COMMONWEALTH OF MASSACHUSETTS DEPARTMENT OF ENVIRONMENTAL PROTECTION BUREAU OF WASTE PREVENTION

Southeast Regional Office 20 Riverside Drive, Lakeville, MA 02347

PUBLICNOTICE

Notice is hereby given that the Department of Environmental Protection (MassDEP or Department), acting in accordance with the provisions of M.G.L. chapter 111, Section 142A through 142E, offers for public comment the following draft CO₂ Budget Trading Program Emission Control Plan approval issued pursuant to regulation 310 CMR 7.70, the Massachusetts CO₂ Budget Trading Program.

The draft Emission Control Plan approval for Somerset Power LLC is being issued in accordance with 310 CMR 7.70. MassDEP has determined that Units 8 and 11 at this facility are subject to the CO₂ Budget Trading Program. As such, the draft Emission Control Plan approval sets forth the methodologies for monitoring the CO₂ mass emissions and the net electric generation from the applicable units. The purpose of the Emission Control Plan approval is to codify these monitoring methodologies under the state CO₂ Budget Trading Program regulation.

The draft CO₂ Budget Trading Program Emission Control Plan approval is for:

FACILITY NAME: Somerset Power LLC APPLICANT: Somerset Power LLC

FACILITY ADDRESS: 1606 Riverside Avenue, Somerset, MA

TRANSMITTAL NO.: X225165

The public comment period will extend until January 16, 2009. Comments may be presented in writing until 5:00 PM on January 16, 2009. MassDEP requests that written testimony be submitted electronically via e-mail to: stacy.h.degabriele@state.ma.us. Written testimony may also be submitted to:

Massachusetts Department of Environmental Protection One Winter Street, 6th Floor, Boston, MA 02108 ATTENTION: Stacy DeGabriele

A copy of the draft CO₂ Budget Trading Program Emission Control Plan approval and the CO₂ Budget Trading Program Emission Control Plan approval application are available for inspection at the Southeast Regional Office and also on the MassDEP website at: http://www.mass.gov/dep/public/publiche.htm.

By Order of the Department Laurie Burt Commissioner