

COMMONWEALTH OF MASSACHUSETTS
Energy Facilities Siting Board
EFSB 23-02/D.P.U. 23-45
Siting Board Staff Proposed Amendments to the Tentative Decision
June 2, 2026

Page	Line	Change
5	7	Add to the end of the paragraph, the sentence: “On May 7 and 12, 2026 the Company filed multiple supplemental responses to information requests and record responses.”
5	7	Add footnote within the added sentence after “filed” to say “The Presiding Officer moves and admits the supplemental responses into the record.”
33	4-6	Replace the sentence “Article 97 disposition process is not required for Project construction in the Company’s pre-existing easement, but the Company is required to obtain construction access permits from DCR for its proposed off-ROW access improvements (Exh. NG-2, at 75; Company Brief at 60).” with “Article 97 disposition process is not required for Project construction in the Company’s pre-existing easement (Exh. NG-2, at 75; Company Brief at 60). The Company has received a construction access permit from DCR for its proposed off-ROW access improvements (RR-EFSB-4(S-1) at 2; Exh. NG-2, at 75; Company Brief at 60).”
33	27-28	Replace the sentences “The Company stated that the Project would require 100 acres of tree removal within forested areas of the Project ROWs – 91.5 acres in upland and 8.5 acres in wetland (Exh. NG-2, at 78). ¹⁹ The Company further stated that the Project would require 31.2 acres of off-ROW tree removal – 30.5 acres in upland and 0.7 acres in wetland (Exh. NG-2, at 78).” with “The Company stated that tree clearing associated with the Project would result in 131.2 acres of permanent impacts, 14 acres of which would be in wetland resource areas (RR-EFSB-2(1) at 4). Further, 100 acres would be within Project ROWs, and 31.2 acres would be off-ROW (Exh. NG-2, at 78). ¹⁹ ”
35	6-9	Replace the sentence “The Company would maintain ongoing consultation with NHESP to determine whether any Project impacts constitute a “take” of rare species, and file for a Conservation and Management Permit and undertake any associated measures if such determination were made (Exh. NG-2, at 82).” with “The Company has been actively working with NHESP to avoid and minimize impacts to state-listed species (RR-EFSB-2(1) at 30). NHESP anticipates the Project would result in a “Take” of both Wood Turtle and a portion of the Sand Violet populations due to direct placement of timber (RR-EFSB-2(1) at 9, 30). NHESP issued a Conservation and Management Permit in December 2025 which authorized the “Take” of both species on condition that the

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		Company meets associated performance standards (RR-EFSB-4(S-1)(2) at 1)”
36	21-22	Replace the sentence “The Company would obtain construction access permits from DCR for related work and would not need Article 97 legislation.” with “The Company has obtained a construction access permit from DCR for related work and would not need Article 97 legislation.”
36-37	27-28, 1-2	Replace the sentence “The Company would also collaborate with NHESP during construction on mitigation for rare species and is prepared to take further action if NHESP determines that the Project could result in a “take” of rare or species.” with “The Company would also collaborate with NHESP during construction on mitigation for “Take” of the Wood Turtle and a portion of the Sand Violet populations in the Project area and meet associated performance standards of its NHESP Conservation and Management Permit.”