

STATE OF VERMONT  
PUBLIC UTILITY COMMISSION

Case No. 23-2700-PET

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| Petition of Deerfield Wind, LLC to amend the certificate of public good to allow petitioner to revise decommissioning letter of credit every third year consistent with Public Utility Commission Rule 5.904(B) |  |
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Entered: 12/06/2023

**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 April 16, 2009, and amended on July 17, 2009, in Docket No. 7250, authorizing a 15 turbine 30MW wind electric generation facility (the “Project”) by Deerfield Wind, LLC (“CPG Holder”) on approximately 80 acres in the Green Mountain National Forest, located in Searsburg and Readsboro, Vermont, in accordance with the evidence and plans submitted in this proceeding, will promote the general good of the State. Accordingly, the CPG entered on April 16, 2009, and amended on July 17, 2009, in Docket No. 7250 is further amended as follows:

1. Condition 19 of the CPG is stricken in its entirety and replaced with the following:
  - 19.a. The CPG Holder shall implement the Decommissioning Plan submitted as Exh. DFLD-HGC-2, except that the requirements of Commission Rule 5.904(B)(5) and 5.904(B)(6) concerning the Letter of Credit (LC), as reflected below, shall supersede any conflicting language in the plan.
  - 19.b. The Decommissioning Plan may allow the fund to grow as the construction process proceeds such that the funding level is commensurate with the costs of removing infrastructure in place. The amount of the fund may not net out the projected salvage value of the infrastructure.
  - 19.c. The value of the decommissioning fund must 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 19.d. below. The Commission may require more frequent adjustments due to facility or site conditions.

19.d. 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, 2024, and again every subsequent third year.

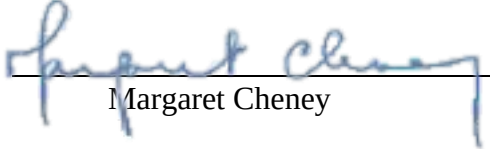
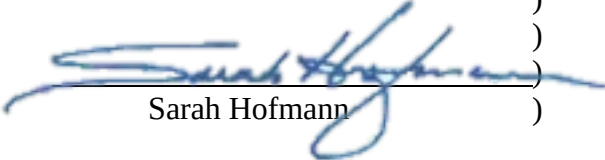
19.e. The Commission has the right to draw on the Project's irrevocable standby letter of credit or alternate form of security to pay for decommissioning in the event that the CPG Holder has not begun decommissioning activities within 90 days of a Commission order directing decommissioning.

19.f. 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.

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

The terms and conditions of the CPG entered on April 16, 2009, and amended on July 17, 2009, in Docket No. 7250 shall remain in effect, except as modified herein.

Dated at Montpelier, Vermont, this 6th day of December, 2023.

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|  | ) |                |
| Margaret Cheney                                                                    | ) | PUBLIC UTILITY |
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|                                                                                    | ) | COMMISSION     |
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|                                                                                    | ) | OF VERMONT     |
|  | ) |                |
| Sarah Hofmann                                                                      | ) |                |

OFFICE OF THE CLERK

Filed: December 6, 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](mailto:puc.clerk@vermont.gov))*

PUC Case No. 23-2700-PET - SERVICE LIST

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