

**STATE OF VERMONT
PUBLIC SERVICE BOARD**

Joint Petition of Vermont Transco, LLC,)
Vermont Electric Company, Inc. (“VELCO”),)
City of Burlington Electric Department (“BED”))
and Green Mountain Power Corporation for a)
certificate of public good, pursuant to 30 V.S.A.)
Section 248, authorizing the construction of the)
so-called East Avenue Loop Project, in)
Williston, South Burlington, Colchester,)
Winooski and Burlington, Vermont, which)
consists of: (1) the replacement of 4.8 miles of)
an existing single 115 kV line between)
VELCO’s Essex Substation and its East Avenue)
Substation with two new 115 kV lines within the)
same corridor; (2) expansion of the East Avenue)
Substation; (3) installation of a new 1.5-mile)
34.5 kV line from the East Avenue Substation to)
BED’s McNeil Substation; (5) installation of)
new and relocated equipment from BED’s Lake)
Street Substation to the McNeil Substation; and)
(6) removal of several circuits connected to)
BED’s Lake Street Substation)

Docket No. 7314

**PREFILED TESTIMONY OF
SCOTT S. MALLORY
ON BEHALF OF
PETITIONERS**

July 6, 2007

The purpose of the testimony is to supplement Mr. Mallory’s previous testimony concerning Public Outreach / Orderly Development, and Petitioners’ compliance with Rule 5.400.

TABLE OF CONTENTS

1. Introduction..... 1

2. Overview..... 2

3. Updated Notice List 3

4. Letters in Support of Project..... 5

5. Conclusion 6

EXHIBITS

Exhibit PET 12.16.1 Updated Notice List (Adjoining Property Owners and Owners of Property Along Proposed Construction Access Routes

Exhibit PET 12.17 Assorted Letters in Support of the Project

**STATE OF VERMONT
PUBLIC SERVICE BOARD**

Joint Petition of Vermont Transco, LLC,)
Vermont Electric Company, Inc. (“VELCO”),)
City of Burlington Electric Department (“BED”))
and Green Mountain Power Corporation for a)
certificate of public good, pursuant to 30 V.S.A.)
Section 248, authorizing the construction of the)
so-called East Avenue Loop Project, in)
Williston, South Burlington, Colchester,)
Winooski and Burlington, Vermont, which)
consists of: (1) the replacement of 4.8 miles of)
an existing single 115 kV line between)
VELCO’s Essex Substation and its East Avenue)
Substation with two new 115 kV lines within the)
same corridor; (2) expansion of the East Avenue)
Substation; (3) installation of a new 1.5-mile)
34.5 kV line from the East Avenue Substation to)
BED’s McNeil Substation; (5) installation of)
new and relocated equipment from BED’s Lake)
Street Substation to the McNeil Substation; and)
(6) removal of several circuits connected to)
BED’s Lake Street Substation)

Docket No. 7314

**PREFILED TESTIMONY OF
SCOTT S. MALLORY
ON BEHALF OF
PETITIONERS**

1 **1. Introduction**

2 Q1. Please state your name and business addresses.

3 A1. My name is Scott Mallory, and the business address of VT Transco LLC and
4 Vermont Electric Power Company, Inc. (“VELCO”) is 366 Pinnacle Ridge Road,
5 Rutland, VT 05701.

1 Q2. You are familiar with the East Avenue Loop Project (“EAL” or “Project”)?

2 A2. Yes. As I have testified previously, I am a Project Lead at VELCO on the East
3 Avenue Loop Project (“EAL” or “Project”). My résumé was included with the
4 April 16, 2007 petition at Exhibit 12.1, and I have provided testimony concerning
5 Orderly Development of the Region / Public Outreach / Compliance with Rule
6 5.400 (see Tab 12 of the prefiled testimony submitted with the Petition), as well
7 as Compliance with the 2005 Vermont Electric Plan (see Tab 20 of the prefiled
8 testimony submitted with the Petition).

9

10 **2. Overview**

11 Q3. What is the purpose of your testimony?

12 A3. This testimony is intended to supplement the Notice List of Adjoining Property
13 Owners previously-submitted with the Petition (Exhibit PET 12.16) in order to
14 comply with Rule 5.400, and to provide feedback from Petitioners’ public
15 outreach efforts, including letters in support of the Project. An Updated Notice
16 List is submitted herewith as Exhibit PET 12.16.1, and certain letters in support of
17 the Project are being submitted herewith as Exhibit PET 12.17. These exhibits
18 should be inserted behind Exhibit PET 12.16 in the second exhibit binder
19 submitted with the Petition.

20

1 **3. Updated Notice List**

2 Q4. Why have the Petitioners chosen to update the Notice List submitted with the
3 Petition?

4 A4. Petitioners felt it necessary to update the Notice List for four reasons. First and
5 foremost, based on a combination of engineering, aesthetic, and landlord-based
6 concerns along the 115 kV right-of-way extending from VELCO's Essex
7 Substation to the East Avenue Substation, VELCO is proposing to modify
8 portions of the existing right-of-way, particularly in sections in Williston near the
9 Winooski River. In at least one case, this will require new right-of-way ("ROW")
10 on a property that would otherwise not be impacted directly by the project.
11 Petitioners concluded that this adjoining property owner – F.W. Webb – needed to
12 be included on the Notice List.

13
14 Second, VELCO learned through the public outreach process that the information
15 in the Winooski and Colchester Land Records concerning the area of Colchester
16 and Winooski between the Green Mountain Power Gorge substation and
17 including Gorge Island, roughly between Project K-25 structure numbers 42
18 through 48, had not been properly updated or clarified (see Sheet 5 of the Project
19 Alignment and Resource Map, Exhibit PET 8.1). VELCO confirmed that those
20 properties are owned by the Winooski Community Development Corporation
21 ("WCDC"). Petitioners have contacted the WCDC and presented an overview of
22 the Project and its effect on WCDC land since the Petition was filed; however,

1 Petitioners wish to update the Notice List to reflect the correct ownership
2 information.

3
4 Third, the proposed off-ROW construction access routes for the EAL have since
5 been refined, field-verified and finalized, and Petitioners felt it necessary to
6 identify the construction access route property owners in the Notice List.

7
8 Finally, in one case, Petitioners inadvertently excluded a property owner in
9 Williston – Kenneth E. Munson – from the Notice List. A pole structure is
10 proposed for Mr. Munson’s property (see K-23-3A on Sheet 1 of the Project
11 Alignment and Resources Map, Exhibit PET 8.1). The Updated Notice List
12 contains the information for Mr. Munson.

13
14 Q5. Do Petitioners propose to notify the parties who did not receive the original notice
15 of filing of the Petition?

16 A5. Yes – on Friday, July 6, 2007, Petitioners provided a supplemental letter to each
17 of the parties who had not received the original notice, informing them of the site
18 visit and public hearing date, as well as the Board’s July 13 deadline for
19 intervening in the case. The letter also provides the owners with Petitioner
20 contact information in order to have their questions regarding the Project
21 addressed.

22

1 **4. Letters in Support of Project**

2 Q6. Did Petitioners receive any other substantive feedback as a result of its public
3 outreach efforts since the time the Petition was filed?

4 A6. Subsequent to the filing Petitioners have explained Project details in meetings
5 with the following cities/towns: South Burlington, Williston, Colchester,
6 Winooski, and Burlington, as well as with the Vermont Agency of Natural
7 Resources in a field visit. We have responded to specific concerns from South
8 Burlington, Burlington, F.W. Webb, the University of Vermont, and the Winooski
9 Valley Park District.

10
11 Specifically, the University of Vermont and VELCO have signed an option
12 agreement allowing for property and ROW easements in and around the East
13 Avenue Substation site to be acquired to support the Project.

14
15 Also, during discussions with the Winooski Valley Park District, they have
16 expressed concern over the lack of totally independent field ecology studies
17 within their parks and have refused to further discuss potential park impacts
18 without such studies. The Petitioners have pursued environmental field studies of
19 some park lands through contracting of Pioneer Environmental Associates of
20 Vergennes, Vermont and have offered to share and discuss the findings.

21

1 In addition, Petitioners received important letters in support of the Project from
2 the Burlington Business Association, Fletcher Allen Health Care, and the Lake
3 Champlain Regional Chamber of Commerce and Greater Burlington Industrial
4 Corporation/Cynosure, Inc. Petitioner also received a resolution from the City
5 Council of Burlington authorizing Burlington Electric Department to proceed
6 with the Project and approving a cost allocation agreement among Burlington
7 Electric Department and Green Mountain Power. All of these supporting
8 documents are included as Exhibit PET 12.17.

9

10 **5. Conclusion**

11 Q7. Does this conclude your testimony at this time?

12 A7. Yes, it does.