

STATE OF VERMONT
PUBLIC UTILITY COMMISSION

Case No. 26-0261-PET

Petition of Novus 242 Solar LLC for a certificate of public good, pursuant to 30 V.S.A. § 248, authorizing the installation and operation of a 3.75 MW ground-mounted solar array in Jay, Vermont	
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Order entered: 03/06/2026

ORDER GRANTING REQUEST FOR WAIVER

On February 6, 2026, Novus 242 Solar LLC (“Petitioner”) filed a petition, pursuant to 30 V.S.A. § 248, with the Vermont Public Utility Commission (“Commission”) for a certificate of public good (“CPG”) to construct a 3.75 MW solar electric generation facility in Jay, Vermont (the “Facility”).

On February 11, 2026, Commission staff issued a memorandum concluding that the petition was incomplete pursuant to Commission Rule 5.403(A)(1) and (14) because the petition did not contain sufficient information to support a positive finding under 30 V.S.A. § 248(b)(3) (system stability and reliability) and to comply with Commission Rule 5.500, regarding interconnection procedures for electric generation facilities. The Petitioner anticipated this incomplete determination and requested that the Commission waive the completeness requirement for these specific provisions, pursuant to Commission Rule 5.415, based on the unique circumstances of this case. The memorandum stated that the request would be treated as a motion for waiver, pursuant to Commission Rules 2.107 and 5.415, and requested that any responses to the request be filed within 14 days of the issuance date of the memorandum.

As outlined in the petition and its supporting testimony, the Commission has already granted the Petitioner a CPG to build a 500 kW net-metering facility on the site.¹ In lieu of constructing the net-metering facility, the Petitioner seeks to construct the proposed 3.75 MW Facility and intends to sell the power to Vermont Electric Cooperative (“VEC”).² VEC plans to use the power from this Facility to help satisfy its obligations under the Vermont Renewable

¹ Alex Bravakis, Petitioner (“Bravakis”) pf. at 2. If the Commission issues a CPG for this petition, the Petitioner consents to a condition in the CPG revoking the CPG for the net-metering facility. Bravakis pf. at 5.

² Bravakis pf. at 5 and 9.

Energy Standard (“RES”).³ The Petitioner is seeking to qualify the Facility under the expiring federal Investment Tax Credit (“ITC”) and to do so the Facility must commence construction by July 2026 or be fully operational by the end of 2027.⁴ Qualifying for the ITC will enable the Petitioner to sell the power to VEC at a lower cost per unit.⁵

The Petitioner submitted its interconnection application to VEC on November 5, 2025, and VEC has completed its preliminary review.⁶ VEC is currently working on the System Impact Study (“SIS”), which is expected to be completed in the coming weeks.⁷ The Petitioner will file the results of the SIS as soon as it is completed.⁸ The Petitioner seeks a waiver due to concerns about the expiration of the ITC, in hopes that the Commission can initiate proceedings and establish a schedule for the proceeding while the SIS is being completed.

On February 25, 2026, the Department filed comments recommending that the Commission grant the Petitioner’s request because good cause exists to grant a waiver of the completeness requirement pursuant to Commission Rules 2.107 and 5.415, given that the expiration of the ITC is outside the Petitioner’s control and has the potential to affect the viability of the Facility.

Commission Rule 2.107 provides, “[t]o prevent unnecessary hardship or delay, to prevent injustice, or for other good cause, the Commission may waive the application of a rule under such conditions as it may require, unless precluded by the rule or by statute.” Commission Rule 5.415 provides, “[f]or good cause, the Commission may waive any of the requirements of this rule.”

Commission Rules 5.403(A)(1) and (14) require a petitioner to file: (1) “[p]refiled evidence (testimony and exhibits) that demonstrates how the proposed project complies with each of the separate criteria of 30 V.S.A. § 248(b) and promotes the general good of the State in compliance with 30 V.S.A. § 248(a). The testimony and exhibits must contain sufficient facts to support a positive finding by the Commission under each of the applicable Section 248 criteria,” and (2) “[i]nformation to document compliance with Commission Rule 5.500 regarding

³ Bravakis pf. at 5.

⁴ Bravakis pf. at 9-10.

⁵ Bravakis pf. at 9.

⁶ Bravakis pf. at 12.

⁷ Bravakis pf. at 12-13.

⁸ Bravakis pf. at 13.


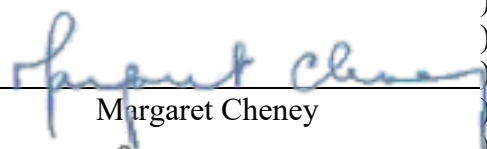
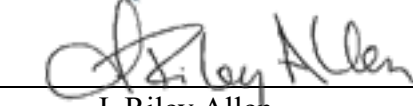
interconnection procedures for electric generation facilities.” Under 30 V.S.A. § 248(b)(3), to grant a CPG, the Commission must find that a Facility “[w]ill not adversely affect system stability and reliability.”

The Commission concludes that good cause exists to grant a waiver of the completeness requirement specific to filing sufficient evidence to demonstrate compliance with criterion (b)(3) of Section 248 and Commission Rule 5.500. The Petitioner submitted its interconnection application to VEC in November 2025, and VEC has completed a preliminary review. VEC is currently working on an SIS, which is expected to be completed in the coming weeks. The Commission will not issue any CPG for this Facility until the Petitioner files an SIS that demonstrates compliance with 30 V.S.A. § 248(b)(3) and Commission Rule 5.500. Delaying the initiation of this proceeding to wait for the SIS to be filed could potentially result in Novus continuing to pursue the 500 kW net-metering project rather than this proposed alternative 3.75 MW Facility, which would help VEC meet the RES requirements at a lower cost. Based on the foregoing, the Commission grants the waiver.

The petition is deemed administratively complete. Following the issuance of this order, the Clerk of the Commission will issue a separate memorandum regarding the notice provisions with which the Petitioner must comply and will notice a scheduling conference.

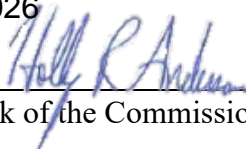
SO ORDERED.

Dated at Montpelier, Vermont, this 6th day of March, 2026.

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

OFFICE OF THE CLERK

Filed: March 6, 2026

Attest: 

 Clerk of the Commission

PUC Case No. 26-0261-PET - SERVICE LIST

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