

STATE OF VERMONT  
PUBLIC UTILITY COMMISSION

Case No. 21-2939-NMP

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Petition of Randolph Davis 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 group net-metered solar electric generation system in Randolph, Vermont	
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Order entered: 12/16/2021

**PROCEDURAL ORDER**

This case concerns an application filed with the Vermont Public Utility Commission (“Commission”) by Randolph Davis Solar LLC (“Applicant”) to construct and operate a 500 kW group net-metered solar electric generation system in Randolph, Vermont (the proposed “Project”). Comments, intervention requests, and requests for hearing were due on October 25, 2021.

On November 30, 2021, I issued an Order asking Joan Allen and Michael Binder (“Adjoining Landowners”) to make a filing by December 14, 2022, to clarify whether they are requesting a hearing. I also asked the Applicant to respond to all filings received in this proceeding by December 22, 2021

On December 7, 2021, the Applicant made a filing asking whether it may delay its response until such time that rebuttal testimony is due to be filed in the event that a hearing is requested by the Adjoining Landowners.

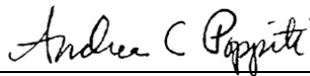
On December 14, 2021, the Adjoining Landowners filed a response stating that they are requesting an evidentiary hearing in this proceeding. The Adjoining Landowners object to the Applicant’s request to delay its response to the information requested in my November 30 Order. The Adjoining Landowners’ affidavit suggests that the Randolph Planning Commission may revoke its preferred site designation of the Project if portions of the array are located on slopes greater than 25%. The Adjoining Landowners moved for a stay in this proceeding pending determination of the status of the preferred site letter by Town of Randolph Planning Commission.

On December 15, 2021, the Applicant filed a response to the Adjoining Landowners' motion to stay the proceeding stating that the Randolph Planning Commission has not revoked the preferred site designation for the Project. The Applicant included a letter dated December 14, 2021, from the Randolph Planning Commission stating acceptance of the Applicant's guarantee that the array will be "arranged so that solar panels within the current limit of disturbance are not installed on slopes greater than 25%."

Because the status of the preferred designation letter has not changed, the Adjoining Landowners' motion to stay the proceeding is denied. A separate order will be issued granting the Adjoining Landowners' request for a hearing and a scheduling conference date will be set. The Applicant may disregard the December 22 deadline set in my November 30 Order.

**SO ORDERED.**

Dated at Montpelier, Vermont, this 16th day of December, 2021.



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Andrea Poppiti  
Hearing Officer

OFFICE OF THE CLERK

Filed: December 16, 2021

Attest: Pamela Leachan  
Deputy 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. 21-2939-NMP - SERVICE LIST

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