

Environmental and Water Quality Permitting and Impacts

Q.CLF:VGS.1-1: Produce all documents regarding VGS's environmental permits, including without limiting this request:

- a. Application, supporting materials and communications both to and from VGS or its consultants regarding any Clean Water Act (CWA) permits being sought for this project.
- b. Application, supporting materials and communications both to and from VGS or its consultant regarding any National Environmental Policy Act (NEPA) review for this project.
- c. Application, supporting materials and communications both to and from VGS or its consultants regarding any state of Vermont environmental permits or approvals being sought for this project.
- d. Without limiting the above requests, in particular, provide any updates to the alternatives analysis as a result of the petition amendment, and the applications for permits identified in Exhibit Petitioner Supp. JAN-3 (2/28/13).

A.CLF:VGS.1-1: Objection, overly broad, unduly burdensome. Further objection to the extent the question seeks the production of privileged and confidential attorney-client communication, attorney work product or documents prepared in anticipation of litigation. Without waiving these objections, Petitioner responds:

- a.
 - Collateral Permit Applications (12/20/2012)
 - Department of the Army Section 404 Permit Application. VHB, 12/20/2012 (**Attachment A.CLF:VGS.1-1a.1**)
 - Vermont State Section 401 Water Quality Certification Application. VHB, 12/20/2012 (**Attachment A.CLF:VGS.1-1a.2**)
 - Collateral Permits - Supporting Materials (**Attachment A.CLF:VGS.1-1a.3**)
 - Permit Application Guide for §401 Water Quality Certification
 - USACE New England District Compensatory Mitigation Guidance
 - VT Water Quality Standards
 - VT Interim Anti-Degradation Implementation Procedure
 - Water Resources Panel – Outstanding Resource Waters

- Acceptable Management Practices (AMPs) for Maintaining Water Quality on Logging Jobs in Vermont (attachment provided as answer to CLF:VGS.1-1.c)
 - VT Standards and Specifications for EPSC (attachment provided as answer to CLF:VGS.1-1.c)
 - VCGI – VT Subbasin Boundaries (HUC8) – metadata
 - Wetland, Woodland, Wildland: A Guide to the Natural Communities of Vermont. Thompson and Sorenson, 2005. (Burdenome to produce, not provided.)
 - Section 10 of the Rivers and Harbors Act of 1899
 - National Historic Preservation Act of 1966, Amended 2006
 - National Register for Historic Places (Burdenome to provide, not provided)
 - Vermont Division for Historic Preservation of Historic Sites & Structures Survey (Burdenome to provide, not provided)
 - FEMA Flood Insurance Rate Maps (Burdenome to provide, not provided)
 - Email communications, provided as attachments to VGS:ANR.RTP.1-3
- b. See **Attachments A.CLF:VGS.1.1b.1 and 1-1b.2.**
- c.
- Collateral Permit Applications (12/20/2012)
 - Vermont Wetland Permit Application. VHB, 12/20/2012 (**Attachment A.CLF:VGS.1-1c.1**)
 - NPDES Individual Construction Stormwater Discharge Permit Application, including the Erosion and Sediment Control Plan Narrative and Plan set. VHB, 12/20/2012 (**Attachment A.CLF:VGS.1-1c.2**)
 - Collateral Permits – Supporting Materials (**Attachment A.CLF:VGS.1-1c.3**)
 - VT Standards and Specifications for EPSC
 - VT EPSC Field Guide
 - VT Stormwater Management Manual; Volume I – Stormwater Treatment Standards
 - VT Stormwater Management Manual; Volume II – Technical Guidance
 - Acceptable Management Practices (AMPs) for Maintaining Water Quality on Logging Jobs in Vermont
 - Vermont Wetland Rules
 - VT Water Quality Standards (attachment provided as answer to CLF:VGS.1-1.a)

- VT Interim Anti-Degradation Implementation Procedure (attachment provided as answer to CLF:VGS.1-1.a)
 - Water Resources Panel – Outstanding Resource Waters (attachment provided as answer to CLF:VGS.1-1.a)
 - Wetland, Woodland, Wildland: A Guide to the Natural Communities of Vermont. Thompson and Sorenson, 2005. (Burdenome to produce, not provided.)
 - VT Section 248
 - National Register for Historic Places (Burdenome to provide, not provided)
 - Vermont Division for Historic Preservation of Historic Sites & Structures Survey (Burdenome to provide, not provided)
 - FEMA Flood Insurance Rate Maps (Burdenome to provide, not provided)
 - 2012 State of Vermont List of Priority Surface Waters Outside the Scope of Clean Water Act Section 303(d)
 - Vermont Stream Alteration Review Letter 12-19-2012
 - Chittenden County Circumferential Highway Environmental Impact Statement, July 2010 (Burdenome to provide, not provided)
 - Email Communications provided as attachments to A.VGS:ANR.RTP.1-3
- d. Updates to the Alternatives Analysis and the applications for permits are planned to be filed in early May and discovery responses will be supplemented at that time.

SUPPLEMENTAL RESPONSE 5-8-13

- a.
- Revised Department of the Army Section 404 Permit Application. VHB, 5/3/2013 (**Attachment A.CLF:VGS.1-1a.1 (Supplemental)**)
 - Revised Vermont State Section 401 Water Quality Certification Application. VHB, 5/3/2013 (**Attachment A.CLF:VGS.1-1a.1 (Supplemental)**)
- c. (Supp. 5-8-13):

- Revised Vermont Wetland Permit Application. VHB, 5/3/2013
(**Attachment A.CLF:VGS.1-1c.1 (Supplemental)**)
- Revised NPDES Individual Construction Stormwater Discharge Permit Application, including the Erosion and Sediment Control Plan Narrative and Plan set. VHB, 5/3/2013 (**Attachment A.CLF:VGS.1-1c.2 (Supplemental)**)
- Revised Vermont Stream Alteration Review Letter. VHB, 5/3/2013
(**Attachment A.CLF:VGS.1-1c.3 (Supplemental)**)

SUPPLEMENTAL RESPONSE 7-12-13

Supp. A.CLF:VGS.1-1a. (7-12-13):

- Department of the Army Section 404 Permit Application Supp. 7-10-13 (**Attachment A.CLF:VGS.1-1a.1 (Supp. 7-12-13)**)
- Vermont State Section 401 Water Quality Certification Application Supplement 7-10-13
(**Attachment A.CLF:VGS.1-1a.2 (Supp. 7-12-13)**)

Supp. A.CLF:VGS.1-1b. (7-12-13):

- **Attachments A.CLF:VGS.1.1b (Supp. 7-12-13)**

Supp. A.CLF:VGS.1-1c. (7-12-13):

- Vermont Wetland Permit Application Supplement 7-10-13 (**Attachment A.CLF:VGS.1-1c.1 (Supp. 7/12/13)**)
- NPDES Individual Construction Stormwater Discharge Permit Application Supplement 7-3-13 (**Attachment A.CLF:VGS.1-1c.2 (Supp. 7-12-13)**)
- Supplement to Vermont Stream Alteration Review Letter. VHB, 7/2/2013 (**Attachment A.CLF:VGS.1-1c.3 (Supp. 7-12-13)**)

Person Responsible for Response: Jeffrey A. Nelson
Title: Director of Energy and Environmental Services, Vanasse Hangen Brustlin, Inc.
Date: July 12, 2013