



February 5th, 2010

Mr. Peter C. Lowitt
Land Use Administrator/Director
Devens Enterprise Commission
33 Andrews Parkway
Devens, MA 01434

RE: Evergreen Solar Update – Noise Compliance

Dear Mr. Lowitt:

As discussed and agreed at the May 7, 2009 open meeting of the Devens Enterprise Commission (the “DEC”), Evergreen Solar is providing this update on its efforts to reduce the noise levels in the neighboring area and bring its facility into compliance with the noise ordinance. This update is also provided in satisfaction of the reporting requirements specified in Conditions No. 5 and No. 6 of the Resolution adopted by the DEC on July 14, 2009 (the “DEC Resolution”).

Worst Case Scenario Compliance - The cooling tower system redesign is still ongoing. When it is complete the plan and schedule will be communicated. However, cooling tower operations above the 60% operating level have been “locked out” based on the results of the worst case scenario testing.

Current Monitoring Activity – CTA continues to monitor thirteen locations near the Evergreen Solar facility. These monitors will remain until mid February while the equipment for the long-term monitoring protocol is installed and tested to confirm its functionality.

We are also continuing to monitor the Evergreen Solar facility 7x24 with live personnel to be able to respond and react to any sound level changes from the facility. The personnel will also remain in place until mid February.

Permanent Long-Term Monitoring – Events that exceed the protocol threshold limits are being identified and reported to the DEC. Details regarding the installation location of the third permanent noise monitor still need to be finalized.

On January 26, 2010 the DEC held a public meeting to review the previously approved Permanent Daytime and Nighttime Sound Monitoring System Protocol. At the request of the Town of Harvard the DEC agreed to review the Town’s concern with the Protocol at the February 23, 2010 meeting.

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Additional Mitigation Measures Planned – The oxygen ground mounted pump was installed on December 18th and the pump commissioning will be complete on Friday February 5th.

Sincerely,

Carl Stegerwald

CC:
Christian Ehrbar
Phil McRae
Brian LaValley
Tom Cusson – MA DEP