

COMMONWEALTH OF MASSACHUSETTS
Energy Facilities Siting Board
NSTAR Electric Company d/b/a Eversource Energy, EFSB 22-03/D.P.U. 22-21
Siting Board Staff Proposed Amendments to the Tentative Decision
June 26, 2024

Page	Line	Change
vi	25	Delete the abbreviation of “Spill prevention, control and countermeasure plan”.
3	1	Insert new footnote at the end of the first sentence. “The Company also requests Approval to Construct variations to its Preferred and Primary routes, specifically the Route S15 Variation, which follows Route S15 except for an approximately 400 foot segment on South Street across a private parcel occupied by an auto parts salvage facility (Exhs. EFSB-RS-19(S1) at 2-3; EFSB-RS-19(1)).”
69	15	Insert the phrase “to be” between “Segment” and “superior”.
80	11	Delete the last sentence “The Company notes the likelihood of conflict with the MBTA Directorate requiring a 15-foot buffer zone from the Grand Junction Railroad tracks, with some GJN+A Segments as close to 2.5 feet to the tracks (Company Reply Brief at 15, <u>citing</u> Tr. 5, at 867-69, 875-76, 945; Exhs. COM-MIT-24; Att. COM-MIT-24(1)).”
81	8	Delete the sentence “However, Eversource argues that because the Vassar Street Segment design is at an advanced stage, and the GJN+A Segment is “barely at the universe-of-routes level” any numeric comparisons between the routes are “hollow comparisons” (Company Reply Brief at 14).”
91	fn. 57	Replace “August” with “September”.
111	5	Delete the phrase “and distribution system upgrades”.
111	6	Delete the phrase “and f, below”.
141	15	Insert the phrase “for the New Substation” at the end of the paragraph, after “construction work”.
148	11	Add new sentence to the end of the paragraph “As described above, the Route S15 Variation follows Route S15 except for an approximately 400-foot segment on South Street across a private parcel occupied by an auto parts salvage facility (Exhs. EFSB-RS-19(S1) at 2-3; EFSB-RS-19(1)).”
148		Inset new footnote at the end of the new sentence “The Siting Board refers to both Route S15 and the Route S15 Variation in its description and analysis in the following sections.”
192	21	Insert the phrase “, subject to any required approval from the City of Cambridge” after “practicable” and before “The Board”.
198-199	23	Replace the sentences “The Siting Board recognizes that the Company and MIT are in discussions on mitigation of construction impacts near MIT’s campus and encourages such discussion. Consequently, the Board directs Eversource to evaluate the specific mitigation measures proposed by MIT, and for the Company and MIT to report back to the Siting Board within 60 days after the final decision on the status of negotiations with MIT on

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		construction mitigation near the MIT campus.” with “The Siting Board recognizes that the Company and MIT are in discussions on mitigation of construction impacts near MIT’s campus and encourages such discussion, in consultation with the City of Cambridge. Consequently, the Board directs Eversource to evaluate the specific mitigation measures proposed by MIT, and for the Company and MIT to report back to the Siting Board within 60 days after the final decision on the status of negotiations with MIT on construction mitigation near the MIT campus. Such report may be filed jointly by the Company and MIT, if mutually agreeable, or separately, if the Company and MIT prefer. If MIT and Eversource do not agree on any of MIT’s proposed mitigation measures in such pre-construction report, the Siting Board will provide each party an opportunity to present its position on the disputed issue(s), and the Siting Board or Director will make a final determination on whether the mitigation issue(s) in dispute in such pre-construction report should be implemented by Eversource.”
199	3	Add new footnote at the end of the paragraph “Depending on the nature and extent of any such dispute, this final determination may be made by the Siting Director. 980 CMR 2.05(2) (“the Board, the Chairman or the Chairman of the Department of Public Utilities may delegate to the Director Board-specific responsibilities other than the responsibility for the final decision in any matter”).”
201	6	Insert the phrase “, including the Route S15 Variation,” between “Route S15” and “is superior”.
201	14	Insert the phrase “, and the Route S15 Variation,” between “Route S15” and “would be minimized”.
201	fn. 106	Delete the sentence “Eversource has stated that its most recent proposed hybrid route retained flexibility to accommodate ongoing development activities in the Boynton Yards area and continuing discussions with Somerville.”
221-222	36	Remove two paragraphs beginning with “Eversource’s typical construction work hours...” and “Should the Company need to extend...”
223	15	Insert the phrase “for the New Substation” at the end of the paragraph, after “construction work” in Condition J.
223	24	Insert the phrase “, subject to any required approval from the City of Cambridge” in Condition M after “practicable” and before “The Board”.
223	30	Insert after “discussion,” the phrase “, in consultation with the City of Cambridge” in Condition O.
223	34	Insert new sentence at the end of the paragraph “Such report may be filed jointly by the Company and MIT, if mutually agreeable, or separately, if the Company and MIT prefer. If MIT and Eversource do not agree on any of MIT’s proposed mitigation measures in such pre-construction report, the Siting Board will provide each party an opportunity to present its position on the disputed issue(s), and the Siting Board or Director will make a final determination on whether the mitigation issue(s) in dispute in such pre-construction report should be implemented by Eversource.”

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224	3	<p data-bbox="479 239 1468 743">Insert condition: “Q. Eversource’s typical construction work hours would be from 7:00 a.m. to 7:00 p.m. Monday through Friday and from 9:00 a.m. to 6:00 p.m. on Saturdays. The Siting Board directs the Company to limit construction to the above schedule. Work requiring longer continuous duration than allowed by normal construction hours allow, such as cable splicing, is exempted from this condition. The Siting Board also directs the Company to coordinate with the cities of Boston, Cambridge, and Somerville, and MassDOT or other jurisdictional agencies, to determine facilities and areas, such as schools and school grounds, where additional construction hour limitations that are narrower than weekdays 7:00 a.m. to 7:00 p.m. and Saturdays from 9:00 a.m. to 6:00 p.m. may be appropriate to mitigate noise or other concerns. The Company shall also communicate at least 48 hours in advance with the cities of Boston, Cambridge, Somerville, and MassDOT when it plans to employ longer continuous duration activities.</p> <p data-bbox="479 785 1468 1104">Should the Company need to extend construction work beyond the above-noted hours and days, except for emergency circumstances on a given day necessitating extended hours, Eversource shall obtain written permission from the relevant municipal authority before the commencement of such work and provide the Siting Board with a copy of such permission. If Eversource and city officials are not able to agree on whether such extended construction hours should occur, the Company may request prior authorization from the Siting Board and shall provide the relevant municipality with a copy of any such request.”</p>