



STATE OF MAINE
DEPARTMENT OF ENVIRONMENTAL PROTECTION
STATE HOUSE STATION 17 AUGUSTA, MAINE 04333

DEPARTMENT ORDER

IN THE MATTER OF

GREAT NORTHERN NEKOOSA CORP.) SITE LOCATION OF DEVELOPMENT
East Millinocket, Maine)
SPENCER BROOK RIPRAP) MINOR MODIFICATION
#L-16637-20-H-M (Approval ATF)) FINDINGS OF FACT AND ORDER

Pursuant to the provisions of Title 38 M.R.S.A. Section 481 et seq., the Department of Environmental Protection has considered the application of GREAT NORTHERN NEKOOSA CORPORATION with its supportive data, staff summary, agency review comments, and other related materials on file and finds the following facts:

1. History Of Project: On April 24, 1990, Great Northern Paper Company received conditional approval in Department Order #L-16637-20-A-N for all the improvement projects that had occurred at the East Millinocket Mill since January 1, 1970, for modernization of the wood handling and processing operations at the mill, and for construction of a new warehouse building.
2. Summary: The applicant is requesting after-the-fact approval for grading, seeding and mulching a 1200 square foot gravel laydown area adjacent to Spencer Stream and riprapping 51 linear feet of stream bank off the Dolby Dam Road in East Millinocket, Maine. The location of the work that has been done is shown on the drawing entitled "Laydown Area, East Millinocket" received by the Department on 5/13/91.
2. The work done requires a permit under the Natural Resources Protection Act(38 M.R.S.A. Section 480-A et seq.). The applicant submitted a completed Permit-by-Rule Notification Form pursuant to Department Regulations Chapter 305, certifying that all work was done in accordance with standards listed in paragraphs 1(c)(1), 1(c)(2), and 1(c)(8). These paragraphs contain standards to ensure erosion is controlled during and after earth moving activities.
3. All other findings of fact, and conclusions relevant to the financial capacity, traffic movement, adverse environmental effects, soils, and road standards remain as approved under Department Order #L-016637-20-A-N.

BASED on the above findings of fact, the Department makes the following conclusions in relation to the modification pursuant to 38 M.R.S.A. Section 481 et seq.:

- A. The applicant has provided adequate evidence of financial capacity and technical ability to develop the project in a manner consistent with state environmental standards.
- B. The applicant has made adequate provision for traffic movement of all types into, out of or within the development area. Any traffic increase attributable to the proposed development will not result in unreasonable congestion or unsafe conditions on a road in the vicinity of the proposed development.

GREAT NORTHERN NEKOOSA CORP.
East Millinocket, Maine
SPENCER BROOK RIPRAP
#L-16637-20-H-M (Approval ATF)

2 SITE LOCATION OF DEVELOPMENT
)
) MINOR MODIFICATION
) FINDINGS OF FACT AND ORDER

C. The applicant has made adequate provision for fitting the development harmoniously into the existing natural environment and the development will not adversely affect existing uses, scenic character, air quality, water quality or other natural resources in East Millinocket or in neighboring municipalities.

D. The proposed development will be built on soil types which are suitable to the nature of the undertaking and will not cause unreasonable erosion of soil or sediment nor inhibit the natural transfer of soil.

E. The proposed development will not pose an unreasonable risk that a discharge to a significant groundwater aquifer will occur.

F. The applicant has made adequate provision of utilities, including water supplies, sewerage facilities and solid waste disposal, roadways and open space required for the development and the development will not have an unreasonable adverse effect on the existing or proposed utilities, roadways and open space in East Millinocket or the area served by those services or open space.

G. The activity will not unreasonably cause or increase the flooding of the alteration area or adjacent properties nor create an unreasonable flood hazard to any structure.

H. The activity is not located on or adjacent to a sand dune system.

THEREFORE, the Department APPROVES WITH THE ATTACHED CONDITIONS the application of Great Northern Nekoosa Corporation to grade, seed and mulch a gravel laydown area adjacent to Spencer Stream, and riprap 51 linear feet of the stream bank in East Millinocket, Maine, in accordance with the following conditions:

1. The Standard Conditions of Approval, a copy of which is attached.

DONE AND DATED AT AUGUSTA, MAINE, THIS 29th DAY OF May, 1991.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

BY: Dean C. Marriott
DEAN C. MARRIOTT, COMMISSIONER

PLEASE NOTE ATTACHED SHEET FOR GUIDANCE ON APPEALS PROCEDURES...

Date Of Initial Receipt of Application 8/24/90

Date Of Application Acceptance 10/10/90

Date Filed With Board of Environmental Protection

SPENCER/ac

