

§ 72 Checklist

DEPARTMENT OF PUBLIC UTILITIES CHECKLIST FOR REQUESTING AUTHORIZATION TO CONSTRUCT AN ELECTRIC TRANSMISSION LINE PURSUANT TO G.L. c. 164, § 72

The following checklist is intended to serve as guidance for persons filing petitions pursuant to G.L. c. 164, § 72 for authority to construct an electric transmission line, or to take land by eminent domain for the construction of an electric transmission line. Petitioners seeking authority to construct an electric transmission line must complete Parts 1, 2 and 3 of this form and submit a copy of the completed form with the petition at the time of filing. Petitioners seeking authority to take land by eminent domain for a transmission project also must complete Part 4 of this form.

PART 1: GENERAL INFORMATION

Petitioner name: *Commonwealth Wind, LLC ("Commonwealth Wind")*

Description of proposed transmission line and route: *Construction and operation of an approximately 29.7-mile, 275-kilovolt ("kV") combined offshore/onshore underground electric transmission line from the boundary with federal waters south of Muskeget Channel to a new substation to be located west of Oak Street in the Town of Barnstable (the "Substation") and an approximately 0.4- or 0.5-mile, 345-kV underground onshore transmission line between the Substation and NSTAR Electric Company's existing West Barnstable Substation in the Town of Barnstable, as more particularly described in Commonwealth Wind's Petition pursuant to G.L. c. 164, § 72 and its Petition and supporting Analysis to the Energy Facilities Siting Board pursuant to G.L. c. 164, § 69J, which were also filed on this day and are incorporated by reference in Commonwealth Wind's petition pursuant to G.L. c. 164, § 72. The proposed offshore transmission lines will travel through the Towns of Barnstable, Edgartown, and Nantucket.*

Seeking eminent domain authority: Yes No

PART 2: CONTENTS OF PETITION

The petition must contain, at a minimum, the following information:

- A description of the proposed transmission line (voltage, above or below ground, height and type of structures to be used if above ground) and the anticipated route.
- An explanation of the purpose of the transmission line, and a discussion of the public interest or convenience that would be served by the construction and operation of the transmission line, with a supporting analysis and a description of the methods used to develop this analysis.
- A description of alternatives to the transmission line project, including (but not limited to) upgrades to existing transmission lines and substations.
- An analysis of the environmental or other impacts of the transmission line, during both construction and operation. This analysis could include, without limitation, impacts on land use along or near the route, on water, wetlands and habitat resources along or near

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the route, visual and noise considerations, traffic and access considerations, public safety considerations, or the use of hazardous substances.

- A list of all permits required for construction of the transmission line.

NOTE: All information provided in the petition must be adopted by witnesses who will be able to testify and respond to questions at evidentiary hearings. Such adoption may occur subsequent to the filing of the petition. The petitioner should be prepared to identify which witness will adopt which part of the petition no later than three weeks after the petition is filed.

PART 3: ATTACHMENTS

The following documents must be submitted with the petition:

- A United States Geological Survey map (1:24,000 or 1:25,000 scale and in color) of the area, showing the transmission line route.
- Diagrams of the transmission line route, showing all existing and proposed rights-of-way, representative views of the placement of existing and proposed transmission lines within the rights-of-way, and locations of water, wetland, and habitat resources within the surrounding area.
- Either: (1) a copy of the Environmental Notification Form (“ENF”) for the transmission project and the Certificate of the Secretary of Environmental Affairs on such ENF; or (2) an affidavit from the petitioner stating that the proposed use does not require the filing of an ENF. If an Environmental Impact Report (“EIR”) is required, and has been submitted to the MEPA Office at the time of filing, a copy of the EIR(s) and any related Certificates also should be submitted with the petition.
- Draft MEPA Section 61 findings relating to the transmission project, if an EIR is required.
- A draft hearing notice (hard copy and on diskette in Microsoft Word or in WordPerfect 8.0 or higher).
- Filing fee: A check for \$100.00, made payable to Commonwealth of Massachusetts.

PART 4: ADDITIONAL REQUIREMENTS FOR EMINENT DOMAIN

The following additional documents must be submitted with the petition if the petitioner is seeking to take land or easements by eminent domain for the transmission line:

- A map of the transmission line route, showing the towns through which it will pass, the public ways, railroads, railways, navigable streams and tidewaters which it will cross, and the extent to which it will be located upon private land, or upon, under or along public ways and places.
 - A description of each parcel or easement to be taken for the transmission project, together with the name and address of each affected property owner.
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All of the information requested above has been included in the Petition and attachments submitted with this form.¹


Signature

November 1, 2022
Date

¹ Much of the information requested on this form was included in or with Commonwealth Wind's petition to the Energy Facilities Siting Board pursuant to G.L. c. 164, § 69J (the "Section 69J Petition"), which was filed on this date and docketed as EFSB 22-06. The Section 69J Petition is incorporated by reference in Commonwealth Wind's Petition pursuant to G.L. c. 164, § 72. For instance, several of the items listed in "Part 2" above, United States Geological Survey maps, diagrams of the Onshore Substation Site and transmission line route, and a consolidated draft hearing notice were included in or with the Section 69J Petition. An ENF has been submitted and is provided as an attachment to the Company's petition to the Department pursuant to G.L. c. 40A, § 3 requesting individual and comprehensive zoning relief for the Project. An EIR will be required for this project, but has not yet been submitted. Accordingly, no EIR, related certificates, or draft MEPA Section 61 findings are available at this time. Pursuant to the Department's March 12, 2020 directive relating to paper filings as a result of the COVID-19 state of emergency, all documents associated with this filing are being provided electronically and paper versions will be filed upon direction from the Department. Commonwealth Wind has sent the filing fee by mail to the Department.