

STATE OF MAINE
BOARD OF ENVIRONMENTAL PROTECTION



JANET T. MILLS
GOVERNOR

James W. Parker, Chair

Cynthia S. Bertocci
Executive Analyst

Ruth Ann Burke
Board Clerk

January 3, 2019

RE: Whole Oceans, LLC, MEPEDS Permit # 0037478 and #W-009190-6F-A-N
Appeal by Holly Faubel
Notice of Appeal

Dear Interested Person:

You are being sent this letter because you are on the Department's Interested Persons List for matters pertaining to the application by Whole Oceans, LLC for an Atlantic salmon aquaculture facility in Bucksport, Maine.

The Board of Environmental Protection has received a timely appeal of the wastewater discharge license issued for the facility. The appeal was filed by Ms. Holly Faubel.

A copy of the appeal is attached. I have also attached excerpts from Chapter 2, section 24 of the Department's rule governing appeals of Department license decisions. Under the Department's rules, the record for appeals decided by the Board is generally limited to the administrative record prepared by Department staff in its review of the application (which includes all comments submitted on the application during the application review process) unless the Board decides to admit additional evidence.

In this instance, the appeal contains proposed supplemental evidence. Persons who filed written comment on the application may comment on whether the proposed supplemental evidence meets the standards to be admitted to the record. If you would like to comment on the admissibility of the proposed supplemental evidence contained in the appeal, please contact me at the address below. The deadline for comment on the admissibility of the proposed supplemental evidence is Friday, January 18, 2019 at 5:00 pm.

Following the Board Chair's ruling on the appellant's proposed supplemental evidence, the Board will establish a deadline for comment on the merits of the appeal and you will be notified of that deadline.

If you have questions regarding the Board's procedures governing appeals, you may contact me at Cynthia.s.bertocci@maine.gov or by phone at (207) 287-2452. Thank you for your attention to this matter.

Sincerely,

A handwritten signature in cursive script that reads 'Cynthia S. Bertocci'.

Cynthia S. Bertocci, Executive Analyst
Board of Environmental Protection

Attachments: Appeal filed by Holly Faubel
Chapter 2, Section 24 of the Department's Rules