



GSP MERRIMACK

431 River Road
Bow, NH 03304

February 28, 2025

VIA EMAIL

Mr. Ken Moraff, Director
Water Division
U.S. Environmental Protection Agency – Region 1
5 Post Office Square, Suite 100
Boston, Massachusetts 02109-3912
moraff.ken@epa.gov

Re: Annual PCCC Progress Report and BMP Plan Certification for Merrimack Station Units 1 and 2 (NPDES Permit No. NH0001465)

Dear Mr. Moraff:

In accordance with 40 C.F.R. § 423.19(g) (2024) and Part I.4B.(5) of the Permit, this constitutes the “Annual Progress Report” of GSP Merrimack LLC (“GSP” or the “Company”) pertaining to the Company’s September 26, 2024 Transfer Notice of Planned Participation (“NOPP”) for Merrimack Station Units 1 and 2. The enclosed Best Management Practices Plan also satisfies 40 C.F.R. § 423.19(e) (2024) and Part I.4A.(5) of the Permit.

GSP’s NOPP indicated an intent to comply with the relevant portions of 40 C.F.R. Part 423’s bottom ash transport water (“BATW”) provisions relating to “unit[s] that will achieve permanent cessation of coal combustion by December 31, 2028.”¹ Any facility that submits a NOPP for the permanent cessation category is required to submit an Annual Progress Report.² The “Annual Progress Report shall detail the completion of any interim milestones listed in the [NOPP] since the previous progress report, provide a narrative discussion of any completed, missed, or delayed milestones, and provide updated milestones.”³ EPA’s 2024 ELG Rule⁴ also added a new provision that requires a participant to include one of the following in Annual Progress Reports:

¹ 40 C.F.R. § 423.19(g) (2024).

² *Id.* § 423.19(g)(3).

³ *Id.* § 423.19(g)(4).

⁴ EPA, Supplemental Effluent Limitations Guidelines and Standards for the Steam Electric Power Generating Point Source Category, 89 Fed. Reg. 40,198 (May 9, 2024) (codified at 40 C.F.R. Part 423).

- A copy of the official suspension filing (or equivalent filing) made to the facility's reliability authority detailing the conversion to a fuel source other than coal;
- A copy of the official retirement filing (or equivalent filing) made to the facility's reliability authority which must include a waiver of rescission rights; or
- An initial certification, or recertification for subsequent annual progress reports, containing a statement that the facility will make one of the above-referenced filings.⁵

Interim Milestones

GSP's NOPP did not include any interim milestones. The Company instead noted that "[t]here are no interim milestones or other specific events GSP must complete to achieve the permanent cessation of coal combustion at Merrimack Station by June 1, 2028." This remains true and the Company does not have any updated milestones to disclose at this time.

Initial Certification – Reliability Authority Filing

GSP intends to submit an official suspension filing, retirement filing, or equivalent filing to ISO-New England detailing Units 1 and 2's permanent cessation of coal combustion in accordance with the rules and procedures in place in 2027 or 2028.

If you have questions regarding this Annual Progress Report, please feel free to contact me.

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.



Elizabeth H. Tillotson, Vice President
Granite Shore Power LLC

Enclosure

cc: Mark A. Stein, Senior Assistant Regional Counsel, Region 1 (stein.mark@epa.gov)
Thomas G. DeLawrence, Attorney, Balch & Bingham LLP (tdelawrence@balch.com)

⁵ See 40 C.F.R. § 423.19(g)(4)(i)-(iii) (2024).