



November 9, 2023

Park City Wind, LLC
Mark Roll
Avangrid Renewables
125 High Street, 6th Floor
Boston, MA 02110

Re: CZM Federal Consistency Review of the Park City Wind, LLC's New England Wind Project (Phase 1 and 2) - Subpart E – Consistency for Outer Continental Shelf (OCS) Exploration, Development and Production Activities and Subpart D – Consistency for Activities Requiring a Federal License or Permit Action; Massachusetts.

Conditional Concurrence

Dear Mr. Roll:

The Massachusetts Office of Coastal Zone Management (CZM) has reviewed the proposed New England Wind (NEW) offshore wind renewable energy project and issues this conditional concurrence. Park City Wind LLC, a wholly owned subsidiary of Avangrid Renewables, LLC, is the proponent of the project and will be responsible for the construction, operation, and decommissioning of NEW. NEW is the proposal to develop offshore renewable wind energy facilities in the Bureau of Ocean Energy Management (BOEM) Lease Area OCS-A 0534 and the southwest portion of Lease Area OCS-A 0501, referred to as the Southern Wind Development Area (SWDA), along with associated offshore and onshore cabling, onshore substations, electric service platforms (ESPs) and onshore Operations and Management facilities. NEW will be developed in two phases with a maximum of 130 wind turbine generator (WTG) and ESP positions. Phase 1, which includes Park City Wind, will be developed immediately southwest of the Vineyard Wind 1 project. Phase 2, which includes Commonwealth Wind, will be located southwest of Phase 1 and will occupy the remainder of the SWDA. The SWDA may be 101,590–111,939 acres (411–453 square kilometers (km²)) in size depending upon the final footprint of the Vineyard Wind 1 project. In accordance with US Coast Guard recommendations, the WTGs and ESP(s) in the SWDA will be oriented in fixed east-to-west rows and north-to-south columns with one nautical mile (nm)(1.85 km) spacing between positions. This uniform grid layout provides 1 nm wide corridors in the east-west and north-south directions as well as 0.7 nm (1.3 km) wide corridors in the northwest-southeast and northeast-southwest directions. Five HVAC offshore export cables—two cables for Phase 1 and three cables for Phase 2—will transmit electricity from the SWDA to shore. Unless technical, logistical, grid interconnection or other unforeseen issues arise, all NEW offshore export cables will be installed within a shared Offshore Export Cable Corridor (OECC) that will travel from the northwestern corner of the SWDA along the northwestern edge of Lease Area OCS-A 0501 (through Vineyard Wind 1) and then northward along the eastern side of Muskeget Channel toward landfall sites in the Town of Barnstable.

Under Section 307 of the Coastal Zone Management Act (CZMA), 15 CFR § 930.57, and 15 CFR 930.54(f), Park City Wind voluntarily filed a federal consistency certification with CZM on September 14, 2022, for the proposed Park City Wind, LLC's NEW Project and the federal consistency review commenced on that date. However, stays of the CZMA review period have been



agreed to by CZM and Park City Wind, LLC changing the current date that the decision is due to November 10, 2023. CZM issued a three-month update and request for additional information on December 14, 2022. Park City Wind, LLC was notified that the final issued state licenses and certifications were required for those parts of the project that would occur in state waters and state lands during the discussions of needed stay agreements on February 3, 2023, June 12, 2023, and October 10, 2023.

To inform the federal consistency review, CZM reviewed the Construction and Operations Plan, Draft Environmental Impact Statement, and the Preliminary Final Environmental Impact Statement developed under the National Environmental Policy Act; the CZMA federal consistency certification; the U.S. Army Corps of Engineers (USACE) Clean Water Act Section 404/Section 10 permit application; and lease/easement/right-of-way application to BOEM under the Outer Continental Shelf Lands Act. Throughout the state and federal review process, CZM received data and information necessary to complete its consistency review. As a designated cooperating agency, CZM will continue to review and comment on future BOEM submissions for NEW including the Final Environmental Impact Statement, scheduled for release in February 2024.

In addition to the documents reviewed above, the NEW fisheries impact analysis acknowledged the need for mitigation to impacted fishermen to meet the CZM's enforceable policy under Ports and Harbors Policy #4. Because CZM cannot require monetary compensation for mitigation as part of CZMA federal consistency reviews, CZM could not object for failure to pay a compensation amount or include a condition that an applicant must pay a compensation amount. However, CZM and Park City Wind, LLC can mutually agree upon a monetary compensation package and CZM can then determine that the applicable enforceable policies are satisfied. As a result of extensive mitigation negotiations conducted between Park City Wind, LLC, CZM, the Massachusetts Division of Marine Fisheries (DMF), the Massachusetts Executive Office of Energy and Environmental Affairs (EEA) Fisheries Working Group on Offshore Wind, and key stakeholders, Park City Wind, LLC has entered into an agreement with the EEA to provide funds totaling \$7,359,471 for impacts over the life of the project. The agreement includes the Massachusetts Fisheries Compensatory Mitigation Fund and the Massachusetts Fisheries Innovation Fund. The Massachusetts Fisheries Compensatory Mitigation Fund (\$5,859,471 net present value (NPV)) will be used to offset economic impacts to Massachusetts commercial and charter/for-hire fishing and is intended for claims of direct economic loss to compensate Massachusetts fishermen for loss of access or reduction of harvest. The Massachusetts Fisheries Innovation Fund (\$1,500,000 NPV) will provide funding to programs and projects through grants to conduct studies on the impacts of offshore wind development on fishery resources and the recreational and commercial fishing industries as well as provide grants for technology and innovation upgrades for fishery participants (and vessels) actively fishing within a wind energy area. The and the Contribution to the Massachusetts Fisheries Innovation Fund is attached.nds

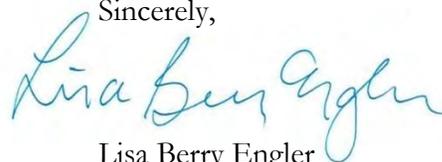
CZM conveyed to Park City Wind, LLC during the agreements for required federal consistency review stays on February 3, 2023, June 12, 2023, and October 10, 2023 that CZM needed the required final and issued Massachusetts Department of Environmental Protection's (MassDEP) §401 Water Quality Certifications, Chapter 91 Waterways authorizations (and associated Wetlands Protection Act Order of Conditions or Superseding Order of Conditions) to determine consistency for the parts of the project within state jurisdiction. These licenses and certifications have not yet been issued. Therefore, CZM issues this full concurrence for the NEW BOEM COP and a conditional concurrence with the following conditions regarding the USACE Section 10 permit.

1. The New England Wind Project Phase 1 – Park City Wind, LLC shall obtain and provide to CZM the required signed final MassDEP Chapter 91 license (and associated Wetlands Protection Act Order of Conditions or Superseding Order of Conditions) for the offshore export cable in state waters with a landfall site in Barnstable, Massachusetts.
2. The New England Wind Project Phase 2 – Park City Wind, LLC shall obtain and provide to CZM the required signed final MassDEP Chapter 91 license (and associated Wetlands Protection Act Order of Conditions or Superseding Order of Conditions) and the required signed final §401 Water Quality Certifications for the offshore export cable in state waters with a landfall site in Barnstable, Massachusetts.

If Park City Wind, LLC agrees with these conditions, then the CZMA process is complete. If Park City Wind, LLC does not agree with these conditions, then pursuant to 15 CFR 930.4, the conditional concurrence automatically becomes an objection. Park City Wind, LLC then has the right to appeal the state's conditional concurrence/objection to the U.S. Secretary of Commerce (with a copy to the National Oceanic and Atmospheric Administration's Office of General Council, Oceans and Coast Section) within 30 days of receipt of this letter. As per 15 CFR 930.125(d), the appellant shall send the Notice of appeal to the Secretary, Herbert C. Hoover Building, 14th Street and Constitution Avenue, NW., Washington, DC 20230; a copy of the notice of appeal to the objecting State agency; and to the Assistant General Counsel for Ocean Services (GCOS), 1305 East West Highway, Room 6111 SSMC 4, Silver Spring, Maryland 20910.

Thank you for your cooperation with CZM.

Sincerely,



Lisa Berry Engler
Director

RLB/pb
CZM # 4922

cc: Erin Harizi, Avangrid Renewables
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