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August 14, 2018

Todd Anthony Bianco
Coordinator
Rhode Island Energy Facility Siting Board
89 Jefferson Boulevard
Warwick, RI 02888

Re: Invenergy Thermal Development LLC – Clear River Energy Center
Docket No. SB-2015-06

Dear Dr. Bianco:

Enclosed for filing in this matter are an original and 3 copies of the Town of Burrillville's Responses to the Record Requests issued by the Board on July 24, 2018, which I have marked as Burrillville Exhibit 35. Electronic copies have been sent to the service list.

If you have any questions, please feel free to call.

Very truly yours,



Michael R. McElroy

MRMc:tmg

cc: Service List



BEFORE THE ENERGY FACILITY SITING BOARD OF THE
STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

INVENERGY THERMAL DEVELOPMENT LLC – : DOCKET No. SB-2015-06
CLEAR RIVER ENERGY CENTER :

THE TOWN OF BURRILLVILLE'S RESPONSES
TO THE RHODE ISLAND ENERGY FACILITY SITING BOARD'S
RECORD REQUESTS ON JULY 24, 2018

**EFSB RECORD REQUEST #5: WHAT INFORMATION IS STILL NEEDED BY THE
BURRILLVILLE ZONING BOARD FOR REVIEW OF
THE APPLICABLE LICENSES, PERMITS, ETC.?**

RESPONSE:

Invenergy Thermal Development, LLC ("Invenergy") is proposing to construct an electric generating facility on property located off Wallum Lake Road in Burrillville. Invenergy submitted an application to the Burrillville Zoning Board to apply for a special use permit and a dimensional variance to construct the Clear River Energy Center (CREC). It was the applicant's opinion that this is all the relief needed for this project on this site.

In order to provide clarification, the Building Inspector, who is also the Zoning Enforcement Officer, determined that at least one and as many as four distinct use variances would be required to construct the CREC at this location. At a minimum, Invenergy should be required to amend its application to the Zoning Board regarding the relief needed by adding the following variance requests:

- ***A variance from 30-202 Aquifer Zoning. (c). Aquifer Zones and Uses.*** Permitted uses in the A-80 Overlay District, which only allows single family residential in the F-5 Zoning District. (Note: the applicant can appeal the designation of the Aquifer Overlay District as there is a procedure in the ordinance to do so. At the request of the landowner, the Town shall engage, at the owner's expense, a professional hydrogeologist to determine more accurately the location and extent of the Aquifer Zone adjacent to the proposed site for the CREC.) (30-202 b.(3)).
- ***A variance from 30-153 (Lots containing wetlands)*** may be required for the proposed site. However, the wetland permit for the proposed site has not been completed. Therefore, it is unclear at this time whether relief would be required from this section or not. In fact, in a response dated January 28, 2016, from the Rhode Island Dept. of Environmental Management regarding Invenergy's delineated wetland edges, it noted that:

"... our inspection of the subject property has revealed the presence of other freshwater wetlands not specifically delineated by you. Therefore you should not infer that any verification of wetland edges carried out by this

department to date represents a determination that this is the extent of all wetlands on your property.”

If the wetlands and jurisdictional buffers on the property are greater than forty (40) percent of the total area, only single family housing is allowed in all residential zones.

What is clear at this juncture is that the applicant is proposing a very odd shaped lot, removing portions of wetland areas that were located on the initial parcel in what appears to be an attempt to limit the amount of wetlands on the proposed site to prevent the necessity of requiring zoning relief from this Section of the Zoning Ordinance. Because all of the wetlands have not been delineated on the proposed site, it is unclear whether additional relief would be required, such as zoning and wetland setback relief, to construct the CREC. Therefore, the applicant should submit a class I survey of the proposed subject parcel, including the adjacent land, to verify the extent of the wetlands on the site and any wetlands off the proposed lot that would affect the proposed parcel due to jurisdictional wetlands that would encompass any portion of the new parcel.

- ***A variance from 30-152 Multiple structures on one lot*** which states that only one principal structure shall be permitted on any lot in the F-5... Zones. We agree with the building inspector’s rationale in his determination that there are, in fact, two electric generating facilities being proposed for construction on the site. Review of his advisory opinion, his supplemental advisory, and his pre-filed surrebuttal testimony on behalf of the Town, further addresses the matter in a logical and sensible manner. As stated by Invenergy at the May 2, 2016 Planning Board meeting: “The turbines are constructed as two separate units and function as two separate units.” (Planning Board minutes).

In this amended application we are requesting, the applicant needs to submit evidence to the satisfaction of the following standards which will be entered into the record:

- a) That the hardship from which the applicant seeks relief is due to the unique characteristics of the subject land or structure and not to the general characteristics of the surrounding area, and is not due to a physical or economic disability of the applicant;
- b) That the hardship is not the result of any prior action of the applicant or owner and does not result primarily from the desire of the applicant to realize greater financial gain;
- c) That the granting of the requested variance will not alter the general character of the surrounding area or impair the intent or purpose of the Zoning chapter or the Comprehensive Plan upon which this chapter is based;
- d) That the relief to be granted is the least relief necessary;
- e) The Zoning Board of Review shall, in addition to the above standards, require that evidence be entered into the record of the proceedings showing that:

In granting a use variance, the subject land or structure cannot yield any beneficial use if it is required to conform to the provisions of the Zoning chapter. Any nonconforming use of neighboring land or structures in the same district and permitted use of lands or structures in an adjacent district shall not be considered in granting a use variance; and

In granting a dimensional variance, that the hardship that was suffered by the owner of the subject property if the dimensional use is not granted shall amount to more than a mere inconvenience. The fact that a use may be more profitable or that a structure may be more valuable after the relief is granted shall not be grounds for relief.

If the Energy Facility Siting Board sees fit, the Burrillville Zoning Board would welcome an opportunity to review a legitimate amended application from Invenenergy to construct the Clear River Energy Center on the proposed site and render our opinion to the EFSB.

In Chapter 42-98 (the Energy Facility Siting Act), under 42-98-8, (2), the Siting Board required Invenenergy to submit the following in their application:

Detailed description of the proposed facility, including its function and operating characteristics, and complete plans as to all structures, including underground construction and transmission facilities, underground or aerial, associated with the proposed facility. The complete plans shall be the basis for determining jurisdiction under the energy facility siting act and shall be the plans submitted to all agencies whose permit is required under the law.

During the hearings for our advisory opinion for the Board, we requested plans for the buildings and structures from Invenenergy but were told the plans for the structures will not be available until if, and when, the project is approved.

While the Zoning Board does not require such detailed plans as those that would be necessary to construct the buildings and structures, in our typical process we still do require, and expect, that the applicant will submit a set of plans for the site and the structures proposed on the site. Our request to review is simply a matter of protection of the public health and safety when someone wishes to depart from the literal requirements of the Town Zoning Ordinance. In short, while we would never expect plans for a project of this magnitude to be final plans for construction, we would expect a full set of plans with enough information (i.e. height, size, and access/means of egress for each structure etc.) to be submitted by an applicant. To date, the Zoning Board has not received the information and, as such, this could not have been taken into consideration at the time we issued our advisory opinion to the Energy Facility Siting Board

Prepared by: Ken Johnson, Zoning Board Chairman

EFSB RECORD REQUEST #6: WHAT INFORMATION IS STILL NEEDED BY THE BURRILLVILLE PLANNING BOARD FOR REVIEW OF THE APPLICABLE LICENSES, PERMITS, ETC.?

RESPONSE:

In order to respond to this question, it is important for the EFSB to have a better understanding of the normal review processes and submittal requirements of the State and the Town. This narrative has been developed to identify the normal local review and approval process and highlight the areas where information is needed.

In order for the Planning Board to approve an industrial project such as a power plant that includes the reorganization of lot lines, a number of steps must be followed. First, an administrative subdivision must be filed, reviewed, found to comply with Burrillville Zoning and Subdivision Regulations, and approved.

Second, an industrial project where permanent structures are to be constructed is reviewed as a land development project (LDP). Therefore, it would follow the normal steps in that process. Each step requires more detailed information than the prior step and appropriate answers need to be submitted in order to make it to the next step.

Third, the project would be subject to local Development Plan Review (DPR). The DPR process follows the LDP review steps, so the Planning Board would normally combine the two approvals into one review process and render two decisions at the end of the review.

The LDP approval process starts with a pre-application where the proponent can meet with the Planning Board to discuss the project concept and general issues. The board would not approve the project at this stage, but rather would provide feedback as to the types of information that will be required in order to render an approval at later stages.

The next step is the Master Plan review stage. This is a more detailed stage where more specific but still general information about the site is required. In addition, for DPR, other information about the proposed development is necessary without needing full engineering plans and details. At this stage, permitting from the state or other authorities is generally not required, but most proponents have already met with appropriate state and town departments and agencies to understand their requirements. Another notable occurrence is that at this stage, proponents have already begun to work with a surveyor, wetland biologist and engineer. The Planning Board holds a Master Plan Public Informational Meeting where abutters/neighbors are notified and can come to a meeting and learn about the project.

The next step is the Preliminary Plan review stage. At this stage, professional engineering development and survey plans are submitted to the Planning Board. This is the stage where a project proponent must prove to the Planning Board that their project is feasible and can be accomplished. All reports, approvals and reports necessary to determine project feasibility must be presented to the Board for consideration. In the case of DPR, site plans shall include a level of detail that identifies structure locations, building elevations, dimensions, construction

materials, infrastructure improvements, access/egress to the site, etc. This is the stage where an artist's rendition, a.k.a., a color perspective drawing would be submitted in order to gain a better understanding of the project scale and massing. Such a drawing would only be used to augment the complete engineering design plans and would not constitute complete information.

At this stage almost all of the development site details are provided to the town, although construction drawings and structural details are not needed. All required permits must have already been submitted to the town as part of the submittal package. By the end of this stage, all the site design and layout concerns will have been identified and addressed.

The Final stage is where the reviewed plans are finalized to include all the revisions and changes required as a result of the Preliminary Plan approval. The Town at this point is reviewing the plans to ensure that all of the requirements that were imposed at the Preliminary stage have been complied with. Any outstanding permits or other approvals must be provided and then the board would render a decision.

As each step in the process of reviewing a project such as this is a little different, the steps are detailed below with required information. The information, which is either not provided, insufficient, or in need of clarification is identified in **BOLD** lettering below:

1. Administrative Subdivision:

The applicant has proposed re-subdividing lots to create the lot configuration for where the CREC is to be located. Under R.I.G.L. § 45-32-24 a re-subdivision of existing lots which yields no additional lots for development, and involves no creation or extension of streets is considered an Administrative Subdivision. Under R.I.G.L. § 45-23-37, any applicant requesting approval of a proposed administrative subdivision, as defined in this chapter, shall submit to the administrative officer the items required by the local (subdivision) regulations.

At no time was an Administrative Subdivision plan or application submitted to the Burrillville Planning Board for review. The plan entitled "Invenergy Administrative Subdivision Plan Showing Parcel 2" dated 06/13/17 and revised 7/11/17 by Waterman Engineering Company, which has been submitted to the EFSB, was NOT reviewed by the Planning Board. However, Planning staff has reviewed the plan and finds that the plan is deficient. As required by Chapter XV Subdivision and Land Development of the Burrillville Code of Ordinances, and the Subdivision and Development Plan Review Checklist attached hereto as Exhibit A, we would require answers or additional information for the following:

Locus Map; 1" = 400' scale map showing the parcel under consideration in relation to the rest of the Town of Burrillville depicting institutional buildings, public services, open space and greenways.

- i) Final Record Plans; A set of plans that show existing streets, lot lines, buildings, wells, OWTS, original area of lots, the proposed area of lots and existing and proposed lot lines, north arrow, **scale (between 1" = 50' and 1"= 100')**, a legend, class of survey, name and address of property owner and applicant, if different, and the name, address, and stamp of the

preparer of the plan. **Note on plans Zoning District, Historic District, Route 102 Development Management District Aquifer Overlay Zone, Community and Non-community Wellhead Protection areas** and a title block containing the name of development, title of the plan, recorded and/or Assessors Plat number, lot number(s), date of plan and revision dates.

- (a) **Sheet size (18" x 24").**
- (b) **Existing boundary lines shown as solid line.**
- (c) **New lot lines shown as heavy full solid line.**
- (d) **Property lines to be eliminated or revised shown as broken lines.**
- (e) Location of existing and proposed permanent monuments.
- (f) Class I Survey required for each lot revision.
- (2) **Narrative Description of the Proposed Plan; A detailed description of the proposed plan, including the purpose of the proposed plan, and any pertinent features of the site that may be affected.**
- (3) Property Liability Verification; Written certification from the Burrillville Tax Collector, and Fire District Tax Collectors that all property taxes are up to date on the land involved.
- (4) Other; Such other information as may be required by the Administrative Officer and/or the Planning Board to show that the proposed plan is in accordance with the Burrillville Land Development and Subdivision Regulations and the Burrillville Zoning Ordinance.

NOTE: The irregular lot configuration shown in the plan does not meet town requirements as specified in:

- 15-9.3 Lot Design Standards: A. General 5. *"Side lot lines shall be at right angles to street lines or radial to curved street lines unless the Planning Board determines that a variation from this rule will provide better street or lot plan."*

The Northern and Southern boundary lines starting from Wallam Lake Road tend to zig and zag in order to avoid wetlands and the Aquifer Overlay Zone. In order to create a lot of this configuration, compelling justification must be provided to the Planning Board to consider. Such justification is NOT the desire to avoid creating a lot with wetlands or avoiding the Aquifer Overlay Zone.

- 15-9.3 Lot Design Standards: A. General 7. *“All proposed subdivisions shall strive to uphold the general goals and objectives of the Burrillville Comprehensive Plan (BCP), which promotes redevelopment of existing, dense village centers while preserving undeveloped land outside those centers.”*

As this is a major land development located in a primarily forested area, ample justification within the plan narrative must be provided in order to comply with the BCP.

The plan as it has been submitted and reviewed would not be approved by the Burrillville Planning Board. Submittal of the plan with corrections and additional information is required in order to consider approval of the plan.

2. Major Land Development Project:

A. Pre-application and concept review Stage R.I.G.L. § 45-23-35:

The Planning Board reviewed a conceptual plan of the power plant on May 2, 2016. At this meeting, the board discussed the project and discussed many aspects of the proposed project.

Typically, this is one or more meetings with the Planning Board with the aim to share information and discuss project concepts, issues, and to guide the applicant through the approval process. At this stage, the Board requires basic information about the site. Such information is generally available using GIS or from public sources within the state government and on the internet.

- i. Identification of any applicable Historic Districts.*
- ii. Community and Non-Community Wellhead Protection areas.*
- iii. State or local greenspace priorities or greenways.*
- iv. Identification of state designated Natural Heritage Site and RIDEM Natural Heritage Program areas.*
- v. Existing Natural Resources and Site Analysis Map:*
 - 1. Topography of 5 foot or 10 foot using GIS data for entire development.*
 - 2. Approximate wetlands location using GIS.*
 - 3. Vegetative cover including un-fragmented forest areas.*
 - 4. Soils map including poorly draining soils (hydric soils).*
 - 5. Ridge lines or high points of existing hills.*
 - 6. Stone walls.*
 - 7. Ledge and rock outcroppings.*
 - 8. Flood zones.*
- vi. Cultural Resource and Man Made Inventory:*
 - 1. Location of manmade features such as roads or paths, and structures.*
 - 2. Historic Sites or cemeteries.*
 - 3. Existing drainage and drainage structures.*
 - 4. Archeological sites.*

B. Master Plan Stage:

The Planning Board held Master Plan Review/Public Informational Meetings on June 20, July 11, and August 15 where the project was discussed with the applicants and the public. Experts from the town and the applicant's team testified before the board. The board as well as the public were able to ask questions and discuss the project with the applicant and their experts.

At the Master Plan stage, the Planning Board does not require all of the permitting, design and engineering to be completed. Only design concepts, general locations of important aspects of the development proposal and details relevant to the identified issues of the development. Comments from the local boards and commissions are sought and provided to both the board and the applicant.

Due to the magnitude and complexity of the project as well as siting issues that were brought up, there were numerous experts for both the applicant as well as the town. Experts in the field of groundwater, noise, traffic, roadway routes, air quality, and comprehensive planning were given time to present and answer questions.

At the conclusion of this review, on August 15, 2016 the board voted unanimously (8-0) against approval of the Master Plan, stating that it is not consistent with the Burrillville Comprehensive Plan. As stated in the Planning Board meeting minutes of August 15, 2016, this decision was based primarily on the fact that the EFSB review process does not follow the normal local permitting process (R.I.G.L. § 45-23) which would result in local review of a Preliminary and Final Plan, that there were numerous data responses dealing with questions raised during the public meetings where the answers were shallow or outright evasive, and that many of the concerns which were brought up were not adequately answered.

C. Preliminary Plan Stage:

A preliminary Plan application was not submitted to the Planning Board. Based on the information provided at the Master Plan stage, the following are submittal requirements and information that would be needed to review a preliminary plan:

- i. **Survey and Engineering plans depicting the existing site conditions, including water resources, including freshwater wetlands and community wellheads, aquifers and high value recreational waters, significant shade trees and stands of trees, steep slopes of over 15%.**
- ii. **Survey and Engineering plans at appropriate scale to depict the proposed development project. A full design of the site which includes proposed site elevations, all buildings, utilities, transmission lines, loading/unloading areas, parking, driveways, site lighting, signage, stormwater management systems, fences, walkways, landscaping, waste disposal areas, and any other relevant information needed to understand how the site will function. Appropriate detail sheets should be part of the plan submittal to ensure understanding of the project.**

- iii. **Perimeter boundary survey**
Class I perimeter survey is required.
- iv. **All permits required by state or federal agencies prior to commencement of construction, including permits related to freshwater wetlands, the coastal zone, floodplains.**
 - 1. **A RIDEM Freshwater Wetlands Preliminary Determination would be required for this stage of approval.**
 - 2. **Army Corps of Engineers determination as the development includes development of transmission wires (Section 10) is required.**
- v. **Preliminary suitability for individual septic disposal systems, public water systems, and connections to state roads.**
 - 1. **A Soil Evaluation approval from RIDEM OWTS is normally acceptable for this stage of development.**
 - 2. **A Physical Alteration Permit (PAP) from RIDOT is normally received for this stage.**
 - 3. **A public well is not part of this development proposal and therefore not required.**

At the preliminary plan review phase, the administrative officer shall solicit final, written comments and/or approvals on the presented application and plans of the department of public works, the city or town engineer, the city or town solicitor, other local government departments, commissions, or authorities as appropriate.

Since this stage was never reached, these comments are not available.

- vi. **Prior to approval of the preliminary plan, copies of all legal documents describing the property, proposed easements, and rights-of-way.**

Documentation must be prepared and submitted as part of the application.

- vii. **If the applicant is requesting alteration of any variances and/or special-use permits granted by the planning board or commission at the master plan stage of review pursuant to adopted unified development review provisions, and/or any new variances and/or special-use permits, such requests and all supporting documentation shall be included as part of the preliminary plan application materials, pursuant to § 45-23-50.1(b).**

An application for a Special Use Permit to exceed the low octave noise levels in the Zoning Ordinance. In the opinion of the town, a Special

Permit from the Zoning Board for the Aquifer Overlay District (A-80) is also needed.

- viii. Certification. The application will be certified as complete or incomplete by the administrative officer within sixty (60) days, according to the provisions of § 45-23-36(b). The running of the time period set forth herein will be deemed stopped upon the issuance of a certificate of incompleteness of the application by the administrative officer and will recommence upon the resubmission of a corrected application by the applicant. However, in no event shall the administrative officer be required to certify a corrected submission as complete or incomplete less than fourteen (14) days after its resubmission.
- ix. Technical review committee. The technical review committee, if established, shall review the application and shall comment and make recommendations to the planning board.
- x. Public hearing. Prior to a planning board decision on the preliminary plan, a public hearing, which adheres to the requirements for notice described in § 45-23-42, must be held.
- xi. Public improvement guarantees. Proposed arrangements for completion of the required public improvements, including construction schedule and/or financial guarantees, shall be reviewed and approved by the planning board at preliminary plan approval.

No public improvements were proposed as part of the project and therefore no guarantees are required

D. Final Plan Stage:

We are not at the final plan stage, but if a project did pass all the other stages, then it would need comply with the final plan stage requirements. At the final plan stage of the development review, the following documents would be required:

- 1. Full engineering plans as described above.**
- 2. Class I survey plan.**
- 3. Deeds for subdivision**
- 4. Record Plan for review**
- 5. All pending permits and approvals from local boards, state and other agencies.**

Had this application followed the steps as prescribed within the state subdivision law (R.I.G.L. § 45-23), the application would have been somewhere within the subdivision steps laid out earlier. The Planning Board did conduct a public hearing as requested by the EFSB, but without the benefit of the normally required information which is needed to evaluate the proposal. An administrative subdivision was submitted to the EFSB, but that occurred after the Planning Board public hearing and it was never formally submitted to the Burrillville Planning Board for review and comment.

**EFSB RECORD REQUEST #7: PLEASE PROVIDE THE APPLICABLE PROVISION
IN THE SUBDIVISION REGULATIONS THAT
ADDRESSES THE IRREGULAR SHAPED LOT.**

RESPONSE:

The following is an excerpt from the Burrillville Subdivision Regulations Section 15-9.3 Lot Design Standards:

15-9.3 General 5.

“Side lot lines shall be at right angles to street lines or radial to curved street lines unless the Planning Board determines that a variation from this rule will provide a better street or lot plan.”

Prepared by: Raymond M. Goff, Burrillville Director of Planning

SUBDIVISION AND DEVELOPMENT PLAN REVIEW CHECKLIST

Application Type Key Subdivision Application

A = Administrative
C = Concept or Pre-application
MnPPS = Minor Preliminary Plan Subdivision
MjMPS = Major Master Plan Subdivision
MjPPS = Major Preliminary Plan Subdivision
FPS = Final Plan Subdivision
CLS = Cluster Subdivision (Cluster applications shall be required to submit the same information as required at each stage of the conventional application stages in addition to other information as requested by Section 15-10.)

Development Plan Review -

MnPLDP = Minor Preliminary Land Development Plan
MjMLDP = Major Master Land Development Plan
MjPLDP = Major Preliminary Land Development
FLDP = Final Land Development Plan

Application Contents	Required for the following application stages:	Submitted (yes / no / NA)
PLAN CONTENTS		
Number of Copies 12	All	
Two or three proposals	C	
Final Plan record drawings 2 mylar, 3 paper, 18" x 24"	All	
Name of proposed development	All	
Owner and Applicant name	All	
North arrow, map scale, date of plan, revision dates, source, map legend	All	
1" = 400' locus map depicting institutional buildings, public services, open space and greenways	A, C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
Historic Districts	All	
Route 102 Development Management District	All	
Zoning District	All	
Aquifer Overlay Zone	All	
Community & Non-community wellhead protection areas	All	
Name and location of surface watershed, water quality classification per RIDEM water quality regulations	C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
Assessor's Map and Lot numbers	All	
Existing and proposed acreage	All	
Existing and proposed property line configurations	All	
Existing easements	All	
Abutting Streets	All	
Flood Zone areas (100 yr Zone A & 500 year Zone B)	C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	

State or Local greenspace priorities or greenways	C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
State designated Natural Heritage Site per URI's NHS data base and RIDEM National Heritage Program http://www.uri.edu/cc/rinhs/database/db_rinhp.htm	C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
EXISTING NATURAL RESOURCES AND SITE ANALYSIS MAP:		
Topography 2' contours in area of proposed development.	MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
Topography 5' or 10' GIS data for entire property	C	
Wetlands locations including vernal pools, ponds, streams and special aquatic sites as delineated by a Professional Wetlands Biologist	MnPPS, MjMPS & CLS, MnPLDP, MjMLDP	
Approximate wetlands location using GIS	C including CLS pre-applications	
RIDEM Preliminary Wetlands Determination	MnPPS, MjPPS, (same for identical CLS stages), MnPLDP, MjPLDP	
RIDEM Formal Wetlands Alteration Permit (if required by Preliminary Determination)	MnPPS, MjPPS, (same for identical CLS stages), MnPLDP, MjPLDP	
Vegetative cover including unfragmented forest areas	C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
Soils map including poorly drained soils (hydric soils)	C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
Ridge lines and or high points of existing hills	C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
Stone walls	C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
Ledge and Rock outcroppings	C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
CULTURAL RESOURCE AND MAN MADE INVENTORY		
Location of man made features such as roads or paths, structures	C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
Historic sites or cemeteries	C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
Size and location of waterlines and sewerlines	C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
Gas service and electrical service	C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
Telephone and cable service	C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
Width and surface material of existing roads at access points	C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
Existing drainage and drainage structures	C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
Archeological sites	C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
Viewshed analysis including photographs	CLS	

RECREATIONAL RESOURCE INVENTORY		
Existing trails	C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
Boat launch and or public fishing areas	C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
Existing playfields and playgrounds	C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
SITE CONTEXT MAP - The contextual analysis process is described in Section 15-10.5 and in the design process Section 15-10.3, Step 2 of these Regulations. This information may be based on the information provided at the Pre-application stage of review with updates as required	CLS	
Site Context Map	CLS	
SKETCH PLAN OVERLAY SHEET – The applicant shall present initial proposals for development, using a conceptual sketch plan(s) for development. This information may be based on the information provided at the Pre-application stage of review with updates as required.	CLS	
Identification of areas proposed for development –including all building, parking and storage areas.	CLS, MnPPS, MjMPS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
Location of proposed open space areas	MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
Initial layout of streets	MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
Land unsuitable for development (Environmental Constraints)	C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
Shaded slope map depicting 5, 10 and 15 percent slopes	C, MnPPS, MjMPS, CLS, MjPPS, MnPLDP, MjMLDP, MjPLDP	
CONVENTIONAL YIELD PLAN – An updated conventional Yield Plan as discussed at the Pre-application stage of review shall be presented for further review by the Planning Board, if required.	C, MnPPS, MjMPS, CLS, MnPLDP, MjMLDP, (land developments not involving subdivision use conventional yield plan approach to determine maximum number of units)	
SUPPORTING MATERIALS		
Landscape Plan by RI Registered Landscape Architect	MnPPS, MjPPS, MnPLDP, MjPLDP, (CLS –Preliminary, both minor & major)	
Architectural Plan by RI Registered Architect	MnPPS, MjPPS, MnPLDP, MjPLDP, (CLS – Preliminary, both minor & major)	
Construction Drawings detailing all civil drainage designs and structural components, roadway profile and cross sections	MnPPS, MjPPS, MnPLDP, MjPLDP, (CLS – Preliminary, both minor & major)	
Written confirmation from the appropriate water company or district that water capacity is available	MnPPS, MjMPS, MjPPS, CLS, MnPLDP, MjMLDP, CLS	
Water company or district approval of engineered drawings	MjPLDP, FPS, FLDP	
Burrillville Sewer Commission approval	MnPPS, MjMPS, MjPPS, MnPLDP, MjMLDP, MjPLDP	

Open space use & management plan per Section 15-10.7.A	CLS and MnPPS & MnPLDP in the case of RRC's	
Draft copies of all legal documents describing the property, proposed easements, and rights of way, dedications, restrictions, metes and bounds descriptions or other legal documents as necessary	FPS, FLDP	
200 foot radius map containing current abutters' names and addresses	MjMPS, MjPPS, CLS, MjMLDP, MjPLDP, (MnPLDP & MnPPS in the case of RRC's)	
Copies of return receipts for certified mail notices	MjMPS, MjPPS, CLS, MjMLDP, MjPLDP, (MnPLDP & MnPPS in the case of RRC's)	
Certificates of Mailing (as proof of abutter notice)	MjMPS, MjMLDP	
Completed Property Liability Verification	All (required if more than one year elapses between application stages)	
AutoCAD release 13 (separate, distinct georeferenced file locations depicting parcels, buildings, sewer, water, electric and drainage lines)	A, FPS, FLDP	
Digital copies of all plans and plan sheets in Microsoft Power Point will be required beginning 4-1-08.	All	
Letter indicating the applicants intent to construct road improvements either prior to or after Final Approval – If bonded – Bond Amount \$ _____ Inspection Fee \$ _____ Maintenance Bond \$ _____	MnPPS, MjPPS, MnPLDP, MjPLDP	
Administrative filing fee (In addition to the filing fee, applicants are responsible for payment of notification to abutters and newspaper advertising fees as required for minor applications involving road construction and major subdivision and land development applications)	All (see fee schedule in subdivision regulations)	
Written comments from the following Local, State or Federal Agencies as provided for by the Administrative officer: (10 additional copies of plan 24" x 36" Local Agencies: ____ Planning Department Date: _____ ____ Town Manager Date _____ ____ DPW Date _____ ____ Building & Zoning Date _____ ____ Fire Dept. Date _____ ____ Police Dept. Date _____ ____ School Dept. Date _____ ____ Electric Provider Date _____ ____ Cable & Telephone Date _____ ____ Recreation Commission Date _____ ____ Conservation Comm. Date _____ ____ Land Trust Date _____	MnPPS & MnPLDP(in the case of RRC's), MjMPS, MjPPS, MjMLDP, MjPLDP	

<p>Adjacent Communities (specify):</p> <p>_____ Date _____</p> <p>_____ Date _____</p> <p>_____ Date _____</p> <p>_____ Date _____</p> <p>_____ Date _____</p> <p>State Agencies:</p> <p>_____ DEM Date _____</p> <p>_____ DOT Date _____</p> <p>_____ DOH Date _____</p> <p>Federal:</p> <p>_____ FEMA Date _____</p>		
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_____ Complete _____ Incomplete ____/____/____.Date

_____ Administrative Officer

IN ADDITION TO CERTIFICATES OF COMPLETENESS AS AUTHORIZED BY THE TOWN'S ADMINISTRATIVE OFFICER, THE PLANNING BOARD RESERVES THE RIGHT TO REQUEST ADDITIONAL INFORMATION, STUDIES, PLANS AND OR REPORTS, AS DEEMED NECESSARY BY THE BOARD, PRIOR TO RENDERING DECISIONS ON ALL APPLICATIONS AND ASSOCIATED STAGES/LEVELS OF REVIEW.

SB-2015-06 Invenergy CREC Service List as of 07/31/2018

Name/Address	E-mail	Phone/FAX
File an original and 10 copies with EFSB: Todd Bianco, Coordinator Energy Facility Siting Board 89 Jefferson Boulevard Warwick, RI 02888 Margaret Curran, Chairperson Janet Coit, Board Member Assoc. Dir., Div. of Planning Meredith Brady Patti Lucarelli Esq., Board Counsel Susan Forcier Esq., Counsel Rayna Maguire, Asst. to the Director DEM Catherine Pitassi, Asst. to. Assoc. Dir. Plann. Margaret Hogan, Sr. Legal Counsel	Todd.Bianco@puc.ri.gov ;	401-780-2106
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Entities with Pending Intervention (Electronic Service Only)		

Tribal Council of the Narragansett Indian Tribe Shannah Kurland, Esq. 149 Lenox Avenue Providence, RI 02907	Skurland.esq@gmail.com ;	401-439-0518
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	jdx@sinapilaw.com ;	
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	edaigle4@gmail.com ;	
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Sister Mary Pendergast, RSM 99 Fillmore Street Pawtucket, RI 02860	mpendergast@mercyne.org ;	401-724-2237
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Fighting Against Natural Gas and Burrillville Against Spectra Expansion Jillian Dubois, Esq. The Law Office of Jillian Dubois 91 Friendship Street, 4 th Floor Providence, RI 02903	jillian.dubois.esq@gmail.com ;	401-274-4591

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