



STATE OF MAINE  
DEPARTMENT OF ENVIRONMENTAL PROTECTION



JANET T. MILLS  
GOVERNOR

MELANIE LOYZIM  
COMMISSIONER

April 6, 2022

Mr. Chris Littlefield  
Hartland Redevelopment LLC  
P.O. Box 280  
Hartland, ME. 04943  
[hartlandmanager@gmail.com](mailto:hartlandmanager@gmail.com)

*Sent via electronic mail  
Delivery confirmation requested*

**RE: Maine Pollutant Discharge Elimination System (MEPDES) Permit #ME0000108  
Maine Waste Discharge License (WDL) Application #W001915-5R-I-M  
Finalized MEPDES Permit Modification**

Dear Mr. Littlefield:

Enclosed please find a copy of your **final** MEPDES permit modification and Maine WDL which was approved by the Department of Environmental Protection. Please read this permit and its attached conditions carefully. Compliance with this license will protect water quality.

Any interested person aggrieved by a Department determination made pursuant to applicable regulations, may appeal the decision following the procedures described in the attached DEP FACT SHEET entitled “*Appealing a Commissioner’s Licensing Decision.*”

If you have any questions regarding the matter, please feel free to call me at 446-3820.

Your Department compliance inspector copied below is also a resource that can assist you with compliance. Please do not hesitate to contact them with any questions.

Thank you for your efforts to protect and improve the waters of the great state of Maine!

Sincerely,

Cindy L. Dionne  
Division of Water Quality Management  
Bureau of Water Quality  
ph: 207-446-3820

AUGUSTA  
17 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0017  
(207) 287-7688 FAX: (207) 287-7826

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  
1235 CENTRAL DRIVE, SKYWAY PARK  
PRESQUE ISLE, MAINE 04769  
(207) 764-0477 FAX: (207) 760-3143

Hartland Redevelopment LLC.

April 6, 2022

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Enc.

cc: Tom Danielson, DEP

Pamela Parker, DEP

Kayleigh Burda, DEP

Lori Mitchell, DEP

Alex Rosenberg, USEPA

Damien Houlihan, USEPA

Nathan Chien, USEPA

Richard Carvalho, USEPA

Sandy Mojica, USEPA

Debbie Rice-Cooper

Andrew Hamilton, Eaton Peabody

Chuck Applebee, Water Quality and Compliance Services, Inc.

Irving Real Estate Trust c/o Robert Keach, Bernstein Shur



# DEP INFORMATION SHEET

## Appealing a Department Licensing Decision

**Dated: August 2021**

**Contact: (207) 314-1458**

### SUMMARY

This document provides information regarding a person's rights and obligations in filing an administrative or judicial appeal of a licensing decision made by the Department of Environmental Protection's (DEP) Commissioner.

Except as provided below, there are two methods available to an aggrieved person seeking to appeal a licensing decision made by the DEP Commissioner: (1) an administrative process before the Board of Environmental Protection (Board); or (2) a judicial process before Maine's Superior Court. An aggrieved person seeking review of a licensing decision over which the Board had original jurisdiction may seek judicial review in Maine's Superior Court.

A judicial appeal of final action by the Commissioner or the Board regarding an application for an expedited wind energy development ([35-A M.R.S. § 3451\(4\)](#)) or a general permit for an offshore wind energy demonstration project ([38 M.R.S. § 480-HH\(1\)](#)) or a general permit for a tidal energy demonstration project ([38 M.R.S. § 636-A](#)) must be taken to the Supreme Judicial Court sitting as the Law Court.

### **I. ADMINISTRATIVE APPEALS TO THE BOARD**

#### **LEGAL REFERENCES**

A person filing an appeal with the Board should review Organization and Powers, [38 M.R.S. §§ 341-D\(4\)](#) and [346](#); the Maine Administrative Procedure Act, 5 M.R.S. § [11001](#); and the DEP's [Rule Concerning the Processing of Applications and Other Administrative Matters \(Chapter 2\)](#), 06-096 C.M.R. ch. 2.

#### **DEADLINE TO SUBMIT AN APPEAL TO THE BOARD**

Not more than 30 days following the filing of a license decision by the Commissioner with the Board, an aggrieved person may appeal to the Board for review of the Commissioner's decision. The filing of an appeal with the Board, in care of the Board Clerk, is complete when the Board receives the submission by the close of business on the due date (5:00 p.m. on the 30<sup>th</sup> calendar day from which the Commissioner's decision was filed with the Board, as determined by the received time stamp on the document or electronic mail). Appeals filed after 5:00 p.m. on the 30<sup>th</sup> calendar day from which the Commissioner's decision was filed with the Board will be dismissed as untimely, absent a showing of good cause.

#### **HOW TO SUBMIT AN APPEAL TO THE BOARD**

An appeal to the Board may be submitted via postal mail or electronic mail and must contain all signatures and required appeal contents. An electronic filing must contain the scanned original signature of the appellant(s). The appeal documents must be sent to the following address.

Chair, Board of Environmental Protection  
c/o Board Clerk  
17 State House Station  
Augusta, ME 04333-0017  
[ruth.a.burke@maine.gov](mailto:ruth.a.burke@maine.gov)

The DEP may also request the submittal of the original signed paper appeal documents when the appeal is filed electronically. The risk of material not being received in a timely manner is on the sender, regardless of the method used.

At the time an appeal is filed with the Board, the appellant must send a copy of the appeal to: (1) the Commissioner of the DEP (Maine Department of Environmental Protection, 17 State House Station, Augusta, Maine 04333-0017); (2) the licensee; and if a hearing was held on the application, (3) any intervenors in that hearing proceeding. **Please contact the DEP at 207-287-7688 with questions or for contact information regarding a specific licensing decision.**

#### **REQUIRED APPEAL CONTENTS**

A complete appeal must contain the following information at the time the appeal is submitted.

1. *Aggrieved status.* The appeal must explain how the appellant has standing to bring the appeal. This requires an explanation of how the appellant may suffer a particularized injury as a result of the Commissioner's decision.
2. *The findings, conclusions, or conditions objected to or believed to be in error.* The appeal must identify the specific findings of fact, conclusions of law, license conditions, or other aspects of the written license decision or of the license review process that the appellant objects to or believes to be in error.
3. *The basis of the objections or challenge.* For the objections identified in Item #2, the appeal must state why the appellant believes that the license decision is incorrect and should be modified or reversed. If possible, the appeal should cite specific evidence in the record or specific licensing criteria that the appellant believes were not properly considered or fully addressed.
4. *The remedy sought.* This can range from reversal of the Commissioner's decision on the license to changes in specific license conditions.
5. *All the matters to be contested.* The Board will limit its consideration to those matters specifically raised in the written notice of appeal.
6. *Request for hearing.* If the appellant wishes the Board to hold a public hearing on the appeal, a request for hearing must be filed as part of the notice of appeal, and it must include an offer of proof regarding the testimony and other evidence that would be presented at the hearing. The offer of proof must consist of a statement of the substance of the evidence, its relevance to the issues on appeal, and whether any witnesses would testify. The Board will hear the arguments in favor of and in opposition to a hearing on the appeal and the presentations on the merits of an appeal at a regularly scheduled meeting. If the Board decides to hold a public hearing on an appeal, that hearing will then be scheduled for a later date.
7. *New or additional evidence to be offered.* If an appellant wants to provide evidence not previously provided to DEP staff during the DEP's review of the application, the request and the proposed supplemental evidence must be submitted with the appeal. The Board may allow new or additional evidence to be considered in an appeal only under limited circumstances. The proposed supplemental evidence must be relevant and material, and (a) the person seeking to add information to the record must show due diligence in bringing the evidence to the DEP's attention at the earliest possible time in the licensing process; or (b) the evidence itself must be newly discovered and therefore unable to have been presented earlier in the process. Requirements for supplemental evidence are set forth in [Chapter 2 § 24](#).

#### **OTHER CONSIDERATIONS IN APPEALING A DECISION TO THE BOARD**

1. *Be familiar with all relevant material in the DEP record.* A license application file is public information, subject to any applicable statutory exceptions, and is made accessible by the DEP. Upon request, the DEP will make application materials available to review and photocopy during normal working hours. There may be a charge for copies or copying services.

2. *Be familiar with the regulations and laws under which the application was processed, and the procedural rules governing the appeal.* DEP staff will provide this information upon request and answer general questions regarding the appeal process.
3. *The filing of an appeal does not operate as a stay to any decision.* If a license has been granted and it has been appealed, the license normally remains in effect pending the processing of the appeal. Unless a stay of the decision is requested and granted, a licensee may proceed with a project pending the outcome of an appeal, but the licensee runs the risk of the decision being reversed or modified as a result of the appeal.

#### **WHAT TO EXPECT ONCE YOU FILE A TIMELY APPEAL WITH THE BOARD**

The Board will acknowledge receipt of an appeal, and it will provide the name of the DEP project manager assigned to the specific appeal. The notice of appeal, any materials admitted by the Board as supplementary evidence, any materials admitted in response to the appeal, relevant excerpts from the DEP's administrative record for the application, and the DEP staff's recommendation, in the form of a proposed Board Order, will be provided to Board members. The appellant, the licensee, and parties of record are notified in advance of the date set for the Board's consideration of an appeal or request for a hearing. The appellant and the licensee will have an opportunity to address the Board at the Board meeting. The Board will decide whether to hold a hearing on appeal when one is requested before deciding the merits of the appeal. The Board's decision on appeal may be to affirm all or part, affirm with conditions, order a hearing to be held as expeditiously as possible, reverse all or part of the decision of the Commissioner, or remand the matter to the Commissioner for further proceedings. The Board will notify the appellant, the licensee, and parties of record of its decision on appeal.

## **II. JUDICIAL APPEALS**

Maine law generally allows aggrieved persons to appeal final Commissioner or Board licensing decisions to Maine's Superior Court (see [38 M.R.S. § 346\(1\)](#); 06-096 C.M.R. ch. 2; [5 M.R.S. § 11001](#); and M.R. Civ. P. 80C). A party's appeal must be filed with the Superior Court within 30 days of receipt of notice of the Board's or the Commissioner's decision. For any other person, an appeal must be filed within 40 days of the date the decision was rendered. An appeal to court of a license decision regarding an expedited wind energy development, a general permit for an offshore wind energy demonstration project, or a general permit for a tidal energy demonstration project may only be taken directly to the Maine Supreme Judicial Court. See 38 M.R.S. § 346(4).

Maine's Administrative Procedure Act, DEP statutes governing a particular matter, and the Maine Rules of Civil Procedure must be consulted for the substantive and procedural details applicable to judicial appeals.

#### **ADDITIONAL INFORMATION**

If you have questions or need additional information on the appeal process, for administrative appeals contact the Board Clerk at 207-287-2811 or the Board Executive Analyst at 207-314-1458 [bill.hinkel@maine.gov](mailto:bill.hinkel@maine.gov), or for judicial appeals contact the court clerk's office in which the appeal will be filed.

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**Note: This information sheet, in conjunction with a review of the statutory and regulatory provisions referred to herein, is provided to help a person to understand their rights and obligations in filing an administrative or judicial appeal. The DEP provides this information sheet for general guidance only; it is not intended for use as a legal reference. Maine law governs an appellant's rights.**

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DEPARTMENT ORDER

IN THE MATTER OF

HARTLAND REDEVELOPMENT LLC	)	MAINE POLLUTANT DISCHARGE
HARTLAND, SOMERSET COUNTY, MAINE	)	ELIMINATION SYSTEM PERMIT
NON-CONTACT COOLING WATER	)	AND
ME0000108	)	WASTE DISCHARGE LICENSE
W001915-5R-I-M	)	<b>MODIFICATION</b>
<b>APPROVAL</b>		

In compliance with the applicable provisions of *Pollution Control*, 38 M.R.S. §§ 411 – 424-B, *Water Classification Program*, 38 M.R.S. §§ 464 – 470 and *Federal Water Pollution Control Act*, Title 33 U.S.C. § 1251, and applicable rules of the Department of Environmental Protection (Department), the Department has considered a request and application from HARTLAND REDEVELOPMENT LLC (permittee) to modify combination Maine Pollutant Discharge Elimination System (MEPDES) permit #ME0000108 / Maine Waste Discharge License (WDL) #W001915-5R-H-R (permit) issued by the Department to TASMAN LEATHER GROUP LLC (Tasman) on September 16, 2019 for a five-year term. With its supportive data, agency review comments, and other related materials on file and FINDS THE FOLLOWING FACTS:

**MODIFICATIONS REQUESTED**

On December 3, 2020, the permittee entered into an Easement Option to transfer the wastewater discharge license previously held by Tasman. Due to this change, the permittee has requested that the permit be modified to:

1. Reflect the ownership change; and
2. Clarify that the discharge includes miscellaneous stormwater from the former tannery site as well as carries forward the non-contact cooling water discharge as previously permitted.

**MODIFICATIONS GRANTED**

1. The Department grants the permittee's request to change the owner of record on MEPDES/WDL permit #ME0000108/#W001915-H-R from Tasman Leather Group LLC to Hartland Redevelopment LLC as the Department is in receipt of the fully executed Easement Option paperwork.

**MODIFICATIONS GRANTED (cont'd)**

2. The Department grants the permittee's request to acknowledge miscellaneous stormwater discharge as well as non-contact cooling water discharge in this modification as historically, a minimal amount of stormwater has been discharged prior to this modification but not clarified in the previous permits.

Consequently, the Department is including new chemical parameter testing for the discharge (Outfall #002A) to ensure that legacy pollutants from the former tannery site are not being discharged at levels that may have an adverse impact on the receiving water.

The Department is hereby modifying MEPDES/WDL permit #ME0000108/#W001915-H-R, dated 9/16/19 with the formerly noted modifications.

*This space intentionally left blank.*

## CONCLUSIONS

BASED on the findings in the attached and incorporated Fact Sheet dated April 6, 2022 as well as those in MEPDES/WDL permit #ME0000108/#W001915-H-R, dated 9/16/19, and subject to the Conditions listed below, the Department makes the following CONCLUSIONS:

1. The discharge, either by itself or in combination with other discharges, will not lower the quality of any classified body of water below such classification.
2. The discharge, either by itself or in combination with other discharges, will not lower the quality of any unclassified body of water below the classification which the Department expects to adopt in accordance with State law.
3. The provisions of the State's antidegradation policy, *Classification of Maine waters*, 38 M.R.S. § 464(4)(F), will be met, in that:
  - (a) Existing in-stream water uses and the level of water quality necessary to protect and maintain those existing uses will be maintained and protected;
  - (b) Where high quality waters of the State constitute an outstanding national resource, that water quality will be maintained and protected;
  - (c) Where the standards of classification of the receiving waterbody are not met, the discharge will not cause or contribute to the failure of the waterbody to meet the standards of classification;
  - (d) Where the actual quality of any classified receiving waterbody exceeds the minimum standards of the next highest classification that higher water quality will be maintained and protected; and
  - (e) Where a discharge will result in lowering the existing water quality of any waterbody, the Department has made the finding, following opportunity for public participation, that this action is necessary to achieve important economic or social benefits to the State.
4. The discharge will be subject to effluent limitations that require application of best practicable treatment as defined in *Conditions of licenses*, 38 M.R.S. § 414-A(1)(D).




**ACTION**

THEREFORE, the Department APPROVES the above noted request by HARTLAND REDEVELOPMENT LLC to modify combination MEPDES/WDL permit #ME0000108/#W001915-H-R, issued by the Department on September 16, 2019, for a five-year term until a permit renewal is issued by the Department, SUBJECT TO ALL APPLICABLE STANDARDS AND REGULATIONS AND THE FOLLOWING CONDITIONS:

1. “*Maine Pollutant Discharge Elimination System Permit Standard Conditions Applicable to All Permits*,” revised July 1, 2002, copy attached to MEPDES/WDL permit #ME0000108/#W001915-H-R, issued by the Department on September 16, 2019.
2. The attached Special Conditions, including any effluent limitations and monitoring requirements.
3. All terms and conditions of MEPDES/WDL permit #ME0000108/#W001915-H-R, issued by the Department on September 16, 2019, not modified by this permitting action remain in effect and enforceable.
4. This permit modification becomes effective upon the date of signature below and expires on September 16, 2024, concurrent with MEPDES Permit # ME0000108/#W001915-H-R. If a renewal application is timely submitted and accepted as complete for processing prior to the expiration of this permit, the terms and conditions of this permit and all subsequent modifications and minor revisions thereto remain in effect until a final Department decision on the renewal application becomes effective. [*Maine Administrative Procedure Act, 5 M.R.S. § 10002 and Rules Concerning the Processing of Applications and Other Administrative Matters, 06-096 CMR 2(21)(A) (amended June 9, 2018)*].

PLEASE NOTE ATTACHED SHEET FOR GUIDANCE ON APPEAL PROCEDURES

DONE AND DATED AT AUGUSTA, MAINE, THIS 6 DAY OF April 2022.  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

BY:   
\_\_\_\_\_ *for* MELANIE LOYZIM, Commissioner

Date of initial receipt of application November 9, 2020  
Date of application acceptance December 3, 2020

<b>FILED</b>
APRIL 6, 2022
State of Maine
Board of Environmental Protection

Date filed with Board of Environmental Protection  
This Order prepared by Cindy L. Dionne, Bureau of Water Quality

**SPECIAL CONDITIONS**

**A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS**

1. The permittee is authorized to discharge non-contact cooling water<sup>(1)</sup> as well as miscellaneous stormwater from **Outfall 002A** to the West Branch of the Sebasticook River. Such discharges are limited and must be monitored by the permittee as specified below<sup>(2)</sup>:

Effluent Characteristic	Discharge Limitations		Minimum Monitoring Requirements	
	<u>Monthly Average</u>	<u>Daily Maximum</u>	<u>Measurement Frequency</u>	<u>Sample Type</u>
<b>Flow</b> <i>[50050]</i>	---	0.500 MGD <sup>(3)</sup> <i>[03]</i>	Continuous <sup>(4)</sup> <i>[99/99]</i>	Totalizer <i>[TM]</i>
<b>Temperature</b> <i>[00011]</i>	---	90°F <sup>(3)</sup> <i>[15]</i>	1/Week <sup>(4)</sup> <i>[01/07]</i>	Grab <i>[GR]</i>
<b>pH</b> <sup>(4)</sup> <i>[00400]</i>	---	6.0-8.5 S.U. <sup>(3,5)</sup> <i>[12]</i>	1/Year <i>[01/YR]</i>	Grab <i>[GR]</i>
<b>Chromium (Total)</b> <i>[01034]</i>		Report ug/L <i>[28]</i>	1/Year <sup>(6)</sup> <i>[01/YR]</i>	Grab <i>[GR]</i>
<b>Cyanide (Amenable to Chlorination)</b> <i>[00722]</i>		Report ug/L <i>[28]</i>	1/Year <sup>(6)</sup> <i>[01/YR]</i>	Grab <i>[GR]</i>
<b>Lead (Total)</b> <i>[01051]</i>		Report ug/L <i>[28]</i>	1/Year <sup>(6)</sup> <i>[01/YR]</i>	Grab <i>[GR]</i>
<b>Mercury (Total)</b> <sup>(7)</sup> <i>[71900]</i>		Report ug/L <i>[28]</i>	1/Year <sup>(6)</sup> <i>[01/YR]</i>	Grab <i>[GR]</i>
<b>Analytical chemistry</b> <sup>(8)</sup> <i>[51477] Year 2023 only</i>		Report ug/L <i>[28]</i>	1/Season <i>[01/SN]</i>	Grab <i>[GR]</i>

The italicized numeric values bracketed in the table and in subsequent text are code numbers that Department personnel utilize to code the monthly Discharge Monitoring Reports (DMRs).

## SPECIAL CONDITIONS

### A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS (cont'd)

#### Footnotes

1. The discharge is limited to miscellaneous stormwater from the site as well as non-contact cooling water to which nothing has been added but heat.
2. The permittee must conduct all effluent sampling and analysis in accordance with; a) methods approved by 40 Code of Federal Regulations (CFR) Part 136, b) alternative methods approved by the Department in accordance with the procedures in 40 CFR Part 136, or c) as otherwise specified by the Department. Samples that are sent out for analysis must be analyzed by a laboratory certified by the State of Maine's Department of Health and Human Services for wastewater. Samples that are analyzed by laboratories operated by waste discharge facilities licensed pursuant to *Waste discharge licenses*, 38 M.R.S. § 413 are subject to the provisions and restrictions of *Maine Comprehensive and Limited Environmental Laboratory Certification Rules*, 10-144 CMR 263 (last amended December 19, 2018). Laboratory facilities that analyze compliance samples in-house are subject to the provisions and restrictions of 10-144 CMR 263. If the permittee monitors any pollutant more frequently than required by the permit using test procedures approved under 40 CFR Part 136 or as specified in this permit, the results of this monitoring must be included in the calculation and reporting of the data submitted in the DMR.
3. Limitations are in effect on a year-round basis.
4. **Monitoring requirements for temperature are seasonal and apply from June 1 – September 30 of each year, and only when discharging non-contact cooling water.** Test results for flow, temperature and or pH collected between October 1 – May 31 do not have to be reported directly to the Department but must be recorded and kept on site and made available to Department and USEPA staff upon request. Flow and pH must be monitored and recorded as required when discharging.
5. The pH of the discharge may be outside of the range of 6.0 – 8.5 standard units provided it is not more than 0.5 standard units outside of the background pH of the intake water for the facility at the time of sampling or 0.5 standard units outside the limitation range of 6.0 – 9.0 standard units. To determine compliance with this provision, the permittee must sample and document the ambient pH of the intake water if a pH result of the discharge is reported outside of the range limitation of 6.0 – 8.5 standard units.
6. Legacy pollutants monitoring – the Permittee is required to sample for these parameters in the discharge at least 1/Year when discharging stormwater from on-site basins that historically contained process wastewater. The Permittee does not need to sample for these parameters if stormwater from on-site basins is not present in the discharge. Analytical chemistry is required each season in 2023 regardless of the presence of stormwater in the discharge, unless there is no discharge from the facility for that entire season.

## SPECIAL CONDITIONS

### A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS (cont'd)

#### Footnotes (cont'd)

7. Mercury – The permittee must conduct all mercury monitoring required by this permit in accordance with the USEPA’s “clean sampling techniques” found in USEPA Method 1669, *Sampling Ambient Water For Trace Metals At EPA Water Quality Criteria Levels*. All mercury analysis must be conducted in accordance with USEPA Method 245: *Determination of Mercury in Water by Cold Vapor Atomic Absorption Spectrometry*. Go to [https://www.maine.gov/dep/water/wd/municipal\\_industrial/index.html](https://www.maine.gov/dep/water/wd/municipal_industrial/index.html) and click on “Whole Effluent Toxicity, Chemistry, and Mercury Reporting Forms” for a reporting form for mercury test results.
8. Analytical chemistry – Refers to those pollutants listed under “Analytical Chemistry” on the form found at: [https://www.maine.gov/dep/water/wd/municipal\\_industrial/index.html](https://www.maine.gov/dep/water/wd/municipal_industrial/index.html)

Analytical chemistry is required each season in 2023 regardless of the presence of stormwater in the discharge, unless there is no discharge from the facility for that entire season.

Analytical chemistry test results must be submitted to the Department not later than the next DMR required by the permit, provided, however, that the permittee may review the laboratory reports for up to 10 business days of their availability before submitting them. The permittee must evaluate test results being submitted and identify to the Department, possible exceedances of the acute, chronic or human health ambient water quality criteria (AWQC) as established in *Surface Water Quality Criteria for Toxic Pollutants*, 06-096 C.M.R. 584 (effective February 16, 2020). For the purposes of DMR reporting, enter a “1” for yes, testing done this monitoring period or “N9” monitoring not required this period.

Analytical chemistry must be conducted using methods that permit detection of a pollutant at existing levels in the effluent or that achieve the most current minimum reporting levels of detection as specified by the Department.

**MAINE POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMIT  
AND  
WASTE DISCHARGE LICENSE MODIFICATION**

**Final FACT SHEET**

**DATE: April 6, 2022**

**MEPDES PERMIT: ME0000108  
WASTE DISCHARGE LICENSE: W001915-5R-I-M**

**NAME AND ADDRESS OF APPLICANT:**

**HARTLAND REDEVELOPMENT LLC  
21 ELM STREET  
HARTLAND, MAINE 04943**

**COUNTY: SOMERSET**

**NAME AND ADDRESS WHERE DISCHARGE OCCURS:**

**9 MAIN STREET  
HARTLAND, MAINE 04943**

**RECEIVING WATER / CLASSIFICATION: SEBASTICOOK RIVER/CLASS C**

**COGNIZANT OFFICIAL AND TELEPHONE NUMBER:**

**MR. CHRISTOPHER LITTLEFIELD  
email: [hartlandmanager@gmail.com](mailto:hartlandmanager@gmail.com)  
(207) 938-4401**

## 1. MODIFICATIONS REQUESTED

On December 3, 2020, the permittee entered into an Easement Option to transfer the wastewater discharge license previously held by Tasman. Due to this change, the permittee has requested that the permit be modified to:

- a. Reflect the ownership change; and
- b. Clarify that the discharge includes miscellaneous stormwater from the former tannery site as well as carries forward the non-contact cooling water discharge as previously permitted.

## 2. MODIFICATIONS GRANTED

- a. The Department grants the permittee's request to change the owner of record on MEPDES/WDL permit #ME0000108/#W001915-H-R from Tasman Leather Group LLC to Hartland Redevelopment LLC as the Department is in receipt of the fully executed Easement Option paperwork.
- b. The Department grants the permittee's request to acknowledge miscellaneous stormwater discharge as well as non-contact cooling water discharge in this modification as historically, a minimal amount of stormwater has been discharged prior to this modification but not clarified in the previous permits.

Consequently, the Department is including new chemical parameter testing for the discharge (Outfall #002A) to ensure that legacy pollutants from the former tannery site are not being discharged at levels that may have an adverse impact on the receiving water.

The Department is hereby modifying MEPDES/WDL permit #ME0000108/#W001915-H-R, dated 9/16/19 with the formerly noted modifications.

## 3. DISCHARGE IMPACT ON RECEIVING WATER QUALITY

As permitted, the Department has determined the existing water uses will be maintained and protected and the discharge will not cause or contribute to the failure of the waterbody to meet standards for Class C classification.

## 4. PUBLIC COMMENTS

Public notice of this application was made in the *Rolling Thunder Express* newspaper on or about October 29, 2020. The Department receives public comments on an application until the date a final agency action is taken on the application. Those persons receiving copies of draft permits must have at least 30 days in which to submit comments on the draft or to request a public hearing, pursuant to *Application Processing Procedures for Waste Discharge Licenses*, 06-096 CMR 522 (effective January 12, 2001).

## **5. DEPARTMENT CONTACTS**

Additional information concerning this permitting action may be obtained from, and written comments sent to:

Cindy L. Dionne  
Division of Water Quality Management  
Bureau of Water Quality  
Department of Environmental Protection  
17 State House Station  
Augusta, Maine 04333-0017 Telephone: (207) 446-3820  
e-mail: [Cindy.L.Dionne@maine.gov](mailto:Cindy.L.Dionne@maine.gov)

## **6. RESPONSE TO COMMENTS**

During the period of January 6, 2022 through the issuance date of the final permit modification, the Department solicited comments on the Proposed draft MEPDES permit modification to be issued to Hartland Redevelopment LLC. The Department did not receive any comments that resulted in any substantive change(s) in the terms and conditions of the permit modification.