

**From:** [alan@papscon.com](mailto:alan@papscon.com)  
**To:** [SitingBoard Filing \(DPU\)](#)  
**Subject:** Stakeholder comments  
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To the Energy Facilities Siting Board,

Please accept my comments relating to energy siting regulations and guidelines that are in development:

- 1) "Small" energy projects and all ESS battery systems shall only be allowed on the built or disturbed environment.
- 2) The following areas shall be excluded from large and small energy generation and transmission projects:

Article 97 protected open space (note: If Article 97 land is categorized as an ineligible area, an exception for solar canopies - e.g., solar over a DCR beach parking lot- shall be considered.)

Wetland resource areas (310 CMR 10.04) and with setbacks of 1,000 feet to identified wetlands resources.  
Properties included in the State Register (950 CMR 71.03), except as authorized by regulatory bodies  
BioMap 2 Critical Natural Landscape, Core Habitat, Important Habitat, or Priority Habitat  
Outstanding Resource Waters, wetlands or rivers  
Flood plains or flood prone area  
On land that provides public drinking water  
On prime farmland (as defined by the state)

- 3) Ground-mounted solar projects shall not be allowed on newly deforested land, defined as cleared less than 5 years ago.
- 4) Marginal farmland shall be minimally impacted with no decrease in agricultural productivity.
- 5) Language should be included that ensures no negative impacts on:

Biodiversity including plants and animals listed under the Massachusetts Endangered Species Act  
Protected open space  
Native American cultural areas as determined by Massachusetts' Indigenous people

6) Power of discretion and authority shall be provided to the towns that allows for:

Locally generated enforceable safety standards for battery storage

Town-specific capacity and siting goals, with local control of siting

Authority for municipalities to reject any proposal for minimization and/or mitigation that are deemed a threat to the towns' health safety and welfare, and natural and cultural resource protections, as determined by local boards and commissions.

Sincerely,

Alan Papszun

