

(j) Special Provisions for Canopy Solar Tariff Generation Units. In order to qualify as a Canopy Solar Tariff Generation Unit, a Solar Tariff Generation Unit must submit documentation itemized in 225 CMR 20.06(1)(j) below. All final determinations regarding the eligibility of such facilities will be made by the Department, in consultation with other state agencies, including but not limited to the Massachusetts Department of Transportation, MassDEP, Massachusetts Department of Conservation and Recreation, and the Massachusetts Department of Fish and Game, as necessary.

1. The Solar Tariff Generation Unit will have 100% of its nameplate capacity of the solar photovoltaic modules used for generating power installed on top of a parking surface, pedestrian walkway, or canal; or

2. The Solar Tariff Generation Unit will have 100% of its nameplate capacity of the solar photovoltaic modules used for generating power installed within the highway right of way, or, adjacent parcels owned or controlled by the Massachusetts Department of Transportation; and

3. The Solar Tariff Generation Unit will add or enhance existing functionality of the area beneath the canopy while maintaining the safety, environmental, and design features, and not inhibit maintenance and inspection access, of the roadway, structure or appurtenance, on which the arrays or canopies may be attached.

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