

THE STATE OF NEW HAMPSHIRE
SITE EVALUATION COMMITTEE

Docket No. 2011-2

Antrim Wind Energy LLC

and

Board of Selectmen, Town of Antrim, New Hampshire

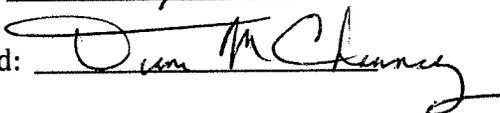
Re: Addendum signatures to filed petition

Attached are addendum signatures to a petition filed on April 15, 2011, with the State of New Hampshire Site Evaluation Committee in reference to the above matter. The original petition contains the exact wording of this addendum.

The Supervisors of the Checklist of the Town of Antrim certify that the within contains 15 signatures of registered voters in the Town of Antrim, New Hampshire.

The signatures were verified by Supervisor of the Checklist Diane M. Chauncey on April 21, 2011, by the following method: those names appearing on the current checklist are indicated with a checkmark; those names not appearing on the checklist are indicated by a "No" before the name.

Date: 4/21/2011

Signed: 

Diane M. Chauncey
Supervisor of the Checklist
Town of Antrim

As the filer of the original Petition Against Jurisdiction, I respectfully request that these signatures be added to that Petition.

If that request is not possible, please accept these signatures as a separate document to filed under Public Comment in this proceeding .

Date: April 21, 2011

Signed: 

Mary E. Allen
21 Summer St.
Antrim NH 03440
(603) 558-2742
mallen65@hotmail.com

PETITION

We, the undersigned registered voters in the Town of Antrim, New Hampshire, request that the State of New Hampshire Site Evaluation Committee rule against the Petition for Jurisdiction Over Renewable Energy Facility requested by Antrim Wind Energy LLC.

We request this ruling for the following reasons:

1. We assert the timing for this Petition for Jurisdiction is not ripe.

- a. The first request to the NH Site Evaluation Committee for jurisdiction oversight came from the Antrim Board of Selectmen, in a letter received in your office Feb. 10, 2011. It requests State oversight "if and when an application is made to construct this facility."

Antrim Wind Energy LLC has not submitted an application (as defined under 162-H:7, Application for Certificate) or even a preliminary site plan for this project to the Town of Antrim, the Antrim Planning Board, or the NH Site Evaluation Committee. This project is not fully developed. Antrim Wind Energy LLC's own Petition reveals plans to conduct further studies and discussions before an application will be ready, by current estimate at the end of 2011.

Thus, Antrim's Wind Energy LLC's petition for immediate jurisdiction determination is clearly not within the terms of the original Antrim Board of Selectmen's request. For this reason alone, appropriateness of exercise, and perhaps further, the manner of any exercise of discretionary jurisdiction is not ripe for determination.

- b. In addition, the membership of the Antrim Board of Selectmen and the Antrim Planning Board changed significantly after town elections on March 8, 2011. As a result, the majority of the Antrim Planning Board no longer supports the Town's request for State oversight, and only one Selectman who supported the vote to request NH Site Evaluation Committee jurisdiction, if and/or when a site plan for this project is submitted, is currently in office.
- c. Given both of the points above, we are asking the NH Site Evaluation Committee to either deny the Antrim Wind Energy LLC's petition without prejudice to resubmit or that the issue be subject to continuance under SEC procedural rule Site 202.17 until ripe.

2. We assert that jurisdiction over the Antrim Wind Energy LLC project is a matter for local control.

- a. The Town of Antrim has a fully developed Zoning Ordinance plus Subdivision Regulations, including Site Plan Review. Planning and zoning regulations have been in effect in Antrim since 1974. As the land use landscape changed over the decades, the Town's lawfully elected or appointed land use boards have properly and diligently overseen the development of new regulations, ordinances and master plans in a timely and productive manner.
- b. The Antrim Planning Board is currently developing local procedures, including possible zoning ordinances or overlays, for wind energy projects consistent with RSA 672:1, III-a. That work, to be assisted by an ad hoc advisory committee, is expected to be completed within six months and should be ready for a Special Town Election vote in Fall 2011 or, at the latest, by March 2012. That schedule will not cause undue delay to this developer. This important work will be rendered moot if jurisdiction over Antrim Wind Energy LLC's project is considered and ruled upon before the Antrim voters have the opportunity to vote on any fully developed planning instruments proposed.

3. We assert that premature jurisdiction by the State of New Hampshire over this project might invite litigation and unnecessary expense for the Town of Antrim, the State of New Hampshire, and/or the project developer.

- a. Allowing this local renewable energy project, the extent of which is contained solely within the borders of the Town of Antrim, to be subject to siting oversight from the State is not warranted.

June M. Channay

Acceptance of State jurisdiction is discretionary, and this project is undersized and not clearly defined for the burdens of the NH Site Evaluation Committee, especially when local controls and procedures are in place.

- b. Numerous Antrim voters have clearly indicated at public meetings that they wish this matter to be handled by the local boards and by the local ordinances they have supported over the Town's 37-year history with planning and zoning. Premature assertion of control by the State will invite litigation against the Town, Antrim Wind Energy LLC, and the State from stakeholders who would be excluded from the local process they have enjoyed for decades. Exemption consideration under RSA 162-H:4, IV would be improperly foreclosed.
- c. In addition, future litigants may construe such a request for State oversight as an effort to avoid local control over a locally controllable land use dispute. If the State accepts jurisdiction here, and most especially if done precipitously, it sets a bad precedent for other small renewable energy projects which could be subject to State siting simply because the developer wants to avoid local control.

<i>Linda Bundy</i> Signature	Linda Bundy Print name	169 Turner Hill Rd. Antrim, NH Address
<i>Fred Blair</i> Signature	FRED BLAIR Print name	62 PIERCE LAKE Rd. Address
<i>Nancy F. Blair</i> Signature	NANCY F. BLAIR Print name	62 PIERCE Lk Rd, Antrim N.H. Address
<i>Jonathan Blair</i> Signature	Jonathan Blair Print name	62 PIERCE Lake Rd. Antrim NH Address
<i>Lisa E Hennessy</i> Signature	Lisa E Hennessy Print name	22 Buttercup Lane Antrim, NH Address
<i>Mary S. Payne</i> Signature	Mary S. Payne Print name	50 Old Hancock Rd Address
<i>Amelia Begloe</i> Signature	Amelia Begloe Print name	260 Pleasant St, Address
_____ Signature	_____ Print name	_____ Address
_____ Signature	_____ Print name	_____ Address
_____ Signature	_____ Print name	_____ Address

Dune M Channing

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Susan Vayens
Signature

SUSAN VAYENS
Print name

372 Keene Rd, NH 03440
Address

Rene Vayens
Signature

Rene Vayens
Print name

372 KEENE RD. Antrim NH 03440
Address

Sheila Proctor
Signature

Sheila Proctor
Print name

485 Smith Rd. Antrim NH 03440
Address

Signature

Print name

Address

