

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
ENERGY FACILITY SITING BOARD**

**IN RE: INVENERGY THERMAL DEVELOPMENT LLC :
 APPLICATION TO CONSTRUCT AND :
 OPERATE THE CLEAR RIVER ENERGY : SB-2015-06
 CENTER, BURRILLVILLE, RHODE ISLAND :**

ORDER

On October 13, 2016, Invenergy Thermal Development LLC (Invenergy) appeared before the Energy Facility Siting Board (Board) pursuant to a Show Cause Order issued on October 3, 2016. Invenergy was ordered to show cause why its application proceedings should not be suspended due to an incomplete application caused by the absence of a water supply plan. On August 22, 2016, the applicant had notified the Board of the Pascoag Utility District's decision that it was not willing to supply water to Invenergy. The lack of information regarding Invenergy's water source rendered its application incomplete and therefore not in compliance with Rule 1.6(b)(4) of the Rules of Practice and Procedure (Rules).

At the hearing, Invenergy argued in favor of a suspension of the proceedings. Both the Conservation Law Foundation and the Town of Burrillville argued that the proceedings should be dismissed rather than suspended. The Board held that pursuant to R.I. Gen. Laws §42-98-16(a), the proceedings shall be suspended for ninety days allowing time for Invenergy to remedy the incomplete application. The Board also ordered Invenergy to provide the Board with a written status update in sixty days.

Accordingly, it is hereby

(103) ORDERED:

1. The application proceedings in this docket shall be suspended for ninety days.

2. Invenergy Thermal Development LLC shall file a written status update with the Energy Facility Siting Board within sixty days.

EFFECTIVE AT WARWICK, RHODE ISLAND, OCTOBER 13, 2016. WRITTEN ORDER
ISSUED OCTOBER 20, 2016.

ENERGY FACILITY SITING BOARD



Margaret E. Curran, Chairperson

Janet Coit, Member

Parag Agrawal, Member