

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
PUBLIC UTILITIES COMMISSION

IN RE: APPLICATION FOR STANDARD  
CERTIFICATION AS ELIGIBLE RENEWABLE  
ENERGY RESOURCE ORIGINALLY FILED BY                      DOCKET NO. 3814 A&B  
NORTH HARTLAND, LLC  
NORTH HARTLAND HYDROELECTRIC PROJECT –  
REVISED NEW AND EXISTING GENERATION PERCENTAGES

ORDER

WHEREAS, Effective January 1, 2006, the Rhode Island Public Utilities Commission ("Commission") adopted Rules and Regulations Governing the Implementation of a Renewable Energy Standard (RES Regulations) including requirements for applicants seeking certification as an Eligible Renewable Energy Resource under the RES Regulations<sup>1</sup> pursuant to the Renewable Energy Act, Section 39-26-1 et. seq. of the General Laws of Rhode Island; and

WHEREAS, On January 31, 2007, North Hartland, LLC ("Company", Authorized Representative: Richard A. Norman, President c/o Essex Hydro Associates, LLC, 55 Union Street, 4<sup>th</sup> Fl., Boston, MA 02108, 617-367-0032, ran@essexhydro.com) filed with the Commission an application seeking certification for its North Hartland Hydroelectric Project Generation Unit, a 4.664 MW Small Hydro energy Generation Unit located in Hartland, VT, as a resource capable of producing as both a New and Existing Renewable Energy Resource under the State of Rhode Island RES Regulations; and

WHEREAS, Effective June 14, 2007 pursuant to an Open Meeting Decision, with

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<sup>1</sup> State of Rhode Island and Providence Plantations Public Utilities Commission Rules and Regulations Governing the Implementation of a Renewable Energy Standard – Date of Public Notice: September 23, 2005, Date of Public Hearing: October 12, 2005, Effective Date: January 1, 2006.

Written Orders issued on June 15 and June 16, 2007, the Commission approved the North Hartland Hydroelectric Project Generation Unit as meeting the requirements for eligibility as both a New and Existing, Small Hydro Renewable Energy Resource -with 74.4% designated eligible as an Existing Generating Unit (Order #18985 - Unique Certification Number RI-3814B-E07) and 25.6% designated eligible as a New Generating Unit (Order #18984 - Unique Certification Number RI-3814A-N07); and

WHEREAS, As part of the Commission's responsibilities under Section 6.3 of the State's RES Regulation, on January 28, 2013 the Commission issued a request to North Hartland, LLC for assistance in verifying the calculation of percent New and Existing allocations, and revising them if necessary; and

WHEREAS, On July 16, 2013, following discussions with the Commission's application review consultant, and review of proposed revisions to the previously approved New and Existing allocation percentages for the North Hartland Hydroelectric Project Generation Unit, North Hartland, LLC requested revised certification by the Commission of the North Hartland Hydroelectric Project Generation Unit as a 23% Rhode Island New Renewable Energy Resources and 77% Rhode Island Existing Renewable Energy Resource (a change from 25.6% and 74.4% respectively); and

WHEREAS, in their July 16, 2013 submittal, North Hartland, LLC requested that the change in percent New and Existing allocations be implemented effective with the 2014 NEPOOL GIS Compliance Year given that commitments based on the Commission's previously approved percentage values have already been made for all RECs to be generated from the Company's facility through the end of 2013; and

WHEREAS, On July 19, 2013, the Commission's consultant submitted a Memorandum to the Commission Explaining the review process and providing documentation to support the recommended changes to the allocations; and

WHEREAS, After examination, the Commission is of the opinion that the revised percentage New and Existing allocations are accurate, reasonable and in compliance with the RES Regulations, and hereby grants these changes to become effective for the NEPOOL GIS 2014 Compliance Year; and

WHEREAS, The Commission's determination in this docket is based on the information submitted by the Company and the Commission may reverse its ruling or revoke the Applicant's certification if any material information provided by the Applicant proves to be false or misleading.

Accordingly, it is hereby

(21114) ORDERED:

1) That effective for the NEPOOL GIS 2014 Compliance Year, the percentage New allocation of monthly generation from the North Hartland Hydroelectric Project Generation Unit be changed from 25.6% to 23%.

2) That effective for the NEPOOL GIS 2014 Compliance Year, the percentage Existing allocation of monthly generation from the North Hartland Hydroelectric Project Generation Unit be changed from 74.4% to 77%.

3) That, although the Commission will rely upon the NEPOOL GIS for verification of production of energy from the Company's Generation Unit certified as eligible in this Order, the Company will provide information and access as necessary to the Commission, or persons acting at its behest, to conduct audits or site visits to assist in

verification of continued eligibility for and compliance with RI RES Certification at any time at the Commissions' discretion.

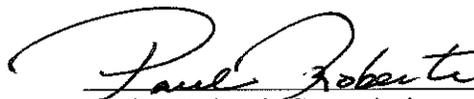
4) That the Company shall notify the Commission in the event of a change in the facility's eligibility status.

EFFECTIVE AT WARWICK, RHODE ISLAND ON JANUARY 1, 2014  
PURSUANT TO AN OPEN MEETING DECISION ON JULY 26, 2013. WRITTEN  
ORDER ISSUED JULY 26, 2013.

PUBLIC UTILITIES COMMISSION



  
Margaret E. Curran, Chairperson

  
Paul J. Roberti, Commissioner

  
Mary E. Bray, Commissioner

**NOTICE OF RIGHT OF APPEAL** PURSUANT TO R.I. GEN. LAWS SECTION 39-5-1, ANY PERSON AGGRIEVED BY A DECISION OR ORDER OF THE COMMISSION MAY, WITHIN SEVEN DAYS (7) DAYS FROM THE DATE OF THE ORDER, PETITION THE SUPREME COURT FOR A WRIT OF CERTIORARI TO REVIEW THE LEGALITY AND REASONABLENESS OF THE DECISION OR ORDER.