

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

**In re The Narragansett Electric Company** :  
**d/b/a National Grid (Rhode Island** : **Docket No. SB-2008-02**  
**Reliability Project)** :

**ORDER**

WHEREAS, on April 14, 2009, the Town of Johnston (“Town”) filed data requests to the Narragansett Electric Company d/b/a National Grid (NGrid) with the Energy Facility Siting Board (“Board”); and

WHEREAS, on April 21, 2009, NGrid filed an objection to data request 1-1 through and including 1-7, 1-14 and 1-15; and

WHEREAS, on April 27, 2009, the Town filed a Motion to Compel Production of responses to the data requests; and

WHEREAS, on May 11, 2009, NGrid filed responses to those data requests to which it had not previously objected; and

WHEREAS, on May 14, 2009, the Town filed a Supplemental Motion to Compel Production and a Motion to Amend the Hearing Schedule; and

WHEREAS, on May 14, 2009, the Town of West Warwick filed a Request for Production and Motion to Amend the Hearing Schedule; and

WHEREAS, on May 21, 2009, NGrid filed an Objection to the Supplemental Motion to Compel Production and Motion to Amend the Hearing Schedule filed by both the Town and the Town of West Warwick; and

WHEREAS, on May 21, 2009, the Town filed a Limited Reply to NGrid's Objection; and

WHEREAS, on June 2, 2009, the Town filed a Supplement to its Data Requests; and

WHEREAS, on June 2, 2009, the Board conducted a hearing on the Town's Motion to Compel and Motion to Amend the Hearing Schedule; and

WHEREAS, the Town requested an extension of time to July 31, 2009 for which to file the Advisory Opinions of its Zoning and Planning Boards; and

WHEREAS, NGrid did not object to the Town's request for extension of time within which to file its Advisory Opinions; and

WHEREAS, barring no objection from the other parties, the Board unanimously approved the Town's request for an extension of time to July 31, 2009; and

WHEREAS, at the hearing, the Town indicated that it was only seeking responses for those data requests noted in its June 2, 2009 supplement; and

WHEREAS, upon representation by NGrid that the closest wire will not be less than 32.5 feet from the edge of the right-of-way, the Town did not press its request for any and all documents and/or maps detailing any locations(s) where, as a result of the Project, conductors would be placed less than 30 feet from the edge of the right-of-way that runs through the Town; and

WHEREAS, upon representation by NGrid that it would be very difficult to search its archives to try to find any and all documents related to copies of plans that were created when National Grid first obtained its easements throughout the Town and NGrid's agreement to provide the Town with the book and page number where the easements are recorded, the Town agreed to further search its own land evidence records for the information sought through its data request rather than pressing its motion; and

WHEREAS, after argument on the Town's request for any and all documents regarding whether National Grid has any other locations throughout the Country where 115 kV lines are within 30 feet or less of the edge of the right of way and if so, any and all documents related to the location of these rights of way, as well as any restrictions on use of property associated with these lines, NGrid agreed to provide to the Town with a map showing municipal boundaries and transmission lines for NGrid's service area in New England.

Accordingly, it is

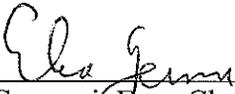
( 63 ) ORDERED:

1. The Town of Johnston's Motion to Compel and Motion to Amend are passed.
2. The Town of Johnston shall file its Advisory Opinions of the Zoning and Planning Boards by July 31, 2009.
3. National Grid shall provide the Town of Johnston with a map showing municipal boundaries and transmission lines for NGrid's service area in New England.

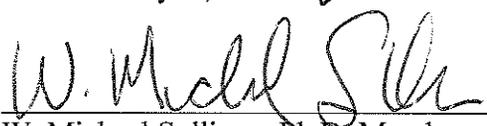
EFFECTIVE AT PROVIDENCE, RHODE ISLAND THIS 2<sup>nd</sup> DAY OF JUNE, 2009.

WRITTEN ORDER ISSUED JUNE 18, 2009.

ENERGY FACILITY SITING BOARD

  
\_\_\_\_\_  
Elia Germani, Esq. Chairman

  
\_\_\_\_\_  
Kevin M. Flynn, Member

 6/18/09  
\_\_\_\_\_  
W. Michael Sullivan, Ph.D, Member

