

**State of Vermont Public Service Board**

**Motion to Intervene Form**

Intervenor and Case Information	
<b>Case Number</b>	8816
<b>Name</b>	Kaye Mehaffey
<b>Mailing Address</b>	32 Lebel Dr St. Albans, Vt 05478
<b>Daytime Phone</b>	802-528-5258
<b>E-mail Address</b>	kmehaffey@enosburgk12.net
<b>Name of Legal Counsel (if any)</b>	N/A
<b>Mailing Address of Legal Counsel (if any)</b>	Street and #  Town  State and Zip
<b>E-mail Address of Legal Counsel (if any)</b>	
The Rule 2.209 Criteria	
<p><b><u>Intervention as of Right</u></b> (this is uncommon, leave blank if not applicable to your situation)</p> <p>Please identify any statute, legal rule, or Board order that you think gives you a legal right to be a party in the case. If this right is conditional, please describe how you satisfy these conditions.</p>	
<p><b><u>Permissive Intervention</u></b></p> <p>Please describe all the interests you have that you think will be adversely affected by the outcome of the case. Please be as specific as possible. Attach additional sheets if necessary.</p>	<p>See Attached for details</p> <p>30 V.S.A. § 248(b)(1) orderly development of the region;</p> <p>§ 248(b)(4) economic benefit to the State and its residents;</p> <p>§ 248(b)(5) public health and safety;</p> <p>10 V.S.A. §§ 6086(a)(1)(A), (B), and (C), (3), and (4) water pollution, conservation, and burden on water supply, § 248(b)(5) and § 6086(a)(8) scenic or natural beauty and aesthetics;</p> <p>§ 6086(a)(8)(A) necessary wildlife habitat or endangered species;</p> <p>§ 6086(a)(5) transportation.</p>

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VT PUBLIC SERVICE BOARD

Please state whether there are other ways to protect your interest(s) besides as a party participating in this proceeding. If there is no other way for you to protect your interests, please state this fact. Please also explain whether there is already a party in the case who has the same or similar interest(s) to be protected in the case.

There is no other way for me to protect my interests.

**Certification** This section may be completed by the intervenor or a duly authorized representative.

I certify that the information provided on this form is true and accurate to the best of my knowledge.

Print Name           Kaye Mehaffey          



Kaye T. Mehaffey

Signature \_\_\_\_\_ Date   Feb. 16, 2017

**STATE OF VERMONT**  
**PUBLIC SERVICE BOARD**

**Docket No. 8816**

**Petition of Swanton Wind LLC**

**MEMORANDUM OF FRANK B. MEHAFFEY, JR. AND KAYE MEHAFFEY**  
**IN SUPPORT OF MOTION TO INTERVENE OF**  
**FRANK B. MEHAFFEY, JR. AND KAYE MEHAFFEY**

1. My husband and I reside at 32 Lebel Drive, Southwest of the proposed wind project. The project would be visible and audible from our home, which is also at a lower elevation than the project, approximately less than 4000 feet.
2. We have lived at this address since June, 1990. The views, and the adjacent brook and woods were key to our decision to purchase the home. Over the years, we have added outdoor living spaces - a traditional front porch, that spans the house, and 2 large decks on the back and side of the house. During the spring, summer and fall, we spend many hours enjoying these spaces for reading, dining, entertaining and simply relaxing. The noise from the wind project would render these spaces less enjoyable and the turbines on the ridge would impose on the beautiful views we enjoy, from the back and side decks, particularly in the fall when the hill blazes with color.
3. My husband and I are both teachers, at home all day, every day, during the summer. This is our time to recharge and complete outdoor projects and to cultivate berries, fruit trees, a vegetable garden. I take special pride in filling my outdoor spaces with flowers - annuals and perennials, grown in containers and in-ground beds. Tending these flowers takes a considerable amount of time each day, but I value this time in the early morning, when I can enjoy the quiet of nature. Wind turbines on the nearby ridge would seriously impact this daily pleasure by noise and shadow flickers.
4. Our bedroom windows face the ridge where the turbines would be located. Noise, shadow flickers and movement are of significant concern to us of being able to relax and settle into sleep due to the noise and shadow flickers. If awakened, we would be afraid that we would not be able to return to restful sleep.
5. I have never been anywhere that claps of thunder reverberate with the force of those that echo off the rock ridge behind our house. It is easy to imagine that the blasting needed for the

wind project would similarly assault our ears and cause potentially destructive vibrations in our foundations. We have 2 dogs who would be unnerved by this blasting in the same way they are distressed by firework and thunderstorms.

6. One of our dogs is a greyhound. Greyhounds are prone to seizures. We have spent hundreds of dollars on veterinary neurology exams, with no determination of the cause. I am concerned that the movement, the noise and the shadow flickers could be contributing factors in a seizure prone dog.

7. I am a migraine sufferer. I have great concern that the noise, shadow flickers and the constant movement of the turbines would exacerbate my migraines. Having driven, many times, past the wind turbines in the Chateaugay, NY area, I experience a disorienting sensation that can best be described as vertigo. I fear that walking and driving around my home and neighborhood, I could experience this disturbing sensation if the wind turbine development occurs.

8. We do enjoy birds at our feeders, especially hummingbirds in the summer. It is not uncommon to spot rabbits, deer and, on one occasion, a wildcat. The migrating geese are a source of pleasure. I wouldn't want to see a reduction in wildlife as a result of the noise emanating from the wind turbines.

9. Wind turbines on the ridge would bring down the value of our home and would make it a less inviting place to live.

10. As both my husband and I are teachers, We understand the need for a restful, restorative sleep to enable children to learn and teachers to teach. Children who do not get enough sleep have trouble staying focused in the classroom and teachers need their rest to handle the many needs of the children in their care.

The intrusive noise created from wind turbines would produce a noise that can cause continuous auditory sensory overload. Noise in the evenings and at nighttime can disturb children in our neighborhood and prevent them from getting a good nights sleep. This can result in behavior outburst, emotional issues and physical problems. Noise throughout the day can negatively affect their physical and mental well being. This would result in severe interruptions in our neighbors children's ability to concentrate and focus which would impact their learning ability, memory, language processing and cognition as well. Children's health and learning development are at risk if living near an industrial wind plant.

*Frank B. Mehaffey, Jr.*

*Kaye T. Mehaffey*

By:

\_\_\_\_\_  
Frank B. Mehaffey, Jr.  
Kaye Mehaffey  
32 Lebel Drive  
St. Albans, VT 05478

**STATE OF VERMONT  
PUBLIC SERVICE BOARD**

Docket 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 )

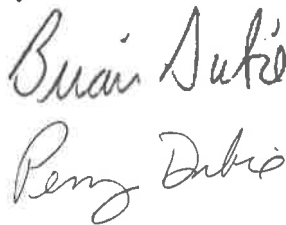
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**CERTIFICATE OF SERVICE**

We, Brian and Penny Dubie, et.al., certify that on February 16, 2017, copies of the foregoing *Notices of Appearance*, and *Motion to Intervenes of Brian and Penny Dubie, Jeanne Royer, Judith and Patrick Luneau, Karen and Leo McLaughlin, Sally and Bruce Collopy, Kaye and Frank B. Mehaffey, Jr., Terrance Smith, David A. Goodrich, Robert Perkins, Patricia Messier, Sarah & Ed Ferguson, Ian and Danielle Garrant, Curtis Swan and Sara Luneau-Swan, Dan and Nancy Dunne, Erynn & Tyrell Boudreau, Dennis Hendy and Diane Bell, Mary and Mark Bushey, Steve Woodward, Kenneth Fox, Michelle and Luc Deslandes, David Butterfield, Bradley Stott and Jennifer Belanger, Clark and Carol Palmer, Paula Pearsall, Greg Pierce and Paula Kane, Mark and Marianne Dubie, Marie and Gil Tremblay, Patricia Rainville and John Smith, Kevin and Dolores Nichols, Jessica Decker and Lance Desautels, Suzanne Seymour, Mary Hunter, Todd Poirier* in the above-referenced matter, were served via First-Class U.S. Mail on the interested persons designated in the following Service List.

Respectfully submitted this 16<sup>th</sup> day of February, 2017.

By:



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