

FEDERAL ENERGY REGULATORY COMMISSION
Washington, D. C. 20426

OFFICE OF ENERGY PROJECTS

Project No. 5379-008—New Hampshire
Hadley Falls Hydroelectric Project
New Hampshire Department of
Environmental Services

June 16, 2023

VIA USPS First-Class Mail

Mr. Corey Clark, P.E.
Chief Engineer
New Hampshire Department of
Environmental Services
29 Hazen Drive, P.O. Box 95
Concord, NH 03302

Subject: Plan and Schedule to Surrender the Hadley Falls Hydroelectric Project

Dear Mr. Clark:

This letter acknowledges receipt of your May 26, 2023 filing that includes a plan and schedule to file a surrender application for the Hadley Falls Hydroelectric Project No. 5379.¹ The project is located on Piscataquog River near Goffstown in Hillsborough County, New Hampshire.

Background

By letter dated April 7, 2017, the Commission's Division of Hydropower Administration and Compliance required you to file quarterly reports showing your progress toward restoring operation of the Hadley Falls Hydroelectric Project No. 5379.² The first generating unit has not operated since 2007 and the second unit has not operated

¹ *New Hampshire Water Resources Board and Hydro Dynamics Corporation*, 18 FERC ¶ 62,032 (1982). The project was transferred to the New Hampshire Department of Environmental Services on April 16, 2013.

² *New Hampshire Water Resources Board and Hydro Dynamics Corporation*, 18 FERC ¶ 62,032 (1982). The project was transferred to the New Hampshire Department of Environmental Services on April 16, 2013.

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since 2004. In previous letters,³ we required you to file status reports every four months to ensure you are making progress to restore operation.

In our March 28, 2023 letter, we required you to file within 60 days of letter issuance a detailed plan and schedule for either: (1) restoring project operation or (2) surrendering the project license.

Proposal

In your May 26, 2023 filing you said you plan to file a surrender application by May 31, 2024. In addition, you plan to take the following actions: (1) confer with Commission staff to determine what would be required in the process of surrendering the project's exemption and in the surrender application; (2) engage in planning for the potential removal of the spillway ; and (3) begin discussions with the Commission to identify and plan for any other activities that may be required at the site prior to the surrender. You state that to keep the Commission informed on the project you will provide regular progress reports, including the status of negotiations and other activities related to the surrender of the exemption.

Conclusion

Commission staff finds that your proposed plan and schedule are reasonable and, therefore, are approved. In addition, since you plan to file an application to surrender the project's exemption, we consider the issue your noncompliance to operate the project closed.

By September 29, 2023, you must file a status report describing your progress to date, including a summary of public meetings and comments received on alternatives under consideration, and any other pertinent information (e.g. consultation with resource agencies, Native American Tribes, etc.). On or before May 31, 2024, you must file an application to surrender the project exemption.

The Commission strongly encourages electronic filing. Please file the requested information using the Commission's eFiling system at <http://www.ferc.gov/docs-filing/efiling.asp>. For assistance, please contact FERC Online Support at FERCOnlineSupport@ferc.gov, (866) 208-3676 (toll free), or (202) 502-8659 (TTY). In lieu of electronic filing, you may submit a paper copy. Submissions sent via

³ See Commission letters dated April 7, 2017, September 19, 2017, October 4, 2017, March 7, 2018, July 10, 2018, August 22, 2018, November 28, 2018, and April 2, 2019, and July 13, 2022, and August 31, 2022.

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the U.S. Postal Service must be addressed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street NE, Room 1A, Washington, DC 20426. Submissions sent via any other carrier must be addressed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 12225 Wilkins Avenue, Rockville, Maryland 20852. The first page of any filing should include docket number P-5379-008.

Thank you for your cooperation. If you have any questions regarding this matter, please contact Jennifer Polardino at (202) 502-6437 or Jennifer.Polardino@ferc.gov.

Sincerely,

SHANA
WISEMAN

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WISEMAN
Date: 2023.06.16 10:27:09
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Shana Wiseman, Chief
Environmental and Project Review Branch
Division of Hydropower Administration and
Compliance

Cc:

VIA USPS First-Class Mail

Mr. Daniel Mattaini, P.E.
Chief, Operation and Maintenance Engineer
New Hampshire Department of Environmental Services
29 Hazen Drive, P.O. Box 95
Concord, NH 03302

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