



JANET T. MILLS  
GOVERNOR



GERALD D. REID  
COMMISSIONER



AMANDA E. BEAL  
COMMISSIONER

STATE OF MAINE  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
AND

DEPARTMENT OF AGRICULTURE, CONSERVATION & FORESTRY  
LAND USE PLANNING COMMISSION

IN THE MATTER OF

CENTRAL MAINE POWER COMPANY	) APPLICATION FOR NATURAL
NEW ENGLAND CLEAN ENERGY	) RESOURCES PROTECTION ACT
CONNECT	) AND SITE LOCATION OF
25 Municipalities, 13 Townships/Plantations,	) DEVELOPMENT ACT PERMITS
7 Counties	)
	) AND
L-27625-26- A-N	)
L-27625-TB-B-N	) SITE LAW CERTIFICATION SLC-9
L-27625-2C-C-N	) PUBLIC HEARING
L-27625-VP-D-N	) JOINT FIFTEENTH PROCEDURAL
L-27625-IW-E-N	) ORDER

This Fifteenth Procedural Order (Order)<sup>1</sup> sets forth rulings of the Department of Environmental Protection (the Department) and the Land Use Planning Commission (the Commission) on the Applicant’s petition to reopen the record and establishes the procedure going forward for members of the public and the Parties.

1. On September 18, 2019, the Applicant submitted a petition to reopen the record with attachments that describe an amendment to the Site Law and NRPA applications pertaining to the originally proposed route in the area near Beattie Pond. In the current applications, the proposed project consists of a route through the Recreation Protection (P-RR) subdistrict at Beattie Pond. The new proposed route traverses south of and outside of the Beattie Pond P-RR subdistrict.

<sup>1</sup> On July 17, 2019, the Commission issued its Fourteenth Procedural Order in this matter ruling on a matter pertaining only to the Commission. This joint Fifteenth Procedural Order is the next in sequence for the Commission. A fourteenth procedural order was not issued by the Department.

2. The Presiding Officers for both the Department and Commission notified the Parties on September 19, 2019, that written comments could be submitted in response to this petition by 5:00 pm on September 26, 2019. Intervenors were asked to focus on whether the record should be reopened and provide a brief basis statement for their position.
3. Timely responses were received from Intervenor Groups 1, 3, 4, 5, 6, 7, and jointly from Groups 2 and 10. Groups 1, 2, 10, and 4 objected to reopening the record, while Groups 3, 5, 6, and 7 supported reopening the record. Groups 2, 10, 4, and 6 also either suggested or specifically requested that, if the Presiding Officers reopen the record, they afford the Parties and the public an opportunity to respond to the proposed changes either in written submittals or during a re-convening of the hearing.
4. The Presiding Officers of the Department and the Commission have considered the filings by the Parties. The Presiding Officers grant the Applicant's petition to reopen the record, effective upon issuance of this Order, for the purpose of allowing the Applicant to amend the applications and gathering additional evidence needed to evaluate the proposed alternative route.
5. Department staff and Commission staff are reviewing the material submitted by the Applicant as part of its petition. Any agency requests for additional information from the Applicant will be sent to the Service List.
6. The process for providing the Parties and public an opportunity to review and comment on the additional information accepted into the record will be set in a subsequent Procedural Order.
7. The Commissioner of the Department and the Commission members may not engage in any ex parte communication in connection with any issue of fact, law, or procedure which is the subject of the hearing. The Parties are cautioned to avoid any conduct that could give rise even to the appearance of improper contact with Commission members or the Commissioner of the Department.

Dated: October 3, 2019



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Susanne Miller, Presiding Officer  
Department of Environmental Protection



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Everett Worcester, Chair and Presiding Officer  
Land Use Planning Commission