

PASCOAG UTILITY DISTRICT'S
MOTION TO INTERVENE

Now comes the Pascoag Utility District and hereby moves to intervene in the above docket pursuant to Rule 1.10 of the Practice and Procedure Rules of the Energy Facilities Siting Board for the reasons outlined below.

Pascoag Utility District ("Pascoag") is a quasi-municipal utility in Burrillville, Rhode Island. It was created by legislative Act in 2001, and is authorized to supply electrical and water service within and without its district.¹ In October 2015, Invenergy, LLC submitted an application to construct a natural gas fired electrical generating facility in the northern part of the Town of Burrillville. Invenergy proposes to use water supplied from Pascoag Utility's well 3A, which was decertified as a public water supply in 2001, as a result of water contamination due to a leakage of gasoline into the aquifer. The well has been inactive since that time except for some remediation and testing. It has never been the source of a water supply since the decertification.

Invenergy and Pascoag have entered into a letter of intent for Pascoag to supply Invenergy with cooling water; however, there are numerous contingencies that must be met before a contract to supply water can be executed. First and foremost among them is proof that the well can be safely activated and approved by all governmental agencies having jurisdiction over the well. Another grave concern is the potential impact of the drawdown of the aquifer in current and potential future well fields. Consultants have identified other issues such as air quality that are of concern to Pascoag as well. Pascoag has engaged its own experts and consultants to evaluate all issues involved and to include them in an advisory opinion mandated by EFSB. Additionally, an existing Superior Court order appears to prohibit this arrangement.

From the above it is quite clear that Pascoag has an essential interest in the proceedings pursuant to Rule 1.10 of the EFSB Rules of Practice and Procedure. This interest is not adequately represented by existing parties, and its intervention is most certainly in the public interest. Pascoag's position at this time is that as of the filing of this motion there is inadequate modeling or testing results proving that the water from Well 3A can be safely pumped for a private water supply.

Respectfully submitted,



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¹ See G.L. §45-58-1 et seq.