



Seaport West
155 Seaport Boulevard
Boston, MA 02210-2600

617.832.1000 main
617.832.7000 fax

Adam P. Kahn
617-832-1206 direct
akahn@foleyhoag.com

January 5, 2024

Via Email

Robert J. Shea
Presiding Officer
Energy Facilities Siting Board
One South Station, 5th Floor
Boston, MA 02110

Re: Condition T Compliance Filing: *Park City Wind LLC f/k/a Vineyard Wind LLC*, EFSB 20-01/D.P.U. 20-56/20-57

Dear Presiding Officer Shea:

Park City Wind LLC (“Park City Wind”) submits this letter in response to the requirements of Condition T of the Energy Facilities Siting Board’s (“Siting Board”) Final Decision, dated December 15, 2023. Condition T states:

The Siting Board directs the Company to meet expeditiously with the Town to discuss the Town’s recommended conditions and to report back to the Board by January 5th, 2024. The Company shall provide the Town with a copy of the report also by January 5th, 2024, for the Town’s consideration.

The Town submitted its recommended conditions regarding Park City Wind’s Project, the New England Wind 1 Connector (the “Project”), as an attachment to the Amended Petition of the Town of Barnstable to Intervene as a Party, filed on December 11, 2023.

Per Condition T, representatives of Park City Wind and the Town Attorney’s Office met or conferred on December 21, 2023, January 2, 2024, and January 4, 2024 to discuss the Town’s recommended conditions. The discussions were productive, and the result is set forth below. The Town Attorney’s Office was provided multiple drafts of this submission prior to filing and did not express any objection to the contents of this Condition T Compliance Filing. Note that Park City Wind is not requesting or proposing any amendment to the Siting Board’s Final Decision issued on December 15, 2023.

- Because the Siting Board's Decision addressed with finality the Town's request for changes to Conditions H and M regarding Park City Wind's ability to request the Siting Board's approval of extended work hours, Park City Wind and the Town did not discuss these conditions. Per Conditions H and M, if Park City Wind makes any such request for approval to the Siting Board, it will notify the Town and provide the Town with a copy of the request.
- In addition to complying with the requirements of Condition I, Park City Wind will perform additional magnetic field monitoring along the Onshore Cables and the western property line of the Onshore Substation when the monitoring required under Condition I occurs: (a) after first energization; (b) when the facility is capable of producing 400 megawatts; and (c) full commercial operation, as "full commercial operation" is defined in Condition I. Further, Park City Wind has agreed that, following "full commercial operation," it will perform magnetic field monitoring of the Onshore Cables and the western property line of the Onshore Substation once per year for three years, and then once every five years. Monitoring of the Onshore Cables will occur at one-mile intervals.
- Regarding the Town's request that Park City Wind develop a "detailed construction and sequencing plan," Park City Wind shall develop a detailed construction and sequencing plan, prepared in consultation with Town and state officials, that addresses the pace of work, traffic management, key milestones and appropriate amounts of 'project float' and proposed work changes. Elements shall include adhering to construction sequencing unless the Town is otherwise notified, minimizing impacts to sensitive areas identified by the Town, and restoring roadways as quickly as possible. The plan shall detail the experienced project management team, which shall routinely coordinate with the Town on project supervision and execution of work. Park City Wind shall submit the plan when finalized, to the Siting Board, with notice to the Town.
- Regarding the Town's request regarding hazardous materials at the Onshore Substation, Park City Wind will provide the Town with full, written disclosure of all fluids of concern, including diesel oil, gasoline, hydraulic fluids, lubricants, and dielectric fluids, proposed to be used at any time at the Onshore Substation Site, excluding such fluids as may be temporarily present due to their routine presence in motor vehicles that are present at the site. Use, storage, and containment of hazardous materials shall comply with all federal, state, regional, and local codes and regulations, including building, fire, and health codes, except those for which an exemption was provided. Park City Wind shall require all manufacturers to attest and certify that any firefighting foams and dielectric fluids used at the Onshore Substation Site shall not contain per- and polyfluoroalkyl substances (PFAS).
- Regarding emergency services and Park City Wind's Emergency Response Plan, Park City Wind will work with the Town's Department of Public Works, the Hyannis

Fire District and the Fire District with jurisdiction over the Onshore Substation site, with further consultation with other Fire Districts within the Town as appropriate, to incorporate the Town's recommended procedures unless such procedures are infeasible, in which case, Park City Wind and the Town will confer in good faith in an attempt to agree on appropriate alternatives as needed. Park City Wind will provide a draft of the construction phase emergency response plan to the Town at least 90 days prior to the start of construction and a draft of the operation phase emergency response plan to the Town at least 90 days before the start of operations.

- Regarding the containment system at the Onshore Substation, and the Town's requested change to Page 124 of the Tentative Decision (Page 126 of the Final Decision), Park City Wind will provide containment for all dielectric-fluid-containing Onshore Substation equipment, as follows: (1) through the equipment itself, which is sealed and designed to prevent leaks, and subject to ongoing monitoring for leak detection; (2) by placing all equipment (a) on foundations with full, individualized containment, (b) over concrete within covered enclosures on the Onshore Substation site, or (c) over concrete slabs for equipment located outside of covered enclosures; and (3) by installing a stormwater management system that will route stormwater through both an oil/water separator and oil absorbing inhibition devices (*e.g.*, Imbibers Beads or other brands noted in Exh. VW-11, Att. F (Revised Stormwater Management Plan)) that will prevent oils, including dielectric fluids, from being discharged from the Onshore Substation site in stormwater runoff in the unlikely event that leaks of such fluids are not captured by the other containment measures listed above. In addition, Park City Wind will equip each "major" (*i.e.*, the main transformers, iron core reactors, and equipment containing dielectric fluid associated with the STATCOMS) Onshore Substation component that uses dielectric fluid with its own full-volume (110 percent) containment sumps with an additional margin to accommodate stormwater from an extreme precipitation event in accordance with the Host Community Agreement ("HCA"), the Final Decision, and Park City Wind's MEPA and Siting Board submissions. *See, e.g.*, Final Decision at 126; Exhs. EFSB-G-14(S)(1) at 7 (HCA) & Exhs. C (FEIR excerpts explaining containment design) and E (Memorandum of Town Engineer regarding Park City Wind Substation Review).

Any dispute regarding the above will be resolved under the dispute resolution provision in the HCA (*See* Exh. EFSB-G-14(S)(1), Section 18, at 16). Park City Wind will discuss with the Town the appropriate way to memorialize these additional commitments.

With this letter, Park City Wind believes it has satisfied the requirements of Condition T of the Siting Board's Final Decision.

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Thank you for your attention to this matter. Please contact me if you have any questions regarding this filing.

Very truly yours,



Adam P. Kahn

cc: Service List, EFSB 20-01/D.P.U. 20-56/20-57 (by electronic mail)
Thomas LaRosa, Esq.