

STATE OF NEW HAMPSHIRE
SITE EVALUATION COMMITTEE
Docket No. 2022-01

Town of Lempster
Petition for Declaratory Ruling

AVANGRID RENEWABLES, LLC'S AND LEMPSTER WIND, LLC'S
ASSENTED-TO MOTION FOR SITE INSPECTION

NOW COME Avangrid Renewables, LLC (“Avangrid Renewables”) and Lempster Wind, LLC (“Lempster Wind”), by and through their attorneys, Orr & Reno, P.A., and respectfully move pursuant to N.H. Admin. R. Site 202.13 that the Subcommittee of the New Hampshire Site Evaluation Committee assigned to the above-captioned docket (“the Subcommittee”) conduct a site inspection for the purpose of assisting the Subcommittee in reviewing the matters raised in the Town of Lempster’s Petition for Declaratory Ruling, and in Avangrid Renewables’ and Lempster Wind’s Objection. In support of this Motion, Avangrid Renewables and Lempster Wind state as follows:

1. N.H. Admin. R. Site 202.13 (a) provides that the Subcommittee shall conduct a site visit of any property which is the subject of a proceeding if requested by a party, or on its own motion, if the Subcommittee determines that the site visit will assist it in reaching a determination in the proceeding.

2. The above-captioned docket involves, among other things, a determination of whether two gates and signs located on Bean Mountain Road in Lempster, New Hampshire at entrances to the site of the electric generating facility owned by Lempster Wind (“the Lempster

Wind Facility”) comply with the Decision and Order issued June 28, 2007 by the New Hampshire Site Evaluation in Docket No. 2006-01.

3. Resolution of the foregoing issue necessarily involves an assessment of the factual circumstances and conditions surrounding the gates and signs in question, including an understanding of their physical locations and appearance.

4. In view of the foregoing, Avangrid Renewables and Lempster Wind respectfully submit that a site inspection of the gates and signs and the areas where they are located will assist the Subcommittee in making its determination in this proceeding.

5. In addition to a visual inspection of the gates and signs at issue in this proceeding, Avangrid Renewables and Lempster Wind respectfully submit that the Subcommittee should inspect the area where the Town of Lempster asserts that the gates should be relocated, *i.e.*, the area where Ridge Road intersects Bean Mountain Road.

6. Avangrid Renewables and Lempster Wind also respectfully request that in addition to the Subcommittee, all parties, intervenors and their attorneys and other representatives be allowed to participate in the site inspection.

7. Representatives of Avangrid Renewables and Lempster Wind are available to assist the Subcommittee and to coordinate with other parties regarding scheduling and logistics of the site inspection.

8. For the purpose of obtaining assent to this Motion, the undersigned has contacted the attorneys for the Town of Lempster, and for Kevin and Debra Onnela, who have indicated their positions as follows: The Town of Lempster assents, and the Onnelas assent.

WHEREFORE, Avangrid Renewables and Lempster Wind respectfully request that the Subcommittee:

- A. Issue an order scheduling a site inspection of the locations described above; and
- B. Grant such further relief as it deems appropriate.

Respectfully submitted
Avangrid Renewables, LLC and
Lempster Wind, LLC
By their Attorneys:
Orr & Reno, P.A.

Dated: April 8, 2022

By:



Susan S. Geiger (Bar No. 925)
45 South Main Street
P.O. Box 3550
Concord, NH 03302-3550
603-223-9154
sgeiger@orr-reno.com

CERTIFICATE OF SERVICE

I hereby certify that on the above date a copy of this Motion was sent via electronic mail to the Distribution List.

