

STATE OF VERMONT  
PUBLIC UTILITY COMMISSION

Case No. 21-3587-NMP

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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: 11/22/2024

**CERTIFICATE OF PUBLIC GOOD (“CPG”) ISSUED**  
**PURSUANT TO 30 V.S.A. SECTIONS 248 & 8010**

IT IS HEREBY CERTIFIED that the Vermont Public Utility Commission (“Commission”) this day found and adjudged that the site preparation, construction, operation, and maintenance of a 500 kW solar group net-metering system by Norwich Upper Loveland Solar LLC (“CPG Holder”) at 201 Upper Loveland Road in Norwich, Vermont (the “Project”), in accordance with the evidence and plans submitted in this proceeding, will promote the general good of the State, subject to the following conditions.

1. Site preparation, construction, operation, and maintenance of the Project must be in accordance with the plans and evidence submitted in this proceeding. Any material deviation from these plans or a substantial change to the Project must be approved by the Commission. Failure to obtain advance approval from the Commission for a material deviation from the approved plans or a substantial change to the Project may result in the assessment of a penalty pursuant to 30 V.S.A. §§ 30 and 247.

2. The net-metering system must comply with all applicable existing and future statutory requirements and Commission Rules and Orders.

3. In the event this CPG is transferred pursuant to Commission Rule 5.110, the new CPG Holder must file the required certificate transfer form with the Commission before operating the system.

4. Pursuant to Commission Rule 5.110(C), if the net-metering system is not commissioned within one year of the date of this CPG, this CPG will be revoked unless otherwise ordered by the Commission.

5. All environmental attributes associated with the Project's output, including any renewable energy credits ("RECs"), will be transferred to Green Mountain Power Corporation pursuant to Commission Rule 5.127(B) with no REC adjustor.

6. Pursuant to Commission Rule 5.127(C), a siting adjustor of negative four cents per kilowatt hour will apply to all energy generated by the net-metering system.

7. As required by 30 V.S.A. § 248(a)(7), within 45 days of the date of this CPG, the CPG Holder must record a notice of the CPG on the form available at <http://puc.vermont.gov/document/cpg-municipal-notice-form> in the land records of each municipality in which a facility subject to the CPG is located. The CPG Holder must file proof of this recording with the Commission.

8. As provided in 30 V.S.A. § 248(t), despite any contrary provision of the law, primary agricultural soils as defined in 10 V.S.A. § 6001 located on the site of a solar electric generation facility approved under Section 248 must remain classified as such soils, and the review of any change in the use of the site subsequent to the construction of the facility must treat the soils as if the facility had never been constructed.

9. Before beginning site preparation or construction of the Project, the CPG Holder must obtain all necessary permits and approvals. Site preparation, construction, operation, and maintenance of the Project must be in accordance with such permits and approvals.

10. The CPG Holder must restrict construction activities and related deliveries for the Project to the hours between 7:00 A.M. and 7:00 P.M. Monday through Friday and between 8:00 A.M. and 5:00 P.M. on Saturdays. No construction activities or deliveries are allowed on Sundays, state holidays, or federal holidays.

11. The CPG Holder must implement and must pay for any system upgrades determined by the interconnecting utility to be necessary to safely interconnect the net-metering system, other than those determined by the interconnecting utility to be necessary to correct a pre-existing condition.

12. Once the Project is no longer in service, Project facilities must be removed from the site, and the site must be restored, in accordance with Commission Rule 5.904(A).

13. The CPG Holder must pay all invoices (if any) from any State agency that (a) are related to this proceeding and (b) are not still under review by the Commission.

14. Before Project operation, the CPG Holder must file with the Commission a description of the measures used to comply with the National Electrical Code's "Guarding of Live Parts" requirements (e.g., fence, solar scrim) and prevent unauthorized access to energized equipment in the constructed Project.

15. The CPG Holder must maintain undisturbed, naturally vegetated riparian zones except for activities within the existing footprint of the access road depicted on Exhibit NUL MS-2 (4/26/23) Site Plan. The riparian zone shall be measured inland, perpendicular to and horizontally 50 feet from the stream's top-of-bank or, where a wetland is contiguous to the stream, from the upland edge of the delineated wetland, and extends to the water's edge at base flow conditions. The term "undisturbed" means no activities that may cause or contribute to ground or vegetation disturbance, or soil compaction, including but not limited to construction; earth-moving activities; storage of materials; tree trimming or canopy removal; tree, shrub, or groundcover removal; plowing or disposal of snow; grazing; and mowing.

16. Where the Project is within 100 feet of any riparian zone boundary, before site preparation and construction, maintenance involving earth disturbance, and decommissioning, the CPG Holder must install a continuous line of visible flagging along the Project Limits identifying the riparian zone as a protected area.

17. The Project must avoid impacts on Class II wetlands and 50-foot wetlands buffer zones, or the CPG Holder must obtain and comply with the provisions of a Vermont Wetlands Permit for any activity that is not an Allowed Use designated in Section 6 of the Vermont Wetland Rules.

18. The CPG Holder must leave undisturbed the vernal pool and pool envelope abutting the south Project limits. The pool envelope boundary is measured 100 feet perpendicularly around the perimeter of the vernal pool's high-water mark.


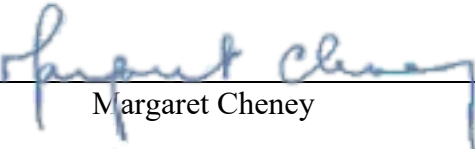

19. Where the Project is within 100 feet of the pool envelope boundary, before site preparation and construction, maintenance involving earth disturbance, and decommissioning, the CPG Holder must install a continuous line of visible flagging along the Project Limits identifying the protected vernal pool and envelope.

20. Site preparation, construction, vegetation management, maintenance activities that may cause earth disturbance, and decommissioning must only occur between May 15th and August 31st or between October 16th and March 14th.

21. Erosion prevention and sediment control measures required by the Vermont Stormwater Rules must be installed outside the pool envelope, designed to allow for amphibian passage, and designed to prevent sediment transport into the pool envelope. The CPG Holder must remove erosion prevention and sediment control measures within 30 days following final stabilization.

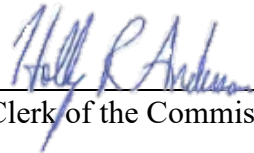
22. Where fencing is installed for the Project, it must be designed with a minimum six-inch by six-inch mesh extending from the ground level up to three feet or higher.

Dated at Montpelier, Vermont, this 22nd day of November, 2024.

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Edward McNamara	) PUBLIC UTILITY
_____ )	)
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Margaret Cheney	) COMMISSION
_____ )	)
 _____ )	)
J. Riley Allen	) OF VERMONT

OFFICE OF THE CLERK

Filed: November 22, 2024

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](mailto:puc.clerk@vermont.gov))*

PUC Case No. 21-3587-NMP - SERVICE LIST

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\*Notice of appearance to be filed.