

STATE OF VERMONT  
PUBLIC UTILITY COMMISSION

Case No. 21-3587-NMP

Petition of Norwich Upper Loveland Solar, LLC. for a certificate of public good, pursuant to 30 V.S.A. §§ 248 and 8010, authorizing the installation and operation of a 500 kW (AC) group net-metering solar electric generation system in Norwich, Vermont	
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Order entered: 01/10/2022

**ORDER RE: PARTY STATUS AND DEADLINE FOR RESPONSES**

This case involves an application filed with the Vermont Public Utility Commission (“Commission”) by Norwich Upper Loveland Solar, LLC (“Applicant”) for a certificate of public good (“CPG”) to construct and operate a 500 kW solar electric generation project in Norwich, Vermont (the proposed “Project”). In this order, I address the notices of intervention, motions to intervene, and requests for hearing filed in this case and set a deadline for responding to those filings.

**A. Background**

The deadline for filing comments, notices or motions to intervene, or hearing requests in this case was January 3, 2022.

On January 3, 2022, the following individuals filed notices of intervention as adjoining landowners: Dan and Jenn Goulet; and Samin Kim and Jayoung Joo.

Also on January 3, 2022, the Commission received motions to intervene and hearing requests from the following individuals:

- Motions to Intervene: John and Heather Benson; Stephen Gorman; and Laurence and Shelley Ufford.
- Requests for Hearing: John and Heather Benson; Dan and Jenn Goulet; and Stephen Gorman.

In addition to the comments and motions above, the Commission also received comments on the case on January 3, 2022, from the Vermont Department of Public Service, the Vermont Agency of Natural Resources (“ANR”), and the Vermont Division of Historic Preservation.

On January 5, 2022, the Commission received a notice of intervention and a request for a hearing from adjoining landowner Aaron Lamperti. The Commission also received a motion to intervene and a request for a hearing from John Lewis, who states that he is a member and the manager of the host landowner, 38 Acres LLC.<sup>1</sup>

**B. Notices of intervention filed on or before 1/3/22**

Commission Rule 5.117 addresses party status in the Commission's net-metering proceedings. Commission Rule 5.117(B)(3) grants party status to, among others, adjoining landowners, provided that they file a notice of intervention. Dan and Jenn Goulet, and Samin Kim and Jayoung Joo are adjoining landowners identified in the Applicant's application materials and filed timely notices of intervention. Dan and Jenn Goulet, and Samin Kim and Jayoung Joo, are granted party status.

**C. Notices and motions requiring a response**

The motions to intervene filed by John and Heather Benson; Stephen Gorman; and Laurence and Shelley Ufford, and the requests for a hearing filed by John and Heather Benson; Dan and Jen Goulet; and Stephen Gorman, were all filed on or before the deadline for filing in this case.

The notice of intervention and request for a hearing filed by Aaron Lamperti and the motion to intervene and request for a hearing filed by John Lewis were all filed after the January 3, 2022, deadline.

I request that the parties provide responses to the above notice, motions, and hearing requests. For the notice of intervention, motion to intervene, and hearing requests filed after the January 3 deadline, I ask the parties to address the merits of those motions in addition to raising any objections based on the time of filing.

Because of the substantial number of filings to be addressed in this case, I ask that the parties respond by **no later than February 1, 2022**.

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<sup>1</sup> These filings were incorrectly filed in ePUC as public comments, but have been corrected to reflect that the filings are motions.

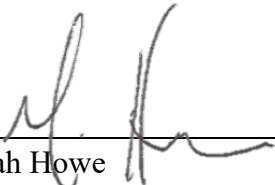
**D. Applicant Response to ANR Comments**

ANR’s comments filed on January 3, 2022, proposed CPG conditions to protect streams, wetlands, and necessary wildlife habitat. ANR has also noted that the “Project proposes the twelfth highest acreage of forest clearing per kWh” out of the projects for which ANR has collected data since 2016.

I ask the Applicant to provide a response to ANR’s comments, including any objections ANR’s proposed conditions, **no later than February 15, 2022.**

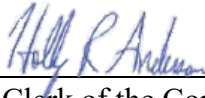
**SO ORDERED.**

Dated at Montpelier, Vermont, this 10th day of January, 2022.

  
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Micah Howe  
Hearing Officer

OFFICE OF THE CLERK

Filed: January 10, 2022

Attest:   
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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. 21-3587-NMP - SERVICE LIST

Parties:

^John and Heather Benson, *pro se*  
8 Spur LN  
Norwich, VT 05055  
jkbenson3@gmail.com

Benjamin Civiletti  
Department of Public Service  
112 State Street  
Montpelier, VT 05620  
benjamin.civiletti@vermont.gov

(for Vermont Department of Public Service)

\*Greg Boulbol, General Counsel  
Vermont Natural Resources Board  
nrb.comments@vermont.gov

(for Vermont Natural Resources Board)

^Stephen CN Gorman, *pro se*  
504 Hawk Pine Road  
Norwich, VT 05055  
steve@stephengorman.com

Dan & Jenn Goulet, *pro se*  
185 Upper Loveland Road  
Norwich, VT 05055  
jygoulet08@gmail.com

Kimberly K. Hayden, Esq.  
Paul Frank + Collins PC  
One Church Street 05402  
P.O. Box 1307  
Burlington, VT 05401  
khayden@pfclaw.com

(for Norwich Upper Loveland Solar LLC)

Jayoung Joo, *pro se*  
147 Upper Loveland Road  
Norwich, VT 05055  
jayoung.joo@gmail.com

Samin Kim, *pro se*  
147 Upper Loveland Road  
Norwich, VT 05055  
skim2308@gmail.com

Aaron Lamperti, *pro se*  
557 New Boston Rd  
Norwich, VT 05055  
aaron.lamperti@gmail.com

^John C. Lewis, *pro se*  
346 Palm Street  
Hollywood, FL 33019  
jlewis6577@aol.com

Karin McNeill  
Vermont Agency of Natural Resources  
1 National Life Drive  
Davis 2  
Montpelier, VT 05620-3901  
Karin.McNeill@vermont.gov

(for Vermont Agency of Natural Resources)

^Laurence and Shelley Ufford, *pro se*  
64 Loveland Road  
Norwich, VT 05055  
ljufford@t-n.com