

STATE OF VERMONT
PUBLIC UTILITY COMMISSION

Case No. 21-0861-RULE

Proposed revisions to Vermont Public Utility Commission Rule 5.400	
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Order entered: 08/26/2021

PROCEDURAL ORDER SETTING AGENDA FOR SEPTEMBER 2, 2021, WORKSHOP

On February 9, 2021, the Vermont Public Utility Commission issued an order opening a rulemaking to begin a review of Commission Rule 5.400. Along with the order opening the rulemaking, the Commission issued a set of proposed revisions to Rule 5.400. The Commission received a round of comments and reply comments on the proposed revisions.

On July 12, 2021, the Commission issued an order and a second set of proposed revisions to Rule 5.400 addressing the comments and reply comments filed in response to the first set of revisions issued on February 9, 2021, and announcing a workshop for September 2, 2021. The Commission also received a round of comments in response to the July 12 order.

We are holding a workshop in this matter on Thursday, September 2, 2021, at 9:30 a.m., via GoToMeeting. Participants and members of the public may access the workshop online at <https://global.gotomeeting.com/join/466741861>, or call in using the following information: Phone Number: +1 (646) 749-3129; Access Code: 466-741-861. Participants may wish to download the GoToMeeting software application in advance of the workshop at <https://global.gotomeeting.com/install/466741861>. Guidance on how to join the meeting and system requirements may be found at <https://www.gotomeeting.com/meeting/online-meeting-support>.

The Commission has found that remote workshops work best when they follow a specific agenda. After reading through all the comments filed to date, Commission staff has identified the topics to be discussed at this workshop. Please note that this list of topics is based only on an analysis by Commission staff of which proposed changes to Rule 5.400 would benefit the most from additional discussion. The selection of these topics does not in any way indicate that the Commission is uninterested in, or has rejected in any way, the other matters raised by

those who have filed comments. For instance, some comments have made straightforward suggestions that others agree with (or do not oppose), and Commission staff understands those suggestions and feels prepared to evaluate them without further discussion. We are actively reviewing all comments and will continue to do so as the rulemaking progresses. Although participants are free to suggest changes to the agenda for this meeting, the current plan is to divide our time as follows:

Time	Topic
9:15 AM – 9:30 AM	Pre-workshop meeting to address any technical concerns
9:30 AM – 9:45 AM	Roll call, introductory statements by Commission staff, discuss any proposed changes to the agenda
9:45 AM – 10:00 AM	Public comments by anyone who cannot stay for the workshop
10:00 AM – 11:00 AM	Act 250. Process, obstacles, and potential solutions, multiple rule sections (note: this discussion will not include a discussion of the Commission's authority to enact the Act 250 provisions in the proposed revised rule)
11:00 AM – 11:15 AM	Break
11:15 AM – 12:00 PM	Issues associated with linear projects, multiple rule sections
12:00 PM – 1:15 PM	Break
1:15 PM – 1:30 PM	Alternatives to grand list (5.402(A)(b))
1:30 PM – 1:40 PM	Advance notice expiration (5.402(D))
1:40 PM – 1:50 PM	Identification of adjoining projects (5.403(A)(15))
1:50 PM – 2:00 PM	Design-level versus conceptual detail (5.403(C))
2:00 PM – 2:10 PM	Public hearings, remote (5.410)
2:10 PM – 2:30 PM	Break
2:30 PM – 2:45 PM	Substantial changes, definition, notice requirements (5.411 and 5.412)

2:45 PM – 2:50 PM	Project costs, timing of notice (5.413)
2:50 PM – 3:00 PM	Natural resource report (5.402); service/notice of petition (5.406(A) & (B))
3:00 PM – 3:30 PM	Closing comments, next steps

SO ORDERED.

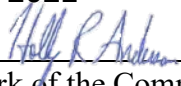
Dated at Montpelier, Vermont, this 26th day of August, 2021.



John J. Cotter, Esq.
Hearing Officer

OFFICE OF THE CLERK

Filed: August 26, 2021

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. 21-0861-RULE - SERVICE LIST

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