



# MARYLAND DEPARTMENT OF THE ENVIRONMENT

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Martin O'Malley  
Governor

Anthony G. Brown  
Lieutenant Governor

Shari T. Wilson  
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Robert M. Summers, Ph.D.  
Deputy Secretary

September 10, 2010

Dimitri Lutchenkov  
Director, Environmental Affairs  
UniStar Nuclear Energy  
100 Constellation Way  
Suite 1400P  
Baltimore, Maryland 21202

Dear Mr. Lutchenkov:

I am writing with regard to the State's Federal Consistency review, pursuant to Section 307 of the Federal Coastal Zone Management Act of 1972, as amended (CZMA), for the proposed construction of a third reactor at the Calvert Cliffs Nuclear Power Plant site in Calvert County, Maryland. As you are aware, the Maryland Department of the Environment (MDE) continues to review UniStar/Constellation's (UniStar) application for the State's tidal wetlands, and nontidal wetlands and waterways authorization(s) for the proposed project.

By letter dated March 11, 2010, UniStar provided the Nuclear Regulatory Commission (NRC) with its Federal Consistency certification statement required by the CZMA (15 CFR Part 930, § 930.57). UniStar's certification commenced the six-month timeclock allowed under the CZMA for the State's Federal Consistency decision.

The purpose of this letter is to request UniStar's agreement to stay the consistency timeclock, as allowed by the Federal Consistency regulations pursuant to 15 CFR, Part 930, § 930.60(3), until the State is prepared to render its decision(s) on UniStar's application for tidal and nontidal wetlands authorization. As you know, the State has committed to making these decisions shortly after the release of the Final Environmental Impact Statement by the NRC.

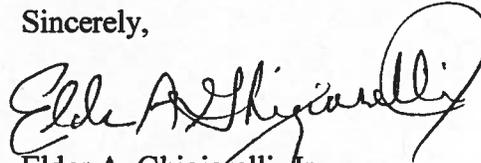
The Department looks forward to UniStar's response to this request, and to continued coordination and cooperation in the review of this important project. If you



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have any questions, please contact me at 410-537-3763 or by email at [eghigiarelli@mde.state.md.us](mailto:eghigiarelli@mde.state.md.us).

Sincerely,

A handwritten signature in black ink, appearing to read "Elder A. Ghigiarelli, Jr.", with a large, stylized flourish at the end.

Elder A. Ghigiarelli, Jr.  
Deputy Program Administrator  
Federal Consistency Coordinator  
Wetlands and Waterways Program

Cc: Laura Quinn, NRC  
Susan Gray, DNR  
Gary Setzer, MDE  
Amanda Sigillito, MDE  
Emily Vainieri, MDE/OAG