

# CAPE COD COMMISSION

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## MINOR MODIFICATION #1

**Project:** Mirant/Canal Station Power plant  
Major Modification – Aqueous Ammonia Addition  
Care/of Attorney Michael D. Ford  
Stinson & Ford  
72 Main Street  
P.O. Box 665  
West Harwich, MA 02671

**Date:** January 23, 2006

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In a decision dated February 17, 2005, Mirant/Canal was granted a Major Modification by the Cape Cod Commission (Commission) to allow the Canal Station power plant to accept, handle, use and store aqueous ammonia as part of its existing air pollution control system by installing two 60,000 gallon above-ground storage tanks to hold aqueous (liquid) ammonia.

### Modifications

In a letter dated September 26, 2005, and in a meeting on January 23, 2006, representatives of Mirant/Canal and Attorney Ford indicated to Commission staff that two modifications had occurred to approved plans and/or designs incorporated into the Major Modification decision. First, the proposed aqueous ammonia tanks would be 13 feet by 63 feet, instead of the proposed 11 feet by 77 feet. Second, the exterior lighting design had been changed, so as to have 3 pole-mount lights around the tank off-loading area, instead of the proposed 2 lights, and to add 4 new lights to illuminate the tank catwalks.

### Determination

The Executive Director of the Commission determined that these revisions are *de minimus* changes and are approved as a Minor Modification #1. The following changes shall be made to the findings of the February 17, 2005 Major Modification decision:

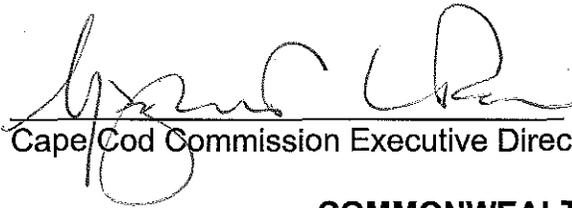
G15. The proposed project shall be constructed in accordance with the following plans and accompanying narrative(s):

\* Plan entitled "Canal Plant, Site Plan, With Unit 1 Aqueous Ammonia Tanks," undated, as attached to an August 3, 2004 letter from Attorney Ford, as modified by a Plan entitled "Canal Plant, Site Plan, With Unit 1 Aqueous Ammonia Tanks, Rev. A," undated, Shaw/Stone & Webster, Inc., as attached to a December 28, 2004 letter from Attorney Ford.

\* Plan entitled "Canal Plant, Preliminary Lighting, SK BE 01," undated, Shaw/Stone & Webster, Inc., as attached to a December 23, 2004 letter from Attorney Ford.

\* Plan entitled "Canal Plant, Aqueous Ammonia Unloading & Storage, General Arrangement," Shaw/Stone & Webster, Inc., dated 3/30/05, drawn by H.W. Martin, drawing number 59570-DM-2, and the letter/narrative dated September 26, 2005 from Attorney Ford which describes the proposed changes to the storage tanks.

\* Plan entitled "Canal Plant, Aqueous Ammonia Unloading & Storage - Lighting Plan & Details" dated 12/5/05 by Electrical Engineers' stamp, Shaw/Stone & Webster, Inc., drawing number 59570-00000-E-PHY-002-1-A, and the accompanying narrative dated September 26, 2005, Shaw/Stone & Webster, Inc., entitled "Lighting Design Narrative for Aqueous Ammonia System."

  
Cape Cod Commission Executive Director

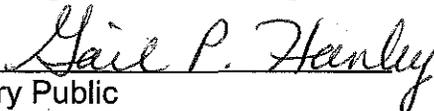
1/24/06  
Date

**COMMONWEALTH OF MASSACHUSETTS**

Barnstable, ss

1/24, 2006

Before me, the undersigned notary public, personally appeared Margaret L. Fenn in her capacity as Executive Director of the Cape Cod Commission, whose name is signed on the preceding document, and such person acknowledged to me that she signed such document voluntarily for its stated purpose. The identity of such person was proved to me through satisfactory evidence of identification, which was personal knowledge of the undersigned.

  
Notary Public

My Commission Expires: 10/13/11