

Brookfield

Renewable

June 9, 2021

VIA E-FILING

Mr. Todd Burrowes
Maine Department of Marine Resources
Coastal Zone Management Program
21 State House Station
Augusta, ME 04333-0021

**Pejepscot Hydroelectric Project (FERC No. 4784-095)
Coastal Zone Management Act Consistency Certification**

Dear Mr. Burrowes:

The Pejepscot Hydroelectric Project (FERC No. P-4784, the Project) is currently undergoing relicensing with the Federal Energy Regulatory Commission (FERC). The Project is located on the Androscoggin River within the village of Pejepscot, and the towns of Topsham, Lisbon, Durham and Brunswick. Topsham Hydro Partners Limited Partnership (Topsham Hydro) submitted its Final License Application for New Major License - Existing Dam to the FERC on August 31, 2020. Its current license will expire on August 31, 2022.

Per correspondence with the Maine Department of Marine Resources (MDMR), and per the Maine Coastal Zone Management Act (CZMA) Guidance Document, the Project is located within the designated coastal zone and the Project relicensing requires a CZMA consistency review by the state of Maine. FERC issued a Notice of Ready for Environmental Analysis (REA Notice) for the Project on April 19, 2021. The Applicant is filing a Water Quality Certification (WQC) application with the Maine Department of Environmental Protection (MDEP) concurrent to this letter.

Topsham Hydro is also providing a consistency certification¹, as requested by MDMR (per letter dated September 8, 2020) as follows:

Topsham Hydro certifies that the proposed activity of the Project complies with the enforceable policies in the approved Maine Coastal Zone Management Program and will be conducted in a manner consistent with those policies.

The lead reviewing agency (MDMR) will have 30 days to notify Topsham Hydro and the federal agency (FERC), in writing, if more data and information are needed to complete the Federal Consistency Determination, following receipt of the CZMA Consistency Certification (the 30 days will end on July 9, 2021). The lead reviewing agency should anticipate Topsham Hydro submitting a stay agreement for the CZMA determination, if necessary, to align the CZMA review period with the last half of the MDEP 401 WQC determination². The stay agreement will be submitted shortly after the lead reviewing agency has

¹ To be reviewed, per the stay agreement

² Extra time after the 401 WQC review period will also be included in the CZMA review period, as the 401 WQC determination will provide pertinent information for the CZMA determination.

notified Topsham Hydro that all necessary data and information have been received in order to make a consistency determination.

The Water Quality Certification Application and a copy of the NOI (published in the Brunswick Times Record) are attached for MDMR's reference.

If there are any questions or comments regarding this filing, please contact Luke Anderson at (207) 755-5613 or by email at Luke.Anderson@BrookfieldRenewable.com.

Sincerely,

A handwritten signature in black ink, appearing to read 'L. A.' followed by a long horizontal stroke.

Luke Anderson
Manager, Licensing
Brookfield Renewable

Enclosures: Water Quality Certification Application, Published NOI

Cc: Kathy Howatt, MDEP
Christopher Sferra, MDEP