



COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF
ENERGY AND ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENERGY RESOURCES
100 CAMBRIDGE ST., 9th FLOOR
BOSTON, MA 02114
Telephone: 617-626-7300

Maura T. Healey
Governor

Rebecca L. Tepper
Secretary

Kimberley Driscoll
Lt. Governor

Elizabeth Mahony
Commissioner

December 22, 2023

Via Electronic Mail

Jeffrey Madison
Town Administrator
Town of Aquinnah
955 State Road
Aquinnah, Massachusetts 02535
townadministrator@aquinnah-ma.gov

Dear Jeffrey Madison,

The Department of Energy Resources (Department) is contacting you in regard to Aquinnah's application to become a Participating Community in the Department's Municipal Fossil Fuel Free Building Construction and Renovation Demonstration Project as authorized (Demonstration Project) by St. 2022, c. 179, § 84 (Act).

The Department has reviewed Aquinnah's application and determined that it contains the required application materials listed in 225 CMR 24.04(1) and that Aquinnah meets the Housing Eligibility Thresholds detailed in 225 CMR 24.05(2). The Department hereby approves Aquinnah's application to become a Participating Community in the Department's Demonstration Project.

The Department notes that while the Act grants municipalities the discretion to adopt exemptions and define the exemption and waiver process within their fossil fuel-free by-law or ordinance, such exemptions and waivers must not conflict with 225 CMR 24.00 or the applicable provision of the building energy code in the adopting municipality, including (if applicable) the stretch

energy code and specialized energy code contained in 225 CMR 22.00 and 23.00. The Department would be happy to clarify any questions regarding this.

The Department will be in contact in the coming weeks regarding the collecting and reporting of data to the Department detailed in 225 CMR 24.07(2).

In accordance with the effective date contained in Aquinnah's fossil fuel-free by-law, Aquinnah may now proceed with the implementation of their fossil fuel-free by-law.

If you have any questions regarding this determination, please contact Joanne Bissetta at joanne.bissetta@mass.gov.

Sincerely,

A handwritten signature in black ink that reads "Joanne Bissetta". The signature is written in a cursive, slightly slanted style.

Joanne Bissetta
Director, Green Communities Division