

**STATE OF VERMONT
PUBLIC UTILITY COMMISSION**

Petition of Randolph Davis Solar LLC for a	)	
certificate of public good, pursuant to 30 V.S.A.	)	Case No. 21-2939-NMP
§§ 248 and 8010, authorizing the installation	)	
and operation of a 500 kW group net-metered	)	<i>Filed electronically via ePUC</i>
solar electric generation system in Randolph,	)	
Vermont	)	

VERMONT AGENCY OF NATURAL RESOURCES’S UPDATED COMMENTS

Pursuant to the Public Utility Commission’s (“Commission”) Order Revising the Schedule issued on July 21, 2022, the Vermont Agency of Natural Resources (“Agency”) submits the following updated comments related to the above-captioned case.

Consistent with its comments filed on October 10, 2021 and June 24, 2022, the Agency continues to find that the Project as currently proposed will not have undue adverse effects on the natural environment and the use of natural resources under the relevant criteria outlined in 30 V.S.A. § 248(b)(5) and under the Agency’s review. This finding remains conditioned on the adoption of appropriate Certificate of Public Good (“CPG”) conditions to ensure adequate protection of the natural environment and resources.

The Agency proposed appropriate conditions in its October 2021 comment letter and Randolph Davis Solar, LLC (“Applicant”) has agreed to include those conditions in their proposed CPG. The Agency also requests the inclusion of an additional Project CPG condition as a result of Petitioner identifying a vernal pool near the Project site.

Applicant conducted an additional visit to the Project site in summer 2022 and confirmed the existence of a vernal pool and Class II wetlands complex northwest of the Project site. Applicant has since moved the proposed Project site boundaries to accommodate a 100’ buffer from the vernal pool and wetlands. That change is reflected in Exhibit RDS-MS-2 (rev. 7-13-22).

As a result, the Agency requests that any CPG issued for the proposed Project include the following condition:

The CPG Holder shall not disturb or impact vernal pools and their 100-foot buffer zones.

Dated at Montpelier, Vermont, this 9th day of September 2022.

Respectfully submitted,

VERMONT AGENCY OF NATURAL RESOURCES:

By:



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