

**STATE OF VERMONT
PUBLIC UTILITY COMMISSION**

Petition of Williston H Solar, LLC for a	)	
certificate of public good pursuant to	)	
30 V.S.A. § 248 for a 2.75 MW	)	
ground-mounted solar array located off	)	
Redmond Road in Williston, Vermont	)	Case No. 25-2774-PET
	)	
	)	

**MEMORANDUM OF UNDERSTANDING BETWEEN THE VERMONT DIVISION
FOR HISTORIC PRESERVATION AND WILLISTON H SOLAR, LLC**

This Memorandum of Understanding (“MOU”) dated as of December 16, 2025, sets forth the agreement of the Vermont Division for Historic Preservation (“VDHP”) and Williston H Solar, LLC (“Petitioner”) regarding the above-captioned proceeding. VDHP and Petitioner are also referred to collectively herein as the “Parties” and individually as a “Party.” Petitioner shall conduct archaeological investigation(s) and prepare related reports to identify, evaluate, and mitigate, if necessary, impacts to archaeological sites within the Project area. Petitioner’s archaeological consultant shall submit any scope of work to the VDHP for review and approval before commencing the work.

PRELIMINARY STATEMENT

On November 6, 2025, Petitioner filed a petition and supporting testimony and exhibits with the Vermont Public Utility Commission (the “Commission”) requesting a Certificate of Public Good (“CPG”) under 30 V.S.A. § 248 authorizing construction and operation of a 2.75 MW solar electric generation facility in Williston, Vermont (the “Project”).

The Project is located on approximately 11 acres of a 440-acre parcel of land accessible from Redmond Road in Williston, Vermont (the “Property”), on tax parcel ID 04-010-027-000 (Tax ID 759-241-11611). at N 44° 28' 4.8" W 73° 6' 6.84". The Petitioner has rights to lease the Property from the landowner.

On January 22, 2025, Petitioner submitted a 45-day Advance Notice to the Commission, VDHP, and other entities, in accordance with PUC Rule 5.107(B). VDHP conducted a desk-top

review of the Project area as well as the information contained in the 45-day Advance Notice and made an assessment of archaeological sensitivity. To address potential adverse effects on archaeological resources, Petitioner shall undertake the actions specified in the stipulations set forth below in this MOU, in accordance with such stipulations.

VDHP has also considered the Project's effect on above-ground historic structure, districts, and landscapes. Based on a review of Project plans and the *Aesthetic & Orderly Development Analysis Report* submitted as Exhibit WHS-JO-2, the Project will have limited visibility from any nearby historic properties. It is VDHP's opinion that the Project will cause no adverse effects to above-ground historic resources.

STIPULATIONS

1. Petitioner shall conduct archaeological investigation(s) and prepare, related reports to identify, evaluate, and mitigate, if necessary, impacts to archaeological sites within the Project area. Petitioner's archaeological consultant shall submit any scope of work to the VDHP for review and approval before commencing the work.
2. Prior to the completion of all relevant archaeological investigations, the Petitioner, in consultation with the VDHP, shall identify the project area as a not-to-be-disturbed archaeological buffer zone. Topsoil removal, grading, scraping, cutting, filling, stockpiling, logging or any other type of ground disturbance shall be prohibited within the archaeological buffer zones until all necessary archaeological work is completed. Agricultural cultivation consistent with past practices to facilitate the archaeological review shall not constitute ground disturbance.
3. All relevant archaeological studies to identify, evaluate, or mitigate impacts to archaeological sites shall be carried out by a qualified consulting archaeologist. All such studies and associated reports shall follow the VDHP *Guidelines for Conducting Archaeological Studies in Vermont* (2017). A digital copy of the final report shall be submitted to the VDHP. Any archaeological reports submitted to the Public Utility Commission shall have specific archaeological site locational information redacted in accordance with 22 V.S.A. § 761(b) and 1 V.S.A. § 317(c) (20).

4. The archaeological investigations shall be scheduled so that mitigation measures, if any are determined to be necessary, can be satisfactorily planned and accomplished prior to site preparation and construction of the Project. Any archaeological sites within the Project area shall not be impacted until mitigation measures have been completed. Proposed mitigation measures must be approved by the VDHP prior to implementation. Mitigation may include but is not limited to further site evaluation, data recovery, or modification of the buffer zone boundaries or the specific conditions that refer to the same.
5. Any changes to the Project that arise via compliance with this MOU and/or resulting from mitigation measures approved by VDHP are subject to prohibitions on substantial changes or material deviations pursuant to Commission rule 5.412, including that any substantial changes must be approved by the Commission.
6. The Parties agree that the Certificate of Public Good shall be conditioned upon Petitioner's compliance with stipulations 1-5 of this MOU.
7. This MOU is governed by Vermont law and any disputes under this MOU shall be decided by the Commission.
8. The Parties agree that this MOU shall not be construed by any party or tribunal as a waiver as to jurisdiction or otherwise having precedential impact on any future proceeding involving either Party, except as necessary to implement this MOU or to enforce an order of the Commission resulting from this MOU.
9. The Parties have made specific compromises to reach this Memorandum of Understanding. In the event that the Commission fails to approve this MOU in its entirety or acts to overrule or disapprove any portion hereof, each such Party agrees that the agreement set forth herein may terminate, if such Party determines in its sole discretion, and each shall have the same rights as each would have had absent this MOU.

Dated at Richmond, Vermont this 5th day of January, 2026.

VERMONT DIVISION FOR HISTORIC PRESERVATION

By:

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Dated at Montpelier, Vermont this 5th day of January 2026.

Williston H Solar, LLC
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