

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
ENERGY FACILITY SITING BOARD

IN RE: Application of
Invenergy Thermal Development LLC's
Proposal for Clear River Energy Center

Docket No. SB 2015-06

**CONSERVATION LAW FOUNDATION'S RESPONSE TO INVENERGY'S
MOTION TO EXCLUDE BURRILLVILLE EXHIBITS 20, 21, AND 22**

Conservation Law Foundation (CLF) respectfully objects to Invenergy's Motion, filed and served on October 11, 2017, in which Invenergy seeks to exclude Burrillville's Exhibits 20, 21, and 22. CLF urges that these be admitted as full exhibits.

The exhibits in question are resolutions passed by the City Councils and Town Councils of 35 municipalities in Rhode Island, Massachusetts, and Connecticut opposing the Invenergy plant. Pursuant to the Energy Facility Siting Act, the EFSB must consider issues pertaining to "public health, safety, and welfare . . ." R. I. Gen. Laws § 42-98-11(a)(2). These City and Town Council Resolutions pertain directly to the impact of the proposed Invenergy power plant on the public health, safety, and welfare, as those concepts are understood and perceived by the relevant municipal authorities of 35 municipalities.

CLF understands why Invenergy would want to exclude this highly relevant evidence. Invenergy should not be permitted to do so.

CONSERVATION LAW FOUNDATION,
by its Attorneys,



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CERTIFICATE OF SERVICE

I certify that the original and three copies of this Response were hand delivered to the Energy Facility Siting Board. In addition, copies of the Response were served electronically on the full service list of this Docket. I certify that the foregoing was done on October 12, 2017.

