

STATE OF VERMONT
PUBLIC UTILITY COMMISSION

Petition of Chelsea Solar, LLC pursuant to)
30 V.S.A. § 248, for a certificate of public)
good authorizing the installation and) Case No. 17-5024
operation of the “Chelsea Solar Project,” a)
2.0 MW solar electric generation facility)
on Willow Road in Bennington, Vermont)

**FIRST SET OF INFORMATION REQUESTS SERVED UPON PETITIONER BY LIBBY
HARRIS, ROBERTA CASLIN, DAVID GRIFFIN AND MARU LEON, CAROLINE
MCEVER AND APPLE HILL HOMEOWNERS ASSOCIATION**

Libby Harris, Roberta Caslin, David Griffin and Maru Leon, Caroline McEver, *pro se*, and Apple Hill Homeowners Association (AHHa) by the undersigned representative, Lora Block, *pro se* (hereinafter “Harris et.al.”) hereby serves the following First Set of Information Requests upon Petitioner Apple Hill Solar LLC, (“Petitioner” or “AHS”) in accordance with Public Utility Commission Rule 2.214 and V.R.C.P. 33 and 34.

DEFINITIONS

The following definitions apply to the following discovery requests:

1. Reproduce the request being responded to before the response per V.R.C.P. 33.
2. Responses to any and all Harris et.al. requests that are contained herein or that may be filed later should be supplied to Harris et.al. as soon as they become available to Petitioners. That is, Petitioner should not hold answers to any requests for which it has responsive data, documents, etc. until responses to any or all other requests are compiled.
3. V.R.C.P. 33 requires the response to each request to be made under oath by a Person competent to testify concerning the response and all documents and exhibits produced as part of the response. With respect to each request, please state (1) the name(s) and title(s) of the person or persons responsible for preparing the response; and (2) the administrative unit which maintains the records being produced or maintains the data from which the answer was prepared; and (3) the date on which each question was answered.

4. Where information requested is not available in the precise form described in the question or is not available for all years (or other periods or classifications) indicated in a series of years (or other periods or classifications), please provide all information with respect to the subject matter of the question that can be identified in Petitioner's workpapers and files or that is otherwise available.
5. These requests shall be deemed continuing and must be supplemented in accordance with V.R.C.P. 26(e). Petitioner is directed to change, supplement and correct its answers to conform to all information as it becomes available to Petitioner, including the substitution of actual data for estimated data. Responses to requests for information covering a period not entirely in the past (or for which complete actual data are not yet available) should include all actual data available at that time and supplementary data as it becomes available.
6. Wherever responses include estimated information, include an explanation (or reference to a previous explanation) of the methods and calculations used to derive the estimates.
7. Some of Harris et.al.'s requests may make particular reference to a portion of Petitioner's filing. Notwithstanding this specific direction, these items should be understood to seek discovery of all information available to Petitioner that is responsive to the questions stated.
8. "Identify," when used in connection with natural person(s) or legal entities, shall mean the full name and current business address of the person or entity.
9. "Document," as used herein, shall be construed as broadly as possible to include any and all means and media by which information can be recorded, transmitted, stored, retrieved or memorialized in any form, and shall also include all drafts, versions or copies which differ in any respect from the original. All spreadsheets provided must have all formulae intact and accessible.
10. "Petition," as used herein, means Petitioner's petition filed with the Vermont Public Utility Commission in this docket, unless the context indicates otherwise.
11. With respect to each document produced by Petitioner, identify the person(s) who prepared the document and the date on which the document was prepared.
12. If any interrogatory or request requires a response that Petitioner believes to be privileged, please state the complete legal and factual basis for the claim of privilege, provide the information required by the 5/16/95 order in Docket No. 5771 and respond to the parts of the interrogatory or request as to which no privilege is asserted.
13. If any interrogatory or request is objected to in whole or in part, please describe the complete legal and factual basis for the objection, and respond to all parts of the interrogatory or request to the extent it is not objected to. If an objection is interposed as to any requested documents, please identify the document by author, title, date and recipient(s), and generally describe the nature and subject-matter of the document as well as the complete legal and factual basis for the objection.

14. To expedite the discovery process and the resolution of this docket, Petitioner should contact Harris et.al. as soon as possible, and prior to the deadline for response, if it seeks clarification on any of these information requests.

15. Wherever interrogatory or request asks to “Admit”, if “Denied”, explain why.

16. Harris et.al. reserve the right to submit additional information requests to Petitioner.

INTERROGATORIES, REQUESTS TO ADMIT, REQUESTS TO PRODUCE

Harris et.al.:CS1. Produce the budget for screening plantings.

Harris et.al.:CS2. Produce a physical sample of the “partially-opaque” mesh screening material. Product description and fact sheets are not adequate. Produce a sample of the actual material in whatever color is proposed to be used.

Harris et.al.:CS3. Admit that the project is proposed to be located at an important gateway to Bennington and southern Vermont.

Harris et.al.:CS4. Will AHS agree to using knotted fencing rather than chain link fencing?

Harris et.al.:CS5. Admit that a 2 MW solar array is visible at a distance of one mile.

Harris et.al.:CS6. Admit that the project would be visible from portions of the Mount Anthony Country Club.

Harris et.al.:CS7. Admit that the project would be visible from portions of Southern Vermont College and its extensive trail system.

Harris et.al.:CS8. Admit that the aesthetics analysis ignores views from Mount Anthony Country Club and Southern Vermont College and its trail network.

Harris et.al.:CS9. Admit that the Town of Bennington is struggling economically due to changes in manufacturing, housing availability, and widespread water contamination.

Harris et.al.:CS10. Admit that the greenhouse gas evaluation does not consider the carbon sequestration values of the forest proposed to be cleared for the project.

Harris et.al.:CS11. Admit that the new circumstance finding PFOA contamination of the groundwater on Apple Hill has not been addressed by Chelsea Solar.

Harris et.al.:CS12. Produce all studies related to the hydrology and PFOA contamination of Apple Hill.

- Harris et.al.:CS13. Admit that the forest is serving a purpose mitigating air pollution from traffic in the high traffic highway network below Apple Hill.
- Harris et.al.:CS14. Produce all studies commissioned related to air pollution from traffic.
- Harris et.al.:CS15. Produce all studies commissioned related to traffic on Willow Road during construction.
- Harris et.al.:CS16. Produce a diagram showing where the maximum number of vehicles anticipated to be present during construction will park.
- Harris et.al.:CS17. Admit that noise at the residences above will increase if the forest is cleared.
- Harris et.al.:CS18. Admit that the wind speeds at the residences above will increase if the forest is cleared.
- Harris et.al.:CS19. Admit that Chelsea Solar has submitted no testimony on air pollution from traffic and the value of urban forests in mitigating air pollution.
- Harris et.al.:CS20. Admit that the Project site is occupied by deer, bear, wild turkeys, red fox and other furbearers.
- Harris et.al.:CS21. Admit that the project site contains animal trails.
- Harris et.al.:CS22. Admit that deer and other wildlife will be displaced if the forest is cleared.
- Harris et.al.:CS23. Explain where the wildlife that currently occupy the site are likely to move to.
- Harris et.al.:CS24. When will the applicant apply for the General Permit for Stormwater Runoff from Construction Sites?
- Harris et.al.:CS25. What is the quantity of transformer oil to be used in the equipment skid?
- Harris et.al.:CS26. What will the poles to be placed in the wetland buffer be treated with?
- Harris et.al.:CS27. Produce photographs showing the area proposed for the one mile power line extension, and produce simulations using those photographs showing what the above ground power line extension will look like from various vantage points.
- Harris et.al.:CS28. Produce a viewshed analysis showing all vantage points from which the project is visible.
- Harris et.al.:CS29. Produce photographic simulations of plantings at the time of planting,

including from Harris residence.

Harris et.al.:CS30. Produce photographic simulations of plantings at full growth, including from Harris residence.

Harris et.al.:CS31. Produce the maintenance plan for the screening plantings proposed to be planted.

Harris et.al.:CS32. Explain the Project site from the historic and cultural landscape perspective.

Harris et.al.:CS33. Produce photos of all previous projects developed by Allco and Ecos Energy.

Harris et.al.:CS34. Produce info from all your previous projects in regards to community objections, problems or issues.

Harris et.al.:CS35. Produce a timeline from beginning of construction to end of construction, including clearing, chipping, site preparation and actual construction phases.

Harris et.al.:CS36. Produce specific details of the type and number of construction vehicles that would be accessing the site daily.

Harris et.al.:CS37. Produce information about the use of concrete at the site to stabilize the solar array.

Harris et.al.:CS38. What is the lifespan of the tarp/black fencing to be surrounding the fields of panels?

Harris et.al.:CS39. Produce photograph examples of other solar arrays where this specific poly fabric has been used, and how long it has been in place.

Harris et.al.:CS40. Produce photographic examples of any type of project where poly fabric has been in place for 20 years.

Harris et.al.:CS41. Produce a study of Willow Road's durability, showing the details of the road's foundation.

Harris et.al.:CS42. Produce evidence of insurance coverage for damaged property, roads or any other mishaps that may occur.

Harris et.al.:CS43. Produce specific information about employees that are to hired for this project during construction and operation.

Harris et.al.:CS44. Produce evidence of background checks on all subcontractors and employees who will be entering our neighborhoods.

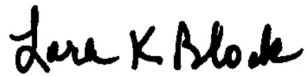
Harris et.al.:CS45. Produce the agreement with the town to return the both Willow Road and Hewitt drive to at least current conditions.

Harris et.al.:CS46. Explain what the plans are related to the road extension from Willow Road into the site. Are you going to build a gravel or other kind of road? Identify what kinds of road construction vehicles will be traveling through to do that.

Harris et.al.:CS47. Explain how Hewitt Drive will be used during construction.

Harris et.al.:CS48. Describe the outreach you have done to residents living on Hewitt Drive and the responses of residents to new power poles and construction vehicles.

Dated at Bennington, Vermont this 1st day of June, 2018 by,



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