

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

In re: Petition of Energy Storage Resources, LLC for a Jurisdictional Determination Pursuant to R.I. Gen. Laws § 42-35-8 : : **Docket No. SB-2019-02**

NOTICE TO ACCEPT COMMENTS

On May 22, 2019, Energy Storage Resources, LLC (Petitioner) filed a Petition for a Declaratory Order with the Energy Facility Siting Board (Board) for a declaration that its proposed 180-megawatt Narragansett Energy Storage System in the Town of South Kingstown, Rhode Island is not subject to the jurisdiction of the Board. Pursuant to R.I. Gen. Laws § 42-35-8(c), not later than sixty days after receipt of a petition the Board must issue a declaratory order, decline to issue the order, or schedule the matter for further consideration.

The Petitioner argues that the storage system is not a Major Energy Facility as defined by the Energy Facility Siting Act, R.I. Gen. Laws § 42-98-3(d), because the facility will not generate electricity. Pursuant to R.I. Gen. Laws §§ 42-98-4 and § 42-98-7(a)(1), should the Board deny the Petitioner’s request, all licensing and permitting requirements of the State and its political subdivisions for siting, construction, or alteration of the facility would be decided by the Board.

The proposed system will utilize lithium-ion batteries housed in a series of storage containers, each with an aggregate energy storage of 3.5 to 4.5 megawatt-hours, and each with associated electrical components for interconnecting with the regional electric transmission grid. The facility will take energy from, and supply energy to, the regional transmission grid with an expected net loss. The facility includes a substation that will interconnect with the regional grid via high-voltage tap lines, and the Petitioner acknowledges that these tap lines are subject to the Board’s jurisdiction.

The Board is soliciting comments in this docket because the Petitioner’s query raises a number of significant potential issues well beyond the question of jurisdiction. In addition to the definitions provided R.I. Gen. Laws § 42-98-3, the Board references the legislative findings (R.I. Gen. Laws § 42-98-1) and declaration of policy (R.I. Gen. Laws § 42-98-3) of the Energy Facility Siting Act. The Board further references the provisions of the Utility Restructure Act of 1996 R.I. Gen. Laws § 39-1-27(a).

Interested persons wishing to offer comments on the Petition may file written comments no later than Monday, July 15, 2019 with Kathleen Mignanelli, Coordinator, ATTN:Docket SB-2019-02, 89 Jefferson Boulevard, Warwick, Rhode Island 02888, or by email at Kathleen.Mignanelli@puc.ri.gov. The Petition and other docket files are available at the above street address and can be accessed on the web at http://www.ripuc.org/efsb/2019_SB_02.html.

Kathleen Mignanelli, Coordinator
June 17, 2019