

STATE OF VERMONT
PUBLIC UTILITY COMMISSION

Case No. 18-3449-PET

Petition of Salisbury AD 1, LLC for a certificate of public good, pursuant to 30 V.S.A. § 231, to own and operate a renewable natural gas facility in Salisbury, Vermont, and for de minimis regulation, and to address motions to transfer and amend the 30 V.S.A. § 248 CPG for the facility that was issued in Case 8596	
---	--

Order entered: 02/15/2019

PROCEDURAL ORDER RE: REVISIONS TO BLASTING PLAN

This case concerns the petition of Salisbury AD 1, LLC (“Applicant”) for proposed amendments to the Section 248 certificate of public good (“CPG”) issued by the Vermont Public Utility Commission (“Commission”) for a renewable natural gas facility at the Goodrich Farm on Shard Villa Road in Salisbury, Vermont (the proposed amended “Project”).

On February 8, 2019, the Applicant filed a standard blasting plan that would be used to develop a Project-specific blasting plan for the Project (exhibit SAD1-26).

The Applicant is directed to file a revised blasting plan that addresses the following:

1) The stipulation among the Applicant, the Vermont Agency of Natural Resources (“ANR”), and the Vermont Agency of Agriculture, Food, and Markets requires that all blasting for the Project be performed in accordance with ANR’s Blasting Plan Guidance Document and incorporate ANR’s Best Management Practices for Blasting to Avoid Environmental Contamination. These documents should be included in the blasting plan as attachments so that all blasting requirements are in a single document.

2) The blasting plan at Section II, Pre- and Post-Blast Surveys and Notifications should be revised as follows: (a) all references to a 500-foot radius should be changed to a 0.5-mile radius; (b) advance notice of the public information hearing should be provided to the town(s) and to residences within 0.5-mile of the blast site at least two weeks prior to the hearing (the plan as filed states *one* week); and (c) this section of the plan should specify that the blasting schedule, and any subsequent changes to the schedule, will be provided to the town(s) and

residences within 0.5-mile of the blast site at least one week prior to the commencement of any blasting activities.

3) The blasting plan at Section XII, Blaster Qualifications, should be revised to state that “all blasters on the Project will be licensed in the State of Vermont . . .” or alternatively, should specify that the licensed “blaster in charge” will be present and providing direction and oversight during all blasting activities for the Project.

Provided a revised blasting plan is filed that addresses these issues, I have no outstanding issues or need for a hearing. The Applicant is directed to file a revised blasting plan by February 19, 2019, so that the parties will have the opportunity to respond with any remaining questions or need for a status conference by the February 20, 2019, deadline in my Order dated February 7, 2019.

SO ORDERED.

Dated at Montpelier, Vermont, this 15th day of February, 2019.



Monica Stillman
Hearing Officer

OFFICE OF THE CLERK

Filed: February 15, 2019

Attest: 
Deputy 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. 18-3449-PET - SERVICE LIST

Parties:

Donald J. Einhorn, Esq. (for Vermont Agency of Natural Resources)
Vermont Agency of Natural Resources
1 National Life Drive, Davis 2
Montpelier, VT 05602-3901
donald.einhorn@vermont.gov

Andrew N. Raubvogel, Esq. (for Salisbury AD 1, LLC)
Dunkiel Saunders Elliott Raubvogel & Hand,
PLLC
91 College Street
P.O. Box 545
Burlington, VT 05402-0545
araubvogel@dunkielsaunders.com

*Alison Milbury Stone, Esq. (for Agency of Agriculture, Food & Markets)
Vermont Attorney General's Office
109 State Street
Montpelier, VT 05609-1001
alison.stone@vermont.gov

Victoria M. Westgate, Esq. (for Salisbury AD 1, LLC)
Dunkiel Saunders Elliott Raubvogel & Hand,
PLLC
91 College Street
P.O. Box 545
Burlington, VT 05402-0545
vwestgate@dunkielsaunders.com

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