



THE COMMONWEALTH OF MASSACHUSETTS  
EXECUTIVE OFFICE OF ENVIRONMENTAL AFFAIRS  
OFFICE OF COASTAL ZONE MANAGEMENT  
251 Causeway Street, Suite 800, Boston, MA 02114-2136  
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November 8, 2006

Shawn Konary  
Director, Environmental, Safety and Health  
Mirant Kendall, L.L.C.  
9 Freezer Road  
Sandwich, MA 02563

RE: CZM Federal Consistency Review of Mirant Kendall Station,  
NPDES permit # MA0004898; Cambridge

Dear Mr. Konary:

On September 15, 2006, the Massachusetts Office of Coastal Zone Management (CZM) notified you by letter that we had completed our review of the Mirant Kendall Power Station NPDES permit. This letter is intended to clarify that correspondence.

CZM finds that the activity is consistent with the CZM enforceable program policies.

CZM also takes this opportunity to note that, going forward, federal regulations allow CZM the opportunity to (1) review activities that constitute "major amendments" to previously issued federal authorizations (15 CFR 930.51); (2) request remedial action to ensure that activities continue to conform to federal and state requirements (15 CFR 930.65); and (3) provide for supplemental coordination in cases where the proposed activity's effect on coastal uses or resources substantially differs from that originally described (15 CFR 930.66).

Thank you for your cooperation with CZM.

Sincerely,

Susan Snow-Cotter  
Director

*ESC for SSC*

czm #6078

cc: Brett Grosko: NOAA Office of General Counsel for Ocean Services,  
1315 East-West Highway, Rm. 6111, Silver Spring, MD 20910  
George Papadopolous & Ronald Fein: EPA New England, 1 Congress St., Suite 1100  
RAA, Boston, MA 02114  
Glenn Haas & Philip Weinberg: Mass DEP, 1 Winter Street, Boston, MA 02108  
Ralph Child: Mintz, Levin, Cohn, Ferris, Glovsky, and Popeo, P.C., One Financial  
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