

1           **Minimize Parking Lot Impacts.** In Item 1b) CEI correctly points out, since the  
2           1998 Watershed Management Plan recommendations were made, Pennichuck has  
3           completed a “raingarden” demonstration project at the Pennichuck Plaza in  
4           Merrimack.<sup>10</sup> We do not doubt that the Pennichuck Plaza “raingarden” is well  
5           intended and provides an example that should be followed. We do not believe  
6           that one voluntary demonstration project in one parking lot eight years after the  
7           watered down recommendations of the Watershed Management Plan can be  
8           considered “substantially” implementing the recommendations that the Watershed  
9           Management Plan was intended to address.

10           **Transportation Impacts of Subdivisions (1c) and Use of on-site Infiltration**  
11           **(1e).** Exhibit EP-4 notes that Pennichuck completed report in March 2003, which  
12           led to the Pennichuck Raingardens. Again, we do not believe that one voluntary  
13           demonstration project in one parking lot can be considered a success story given  
14           the problems being experienced in the watershed.

15           **Use of Clearing & Grading Plans (1e) and Minimize Lawn Size and**  
16           **Encouragement of Native Species.** EP-4 shows that CEI developed standards  
17           that were later incorporated into a report by the Nashua Regional Planning  
18           Commission and others. While EP-4 states that PWW conducts (or intends to  
19           conduct) “Plan review & inspections by PWW when possible”, in our experience  
20           Pennichuck has provided relatively little assistance in this area.

21           **Q.     What about the other recommendations that Ms. Pannetier states have been**  
22           **“substantially” implemented on EP-4?**

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<sup>10</sup> See Exhibit 9, attached, showing the location of the project.