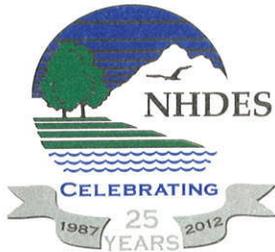


EXHIBIT 8 (AR F.1)



The State of New Hampshire
Department of Environmental Services

Thomas S. Burack, Commissioner



*Celebrating 25 Years of Protecting
New Hampshire's Environment*

November 5, 2012

David M. Webster, Water Permits Branch Chief
USEPA Region 1 - New England
Office of Ecosystem Protection -- OEP06-1
5 Post Office Square, Suite 100
Boston, Massachusetts 02109-3912

Subject: Newmarket Wastewater Treatment Facility
Certification of NPDES Permit No. NH0100196

Dear Mr. Webster:

By letter dated September 30, 2011 the U.S. Environmental Protection Agency (EPA) requested State Certification of NPDES Permit NH0100196 for the Newmarket Wastewater Treatment Facility.

The EPA publicly noticed the availability of the draft permit, including the Fact Sheet, in a notice dated October 5, 2011. The Public Notice provided a public comment period until December 3, 2011, and stated that the draft permit and fact sheet could be obtained at the EPA New England website at http://www.epa.gov/region1/npdes/draft_permits_listing_nh.html or by writing or calling the permit writer at the EPA Boston office. Further, due to significant public interest, EPA provided public notice on October 28, 2011 of a public hearing that was held in the Town of Newmarket on November 30, 2011, and an extension of the public comment period until December 16, 2011.

After appropriate review of the draft permit, public comments, and EPA's response to comments, State Certification is hereby granted pursuant to Section 401 of the Clean Water Act. The permit will ensure that the requirements in Title 50 RSA 485-A, and administrative rule New Hampshire Env-Wq 1700 (Surface Water Quality Regulations) are met.

The effluent limit for nitrogen contained in the Newmarket Wastewater Treatment Facility permit is effectively at the current limits of biological nutrient removal (BNR) technologies for nitrogen removal. Stricter controls than those attainable by BNR technologies are not needed from the facility while the New Hampshire Department of Environmental Services (DES) and communities in the watershed pursue an adaptive planning and implementation framework to address nonpoint source controls during the five-year permit term. DES recognizes that treatment facility improvements to meet these permit limits will be costly and that phasing may be feasible to spread the costs out over time in order to make the improvements more affordable for sewer system users. In addition, the resultant reductions in nitrogen from the treatment plant improvements must ultimately be complemented by reductions from other Great Bay Estuary

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wastewater treatment plants, municipal stormwater systems and nonpoint sources that will take time to accomplish. In this context, DES supports a phased approach for upgrade of the Newmarket Wastewater Treatment Facility coincidentally with implementation of an adaptive management plan and a robust water quality monitoring plan, both under workscopes and schedules approved by the EPA and DES.

Upon final issuance by the federal EPA, the Department of Environmental Services may adopt the permit, including all terms and conditions, as a state permit pursuant to RSA 485-A:13.

Any person aggrieved by this decision may appeal to the New Hampshire Water Council. Appeal must be made in accordance with RSA 21-O:14, as amended by Laws of 2012, 246:3-5 (effective June 18, 2012), and the rules of the Council, Env-WC 100-200. Copies of the rules may be obtained from the Department's Public Information and Permitting Unit, 29 Hazen Drive / PO Box 95, Concord, NH 03302-0095; telephone: (603) 271- 8876; fax: (603) 271-8013; email: pip@des.nh.gov; or on-line at <http://des.nh.gov/organization/commissioner/legal/rules/index.htm#boards>.

Sincerely,



Harry T. Stewart, P.E., Director
Water Division

cc: Ted Diers, Administrator, NHDES Watershed Management Bureau
Paul L. Heirtzler, P.E., Esq., Administrator, NHDES Wastewater Engineering Bureau
Christian Williams, Federal Consistency Coordinator, NHDES Coastal Program
Stephen Fournier, Town Administrator, Town of Newmarket
Sean Greig, P.E., Water Superintendent, Town of Newmarket