

STATE OF VERMONT
PUBLIC SERVICE BOARD

Case No. 8816

Petition of Swanton Wind LLC for a certificate of public good, pursuant to 30 V.S.A. § 248, for the construction of an up to 20 MW wind-powered electric generation plant powered by up to 7 wind turbines located along Rocky Ridge in Swanton, Vermont	
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Order entered: 1/6/2017

PROCEDURAL ORDER RE: RESCHEDULED WORKSHOP AND SCHEDULE

By Order dated December 19, 2016, the Vermont Public Service Board (“Board”) established January 3, 2017, as the date for a workshop in this proceeding.

However, that workshop was cancelled due to inclement weather and the possibility of hazardous driving conditions.

Attempts by the Board to set a new date for the workshop during the weeks of January 9 and 16, 2017, were unsuccessful due to scheduling constraints of many of the parties. Thus, the Board is seeking input from parties and interested persons on the date, time, and location for a rescheduled workshop. Recommendations on the date, time, and location for the rescheduled workshop must be filed no later than January 17, 2017. Parties and interested persons are encouraged to work together to agree upon a date or dates for the rescheduled workshop, and to the extent possible, submit a consensus proposal that includes more than one proposed date to avoid potential scheduling conflicts for Board staff. In the event parties and interested persons are unable to submit a consensus proposal, separate proposals shall be submitted and the Board will establish a date, time, and location that attempts to accommodate as many parties and interested persons as possible.

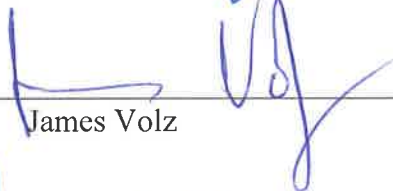
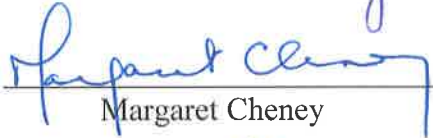

Recommendations shall include contact information for the recommended location and confirmation that the location can accommodate a moderate to large number of attendees and that the site is handicapped accessible. The Clerk of the Board will issue a separate notice confirming the date, time, and location of the workshop.

The format of the workshop shall remain as described in the Board’s December 19, 2016, Order in this proceeding.

Once the Board has established the date of the workshop, the Board will issue a new scheduling order for this proceeding, including a new intervention deadline that will follow the workshop. Accordingly, the schedule set forth in the Board’s Order dated November 10, 2016, is hereby suspended pending issuance of a new scheduling order.

SO ORDERED.

Dated at Montpelier, Vermont, this 6th day of January, 2017.

)	
James Volz)	PUBLIC SERVICE
)	
)	
Margaret Cheney)	BOARD
)	
)	
Sarah Hofmann)	OF VERMONT

OFFICE OF THE CLERK

Filed: January 6, 2017

Attest: Jusick C. Whitney
Clerk of the Board

Notice to Readers: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Board (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: psb.clerk@vermont.gov)

Appeal of this decision to the Supreme Court of Vermont must be filed with the Clerk of the Board within thirty days. Appeal will not stay the effect of this order, absent further order by this Board or appropriate action by the Supreme Court of Vermont. Motions for reconsideration or stay, if any, must be filed with the Clerk of the Board within ten days of the date of this decision and Order.



PSB Docket No. 8816 - Service List

Parties:

✓ Aaron Kisicki, Esq. *AN 1/6/17*
Vermont Department of Public Service
112 State Street
Montpelier, VT 05620-2601

*Sent 1/6/2017
DMM*

✓ Leslie A. Cadwell, Esq.
Alison Milbury Stone, Esq.
Legal Counselors & Advocates, PLC
PO Box 827
Castleton, VT 05735

✓ Leslie A. Welts, Esq.
Enforcement and Litigation Section
Vermont Agency of Natural Resources
1 National Life Drive, Davis 2
Montpelier, VT 05620-3901

✓ Melanie Kehne, Assistant Attorney General
Office of the Attorney General
109 State Street
Montpelier, VT 05609-1001

✓ Edward Adrian, Esq.
Monaghan Safar Ducham PLLC
156 Battery Street
Burlington, VT 05401

✓ Cindy Ellen Hill, Esq.
Hill Attorney PLLC
144 Mead Lane
Middlebury, VT 05753

*Dale E. Azaria, General Counsel
Vermont Dept. of Housing & Community Development
One National Life Drive, Davis Building, Floor 6
Montpelier, VT 05620-0501

*William F. Ellis Esq.
McNeil, Leddy & Sheahan, P.C.
271 South Union Street
Burlington, VT 05401

(For Swanton Wind LLC)

DOCKET	✓
BOOK	
BINDER	✓
STAFF	✓
COMPUTER	✓
WWW	
WEB	✓

(For the Agency of Agriculture, Food & Markets)

(For Town of Swanton Selectboard
and Planning Commission &
For Town of Fairfield Selectboard)

(For Christine and Dustin Lang)

(For Vermont Division for
Historic Preservation)

(For City of Burlington Electric Department)

✓*Joseph S. McLean, Esq.
David W. Rugh, Esq.
Stitzel, Page & Fletcher P.C.
171 Battery Street, PO Box 1507
Burlington, VT 05402-1507

(For Northwest Regional Planning Commission)

*Motion to intervene pending.

Interested Persons:

✓James Volz, Margaret Cheney, Sarah Hofmann, Board Members
✓John Cotter, Esq., Gregg Faber, Mary Jo Krolewski, David Watts (PSB)

✓William H. Rice, A.A.G.
Vermont Agency of Transportation
National Life Building, One National Life Drive
Montpelier, VT 05633-5001

✓Brian and Penny Dubie
PO Box 1075
St. Albans, VT 05478

✓Greg Pierce
12 Farrar Street
St. Albans, VT 05478-1540

✓Robert Pforzheimer
339 Michaud Drive
Sutton, VT 05867

✓Sally Collopy
157 Swizler Point
Fairfield, VT 05455

✓Patricia P. Rainville
1952 Sheldon Road
St. Albans, VT 05478

✓Annette Smith, Executive Director
Vermonters for a Clean Environment
789 Baker Brook Road
Danby, VT 05739

✓Sara Jane Luneau-Swan
141 Sweet Hollow Road
Sheldon, VT 05483

✓ Judith and Patrick Luneau
141 Sweet Hollow Road
Sheldon, VT 05483

✓ Fred & Kathy Parks
98 South Street
Essex Junction, VT 05452

✓ Sally Lindberg
PO Box 865
St. Albans, VT 05478

✓ Representative Marianna Gamache
PO Box 435
Swanton, VT 05488

✓ Ed Stanak
58 Pleasant Street
Barre City, VT 05641

✓ JoAnn Q. Carson (Court Reporter)
11 Northshore Drive
Burlington, VT 05408

✓ Kim Sears (Court Reporter)
18 Paddock Lane
Williston, VT 05495

Statutory Interested Persons:

✓ Office of the Vermont Attorney General
c/o Mary-Kay Swanson, Executive Assistant
Pavilion Building, 109 State Street
Montpelier, VT 05609

✓ Harry Chen, M.D., Commissioner
Vermont Department of Health
108 Cherry Street, P.O. Box 70
Burlington, VT 05402

✓ James Duggan
Scott Dillon
Vermont Historic Preservation Division
One National Life Drive, Floor 6
Montpelier, VT 05620-0501

✓ Chris Cole, Secretary
Vermont Agency of Transportation
National Life Building, Drawer 33
Montpelier, VT 05633-5001

✓ Chuck Ross, Secretary
Vermont Agency of Agriculture, Food & Markets
116 State Street, Drawer 20
Montpelier, VT 05620-2901

✓ Catherine Dimitruk, Executive Director
Taylor Newton, Regional Planner
Northwest Regional Planning Commission
75 Fairfield Street
St. Albans, VT 05478

10-Mile Towns:

✓ Town of St. Albans Select Board
PO Box 37
St. Albans Bay, VT 05481

*DB stuffed envelopes 1/6/2016
for Towns*

✓ Town of St. Albans Planning Commission
PO Box 37
St. Albans Bay, VT 05481

✓ St. Albans City Council
PO Box 867, 100 North Main Street
St. Albans, VT 05478

✓ St. Albans City Planning Commission
PO Box 867, 100 North Main Street
St. Albans, VT 05478

✓ Swanton Village
PO Box 279, 120 First Street
Swanton, VT 05488

✓ Town of Fairfax Select Board
12 Buck Hollow Road
Fairfax, VT 05454-9662

✓ Town of Fairfax Planning Commission
12 Buck Hollow Road
Fairfax, VT 05452-9662

✓ Town of Georgia Select Board
47 Town Common Road North
St. Albans, VT 05478

✓ Town of Georgia Planning Commission
47 Town Common Road North
St. Albans, VT 05478

✓ Town of North Hero Select Board
PO Box 38
North Hero, VT 05474

✓ Town of North Hero Planning Commission
PO Box 38
North Hero, VT 05474

✓ Town of Highgate Select Board
PO Box 189
Highgate Center, VT 05459

✓ Town of Highgate Planning Commission
PO Box 189
Highgate Center, VT 05459

✓ Town of Franklin Select Board
PO Box 82
Franklin, VT 05457

✓ Town of Franklin Planning Commission
PO Box 82
Franklin, VT 05457

✓ Town of Sheldon Select Board
PO Box 66
Sheldon, VT 05483

✓ Town of Fairfield Select Board
PO Box 5
Fairfield, VT 05455

✓ Town of Fairfield Planning Commission
PO Box 5
Fairfield, VT 05455

✓ Town of Enosburgh Select Board
PO Box 465
Enosburg Falls, VT 05450

✓ Town of Enosburgh Planning Commission
PO Box 465
Enosburg Falls, VT 05450

- ✓ Town of Bakersfield Select Board
PO Box 203
Bakersfield, VT 05441

- ✓ Town of Bakersfield Planning Commission
PO Box 203
Bakersfield, VT 05441

- ✓ Town of Fletcher Select Board
33 Shaw Road
Cambridge, VT 05444

- ✓ Town of Fletcher Planning Commission
33 Shaw Road
Cambridge, VT 05444

Whitney, Judith

From: PSB - Clerk
Sent: Friday, January 06, 2017 2:40 PM
To: 'Adrian, Edward, Esq.'; 'Azaria, Dale E., Esq.'; 'Cadwell, Leslie A., Esq. '; 'Ellis, William F., Esq. '; 'Hill, Cindy Ellen, Esq.'; 'Kehne, Melaniie, Esq.'; Kisicki, Aaron; 'Stone, Alison Milbury, Esq.'; 'Welts, Leslie A., Esq.'
Subject: PSB Docket No. 8816 - Swanton Wind Project
Attachments: 8816ProceduralOrderRescheduledWorkshop.pdf

Dear Parties: Enclosed is an Order being issued today by the Public Service Board in the above-referenced matter. Hard copies of the Order are also being sent.

Thank you.

Sincerely,

Judith C. Whitney
Clerk of the Board
Vermont Public Service Board
112 State Street
Montpelier, VT 05620-2701
802-828-2358
psb.clerk@vermont.gov