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**Press Release**

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**Contact: Adrienne Esposito 516-390-7150**

## **NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION IDENTIFY SERIOUS ENVIRONMENTAL IMPACTS FROM BROADWATER**

### **Environmentalists view DEC letter as a positive omen Governor Spitzer is one step closer to squashing Broadwater.**

Farmingdale – On December 21, 2007 the New York State Department of Environmental Conservation (DEC) sent a bluntly worded letter to Broadwater Energy outlining serious environmental and health concerns associated with the proposed Broadwater facility for Long Island Sound. The DEC letter is a “Notice of Incomplete Application” to Broadwater and gave a virtual laundry list of negative impacts which included:

1. **Air Quality** – Broadwater will exceed air quality standards for sulfur dioxide (SO<sub>2</sub>) and particulate matter (PM) emissions. DEC states that the Broadwater application is still incomplete regarding these impacts even though the DEC has repeatedly requested such information.
2. **Lobsters**– DEC clearly states that the open trench that Broadwater would create for the 22 miles pipeline “may have a negative impact on the movement and survival of lobsters and other aquatic organisms.....Temperature increases in the vicinity of the pipeline can exceed 20 degrees F above ambient temperatures. Such an increase would be detrimental or fatal to lobsters during summer months when ambient temperatures in Long Island Sound approach the maximum tolerated by lobsters.

3. **Fish and Aquatic Species** – The DEC letter identifies the withdrawal of 28 million gallons per day of seawater will kill 274 million eggs and larvae as well as an unknown number of young and small adult fish. The letter identifies this as “a significant impact to the aquatic environment and fishery of the Long Island Sound.”
4. **Alternatives** – The letter faults Broadwater for not adequately reviewing alternative technologies and alternative locations. The DEC states that the “discussions of alternative sites fall short of the requirements...”

“The letter was fairly scathing of the Broadwater project with regards to not only the environmental impact but it indicates that Broadwater has been displaying corporate arrogance by disregarding New York States repeated requests for accurate information,” said Adrienne Esposito, Executive Director of Citizens Campaign for the Environment. “This letter is a terrific step in the right direction for our side. It illustrates the State is doing their due diligence and standing their ground to the corporate King Kong of Shell Oil. The Governor should be seeking advice from these state agencies and the DEC message is loud and clear.”

The issues identified in the letter are all issues that CCE has also identified over the last three years of the Broadwater battle. “The battle has never been about energy but rather about protecting the Long Island Sound,” Esposito concluded. Governor Spitzer and the New York State Department of State are due to release their decision no later than February 12, 2008.