planning Commission  
State of Maine Department of Agriculture, Conservation & Forestry  
22 State House Station,  
Augusta, Maine 04333-0022  
[stacie.r.beyer@maine.gov](mailto:stacie.r.beyer@maine.gov)

**Re:** Zoning Petition 779, Pickett Mountain Mine

Dear Ms. Beyer:

This letter responds to your letter of May 27, 2020 in which you have requested: (i) information that, if submitted to the Land Use Planning Commission, would enable the Commission to deem Zoning Petition 779 (the “**Petition**”) administratively complete; and (ii) additional information that your letter states the Commission needs in order to complete its review of the Petition.

Concerning the first category of information requests in your May 27 letter, comprised of items 1 through 5 under the heading “Information Required to Deem the Petition Complete,” please see the information attached to this letter. WolfDen Mt. Chase, LLC (“**WMC**”) anticipates that the Commission will agree that the information attached to this letter is adequately responsive and, accordingly, deem the Petition to be administratively complete.

Concerning the second category of information requests in your May 27 letter, comprised of items 1 through 14 under the heading “Additional Information Requests,” WMC would not be able to submit all of this information by June 30. While there has been some correspondence with the Commission’s staff regarding some of these requests, WMC was expecting to complete the work necessary to generate the bulk of the requested information only for the mine permit application process described in 38 M.R.S. § 490-LL through 490-TT and the Maine Department of Environmental Protection (“**MDEP**”) Chapter 200 rules.<sup>1</sup> Majority of the requests by the commission have been addressed. However the PEA, soils analysis, and noise sign off, though

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<sup>1</sup> WMC respectfully asks the Commission to consider whether issues addressed by MDEP’s Chapter 200 rules are outside the scope of not only the Commission’s Chapter 13 certification jurisdiction but also the Commission’s Chapter 12 rezoning jurisdiction, in order to avoid rendering the clause “not considered in the department’s review,” in 38 M.R.S. § 490-NN(2)(B) and 12 M.R.S. § 685-B(B-2), mere surplusage.

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addressed in the responses are incomplete to the commissions required level of detail or authority.

That said, WMC:

- Will accelerate the completion of the information identified in the “Additional Information Requests,” specifically for the PEA, soils work as well as noise sign off, though we ask that the Commission provide WMC until August 31, 2020 to submit the information; and
- Trusts that the Commission will deem the Petition administratively complete upon your receipt of the “Information Required to Deem the Petition Complete,” attached hereto,

WMC very much appreciates all the hard work that the Commission’s staff have put into their review of our Petition.

Thank you.

Sincerely,

Jeremy Ouellette, P. Eng.  
Vice President, Project Development  
Wolfden Resources Corporation

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**Attachments**

- 1 – Section Amendment Log.pdf
- 2 – Stand Alone Questions\_ Exhibits\_ Attachments.pdf
- 3 – rezoning\_NAD83ME\_E\_SP.zip
- 4 – 2020-1-26 Wolfden Mt Chase LLC Rezoning Petition to LUPC – Revision June 30, 2020 RLSO.pdf
- 5 – 2020-1-26 Wolfden Mt Chase LLC Rezoning Petition to LUPC – Revision June 30, 2020 RLSO.pdf (Includes Maps)
- 6 – 2020-1-26 Wolfden Mt Chase LLC Rezoning Petition to LUPC – Revision June 30, 2020 Final.pdf
- 7 – 2020-1-26 Wolfden Mt Chase LLC Rezoning Petition to LUPC – Revision June 30, 2020 Final.pdf (Including Maps and Figures – Full Document)

**Copies (via e-mail)**

Judy East, Executive Director, LUPC

[judith.c.east@maine.gov](mailto:judith.c.east@maine.gov)

Mark Stebbins, Land Division Director, MDEP

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July 23/2020

**Sent via Email (.pdf)**

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22 State House Station,  
Augusta, Maine 04333-0022  
[stacie.r.beyer@maine.gov](mailto:stacie.r.beyer@maine.gov)

**Re:** Zoning Petition 779, Pickett Mountain Project

Dear Ms. Beyer:

This letter is to clarify an error identified in the Zoning Petition 779 for rezoning Pickett Mountain from General Management (M-GN) to Planned Development (D-PD).

Section 17. SUBDIVISION OR DEVELOPMENT ZONING PROPOSAL subsection D, indicates that the proposed dry stack tailings facility will occupy approximately 91.7 acres. The correct area as stated throughout the remainder of the document is 78.4 acres.

For additional clarification, the term PDP found throughout the document is an acronym for Potential Disposal Point. This is defined in the document but it should be noted earlier in the petition for the readers clarity.

Thank you.



Stacie Beyer, Land Use Planning Commission  
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Sincerely,

Jeremy Ouellette, P. Eng.  
Vice President, Project Development  
Wolfden Resources Corporation