

**STATE OF VERMONT
PUBLIC UTILITY COMMISSION**

Case No. 21-3587-NMP

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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**VERMONT DEPARTMENT OF PUBLIC SERVICE’S RESPONSE
TO AARON LAMPERTI’S NOTICE OF INTERVENTION AND REQUEST FOR HEARING**

On January 5, 2022, Aaron Lamperti (“Adjoining Landowner”) filed a notice of intervention and a request for hearing in the above-captioned proceeding. The Vermont Department of Public Service (“Department”) hereby responds to both filings.

The Department does not object to the notice of intervention or request for hearing on the basis of timeliness. Though the filings were two days late, they do not create undue delay at this early stage of the proceeding, nor has the Department identified any prejudice to the interests of existing parties or the public.

The Department does not oppose the merits of the notice of intervention: adjoining landowners are granted party status pursuant to Vermont Public Utility Commission (“Commission”) Rule 5.117(B)(3), provided they file a notice. As to the request for hearing, various aspects of the proposed project and its potential impacts are discussed. Pursuant to Commission Rule 5.119, “[a] hearing requested by a party will be granted provided that the request raises: (1) one or more substantive issues under the applicable Section 248 criteria; or (2) a substantive issue that is within the Commission’s jurisdiction to resolve.” Further, “[r]equests must be supported by more than general or speculative statements.”¹

Though not opposed to the hearing request, the Department is not able to identify the extent to which Adjoining Landowner wishes to present evidence on specific substantive issues. The Department respectfully requests that the Commission seek additional detail from Adjoining Landowner and limit the scope of any hearing to substantive issues that are raised under the applicable § 248 criteria or are within the Commission’s jurisdiction to address.

¹ See Commission Rule 5.119(B).

DATED at Montpelier, Vermont this 1st day of February, 2022.

Respectfully Submitted,

VERMONT DEPARTMENT OF PUBLIC SERVICE

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cc: ePUC Service List