



STATE OF NEW HAMPSHIRE
DEPARTMENT of RESOURCES and ECONOMIC DEVELOPMENT
OFFICE of the COMMISSIONER

172 Pembroke Road P.O. Box 1856 Concord, New Hampshire 03302-1856

603-271-2411
FAX: 603-271-2629

June 20, 2013⁴ *RM*

Tim Mueller, President
Mount Sunapee Resort
PO Box 2021
Newbury, NH 03255

RE: Mount Sunapee Resort Annual Operating Plan 2014-2015

Dear Mr. Mueller,

Pursuant to the authority granted to me under the Lease and Operating Agreement, I have completed my review of Mount Sunapee Resort's Annual Operating Plan 2014-2015 ("AOP"). I am providing you with my written conditional approval of the AOP.

I've taken into consideration the comments I've received from my staff, the Mount Sunapee Advisory Committee, and the public. I appreciate the thorough review provided by the NH Department of Environmental Services (NHDES), see attached correspondence dated June 17, 2014. I acknowledge that Mount Sunapee Resort is in compliance with all state environmental permitting and reporting.

Based upon input I heard at the Mount Sunapee Advisory Committee held on June 3, 2014, it bears iteration herein that each successive AOP replaces the AOP of the prior year in its entirety. Therefore, all projects that Mount Sunapee Resort intends to implement are provided in Section M, entitled "Implementation of the Master Development Plan (MDP)." More specifically, all projects that were approved in a previous AOP and will not be undertaken during the 2014-2015 operational year, but will be brought forward in a future AOP are listed on page 35; and all projects planned for implementation in the 2014-2015 operational year are listed on page 36.

It is noted that the Mining Sluice project appears for the first time in this AOP, and was not a proposed project in either the MDP or the Summer Recreational Program proposal, dated November 3, 2011. As presented in the AOP, this is a removable feature with no permanent impact to the land, and I will approve this project as proposed. This decision does not, however, prejudice the State's right to determine what may be considered a "minor" improvement that may be proposed in Annual Operating Plans.


As it has become standard practice by this office, I provide you with my approval of the annual contract and lease agreement with an outside company to provide real estate marketing, sales or rental services at Mount Sunapee Resort (AOP, pg. 24, Item 4).

Approval of the construction, maintenance, and improvement projects listed in the AOP, page 36, is granted provided that the following conditions are met:

- (1) Mount Sunapee Resort obtains review and approval of its projects from the Towns of Newbury and Goshen, as is required by law or local ordinance, including building permits and inspections; and
- (2) Mount Sunapee Resort obtains all other State review and permits of its projects, as is required by law, including but not limited to NHDES and the NH Natural Heritage Bureau.
- (3) Prior to commencement of and during the upgrade of the primary power line from the Maintenance Shop to the Sunbowl to a 480volt, 3-phase power, Mount Sunapee Resort will coordinate this project with this Department through its Design, Development and Construction Office, so as to ensure minimal disruption of State operations at Mount Sunapee State Park campground.

I recognize the investments that Mount Sunapee Resort has committed to Mount Sunapee State Park Ski Area, including the estimated \$1,500,000 of new capital projects and capital maintenance work implemented under this AOP. I look forward to our continued mutual commitment to providing a premier year-round recreational experience to the citizens and visitors of New Hampshire.

Sincerely,



Jeffrey J. Rose
Commissioner

cc: Jay Gamble, Vice President, Mount Sunapee Resort
Stephen K. Rice, CNL Lifestyle Company LLC
Mount Sunapee Advisory Committee

JJR/ttl



The State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES



Thomas S. Burack, Commissioner

June 17, 2014

Jeffrey J. Rose
Commissioner
NH Department of Resources &
Economic Development
P.O. Box 1856
172 Pembroke Road
Concord, NH 03302-1856

RE: MOUNT SUNAPEE RESORT'S ANNUAL OPERATING PLAN (2014-2015)

Dear Commissioner Rose:

The New Hampshire Department of Environmental Services (DES) is pleased to provide its comments relative to Mount Sunapee Resort's (MSR) Annual Operating Plan (AOP) for 2014-2015. Comments offered by DES through this letter are submitted in accordance with its role as a member of the Mt. Sunapee Ski Area Advisory Committee, established by RSA 21-G:11, and in compliance with the *Public Involvement and Oversight Policy for Mt. Sunapee Ski Area*.

The following comments were provided by the DES programs noted in response to the annual review of the plan:

Air Quality

While the DES Air Resources Division (ARD) didn't have any comments or concerns with the MSR Annual Operating Plan, the following is a summary of the resort's compliance status with the ARD.

In early January 2014, DES received confirmation from MSR that the four permitted diesel-fired compressor engines were removed from the site. The facility still maintains and operates five diesel-fired emergency generators. On January 31, 2014, DES officially terminated State Permit-to-Operate, SP-0034 covering the four compressors and five emergency generators. The five emergency generators are now registered to operate under the state's General State Permit for Emergency Generators, GSP-EG-0427. This General State Permit is due to expire on April 30, 2015. DES will notify MSR when a new General State Permit is issued and the facility will need to register under the new permit.

MSR's emergency generators are not subject to recent federal engine regulations. In developing those regulations, EPA exempted emergency generators from certain facility types, including skiing facilities (NAICS code 713920, <https://www.census.gov/cgi-bin/sssd/naics/naicsrch>).

MSR has submitted all required annual reports and paid annual emission-based fees.

Petroleum Storage

The DES Waste Management Division (WMD) has reviewed the applicable Aboveground Petroleum Storage Tank (AST) and Underground Petroleum Storage Tank (UST) portions of the AOP and has found no outstanding reports, data, applications, or other documents. Also, upon review, there are no

DES Web site: www.des.nh.gov

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concerns with the newly-proposed activities relative to the ASTs and USTs at the site. Finally, upon review of both the AST and UST facility data for MSR, the site is currently in compliance with all applicable UST and AST rules. DES will conduct an UST inspection at MSR by the end of June 2014, at which time compliance will be checked once again.

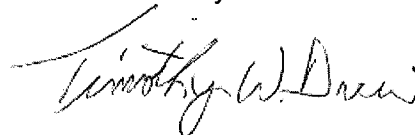
Dam Safety

Enclosed with this comment letter is a copy of the Notice of Inspection (NOI), dated June 5, 2014, for MSR Sewage Lagoon Dam (NH Dam Inventory# 168.17) documenting the findings of the site inspection that was conducted by DES dam safety engineers on October 24, 2013. This dam is an earthen embankment, is classified as a "significant hazard dam" and is scheduled for regular inspections every four years. The next scheduled inspection for this dam is in 2017. As the NOI states, the dam is considered to be in good condition. At this time, an Emergency Action Plan is not required for this dam.

There is another dam on the property as well (NH Dam Inventory# 168.20). This is the MSR Parking Lot Detention Pond Dam, classified as a "non-menace" earthen embankment dam that is located adjacent to the parking area. This dam was considered to be in excellent condition as a result of the last site visit conducted in June 2002.

DES supports the 2014-2015 AOP and has no additional comments or concerns with its implementation over the coming year. If there are questions regarding the attached review, please feel free to contact me by telephone at (603) 271-3306 or by email at Timothy.Drew@des.nh.gov.

Sincerely



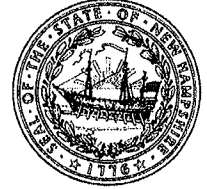
Timothy W. Drew
Administrator
Public Information & Permitting
Office of the Commissioner

Enc.

Cc: Thomas S. Burack, Commissioner, DES
Vicki V. Quiram, Assistant Commissioner, DES



The State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES



Thomas S. Burack, Commissioner

June 5, 2014
Notice of Inspection
DAM# 168.17

Mr. Jim Freeman
Mount Sunapee Resort
P.O. Box 2021
Newbury, NH 03255

RE: Mount Sunapee Sewage Lagoon, Newbury
Hazard Classification: Significant

Dear Freeman:

The Department of Environmental Services (DES) is the agency responsible for monitoring the safety of dams located in New Hampshire. This letter is being sent to notify you of the results of an inspection of the above referenced dam, which was conducted on October, 24, 2013.

The staff inspector noted the dam appeared to be in good condition and was well maintained with the exception of some minor brush on the slopes. Please continue to monitor, maintain and operate your dam in a safe manner according to your Operations, Maintenance and Response plan. The next scheduled inspection of your dam is scheduled to occur in 2017.

Enclosed is a sampling of information relating to the operation and maintenance of dams. Additional information specific to dam-related issues may be viewed at:
www.des.nh.gov/organization/commissioner/pip/factsheets/db/index.htm

If you have any questions or comments, please contact me at 271-3406, by email at james.weber@des.nh.gov or write to the Dam Bureau at the address noted.

Sincerely,

James R. Weber, P.E.
Dam Safety Inspector

Attachments: Fact Sheets DB10, DB13
cc: Town of Newbury
JRW/was/h:/damfiles/16817/NOI/20140605 16817 NOI.doc

Dam# 168.17, Mount Sunapee Sewage Lagoon, Newbury, Inspected: 10/24/13



A



B



C



D