

**TOWN OF WINTERPORT, MAINE
PLANNING BOARD**

**DECISION REGARDING
CENTRAL MAINE POWER COMPANY'S
SITE PLAN REVIEW
AND
SHORELAND ZONING PERMIT APPLICATION**

Procedural Background & Project Description

By letter dated April 2, 2009, Central Maine Power Company (CMP) submitted a Site Plan Review and Shoreland Zoning Permit Application for the portion of the proposed Maine Power Reliability Program (MPRP) located in Winterport, which involves the following work in two existing transmission line corridors, referred to as the Segment 1 and Segment 3 corridors:

Segment 1

- Installing a new 115 kV transmission line (Section 254)
- Installing a new 345 kV transmission line (Section 3023)
- Rebuilding a portion of an existing 345 kV transmission line (Section 388)
- Widening of the existing right-of-way in some areas and clearing vegetation in some portions of the existing and expanded right-of-way

Segment 3

- Installing a new 345 kV transmission line (Section 3023)
- Relocating an existing 115 kV transmission line (Section 203) within the existing right-of-way
- Clearing vegetation in some portions of the existing right-of-way

The project will be completed in two phases, with Phase One consisting of clearing activities within the corridors and Phase Two consisting of removal of existing structures and construction activities. The project is described in more detail in the application package dated April 2009.

The Town of Winterport Planning Board considered the application at two meetings, the first was held on April 23, 2009 and the second was held on May 21, 2009. Representatives of CMP presented the application and answered questions from members of the Planning Board at both meetings.

At the April 23 meeting, the Planning Board, upon finding that certain submissions were either inapplicable, unnecessary, or inappropriate for a complete review, voted to waive the following Site Plan Review Application Components: 01.05.09.11 (soils), 01.05.09.12 (topography), 01.05.09.25 (performance guarantees), and 01.05.09.40 (legal documents).

A public hearing was held on May 21, 2009. Notice of the public hearing was mailed to abutters and neighboring property owners and published in the Bangor Daily News and the Republican Journal. Representatives of CMP presented the application and answered questions from members of the public at the public hearing.

At the May 21, 2009 meeting, the Planning Board voted unanimously to approve CMP's application with conditions, making the findings and conclusions, and attaching the conditions, discussed below.

Findings of Fact

1. The Planning Board adopts as findings the factual information contained in the application and its accompanying materials and related submissions.
2. The Planning Board further finds that the project proposed by CMP complies with the General Review Standards contained in Section 01.05.11 of the Land Use Ordinance.
3. The Planning Board further finds that the project proposed by CMP complies with the Shoreland Standards contained in Section 01.05.12 of the Land Use Ordinance.

Conclusions of Law

The Planning Board adopts the conclusions contained in the application and its accompanying materials with respect to the General Review Standards and Shoreland Standards.

CONCLUSION

Based on the foregoing, CMP's Site Plan Review and Shoreland Zoning Permit Application is APPROVED, subject to the following conditions:

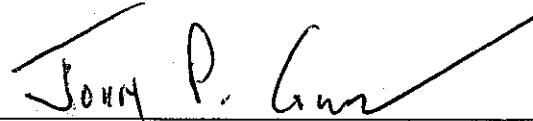
1. CMP shall comply with the Standard Conditions contained in Section 01.08 of the Land Use Ordinance, including complete the project, in accordance with Standard Condition 01.08.09.02, in the two phases presented in its application.
2. CMP shall conduct all activities associated with this project, including all clearing and construction activities, in accordance with all requirements of the Maine Historic Preservation Commission.
3. CMP shall not commence any activities authorized by this approval prior to obtaining all of the following State and federal permits required for this project: Maine PUC Certificate of Public Convenience and Necessity, Maine DEP Site Location of Development Law permit, Maine DEP Natural Resources Protection Act permit, and U.S. Army Corps of Engineers §

404 Clean Water Act permit. Upon obtaining the fourth of these required permits, CMP shall promptly submit copies of all four to the Town.

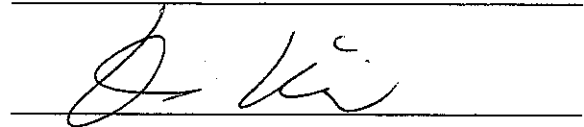
Any person aggrieved by this decision may appeal by filing a written notice of appeal to the Board of Appeals within 30 days of the date of the Planning Board's decision.

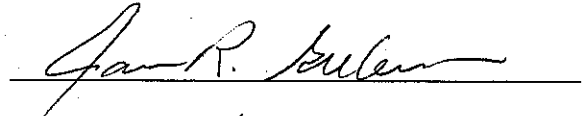
All concurring.

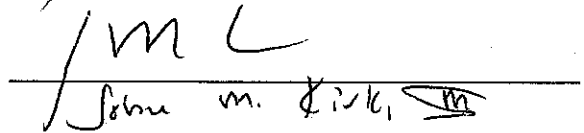
DATED: 6/18/09



Chair






John M. Kirk, 