

**RIPUC Use Only**

Date Application Received:    /    /    /  
Date Review Completed:       /    /    /  
Date Commission Action:     /    /    /  
Date Commission Approved:   /    /    /

**GIS Certification #:  
MSS74480**

## **RENEWABLE ENERGY RESOURCES ELIGIBILITY FORM**

### **The Standard Application Form**

**Required of all Applicants for Certification of Eligibility of Renewable Energy Resource  
(Version 9 - April 19, 2021)**

**STATE OF RHODE ISLAND PUBLIC UTILITIES COMMISSION**

**Pursuant to the Renewable Energy Act**

**Title 810, Chapter 40, Subchapter 05, Part 2 et. seq. of the General Laws of Rhode Island**

**NOTICE:**

- When completing this Renewable Energy Resources Eligibility Form and any applicable Appendices, please refer to the State of Rhode Island Public Utilities Commission Rules and Regulations Governing the Implementation of a Renewable Energy Standard [810-RICR-40-05-2 \(RES Rules\)](#) , and the associated RES Certification Filing Methodology Guide. All applicable regulations, procedures and guidelines are available on the Commission's web site: [www.ripuc.ri.gov/utilityinfo/res.html](http://www.ripuc.ri.gov/utilityinfo/res.html).
- Please submit one original of the completed Application Form, applicable Appendices, and all supporting documentation to the Commission at the following address:  
Rhode Island Public Utilities Commission  
Attn: Luly E. Massaro, Commission Clerk  
89 Jefferson Blvd  
Warwick, RI 02888
- Electronic submittals are also required and should be sent to [Res.filings@puc.ri.gov](mailto:Res.filings@puc.ri.gov).
- In addition to filing with the Commission, Applicants are required to send an electronic copy of the application and supporting documents to the service list located at <http://www.ripuc.ri.gov/utilityinfo/reslist.doc>
- Keep a copy of the completed Application for your records.
- The Commission will notify the Authorized Representative if the Application is incomplete.
- Pursuant to RES Rules Section 2.6(A)(3), the Commission shall provide a thirty (30) day period for public comment following posting of any administratively complete Application. All information submitted with the Application is considered to be a public record unless the Commission deems some portion of the application confidential after consideration under [Rules of Practice and Procedure 810-RICR-00-00-1](#), Section 1.3(H)(3). It is the applicant's responsibility to request confidential treatment and to provide redacted copies to the Commission and the service list.
- Questions related to this Renewable Energy Resources Eligibility Form can be submitted to [Res.filings@puc.ri.gov](mailto:Res.filings@puc.ri.gov)

**SECTION I: Identification Information**

1.1 Name of Generation Unit (sufficient for full and unique identification, and consistent with the Generation Unit name listed on the NEPOOL GIS, if currently listed):

**Treasure Lane Solar**

1.2 Type of Certification being requested (note: if the Generation Unit has not yet achieved Commercial Operation, check Prospective Certification/Declaratory Judgement):

Standard Certification

Prospective Certification (Declaratory Judgment)

1.3 This Application includes: (Check *all and only* those that apply)

Appendix A: Authorized Representative Certification for Individual Owner

Appendix B: Authorized Representative Certification for Non-Corporate Entities Other Than Individuals, including Limited Liability Companies (LLC) *Note: Please refer to Section 6.1, Corporations, for required evidence certifying Authorized Representative.*

Appendix C: Existing Renewable Energy Resources

Appendix D: Special Provisions for Aggregators of Customer-sited, Off-grid Generation, or RI-sited Remote Net Metered Facilities

Appendix E: Special Provisions for a Generation Unit Located in a Control Area Adjacent to NEPOOL

Appendix F: Fuel Source Plan for Eligible (including Unlisted) Biomass Fuels

1.4 Primary Contact Person

Name and title: **Matt Allegretto, Development Manager**

Address: **282 Century Place 2000 Louisville, CO 80027**

Phone: **303-503-2338**

Email: **matt.allegretto@aes.com**

1.5 Backup Contact Person

Name and title: **Eli Landman, Development Associate**

Address: **282 Century Place 2000 Louisville, CO 80027**

Phone: **617-910-7533**

Email: **eli.landman@aes.com**

1.6 Authorized Representative (the individual responsible for certifying the accuracy of all information contained in this form and associated appendices, and whose signature will appear on the application):

Name and title: **David Gomez, Authorized Person**

Company: **AES Clean Energy**

Address: **282 Century Place 2000 Louisville, CO 80027**

Phone: **303-503-2338**

Email: **david.gomez@aes.com**

Appendix A or B, or Corporate Authorization (as appropriate) completed and attached?

Yes  No

1.7 Owner

Name and title: **Brian Cassutt, Treasurer**

Company: **Treasure Lane Solar 1, LLC**

Address: **2180 South 1300 East 500 Salt Lake City, UT 84106**

Phone: **303-444-3020**

Email: **AESCEAssetManagement@aes.com**

1.8 Owner business organization type (check one):

Individual

Partnership (including Limited Liability Company and other Non-Corporate Entities)

Corporation

Other:

1.9 Operator

Name and title: **Eric Fitch, Asset Manager**

Company: **AES Clean Energy**

Address: **282 Century Place 2000 Louisville, CO 80027**

Phone: **3034443020**

Email: **eric.fitch@aes.com**

1.10 Operational business organization type (check one):

Individual

Partnership (including Limited Liability Company and other Non-Corporate Entities)

Corporation

Other:

## SECTION II: Generation Unit Information, Fuels, Energy Resources and Technologies

- 2.1 NEPOOL GIS Identification Number (if assigned yet, along with appropriate MSS, NON or IMP designation): **MSS74480**

For facilities enrolled in the RI Renewable Energy Growth Program: National Grid will provide the participant with an MSS ID.

- 2.2 Nameplate Capacity (list AC, and DC if applicable): **4.50** kW AC **6.48** kW DC
- 2.3 Maximum Demonstrated Capacity (list AC, and DC if applicable): **4.50** kW AC **6.48** kW DC
- 2.4 Please indicate which of the following Eligible Renewable Energy Resources are used by the Generation Unit: (Check ALL that apply) – *per RES Rules Section 2.5*

Direct Solar Radiation

The wind

Movement of or the latent heat of the ocean

The heat of the earth

Small hydro facilities

Biomass facilities using Eligible Biomass Fuels (*per RES Rules Section 2.3(A)(7)*)

Biomass facilities using unlisted biomass fuel (*per RES Rules Section 2.3(A)(7)(a)*)

Fuel cells using a renewable resource referenced in this section

- 2.5 For small hydro facilities, please certify that the facility's aggregate capacity does not exceed 30 MW. – *per RES Rules Section 2.3(A)(32)*

<-- check this box to certify that the above statement is true

N/A

- 2.6 For small hydro facilities, please certify that the facility does not involve any new impoundment or diversion of water with an average salinity of twenty (20) parts per thousand or less. – *per RES Rules Section 2.3(A)(32)*

<-- check this box to certify that the above statement is true

N/A

- 2.7 For biomass facilities: Appendix F completed and attached?

Yes (Please specify fuel or fuels used or to be used in the unit: )

N/A

- 2.8 Has the Generation Unit been certified as a Renewable Energy Resource for eligibility in another state's renewable portfolio standard?

Yes

No

If "Yes," a copy of each state's certifying order is attached?

<-- check this box to certify that the above statement is true

### SECTION III: Commercial Operation Date>

Please provide documentation to support all claims and responses to the following questions:

- 3.1 Date Generation Unit first entered Commercial Operation or, if not yet in operation, the anticipated Commercial Operation Date:

**09/09/2023**

If the Commercial Operation date is after December 31, 1997, please provide independent verification, such as the utility log or metering data, showing that the meter first spun after December 31, 1997. For facilities located in Rhode Island, a copy of National Grid's Authorization to Interconnect letter would also be sufficient. This documentation is needed in order to verify that the facility qualifies as a New Renewable Energy Resource.

Documentation of Commercial Operation Date attached?

Yes

No

N/A

- 3.2 Is there an Existing Renewable Energy Resource located at the site of Generation Unit?

Yes

No

- 3.3 If the date entered in response to question 3.1 is on or earlier than December 31, 1997 or if you checked "Yes" in response to question 3.2 above, please complete Appendix C. Appendix C completed and attached?

Yes

No

N/A

- 3.4 Was all or any part of the Generation Unit used on or before December 31, 1997 to generate electricity at any other site?

Yes

No

- 3.5 If you checked "Yes" to question 3.4 above, please specify the power production equipment used and the address where such power production equipment produced electricity (attach more detail if the space provided is not sufficient):

## SECTION IV: Metering

4.1 Please indicate how the Generation Unit's electrical energy output is verified:

- ISO-NE Market Settlement System
- Other, including Self-Reported to the NEPOOL GIS Administrator (please specify below and complete Appendix D):

For "Other," Appendix D completed and attached?

- Yes
- No
- N/A

For facilities enrolled in the RI Renewable Energy Growth Program: National Grid will be reporting output to the ISO-NE Market Settlement System.

4.2 Please check one of the following that apply to the Generation Unit:

- Grid Connected Generation
  - Connected directly to a utility transmission or distribution system with only station load at the unit site
  - Units participating in the RI Renewable Energy Growth Program fall in this category.
- Off-Grid Generation
  - Not connected to a utility transmission or distribution system
- Customer-Sited Generation
  - Connected on the end-use customer side of a retail electricity meter in such a manner that it displaces all or part of the metered consumption of the end-use customer, other than station load
  - Traditional behind-the-meter net metering falls in this category.
  - Units located outside Rhode Island with this configuration will be deemed ineligible by PUC (see RES Rules Section 2.6(H)(1) (see also Order No. 23710, <http://www.ripuc.ri.gov/eventsactions/docket/4858-4891-Kearsarge%20Ord23710%2011-12-2019.pdf>
- Remote Customer-Sited Generation
  - Connected directly to the local electric utility distribution grid with only station load
  - All or some of the electrical energy from the unit is designated for use in displacing all or part of the retail electricity metered consumption of one or more end-use customers (including through a transfer of bill credits)
  - "Virtual" and "remote" front-of-the-meter net metering falls in this category.
  - Units located outside Rhode Island with this configuration have been found ineligible by the PUC (see Order 23710, <http://www.ripuc.ri.gov/eventsactions/docket/4858-4891-Kearsarge%20Ord23710%2011-12-2019.pdf>

## SECTION V: Location

5.1 Generation Unit address:

**Treasure Lane Manchester, ME 04351**

5.2 Please provide the Generation Unit's geographic location information:

A. Universal Transverse Mercator Coordinates: **433026.03, 4909447.02**

B. Longitude/Latitude: **44.3352/-69.8401**

5.3 The Generation Unit is located: (please check the appropriate box)

In the NEPOOL control area

In a control area adjacent to the NEPOOL control area

In a control area other than NEPOOL which is not adjacent to the NEPOOL control area <-- *If you checked this box, then the generator is ineligible.*

5.4 If you checked "In a control area adjacent to the NEPOOL control area" in Section 5.4 above, please complete Appendix E.

Appendix E completed and attached?

Yes

No

N/A

**SECTION VI: Certification**

6.1 Please attach documentation, using one of the applicable forms below, to demonstrate the authority of the Authorized Representative provided in Section 1.6.

**Corporations**

The Authorized Representative of the Corporation shall provide **either**:

- (a) Evidence of a Board of Directors' vote granting authority to the Authorized Representative to execute the Renewable Energy Resources Eligibility Form, **or**
  - (b) A certification from the Corporate Clerk or Secretary of the Corporation that the Authorized Representative is authorized to execute the Renewable Energy Resources Eligibility Form or is otherwise authorized to legally bind the Corporation in like matters.<sup>1</sup>
- Evidence of Board Vote provided?

- Yes
- No
- N/A

Corporate Certification provided?

- Yes
- No
- N/A

**Individuals**

If the Owner is an Individual, that Individual shall complete and attach Appendix A, or a similar form of certification from the Owner, duly notarized, that certifies that the Authorized Representative has authority to execute the Renewable Energy Resources Eligibility Form.

Appendix A completed and attached?

- Yes
- No
- N/A

**Non-Corporate Entities**

(Limited Liability Companies - LLCs, Proprietorships, Partnerships, Cooperatives, etc.) If the Owner is neither an Individual nor a Corporation, it shall complete and attach Appendix B or execute a resolution indicating that the Authorized Representative named in Section 1.6 has authority to execute the Renewable Energy Resources Eligibility Form or to otherwise legally bind the non-corporate entity in like matters.

Appendix B completed and attached?

- Yes
- No
- N/A

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<sup>1</sup> If the Corporation has only one sole Officer, it is acceptable for that Officer to provide signatory certification of same as Authorized Representative.



6.2 Authorized Representative Certification and Signature:

I hereby certify, under pains and penalties of perjury, that I have personally examined and am familiar with the information submitted herein and based upon my inquiry of those individuals immediately responsible for obtaining the information, I believe that the information is true, accurate and complete. I am aware that there are significant penalties, both civil and criminal, for submitting false information, including possible fines and punishment. My signature below certifies all information submitted on this Renewable Energy Resources Eligibility Form. The Renewable Energy Resources Eligibility Form includes the Standard Application Form and all required Appendices and attachments. I acknowledge that the Generation Unit is obligated to and will notify the Commission promptly in the event of a change in a generator's eligibility status (including, without limitation, the status of the air permits) and that when and if, in the Commission's opinion, after due consideration, there is a material change in the characteristics of a Generation Unit or its fuel stream that could alter its eligibility, such Generation Unit must be re-certified in accordance with RES Rules Section 2.6(E). I further acknowledge that the Generation Unit is obligated to and will file such quarterly or other reports as required by the Rules and the Commission in its certification order. I understand that the Generation Unit will be immediately de-certified if it fails to file such reports.

SIGNATURE: **Signed Electronically**

DATE: **2024-01-25 15:51:14**

**David Gomez**

(Printed Name of Signatory)

**Authorized Person**

(Title)

**AES Clean Energy**

(Company)

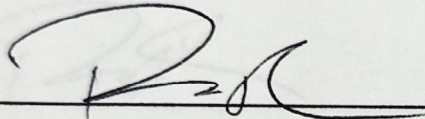
**APPENDIX B**  
**(Revised 4/19/2021)**  
**(Required When Owner is a Non-Corporate Entity**  
**Other Than An Individual)**

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**RESOLUTION OF AUTHORIZATION**

Resolved: that David Gomez, named in Section 1.6 of the Renewable Energy Resources Eligibility Form as Authorized Representative, is authorized to execute the Application on the behalf of Treasure Lane Solar 1, LLC, the Owner named in Section 1.7 of the Generation Unit named in Section 1.1 of the Application.

SIGNATURE:



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DATE:

1/23/24Ron Rodrique

(Printed Name of Signatory)

VP, Project Management

(Title)

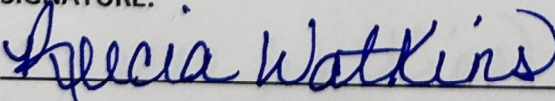
AES Clean Energy

(Company)

State: TennesseeCounty: Sumner

(TO BE COMPLETED BY NOTARY) I, Reecia Watkins, as a notary public, certify that I witnessed the signature of the above named Ron Rodrique, and said individual verified his/her identity to me on this date: 01-23-24.

SIGNATURE:



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My commission expires on: 03-23-27

## Eli Landman

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**From:** Matt Allegretto  
**Sent:** Friday, October 6, 2023 2:52 PM  
**To:** Eli Landman  
**Subject:** FW: Treasure Lane Solar 1, LLC (PRJ 95) - Notice of COD

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**From:** Clary, Susan E. <[Susan.Clary@cmpco.com](mailto:Susan.Clary@cmpco.com)>  
**Sent:** Tuesday, September 26, 2023 10:54  
**To:** Matt Allegretto <[matt.allegretto@aes.com](mailto:matt.allegretto@aes.com)>  
**Cc:** Mary Marciano <[mary.marciano@aes.com](mailto:mary.marciano@aes.com)>; Jeff Palmer <[jeff.palmer@aes.com](mailto:jeff.palmer@aes.com)>; Morgan, Diana <[Diana.Morgan@cmpco.com](mailto:Diana.Morgan@cmpco.com)>; \_LD\_PPAAAdmin <[PPAAAdmin@cmpco.com](mailto:PPAAAdmin@cmpco.com)>; AES Community Solar <[CommunitySolar@aes.com](mailto:CommunitySolar@aes.com)>; Anna Karlsson <[anna.karlsson@cmpco.com](mailto:anna.karlsson@cmpco.com)>  
**Subject:** RE: Treasure Lane Solar 1, LLC (PRJ 95) - Notice of COD

**CAUTION:** This email originated from outside AES. Do not click links or open attachments unless you recognize the sender.

Matt  
The ISO effective date for this ID was 9/9/2023.



**Susan Clary**  
Director – Electric Supply  
207-629-2180  
[susan.clary@cmpco.com](mailto:susan.clary@cmpco.com)



Internal Use

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**From:** Matt Allegretto <[matt.allegretto@aes.com](mailto:matt.allegretto@aes.com)>  
**Sent:** Tuesday, September 26, 2023 12:20 PM  
**To:** Clary, Susan E. <[Susan.Clary@cmpco.com](mailto:Susan.Clary@cmpco.com)>  
**Cc:** Mary Marciano <[mary.marciano@aes.com](mailto:mary.marciano@aes.com)>; Jeff Palmer <[jeff.palmer@aes.com](mailto:jeff.palmer@aes.com)>; Morgan, Diana <[Diana.Morgan@cmpco.com](mailto:Diana.Morgan@cmpco.com)>; \_LD\_PPAAAdmin <[PPAAAdmin@cmpco.com](mailto:PPAAAdmin@cmpco.com)>; AES Community Solar <[CommunitySolar@aes.com](mailto:CommunitySolar@aes.com)>; Anna Karlsson <[anna.karlsson@cmpco.com](mailto:anna.karlsson@cmpco.com)>  
**Subject:** Treasure Lane Solar 1, LLC (PRJ 95) - Notice of COD

**EXTERNAL SENDER: Be cautious, especially with links and attachments. Report phishing if suspicious.**

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Hi, CMP team

As required in Article 3(a) of the NEB Agreement, attached is the notice of Commercial Operation Date for our Treasure Lane Solar 1 (PRJ 95) project.

Please confirm receipt of this notice.

Additionally, please let us know when the project has been registered with NEPOOL GIS and the State of Maine for REC production.

Regards,

Matt Allegretto  
Project Development Manager, M&A  
AES Clean Energy  
Cell: 303-503-2338 | [matt.allegretto@aes.com](mailto:matt.allegretto@aes.com)



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November 9, 2023

CENTRAL MAINE POWER COMPANY  
Request for Approval of Certification  
For RPS Eligibility (2 Facilities)

ORDER  
GRANTING NEW  
RENEWABLE RESOURCE  
CERTIFICATIONS

BARTLETT, Chairman; DAVIS and GILBERT, Commissioners

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## I. SUMMARY

Central Maine Power Company (CMP)'s petition filed on September 21, 2023 requests certification of 2 solar facilities (Facilities) totaling 9.499 megawatts (MW) as Class I and Class IA renewable resources eligible to satisfy Maine's new renewable resource portfolio (or renewable portfolio standard (RPS)) requirement pursuant to Chapter 311 of the Commission's rules. For the reasons set forth below, the petition is granted.

## II. BACKGROUND

### A. New Renewable Resource Portfolio Requirement

During its 2007 session, the Legislature enacted an Act To Stimulate Demand for Renewable Energy (2007 Act). P.L. 2007, ch. 403 (codified at 35-A M.R.S.A. section 3210(3-A)). The 2007 Act added a mandate that specified percentages of electricity that supply Maine's consumers come from "new" renewable resources.<sup>1</sup> The 2007 Act defined a "new" renewable resource as renewable facilities that have an in-service date, resumed operation, or were refurbished after September 1, 2005. The percentage requirement started at one percent in 2008 and increased in annual 1% increments until it reached 10% by 2017. On June 26, 2019, the Governor signed L.D. 1494, An Act To Reform Maine's Renewable Portfolio Standard, P.L. 2019, ch. 477 (2019 Act). The 2019 Act made changes to eligibility, removed the provision that the 10% requirement for Class I end in 2022, created a new Class IA renewable resource portfolio requirement and a new thermal renewable energy resource requirement.<sup>2</sup>

The Commission modified its portfolio requirement rule (Chapter 311) to implement the provisions of the 2019 Act. *Maine Public Utilities Commission*,

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<sup>1</sup> Maine's electric restructuring law, which became effective in March 2000, contained a portfolio requirement that mandated that at least 30% of the electricity to supply retail customers in the State come from eligible resources, which are either renewable or efficient resources. 35-A M.R.S.A. § 3210(3).

<sup>2</sup> The thermal renewable energy resource requirement began in 2021.

*Amendments to Portfolio Requirement Rule (Chapter 311)*, Docket No. 2019-00177, Order Amending Rule and Statement of Factual and Policy Basis (Nov. 8, 2019) and *Maine Public Utilities Commission, Amendments to Portfolio Requirement Rule (Chapter 311)*, Docket No. 2020-00212, Order Adopting Rule and Statement of Factual and Policy Basis (Nov. 13, 2020).

Chapter 311 defines a Class I resource as a new renewable capacity resource. A “renewable capacity resource” is defined as a source of electrical generation:

1. That relies on wind or solar power;
2. Whose total power production capacity does not exceed 100 megawatts and relies on one or more of the following:
  - a. Fuel cells;
  - b. Tidal power;
  - c. Geothermal installations;
  - d. Hydroelectric generators that meet all state and federal fish passage requirements applicable to the generator;
  - e. Biomass generators that are fueled by wood, wood waste or landfill gas; or
  - f. Anaerobic digestion of by-products of waste from animals or agricultural crops, food or vegetative material, algae or organic refuse; or
3. Is qualified hydroelectric output.

For a renewable capacity resource to qualify as “new,” a resource must be qualified hydroelectric output or a renewable capacity resource that meets one of the following criteria:

1. Has an in-service date after September 1, 2005;
2. Was added to an existing facility after September 1, 2005;
3. Has not operated for two years or was not recognized as a capacity resource by the ISO-NE or the NMISA and has resumed operation or has been recognized by the ISO-NE or NMISA after September 1, 2005; or
4. Was refurbished after September 1, 2005 and received certification from the Commission:
  - a. Before September 1, 2019, that it is operating beyond its previous useful life or is employing an alternate technology that significantly



increases the efficiency of the generation process; or

- b. On or after September 1, 2019 that it is operating beyond its previous useful life as evidenced by a finding that the facility would be reasonably likely to cease operation if not for substantial capital investment made after September 1, 2018, except for capital investment required to meet state and federal fish passage standards.

A Class IA resource is defined as a Class I resource other than a Class I resource that for at least two years was not operated or was not recognized by the New England independent system operator (ISO-NE) as a capacity resource and, after September 1, 2005, resumed operation or was recognized by the ISO-NE as a capacity resource.

Chapter 311 establishes a certification process that requires generators to pre-certify facilities as a Class I and/or Class IA resources under the requirements of the rule and provides for a Commission determination of resource eligibility on a case-by-case basis. Finally, the rule specifies that the Commission may revoke a certification if there is a material change in circumstances that renders the generation facility ineligible as Class I or Class IA resource.

#### B. Net Energy Billing

On June 26, 2019, the Governor signed L.D. 1711, An Act To Promote Solar Energy Projects and Distributed Generation Resources in Maine, P. L. 2019, ch. 478 (Act). The Act made changes to Maine's Net Energy Billing (NEB) program which included adopting "commercial and institutional" NEB. The provisions with respect to commercial and institutional NEB are codified at 35-A M.R.S. § 3209-B. Subsection 5 of Section 3209-B provides that the Commission shall establish by rule a tariff rate for customers participating in the commercial and institutional NEB program. The Commission amended its NEB rule (Chapter 313) to implement the changes made by the Act. *Maine Public Utilities Commission Amendments to Chapter 313-Net Energy Billing*, Docket No. 2019-00197, Order Adopting Rule and Statement of Factual and Policy Basis (Nov. 22, 2019) and additional changes were made in subsequent rulemaking proceedings.<sup>3</sup>

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<sup>3</sup> Section 3(K)(4) of the rule governs the establishment of the tariff rate. Section 3(K)(5) of the rule states:

**Registration and Treatment of Facility Output.** The commercial or institutional customer, or project sponsor, or a representative or agent must, if required by the market rules, register the eligible facility in the ISO-NE or NMISA market, as applicable, and provide for and pay the costs of required meters and associated equipment. The project sponsor, or the transmission and distribution utility, as designated by the

C. Original Petition

On November 23, 2020, CMP filed a Petition for Approval of RPS Certification Process (Petition) in this docket whereby the Commission would certify facilities with which the Company has tariff rate NEB agreements as either Class I or Class IA resources (or both). The Petition stated in part:

On July 28, 2020, the Commission's Director of Electric and Gas Industries issued an Order Modifying Standard Contracts and Application for Net Energy Billing.<sup>4</sup> As part of that Order, the Commission adopted a Commercial or Institutional Customer Shared Financial Interest Customers Net Energy Billing Tariff Rate Agreement which provides that if the T&D utility acts as the Lead Market Participant for a facility participating in the tariff rate option, the Customer and the Company will each maintain a NEPOOL Generation Information System ("GIS") account in order to facilitate the transfer of RECs from Company to Customer. On a quarterly basis, the Company is obligated to transfer RECs to the Customer in the GIS. In order to do so, the Company must first qualify RECs from the facility in the GIS. In order to do so, CMP must provide NEPOOL an order from the Commission, certifying that the facilities are new renewable resources that qualify for either Maine Class I or Class IA RECs.

Petition at 2. The petition also stated that CMP had worked with Commission Staff to establish an acceptable certification process which would involve CMP submitting a spreadsheet to the Commission with information about facilities participating in the tariff rate option. *Id.* at 3.

D. Request for Certification

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net energy billing agreement, shall use commercially reasonable efforts to monetize the value of the energy, capacity, and all other market products relating to the facility output in a manner that maximizes that the value of the output of the resource to ratepayers. The respective obligations of the project sponsor and transmission and distribution utility in this regard shall be established by the net energy billing agreement.

With respect to renewable energy credits (RECs), Section 3(K)(6) of the rule provides that under commercial and institutional netting, the RECs shall not be transferred to the T&D utility.

<sup>4</sup> The Commission believes CMP meant to refer here to the April 28, 2020 Order Adopting Standard Contracts for NEB (ISO-NE Territories), Docket No. 2019-00197. The Commercial or Institutional Customer Shared Financial Interest Customers Net Energy Billing Tariff Rate Agreement is Attachment 5.



CMP's Request for Certification of RPS Eligibility filed on September 21, 2023 requests that the following facilities (Facilities) be certified as Class I and Class IA renewable resources.

Figure 1

(I) Name and Address of Petitioner	(II) Location of Generation facility	(III) Fuel Type	(III) Capacity (MW)	(III) Initial C.O.D	(IV) Vintage	(V) Qualified in another state?	(ix) NEPOOL GIS and/or NAR generator ID
Treasure Lane Solar, 16 Treasure Lane, Manchester, ME	Manchester	Solar	4.500	9/9/2023	New after 2005	No	74480
Green Mile Solar, 84 Nequasset Road, Woolwich, ME	Woolwich	Solar	4.999	9/14/2023	New after 2005	No	74491

According to the petition, the Facilities are participating in the Commercial or Institutional NEB Tariff Rate Program with CMP acting as the Lead Market Participant. The Facilities are all new solar facilities with an initial in-service date after September 1, 2005.

### III. DECISION

The Commission has delegated to the Director of the Electric and Gas Utility Industries the authority to certify generation facilities as Class I and Class IA new renewable resources and thermal renewable resources. *Commission Initiated Delegation of Authority to Certify Class I New Renewable Resources*, Docket No. 2008-00184, Delegation Order (April 23, 2008); *Commission Initiated Delegation of Authority to Certify Class IA New Renewable Resources and Thermal Renewable Resources*, Docket No. 2021-00099, Delegation Order (May 11, 2021). Based on the information provided by CMP, I conclude that the Facilities listed in Figure 1 satisfy the eligibility requirements as both a Class I and Class IA resource. The Facilities are fueled by solar and commenced commercial operations after September 1, 2005.

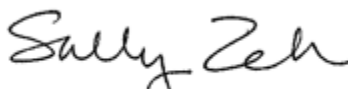
Accordingly, the Facilities are hereby certified as both Class I and Class IA renewable resources eligible to satisfy Maine's new renewable resource portfolio requirement pursuant to Chapter 311 of the Commission's rules. CMP, and/or the Facilities' successive owners or operators shall provide timely notice to the Commission of any material change in the characteristics or operation of the Facilities from that described in the petition filed in this proceeding.

To the extent the output of the Facilities is serving load behind the meter (BTM), the facility owners must retain GIS certificates or otherwise obtain GIS

certificates necessary to satisfy Maine's RPS for that portion of the BTM load that is served by the facilities. See *Lincoln Paper and Tissue, LLC, Request for Certification for RPS Eligibility*, Docket No. 2008-00173, Order Granting New Renewable Resource Certification at 8 (Jan. 27, 2009). If the output of the load is used BTM, the facility owners shall submit to the Commission an annual report by September 1st of each year that demonstrates compliance with this requirement.

Dated at Hallowell, Maine, this 9<sup>th</sup> day of November, 2023.

BY ORDER OF THE DIRECTOR OF THE ELECTRIC AND GAS  
UTILITY INDUSTRIES



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## NOTICE OF RIGHTS TO REVIEW OR APPEAL

5 M.R.S. § 9061 requires the Public Utilities Commission to give each party at the conclusion of an adjudicatory proceeding written notice of the party's rights to seek review of or to appeal the Commission's decision. The methods of review or appeal of Commission decisions at the conclusion of an adjudicatory proceeding are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 11(D) of the Commission's Rules of Practice and Procedure (65-407 C.M.R. ch. 110) within **20** days of the date of the Order by filing a petition with the Commission stating the grounds upon which reconsideration is sought. Any petition not granted within **20** days from the date of filing is denied.
2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within **21** days of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S. § 1320(1)-(4) and the Maine Rules of Appellate Procedure.
3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S. § 1320(5).

Pursuant to 5 M.R.S. § 8058 and 35-A M.R.S. § 1320(6), review of Commission Rules is subject to the jurisdiction of the Superior Court.

Note: The attachment of this Notice to a document does not indicate the Commission's view that the particular document may be subject to review or appeal. Similarly, the failure of the Commission to attach a copy of this Notice to a document does not indicate the Commission's view that the document is not subject to review or appeal.

**REPORT**

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Transfer Name/Alias	Priority	From Account Holder	To Account Holder	Begin Vintage Year/Month	End Vintage Year/Month	Unit ID	Plant - Unit	Fuel Type	Monthly Percentage	Monthly Fixed Amount	Status	Process	Rescindable	Initiation Date
Treasure Lane Solar	94	Central Maine Power Company	AES Distributed Energy	2023/09	2043/08	MSS74480	TREASURE LANE SOLAR	Solar Photovoltaic	100		Approved	All or Nothing	Yes	11/15/2023 11:32:59 AM