

Appendix 6-A

Correspondence with Service Providers

BONACIC, KRAHULIK & ASSOCIATES, LLP

ATTORNEYS AT LAW

Robert E. Krahulik*
J. Scott Bonacic

Peter C. McMahon
Joseph J. Ranni*
Langdon C. Chapman
Jeanine Garritano Wadeson

John J. Bonacic, Of Counsel
Emil R. Krahulik, Of Counsel
Michael F. McGuire, Of Counsel

* Also admitted in FL & NJ

October 7, 2008

New York State Police
ATTN: Captain Stephen Nevins
369 Niniger Road
Monroe, NY 10950

Re: **Proposed Power Generation Project - Town of Wawayanda**
Section/Block/Lots: 4-1-38.32, 38.33, 40.22

Dear Captain Nevins:

I am serving as local counsel to CPV Valley, LLC, who is proposing the construction and operation of a nominal 580 MW natural gas combined-cycle generating facility on a 122 acre parcel in the Town of Wawayanda. The subject parcels are identified as Tax Lots 4-1-38.32, 4-1-38.33 and 4-1-40.22.

While the application pending before the Wawayanda Planning Board cites the construction and operation of a nominal 580 MW natural gas combined-cycle generating facility, the proposed project will also include the need to construct/install ancillary systems, including overhead utility, grey water and gas lines to support the intended project.

As we move forward with the approval process, we would like to meet with a designated representative from the New York State Police to discuss any emergency response questions or concerns the State Police may have once the project comes on-line, which is projected for the Year 2012.

I look forward to speaking with you in the near future.

Very truly yours,

BONACIC, KRAHULIK & ASSOCIATES, LLP


J. SCOTT BONACIC

cc: Acting Station Commander Robert Downs

90 Crystal Run Road, Suite 104 Middletown, NY 10941 Phone: (845) 703-3101 Fax: (845) 703-3110
 Two Bank Street P. O. Box 391 Warwick, NY 10990 Phone: (845) 986-1156 Fax: (845) 986-9421

Service of Process Not Accepted by Facsimile



DELIVERED VIA OVERNIGHT MAIL

November 7, 2008

Mr. Paul Graham, Chief
The New Hampton Fire Company
5024 Route 17M
New Hampton, NY 10958

**Subject: DRAFT EMERGENCY RESPONSE PLAN Review for
CPV Valley, LLC
Proposed CPV Valley Energy Center
Route 6, 17M and I84
Town of Wawayanda, Orange County, New York**

Dear Major Russo:

As follow up to previous communication from our counsel, Scott Bonacic, regarding the CPV Valley Energy Center, we are enclosing a draft Emergency Response Plan for your review and input. We look forward to meeting with you in the near future to discuss this draft plan in more detail. Also, the following provides some additional background on our proposed project and the current status of our permitting process for your information.

CPV Valley, LLC is proposing to construct and operate the CPV Valley Energy Center to be located on approximately a 20-acre portion of 122 acres of open land in the northeast portion of the Town of Wawayanda proximate to the boundary with the city of Middletown. The 122-acre site is bounded by Interstate Route 84 to the south; Route 17M on the east and Route 6 to the north and west. The proposed facility would be a 630 megawatt power plant. CPV Valley understands that fire protection for the project site will be provided by the New Hampton Volunteer Fire Company.

CPV Valley is currently in the process of preparing a Draft Environmental Impact Statement (DEIS) for the proposed facility to be submitted to Town of Wawayanda Planning Board, acting as lead agency, in accordance with the New York State Environmental Quality Review Act (SEQRA). In accordance with the project's draft

CPV

COMPETITIVE POWER
VENTURES, INC.

50 BRAINTREE HILL OFFICE PARK
SUITE 300
BRAintree, MA 02184

T/ 781-848-0253
F/ 781-848-5804
WWW.CPV.COM

SEQRA Scoping Document, CPV Valley is required to perform/provide the following in the projects DEIS:

- Identification of community service providers (police protection, fire, and emergency medical) that will be responsible for providing services to the project. Service providers will be asked about their current ability to service the proposed facility, either alone, or in conjunction with a similar service provider in the area.
- A draft Emergency Response Plan for your review.

To satisfy the above requirement, CPV Valley would like to request input from the New Hampton Volunteer Fire Company on the enclosed preliminary draft plan.

Please feel free to contact please me (781) 817-8970, or Glenn Harkness of TRC at (978) 656- 3603 if you have any questions or concerns.

Thank you for your attention to this request.

Sincerely,

CPV Valley LLC

Steven Remillard
Director of Development

Enclosure: DRAFT EMERGENCY RESPONSE PLAN

cc: Glenn Harkness, PE, TRC
Mike Bruno, CPV Valley
Laura Lefebvre, PE, TRC
Ken Cormier, TRC



DELIVERED VIA CERTIFIED MAIL

November 7, 2008

Acting Commander Robert Downs
New York State Police
55 Crystal Run Road
Middletown, NY 10941-9755

**Subject: DRAFT EMERGENCY RESPONSE PLAN Review for
CPV Valley, LLC
Proposed CPV Valley Energy Center
Route 6, 17M and I84
Town of Wawayanda, Orange County, New York**

Dear Acting Commander Downs:

I believe you may have spoken with Mr. Bonacic regarding meeting our project, the CPV Valley Energy Center as a follow up to our letter to Captain Nevins from our counsel, Mr. Scott Bonacic. We would like to discuss the project and our draft Emergency Response Plan. In that light w, enclosed please find a draft Emergency Response Plan for your review. Also, the following provides some additional background on our proposed project and the current status of our permitting process for your information.

CPV Valley, LLC is proposing to construct and operate the CPV Valley Energy Center to be located on approximately a 20-acre portion of 122 acres of open land in the northeast portion of the Town of Wawayanda proximate to the boundary with the city of Middletown. The 122-acre site is bounded by Interstate Route 84 to the south; Route 17M on the east and Route 6 to the north and west. The proposed facility would be a 630 megawatt power plant. CPV Valley understands that the project site falls the Middletown barracks, Troop F.

CPV Valley is currently in the process of preparing a Draft Environmental Impact Statement (DEIS) for the proposed facility to be submitted to Town of Wawayanda Planning Board, acting as lead agency, in accordance with the New York State Environmental Quality Review Act (SEQRA). In accordance with the project's draft

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SEQRA Scoping Document, CPV Valley is required to perform/provide the following in the project's DEIS:

- Identification of community service providers (police protection, fire, and emergency medical) that will be responsible for providing services to the project. Service providers will be asked about their current ability to service the proposed facility, either alone, or in conjunction with a similar service provider in the area.
- A draft Emergency Response Plan for your review.

To satisfy the above requirement, CPV Valley would like to request input from the State Police on the enclosed preliminary draft plan. Based on your conversation with Mr. Bonacic, I believe that it was suggested that we coordinate a combined meeting with you and the New Hampton Fire Company to discuss the project and obtain comments on the draft plan. We will contact you in the near future regarding scheduling the meeting.

Please feel free to contact please me (781) 817-8970, or Glenn Harkness of TRC at (978) 656- 3603 if you have any questions or concerns.

Thank you for your attention to this request and we look forward to meeting with you.

Sincerely,

CPV Valley LLC

Steven Remillard
Director of Development

Enclosure: DRAFT EMERGENCY RESPONSE PLAN

cc: Cpt. Stephen Nevins, NYSP
Scott Bonacic, BK&A
Mike Bruno, CPV Valley
Laura Lefebvre, PE, TRC
Ken Cormier, TRC



HARRY CORBITT
SUPERINTENDENT

**NEW YORK STATE POLICE
BUILDING 22
1220 WASHINGTON AVE.
ALBANY, N. Y. 12226-2252**

December 30, 2008

Mr. Steven Remillard
Director of Development
CPV Valley LLC
50 Braintree Hill Office Park
Suite 300
Braintree, MA 02184

Re: CPV Valley Energy Center Emergency Response Plan

Dear Mr. Remillard,

I am confirming that we have received the draft Emergency Response Plan (ERP) you previously provided. Based on a preliminary review, I do not have comments at this time. However, as discussed with Mr. Bonacic, we look forward to meeting with you in the near future to discuss the ERP in further detail, and therefore, may provide specific comments at that time.

Best regards,

A handwritten signature in black ink, appearing to read "R. Downs", with a long horizontal flourish extending to the right.

Sergeant Robert Downs
New York State Police



New Hampton Fire District
PO Box 386
New Hampton, New York 10958
(845) 374-2111

Paul J. Graham
Chief

Joseph Alfonso
1st Asst. Chief

John Glenn
2nd Asst. Chief

To: Town of Wawayanda Planning Board

From: Paul Graham, Chief

Date: 1-27-2009

Subj: Review of CPV Valley Energy Center S/B/L 4-1-38.32, 38.33, 40.22

After review of the plans for the above referenced application the New Hampton Fire District offers the following:

No issues of concern

Concerns / see below comments

We are in receipt of a draft Emergency Response Plan which is currently under review.

We have met with representatives of Competitive Power Ventures, Inc to discuss our concerns with the CPV Valley Energy Center.

We discussed our concerns with regards to building height and the fact the New Hampton Fire District does not currently own a ladder truck. CPV representatives advised us that the plant operators would be in a control room at first floor level which reduced our concern for life safety. In addition interior access would be provided throughout the facility.

We advised the CPV representatives of our position with regards to the fire protection water to be provided from the City of Middletown waste water treatment plant. Our position is that the water from the City of Middletown which operates under a NY DEC permit to discharge water into the Walkill River is an acceptable source for fire protection. In fact historically prior to the installation of the fire hydrant system the New Hampton Fire District drafted water from the same river and stored this water in the fire apparatus tanks.

Roadway access will need to accommodate a vehicle weight of 70,000 pounds and overall length of 47 feet

The comments supplied are based on the Conceptual Plan dated 12/5/2007, The Emergency Response plan dated, 1/23/09, and the draft Emergency Response Plan dated November 2008. We reserve the right to make additional comments when revised plans and final plans are presented.

We look forward to conducting future dialogue with representatives of CPV.

Fax to the Town of Wawayanda Planning Board at 355-5752