

**STATE OF VERMONT
PUBLIC UTILITY COMMISSION**

Case No. 23-3734-PET

Petition of Vermont Transco LLC and Vermont Electric Power Company, Inc. (collectively, “VELCO”), for a Certificate of Public Good pursuant to 30 V.S.A. § 248 authorizing construction of the “Franklin County Line Upgrade Project” consisting of upgrades to VELCO’s existing K42 transmission line in Georgia, St. Albans, Swanton, and Highgate, Vermont	
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**SECOND SUPPLEMENTAL TESTIMONY OF ANDREW MCMILLAN
ON BEHALF OF VERMONT ELECTRIC POWER COMPANY, INC.
AND VERMONT TRANSCO LLC**

June 18, 2024

Mr. McMillan provides updated information related to the St. Albans Tap Station driveway and regarding waiver of the Section 401 Water Quality Certification for the Project. He also explains that there are no impacts to natural or historic resources from VELCO’s proposal to use an active quarry in Swanton for the Project’s laydown area.

SECOND SUPPLEMENTAL TESTIMONY OF ANDREW MCMILLAN
ON BEHALF OF VERMONT ELECTRIC POWER COMPANY, INC.
AND VT TRANSCO LLC

1 **Q1. Did you previously testify in this matter, Case No. 23-3734-PET, the petition**
2 **of Vermont Electric Power Company, Inc. and Vermont Transco LLC (collectively**
3 **“VELCO”), for a certificate of public good, pursuant to 30 V.S.A. § 248, authorizing**
4 **upgrades to the K42 transmission line in Georgia, St. Albans, Swanton, and Highgate,**
5 **Vermont (the “Project”)?**

6 **A1. Yes, I did.**

7

8 **Q2. What is the purpose of this Second Supplemental Testimony?**

9 **A2. I provide updated information related to a proposed temporary laydown yard, the**
10 **St. Albans Tap Station driveway, and regarding waiver of the Section 401 Water Quality**
11 **Certification for the Project.**

12

13 **Q3. Do you have a further update regarding the St. Albans Tap Station**
14 **driveway?**

15 **A3. Yes. In my February 23, 2024 Supplemental Testimony, I explained that VELCO**
16 **was working with its design engineers to finalize the optimal driveway realignment and**
17 **associated grading plan for its St. Albans Tap Station (Tap). In that testimony, I explained that**
18 **VELCO expected it would need Operational Stormwater permit coverage from ANR for its Tap**
19 **driveway re-alignment work to address the total impervious at the parcel. Since then, detailed**
20 **evaluations of design alternatives indicate that engineering and associated cost constraints**

1 severely limit the practical feasibility of an impervious roadway at this site. As such, VELCO is
2 pursuing pervious road surface alternatives in order to keep the total impervious on the parcel
3 below one acre and thus alleviate the need for engineered stormwater treatment practices and
4 Operational Stormwater permit coverage. The design (grading and dimensions) and location of
5 the driveway remains as shown on Exhibit Petitioner SSM-13. VELCO is working with its
6 design engineer to develop a pervious road surface specification to address both permeability and
7 vehicle access requirements at the Tap. VELCO's pervious St. Albans Tap driveway design
8 would enable the access road to be built for construction phase equipment access and future
9 maintenance purposes. VELCO will retain the existing Tap Station driveway for ongoing access
10 needs.

11

12 **Q4. Do you have an update on the Vermont Section 401 Water Quality**
13 **Certification referenced in your Direct Testimony filed in this Case?**

14 **A4.** Yes. On January 8, 2024, VELCO met with the ANR and USACE for the 401
15 Water Quality Certification pre-application consultation meeting. During the pre-application
16 meeting, ANR Stormwater, USACE, and ANR Wetlands Program staff agreed that VELCO's
17 Individual Vermont Wetland Permit Application submittal and initial ANR review would govern
18 whether or not ANR would waive the 401 Water Quality Certification permit requirement for the
19 Project. VELCO submitted its Vermont Individual Wetland Permit application on February 23,
20 2024, which ANR deemed administratively complete on March 8, 2024. VELCO received
21 written correspondence via email from the VT Wetlands Program on April 19, 2024 affirming

1 that ANR would waive the 401 Water Quality Certification for the Project. VELCO is awaiting
2 the final waiver documentation from ANR, which VELCO expects will be issued soon.

3

4 **Q5. Are you familiar with the new proposed Project laydown yard in Swanton,**
5 **Vermont?**

6 **A5.** Yes. VELCO is proposing to use an approximate 10-acre area within the eastern
7 portion of the Shelburne Limestone Corporation's active quarry, with access from 65 Demers
8 Drive in Swanton, Vermont.

9

10 **Q6. Has VELCO evaluated whether using the proposed laydown area in Swanton**
11 **will have the potential to impact any of the Section 248 natural and historic resources**
12 **criteria? If so, what was the conclusion of that evaluation?**

13 **A6.** Yes. There is no potential for impacts to Section 248 natural and/or historic
14 resources criteria from the temporary use of this approximate 10-acre laydown area for Project
15 construction support. VELCO will not perform any earth disturbing activities to this area, as the
16 site consists of a level area of previously quarried rock that is supported by the existing, active
17 haul roads. As this area is on previously disturbed land within an active and permitted quarry,
18 VELCO's use will not have any impacts to stormwater, natural and/or historic resources, or
19 create the need for any additional permits.

20 VELCO will implement the best management practices as outlined in the VELCO
21 Environmental Guidance Manual (Exhibit Petitioner AM-6) to ensure air and water quality
22 protections at the site throughout the duration of the Project's construction phase and associated

1 term of the lease. This includes, but is not limited to, the appropriate installation and
2 maintenance of containment measures around any temporary fuel storage tanks.

3

4 **Q7. Does this conclude your testimony?**

5 **A7. Yes.**

DECLARATION OF ANDREW MCMILLAN

I declare that the above statements are true and accurate to the best of my knowledge and belief.
I understand that if the above statements are false, I may be subject to sanctions by the
Commission pursuant to 30 V.S.A. § 30.

6/18/24
Date

/s/ Andrew McMillan
Andrew McMillan