

COMMONWEALTH OF MASSACHUSETTS

ENERGY FACILITIES SITING BOARD

NOTICE OF SITING BOARD MEETING

EFSB 21-02/D.P.U. 22-59
Cranberry Point Energy Storage LLC

EFSB 22-02/D.P.U. 22-18/22-19
Medway Grid, LLC

The Energy Facilities Siting Board (“Siting Board”) will conduct a remote Siting Board meeting on **Wednesday, May 10, 2023, at 10:00 a.m.** The purpose of the Siting Board meeting is to listen to comments, deliberate and vote on whether to approve, approve with conditions or amendments, or reject the two Tentative Decisions issued by the Siting Board in the above referenced cases: EFSB 21-02/D.P.U. 22-59, Cranberry Point Energy Storage LLC (“Cranberry Point”) and EFSB 22-02/D.P.U. 22-18/22-19, Medway Grid, LLC (“Medway Grid”). **The Tentative Decisions in Cranberry Point and Medway Grid are limited in focus to a single common legal issue: whether the Siting Board has the statutory authority to approve or reject Battery Energy Storage Systems (“BESS”) pursuant to G.L. c. 164, § 69J¼, which pertains to the Siting Board’s “generating facility” approval authority.**

An opportunity to provide written comments prior to the Siting Board meeting on the Tentative Decisions and the narrow legal issue of the Siting Board’s statutory authority to approve or reject BESS is set forth below. The Tentative Decision in Cranberry Point will be available on the Siting Board’s information webpage for that proceeding: <https://mass.gov/info-details/cranberry-point-energy-storage>. The Tentative Decision in Medway Grid will be available on the Siting Board’s information webpage for that proceeding: : <https://www.mass.gov/info-details/medway-grid-battery-project>. Any person who desires a translation of one or both of the Tentative Decisions should contact the Presiding Officer for the case in question.

All written and oral comments must be limited to the specific legal issue to be decided in these two proceedings: whether the Siting Board has jurisdiction over BESS pursuant to G.L. c. 164, § 69J¼. Issues related to Department of Public Utilities (“Department”) dockets should not be included in these comments, but may be raised in subsequent filings to the Department.

The Siting Board meeting will be conducted online using Zoom videoconferencing. Attendees can join by clicking (or entering) the following link: <https://us06web.zoom.us/j/88698888173> from a computer, smartphone, or tablet. For audio-only participation, attendees can access the meeting by calling **646-558-8656 (not toll free)** and then enter the Webinar ID: **88698888173**.

For technical assistance with Zoom issues, before or during the meeting, call or text (857) 200-0065. A recording of the Siting Board meeting will be posted to the Department’s YouTube channel after the meeting at <https://www.youtube.com/channel/UCkIPj6xxSKww-Kr26IEZVTA>.

Summary of Cranberry Point Project and Proceeding

On August 27, 2021, Cranberry Point filed a petition with the Siting Board, pursuant to G.L. c. 164, § 69J¼, to construct a 150-megawatt (“MW”), 300-megawatt-hour (“MWh”) BESS and ancillary electrical equipment to be located on a six-acre parcel of land at 31R Main Street, Carver, Massachusetts (the “Cranberry Point Project”). Under G.L. c. 164, § 69J¼, Cranberry Point requested that the Siting Board review its filing to determine whether the proposed Cranberry Point Project would contribute to a reliable energy supply with a minimum impact on the environment at the lowest possible cost. On May 11, 2022, Cranberry Point filed a petition with the Department, pursuant to G.L. c. 40A, §3 for a comprehensive exemption of the Zoning Bylaws for the Town of Carver (the “Cranberry Point Zoning Petition”). Cranberry Point requested that the Siting Board review the Cranberry Point Zoning Petition to determine whether the zoning exemption is required for the Cranberry Point Project, and if the proposed use of the land or structure is reasonably necessary for the convenience or welfare of the public. On June 1, 2022, the Chair of the Department issued an order consolidating these petitions and referring them to the Siting Board for review and determination.

Summary of Medway Grid Project and Proceeding

On February 25, 2022, pursuant to G.L. c. 164, § 69J¼, Medway Grid filed a petition with the Siting Board to construct a 250 MW, 500 MWh standalone BESS, including a new electric substation, on approximately 10.6 acres of land, to be located in the Town of Medway, Massachusetts (the “Medway Grid Project”). Under G.L. c. 164, § 69J¼, Medway Grid requested that the Siting Board review its filing to determine whether the proposed Medway Grid Project would contribute to a reliable energy supply with a minimum impact on the environment at the lowest possible cost. Medway Grid also submitted to the Department, pursuant to G.L. c. 40A § 3, a petition for an individual and comprehensive exemptions from the Town of Medway’s Zoning Bylaws (“Medway Grid Zoning Petition”), and a petition, pursuant to G.L. c. 164, § 72, to construct a new 345 kV underground transmission line to connect the Project to the West Medway Substation (“Section 72 Petition”). Medway Grid requested that the Siting Board review the Medway Grid Zoning Petition to determine whether the zoning exemptions are required for the Medway Grid Project, and if the proposed use of the land or structure is reasonably necessary for the convenience or welfare of the public. Medway Grid requested that the Siting Board review the Section 72 Petition to determine whether the proposed Project is necessary, serves the public convenience, and is consistent with the public interest. On April 4, 2022, the Chair of the Department issued an order consolidating these petitions and referring them to the Siting Board for review and determination.

Public Access and Opportunity for Public Comment

Pursuant to Massachusetts Open Meeting Law, G.L. c. 30A, §§18-25; 980 CMR 2.04(1); and St. 2021, c. 20, as extended by St. 2022, c. 107, and further extended by St. 2023, c. 2, the Siting Board will conduct a remote Siting Board meeting using Zoom to hear comments, deliberate, and vote on the Tentative Decision.

Parties and limited participants may file written comments on one or both of the Tentative Decisions with the respective Presiding Officer and the electronic Service List for the specific proceeding no later than 5:00 p.m. on **Friday, May 5, 2023**. Members of the public wishing to submit written comments on the Tentative Decision should submit comments by the close of business, **Friday, May 5, 2023**. Please file comments by email with dpu.efiling@mass.gov,

wayne.wang@mass.gov, and with the Presiding Officer(s) listed below for the specific proceeding(s).

If you wish to provide oral comments at the Siting Board meeting regarding the legal issue to be decided in these two proceedings, please sign up by email with wayne.wang@mass.gov with your name, email address, and mailing address by noon on **Tuesday, May 9, 2023**. If you anticipate commenting by telephone, please leave a voicemail message at (617) 305-3525 with your full name, telephone number (the one you will use to dial in) and mailing address by said time and date. After hearing oral comments by public officials, parties, and limited participants, additional public comments relating exclusively to the legal issue to be decided in these two proceedings may be allowed during the meeting at the discretion of the Siting Board Chair.

Language Access and Accommodation Requests

Reasonable accommodations for persons with disabilities are available upon request. Include a complete description of the accommodation you will need and a way we can contact you if we need more information. Please provide as much advance notice as possible. Last minute requests will be accepted, but we may be unable to fulfill the request. Please send your requests to: Gabriella Knight, ADA and Diversity Manager at the Executive Office of Energy and Environmental Affairs at gabriella.knight@mass.gov.

Requests for interpretation services will be accommodated with sufficient advance notice. Include in your request the language required, and a way to contact you if the Presiding Officer needs more information. Please provide as much advance notice as possible. Last minute requests may not be able to be accommodated. Please email any requests for interpretation services by **Wednesday, May 3, 2023**, to allow sufficient time for suitable arrangements to be made.

Contact

Any person desiring additional information regarding the Notice, may contact the Presiding Officer for the specific proceeding at one of the telephone numbers, or email addresses below:

Cranberry Point

Donna Sharkey, Presiding Officer
One South Station
Boston, MA 02110
(617) 305-3625 (voicemail)
donna.sharkey@mass.gov

Medway Grid

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(617) 851-4246
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