

STATE OF VERMONT
PUBLIC UTILITY COMMISSION

Case No. 23-3088-PET

Petition of Vermont Wind, LLC to amend its certificate of public good to require the petitioner to file decommissioning fund status reports every third year consistent with Vermont Public Utility Commission Rule 5.904(B)(4)	
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Entered: 10/12/2023

**AMENDMENT TO CERTIFICATE OF PUBLIC GOOD (“CPG”)
ISSUED PURSUANT TO 30 V.S.A. SECTION 248**

IT IS HEREBY CERTIFIED that the Vermont Public Utility Commission (“Commission”) this day found and adjudged that an amendment to the CPG entered on August 8, 2007, in Docket No. 7156, authorizing the construction and operation of a wind generation facility (the “Project”) by Vermont Wind, LLC (“CPG Holder”) in Sheffield, Vermont, in accordance with the evidence and plans submitted in this proceeding, will promote the general good of the State. Accordingly, the CPG is amended as follows:

1. Condition 32 of the CPG is stricken in its entirety and replaced with the following:
Vermont Wind shall implement the Decommissioning Plan dated February 8, 2008 and approved by order of the Commission on May 14, 2008, except that the requirements of Rule 5.904(B), as reflected below, shall supersede any conflicting language in the plan:
 - a. The value of the decommissioning fund shall be adjusted for inflation every three years based on the net positive change in the annual average of the U.S. Bureau of Labor Statistics’ Northeast Urban Consumer Price Index for the preceding three-year period. Adjustments to the Fund value shall be made no later than February 28 of the year in which it is due, in conjunction with the report required pursuant to condition b. below. The Commission may require more frequent adjustments due to facility or site conditions.
 - b. Every three years the CPG Holder shall file a report with the Commission, the Department, and each party to this proceeding, describing any adjustments and

changes to the decommissioning fund in the previous three-year period. The first of these reports must be filed no later than February 28, 2026, and again every subsequent third year.

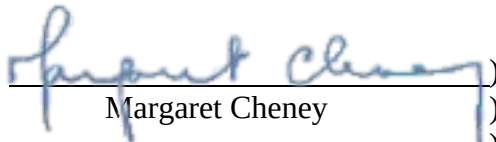
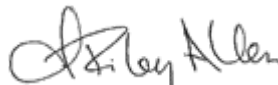
- c. The Commission shall have the right to draw on the Project's irrevocable standby letter of credit or alternate form of security to pay for decommissioning in the event that the CPG Holder has not begun decommissioning activities within 90 days of a Commission order directing decommissioning.
- d. Upon completion of all decommissioning and site restoration activities, the CPG Holder shall request a determination from the Commission that the CPG Holder's decommissioning obligations have been satisfied. Upon the Commission's determination that the decommissioning obligations have been satisfied, the Commission will terminate the CPG Holder's decommissioning funding obligation.

If actual production falls below 65% of projected production during any consecutive two-year period, a decommissioning review is initiated; however, if the CPG Holder can demonstrate that it has entered into stably priced power contracts with Vermont utilities through which a substantial amount of power is to be sold at stable prices, the Commission may reduce the decommissioning trigger to as low as 50%.

2. This Amendment to Certificate of Public Good shall not be transferred without prior approval of the Commission.

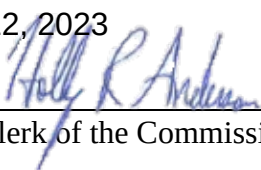
3. The terms and conditions of the CPG entered on August 8, 2007, in Docket No. 7156, shall remain in effect, except as modified herein.

Dated at Montpelier, Vermont, this 12th day of October, 2023.

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Margaret Cheney	)	PUBLIC UTILITY
	)	
	)	COMMISSION
	)	
	)	OF VERMONT
J. Riley Allen	)	

OFFICE OF THE CLERK

Filed: October 12, 2023

Attest: 
Clerk of the Commission

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

PUC Case No. 23-3088-PET - SERVICE LIST

Parties:

Paul Brouha, *pro se*
92 Queen Elizabeth Farm Lane
Sutton, VT 05867
paul.brouha@gmail.com

Elaine Cashin (for Town of Westmore)
Town of Westmore
54 Hinton Hill Road
Orleans, VT 05860
clerk@westmoreonline.org

Ed McNamara, General Counsel (for Vermont Agency of
Vermont Agency of Natural Resources Natural Resources)
1 National Life Drive-Davis 2
Montpelier, VT 05620-3901
anr.notice@vermont.gov

Amber Holden (for Town of Newark)
Town of Newark
1336 Newark Street
Newark, VT 05871
newarktownclerk@gmail.com

Paul J.M. Quackenbush (for Vermont Wind,
SRH Law PLLC LLC)
PO Box 545
91 College Street
Burlington, VT 05402-0545
pquackenbush@srhlaw.com

Andrew N. Raubvogel, Esq. (for Vermont Wind,
SRH Law PLLC LLC)
91 College Street
P.O. Box 545
Burlington, VT 05402-0545
araubvogel@srhlaw.com

Alexander Wing (for Vermont
Vermont Department of Public Service Department of Public
112 State Street Service)
Montpelier, VT 05620
alexander.wing@vermont.gov