

950

EXHIBIT 2



STATE OF MAINE
DEPARTMENT OF ENVIRONMENTAL PROTECTION

JOHN ELIAS BALDACCI
GOVERNOR

DAVID P. LITTELL
COMMISSIONER

January 23, 2009

Steve Thurston
PO Box 1041
Manchester Center, VT 05255

**RE: RECORD HILL WIND PROJECT, DEP FILE #L-24441-24-A-N/#L-24441-TF-B-N
RECORD HILL WIND, LLC, ROXBURY**

Dear Mr. Thurston:

Thank you for your interest regarding the above-referenced applications. Stantec Consulting on behalf of Record Hill, LLC has filed a Natural Resource Protection Act and a Site Location of Development Act application for the proposed project, known as the Record Hill Wind Project, in the Town of Roxbury. The proposed project is for a 55-megawatt (MW) wind power project, consisting of 22 wind turbines from Partridge Park to Record Hill, electrical collection infrastructure, an electrical substation, an operations and maintenance building, and other features. These applications are currently pending and under evaluation by Department staff who will ultimately make a recommendation to me on an appropriate decision.

Your letter requests that I hold a public hearing for this proposed project based upon concerns about the proposed project's decommissioning plan, sound level study, and the scenic character of the area. The standard for holding such a hearing is found in the Department's *Rules Concerning the Processing of Applications and Other Administrative Matters*, 06-096 CMR 2, which specifies that "the Department will hold public hearings in those instances where the Department determines there is credible conflicting technical information regarding a licensing criteria and it is likely that a public hearing will assist the decision-maker in understanding the evidence." Your request has been considered carefully; however, sufficient credible conflicting technical information regarding licensing criteria to warrant a public hearing is not present. As such, a public hearing is not appropriate.

However, due to the amount of public interest that has been received concerning this project, Department staff will hold a public meeting, pursuant to 38 M.R.S.A. § 345-A (5). The public meeting will provide all interested parties with an opportunity to provide information and ask questions of the Department. All information expressed at this meeting will become a part of the Department's record. The public meeting is scheduled for Wednesday, February 18, 2009 from 6:00pm to 9:00pm at the Roxbury town office. In addition to this letter the public meeting will be advertised in the public notice section of the Sun Journal.

AUGUSTA
17 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0017
(207) 287-7688 FAX: (207) 287-7826
MAY BLDG., HOSPITAL ST.

BANGOR
106 HOGAN ROAD
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 04769-2094
(207) 764-0477 FAX: (207) 760-3143

952

The Department looks forward to your participation in the public meeting, and welcomes and will consider all comments received during the review of the pending applications.

If you have further questions, please contact the project manager, Beth Callahan at 287-7898 or via e-mail at Beth.Callahan@maine.gov.

Sincerely,

A handwritten signature in black ink, appearing to be "D. Littell", with a long horizontal flourish extending to the right.

David P. Littell
Commissioner

Cc: Beth Callahan, MDEP