



KANE H. SMART
ksmart@drm.com

December 19, 2011

VIA EMAIL AND U.S. MAIL

Mrs. Susan M. Hudson, Clerk
Vermont Public Service Board
112 State Street
Montpelier, VT 05620-2701

Re: Georgia Mountain Community Wind Project; PSB Docket No. 7508
Petitioner's Response to Complaints of Blasting on Georgia Mountain

Dear Mrs. Hudson:

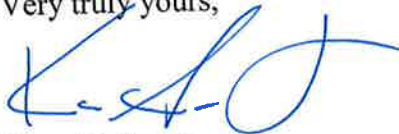
This letter and the enclosures respond to the Board's December 16, 2011 Memorandum, ordering Georgia Mountain Community Wind, LLC ("GMCW") to clarify its previous response to complaints from R.J. Potter and Melodie McLane concerning blasting activity on Georgia Mountain.

Enclosed please find Affidavits from Scott Moreau and James Harrison, describing the nature and specific locations of the blasting and describing the equipment using Ted Road. The Affidavits further explain that there were no improvements to the wind project access road since the first site visit in 2010. Attached to the Affidavits is a map identified as Exhibit A, depicting the relative locations of the blasting activity and the wind project, as well as a letter to the Agency of Natural Resources, dated September 1, 2011, and identified as Exhibit B, disclosing H.W. Ventures' intent to undertake logging activities on the project site.

Mrs. Susan M. Hudson
December 19, 2011
Page 2

The enclosures demonstrate that GMCW has not commenced construction of the wind farm and is not conducting blasting on the project site. The blasting and other construction activities occurring on Georgia Mountain involve improvements wholly unrelated to the wind farm project.

Very truly yours,



Kane H. Smart

Enclosures

cc: James Harrison
Attached Service List

4814379.1-KHS



**Georgia Mountain Community Wind Project, PSB Docket No. 7508
Service List**

Parties:

James H. Porter, III, Esq.
John Beling, Esq.
Special Counsel
Vermont Department of Public Service
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Judith Dillon, Esq.
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Burlington, VT 05401

Kenneth A. Nolan
Burlington Electric Department
585 Pine Street
Burlington, VT 05401

Greta Brunswick, Land Use Planner
Northwest Vermont Regional Planning
Commission
155 Lake Street
Saint Albans, VT 05478

George A. and Kenneth N. Wimble
Wimble Brothers Organic Dairy
1495 Georgia Mountain Road
Fairfax, VT 05454

Kenneth and Virginia Mongeon
20 Ted Road
Milton, VT 05468

Kevin and Cynthia Cook
23 Hillside Place
Milton, VT 05468

Scott and Melodie McLane
1179 Georgia Mountain Road
Fairfax, VT 05454

Daniel and Tina FitzGerald
P.O. Box 77 (40 FitzGerald Place)
Milton, VT 05468

Matthew and Kimberly Parisi
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Fairfax, VT 05454

Georgia Mountain Community Wind Project, PSB Docket No. 7508
Service List

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Brian Palaia, Town Manager
Town of Milton
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Norwich, VT 05055-3344

4006109

**STATE OF VERMONT
PUBLIC SERVICE BOARD**

Petition of Georgia Mountain Community Wind)
LLC for a Certificate of Public Good, pursuant)
to 30 V.S.A. § 248, to install and operate up to 5)
wind turbines and associated transmission and)
interconnection facilities on Georgia Mountain,)
in the Towns of Milton and Georgia, Vermont,)
to be known as the "Georgia Mountain)
Community Wind Project")

Docket No. 7508

AFFIDAVIT OF SCOTT MOREAU

Scott Moreau, being duly sworn, deposes and states under oath as follows:

1. I am the lead forester and natural resources project manager at Greenleaf Consulting Inc., d/b/a Greenleaf Forestry, located in Fairfax, Vermont. I am a Licensed Forester in New Hampshire and a long-standing member of the Consulting Foresters Association of Vermont. I have been completing forestry and natural resources projects throughout Vermont and western New Hampshire since 1987. My firm was retained by H.W. Ventures, LLC to provide forestry management and consulting services in connection with H.W. Ventures' properties on Georgia Mountain in Milton and Georgia, Vermont.
2. H.W. Ventures owns approximately 1000 acres of land on Georgia Mountain, located on two separate but contiguous tracts of land. These two tracts are depicted on the map attached as Exhibit A as the "Georgia Mountain Lot" and the "Georgia Mountain East Lot."
3. The wind project that is the subject of this Docket is located on the ±700 acre Georgia Mountain Lot accessed via Ted Road. The Georgia Mountain East Lot is a ±305 acre parcel accessed by an unnamed logging road off of Westford-Milton Road, which road is shown on Exhibit A as the "Improved Road to Current Landing." Although the two tracts of land share a common boundary, there is no road connecting the two properties.
4. I am familiar with the logging and construction activity occurring on both parcels, all of which is consistent with their respective forestry management plans. I visited the properties on Thursday, December 15, and Monday, December 19, 2011, to observe the logging activities.
5. The logging activity taking place on the ±700 acre Georgia Mountain Lot involves the thinning of trees for sap lines within the ±108 acre Conservation Area. In accordance with the forestry management plan, no logging activities are occurring

- within the environmentally sensitive areas or their buffers. Timber being harvested is being taken via skidder to a landing along Ted Road, shown on Exhibit A as "Ted Road Landing," where it is either chipped and delivered to the McNeil Power Plant or loaded on logging trucks and sold as saw logs. This landing was recently top dressed with gravel to accommodate the chippers and other logging trucks.
6. Similar logging activities are occurring on the ±305 acre Georgia Mountain East Lot. Trees are being thinned in preparation for the sugaring operation and are either being chipped or sold as saw logs.
 7. As part of the activities on the Georgia Mountain East Lot, the Improved Road to Current Landing was extended approximately 3/8 of a mile over an existing trail. This extension is shown on Exhibit A as the "Recently Improved Access Road." The improvements required some blasting, and the blast rock was used to provide gravel for the improvements. A second landing, located at the terminus of the Recently Improved Access Road and shown on Exhibit A as the "Recently Improved Landing," was also top dressed with the blast rock.
 8. H.W. Ventures ultimately intends to construct a deer camp on the ±305 acre Georgia Mountain East Lot, in the general area of the pump station shown on Exhibit A, to be accessed by a driveway from the logging road. Although it has obtained a permit from the Town of Georgia, it has not commenced any construction of the deer camp or driveway.
 9. I am not aware of any recent blasting on the ±700 acre Georgia Mountain Lot. The construction equipment using Ted Road consists of log skidders, chippers, and other trucks used for transporting timber to and processing timber at the Ted Road Landing prior to transporting it off the Mountain. No improvements to the access road have been undertaken since 2010, although the Ted Road Landing has been top dressed with gravel.

Dated at Burlington, Vermont this 19th day of December, 2011.



Scott Moreau

STATE OF VERMONT
Chittenden COUNTY, SS.

At Burlington in said County and State on this 19th day of December, 2011,
personally appeared Scott Moreau and made oath that the foregoing instrument,
subscribed by him, is true.

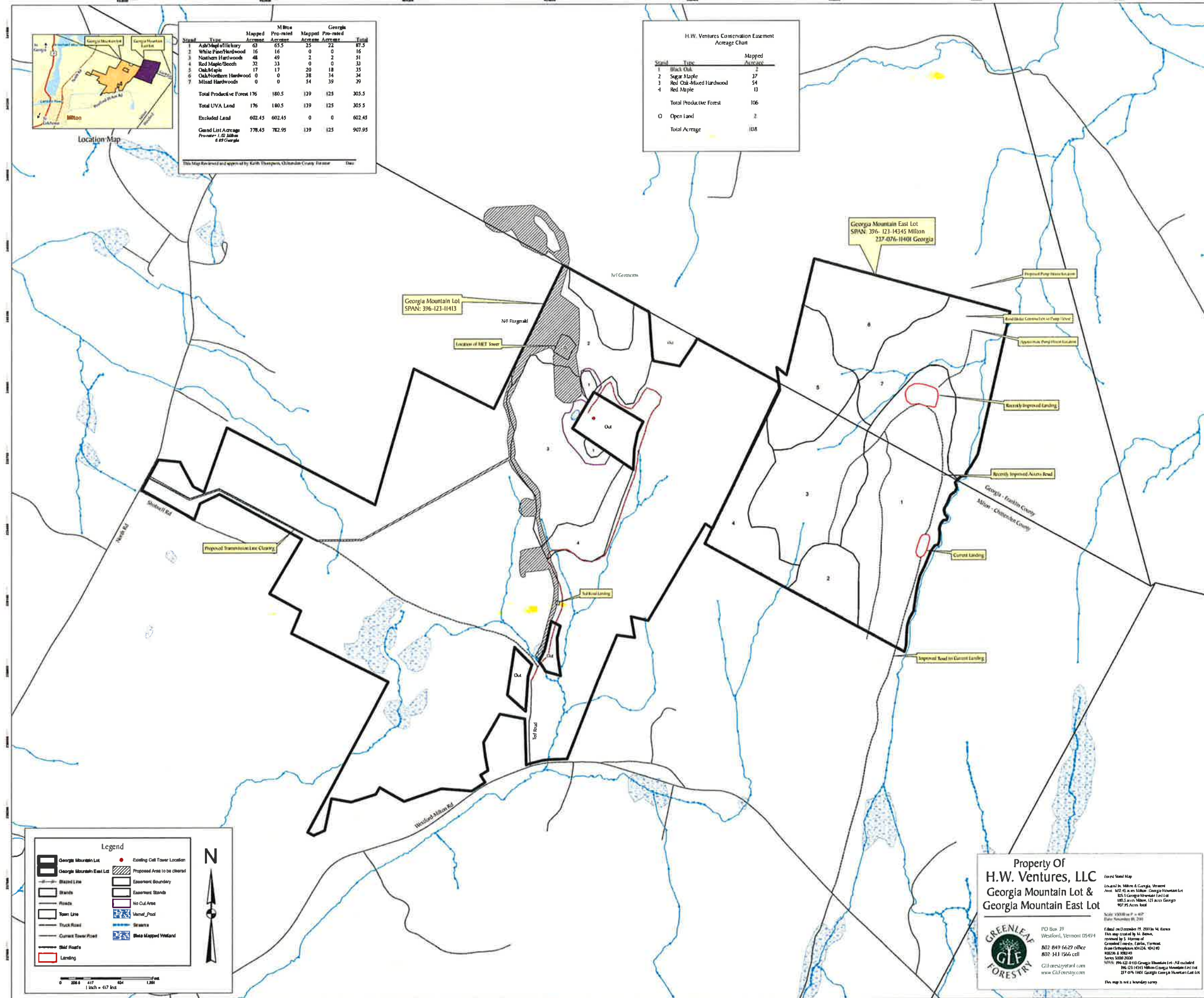
Before me,

Leslie S. Mooney

Notary Public

My commission expires: February 10, 2015

DRM\4814372



Stand	Type	Mapped Acres	M Bica Projected Acres	Georgia Projected Acres	Total	
1	Ash/Maple/Hickory	63	65.5	25	22	87.5
2	White Pine/Hardwood	16	16	0	0	16
3	Northern Hardwood	48	49	2	2	51
4	Red Maple/Beech	32	33	0	0	33
5	Oak/Maple	17	17	20	18	35
6	Oak/Northern Hardwood	0	0	38	34	34
7	Mixed Hardwoods	0	0	54	39	39
Total Productive Forest		176	180.5	139	125	305.5
Total UVA Land		176	180.5	139	125	305.5
Excluded Land		602.45	602.45	0	0	602.45
Grand List Average Pro-rata 1.02 Miles of Georgia		778.45	782.95	139	125	907.95

This Map Reviewed and approved by Keith Thompson, Chittenden County Forester Date

Stand	Type	Mapped Acres
1	Black Oak	2
2	Sugar Maple	17
3	Red Oak-Mixed Hardwood	54
4	Red Maple	13
Total Productive Forest		106
Open land		2
Total Acreage		108

Legend

- Georgia Mountain Lot
- Georgia Mountain East Lot
- Easement Boundary
- Easement Stands
- No Cut Area
- Wetland
- Black Mapped Wetland
- Existing Cell Tower Location
- Proposed Area to be cleared
- Stream
- Road
- Team Line
- Truck Road
- Current Tower/Floor
- Old Roads
- Landing

Scale: 1 inch = 417 feet

Property Of
H.W. Ventures, LLC
Georgia Mountain Lot &
Georgia Mountain East Lot

GREENLEAF FORESTRY

PO Box 29
Westford, Vermont 05494
802 849 6629 cell
802 341 1566 cell
Glf@earthlink.net
www.GlfForestry.com

Scale: 1"=417 feet
Date: November 09, 2011

Filed on October 17, 2011 by M. Green
This map created by M. Green
Reviewed by S. Houtrop of
Greenleaf Forestry, Vermont
Estate of Houtrop, 05424, 05440
05029 & 05040
Series: 5000 2010
Title: 196-123-11413 Georgia Mountain Lot, All included
196-123-11413 Georgia Mountain Lot, All included
237-076-11401 Georgia Mountain East Lot

This map is not a boundary survey

**STATE OF VERMONT
PUBLIC SERVICE BOARD**

Petition of Georgia Mountain Community Wind)
LLC for a Certificate of Public Good, pursuant)
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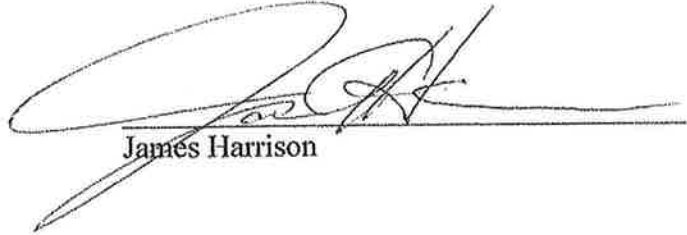
AFFIDAVIT OF JAMES HARRISON

James Harrison, being duly sworn, deposes and states under oath as follows:

1. I am a member of H.W. Ventures, LLC, the Vermont limited liability company that owns approximately 1000 acres of land on Georgia Mountain consisting of a ±700 acre parcel and a ±305 acre parcel. The two parcels are shown as the "Georgia Mountain Lot" and the "Georgia Mountain East Lot" on a plan prepared by Greenleaf Forestry attached to this Affidavit as Exhibit A.
2. H.W. Ventures, LLC acquired the Georgia Mountain Lot in 1997. The Georgia Mountain Lot is the site of the wind farm project proposed by Georgia Mountain Community Wind, LLC, and the site of a maple sugaring project under development by Georgia Mountain Maples, LLC. The Certificate of Public Good for the wind farm project requires conservation restrictions on a ±105 acre area of the Georgia Mountain Lot (the "Conservation Area"). Greenleaf Forestry has prepared a forest management plan for the Conservation Area for H.W. Ventures, LLC.
3. H.W. Ventures, LLC acquired the Georgia Mountain East Lot from Thiara Timber, LLC on September 29, 2011. The Georgia Mountain East Lot was enrolled in the Vermont Use Valuation Program prior to the acquisition, and H.W. Ventures has continued that enrollment. Greenleaf Forestry has prepared a forest management plan for the Georgia Mountain East Lot for H.W. Ventures, LLC.
4. During the past few weeks, loggers employed by H.W. Ventures, LLC have been harvesting timber from the Conservation Area of the Georgia Mountain Lot and from the Georgia Mountain East Lot. The timber harvesting operations within the Conservation Easement have included selective cutting to promote growth of maple trees and to provide access for installation of sap collection lines for the maple sugaring operation under development by Georgia Mountain Maples, LLC. Timber harvested from both Lots has been transported by log skidders to log landings. Some of the timber has been chipped at the log landing, and the chips have been loaded in tractor-trailers for delivery to the McNeil Power Plant. Other timber has been kept as whole logs, which have been loaded on log trucks for transportation from the site.

5. Prior to commencing the timber harvesting operations within the Conservation Area, my son, Kevin Harrison notified the Agency of Natural Resources of our intentions. Kevin's letter to the Agency is attached to this Affidavit as Exhibit B.
6. H.W. Ventures, LLC recently improved a log landing area on the Georgia Mountain Lot, shown as the "Ted Road Landing Area" on Exhibit A. The purpose of improving the Ted Road Log Landing was to relocate chipping and other timber harvesting activities further away from existing residences on Ted Road. I personally did the work on the improvements to the Ted Road Landing Area. The improvements consisted of installing a gravel pad to provide a stable site for the chipper, the log skidders and the chip and log delivery trucks.
7. No blasting has occurred on and no other improvements have been made to the Georgia Mountain Lot in connection with the recent timber harvesting activity. Other than the improvements to the Ted Road Landing, no improvements to the wind farm access road have been undertaken since the first site visit in 2010.
8. H.W. Ventures, LLC has also recently improved the access roads and log landings on the Georgia Mountain East Lot. The prior owner, Thiara Timber, LLC, had already improved the Georgia Mountain East Lot by resurfacing a portion of an existing access road and a log landing depicted as the "Current Landing" on Exhibit A. The portion of the access road improved by Thiara Timber, LLC extended approximately one mile from the Westford Road to the Current Landing.
9. The recent improvements made by H.W Ventures, LLC to the Georgia Mountain East Lot consist of resurfacing an additional portion of the existing access road, extending approximately 3/8 mile from the Current Landing to a second log landing, depicted as the "Recently Improved Landing" on Exhibit A, and also resurfacing the Recently Improved Landing. This work included blasting of ledge in the Current Landing area to produce the rock used for resurfacing the additional portion of the access road and the Recently Improved Landing.
10. H.W. Ventures, LLC has recently obtained a zoning permit from the Town of Georgia for construction of a deer camp in the northeast corner of the Georgia Mountain East Lot. The deer camp would be accessed by a driveway connected to the improved access road. We have not yet commenced construction of the deer camp.
11. In addition to the timber harvesting activities and related improvements described above, Georgia Mountain Maples, LLC has continued to extend its sap collection operation from the sugarhouse off North Road eastwards toward Ted Road. This work has included road improvements, selective tree cutting and extension of sap collection lines as described in the Affidavit of Peter Cross filed with the Board several months ago. No blasting within the last several months in connection with the maple sugaring operation.

Dated at Georgia, Vermont this 19th day of December, 2011.



James Harrison

STATE OF VERMONT
Franklin COUNTY, SS.

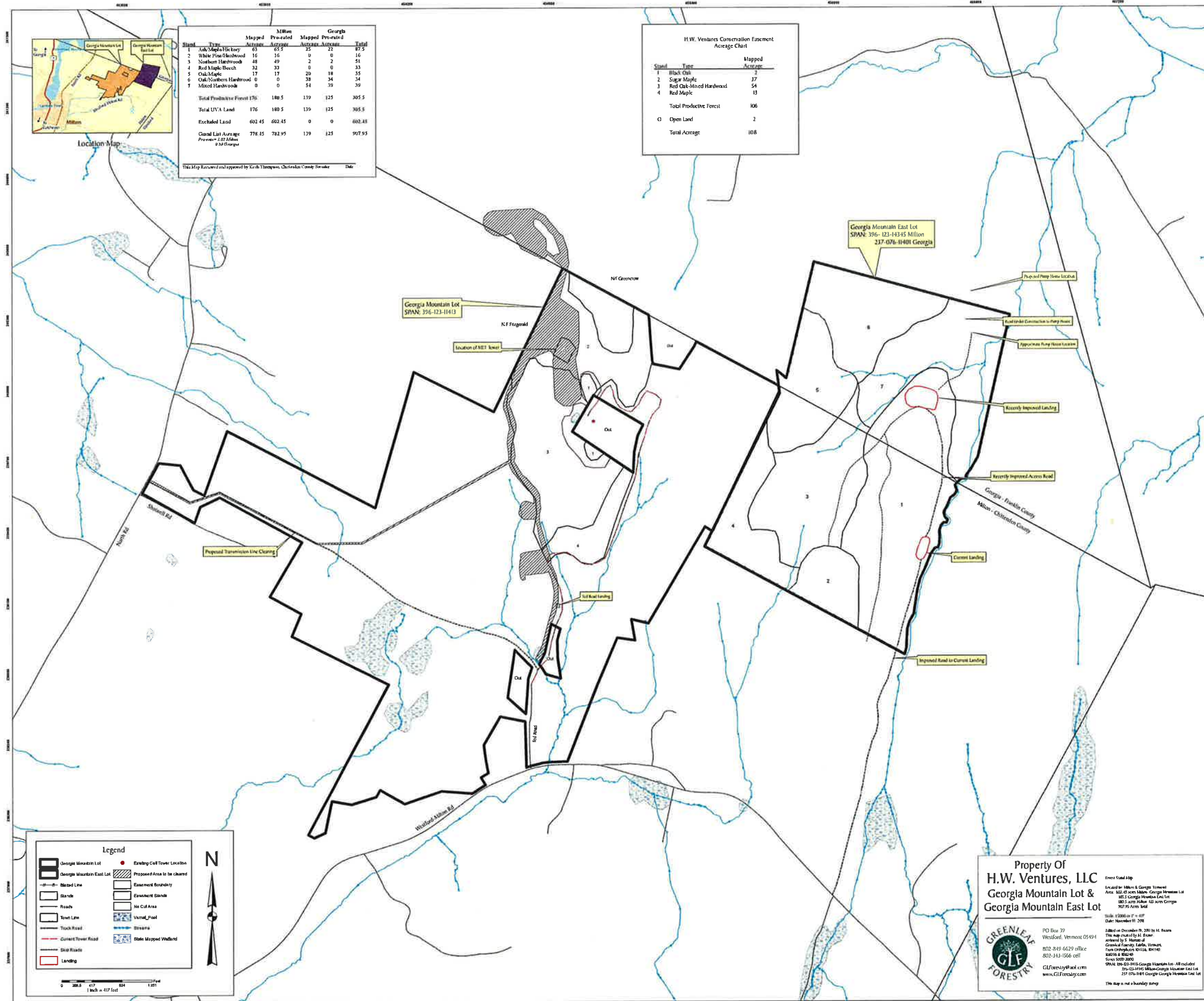
At Georgia in said County and State on this 19th day of December, 2011 personally appeared James Harrison and made oath that the foregoing instrument, subscribed by him, is true.

Before me,



Notary Public

My commission expires: February 10, 2015



Stand	Type	Mapped		M/W/ Georgia		Total
		Acreage	Acres	Acreage	Acres	
1	Oak/Maple/Hickory	63	63.5	25	22	87.5
2	White Pine/Hickory	16	16	0	0	16
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4	Red Maple/Beech	32	33	0	0	33
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Excluded Land		602.45	602.45	0	0	602.45
Grand Total Average		778.45	782.95	139	125	907.95

This Map Reviewed and approved by Keith Thompson, Chitenden County Forester Date:

H.W. Ventures Conservation Easement Acreage Chart		
Stand	Type	Mapped Acreage
1	Black Oak	2
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3	Red Oak-Mixed Hardwood	54
4	Red Maple	13
Total Productive Forest		106
Open Land		2
Total Acreage		108

Legend

- Georgia Mountain Lot
- Georgia Mountain East Lot
- Stand
- Roads
- Town Line
- Truck Road
- Current Tower Road
- Skid Roads
- Landing
- Existing Cell Tower Location
- Proposed Area to be cleared
- Easement Boundary
- Easement Stand
- No Old Area
- Virtual Stand
- Stream
- State Mapped Wetland

Scale: 1 inch = 417 feet

Property Of
H.W. Ventures, LLC
Georgia Mountain Lot & Georgia Mountain East Lot

GREENLEAF FORESTRY

PO Box 39
Westford, Vermont 05494
802-849-6629 office
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GLForestry@aol.com
www.GLForestry.com

Edited on October 10, 2011 by M. Beane
This map created by M. Beane
prepared by S. Hennessey
Greenleaf Forestry, Inc., Vermont
Town of Ferrisburgh, 05494, 802-849-6629
802-343-1566 cell
802-343-1566
©2011 Greenleaf Forestry, Inc. All rights reserved.
251-076-8481 Milliken Georgia Mountain East Lot
251-076-8481 Georgia Mountain East Lot
This map is not a boundary survey

GEORGIA MOUNTAIN MAPLES, LLC
PO BOX 2098
GEORGIA, VT 05468

September 1, 2011

VIA EMAIL AND US MAIL

Judith Dillon, Esq.
Cielo Marie Mendoza, Esq.
David Englander, Esq.
Vermont Agency of Natural Resources
103 South Main Street, Center Building
Waterbury, VT 05671-0301

RE: Georgia Mountain Community Wind, PSB Docket No. 7508, Condition #26
Georgia Mountain Maples

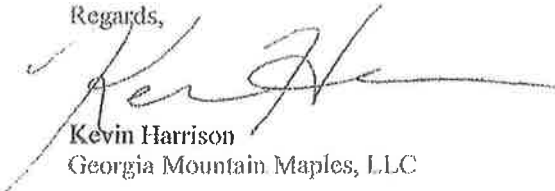
Dear Ms. Dillon:

Georgia Mountain Maples, LLC and HW Ventures, LLC are developing a maple sugaring operation (sugar house, farm road and pipeline sap collection system) on property owned by HW Ventures, LLC at 351 North Road, Milton, Vermont. Information has been copied to the Agency in correspondence to the Public Service Board dated 4/8/11, responding to the Board's March 31, 2011 Memorandum requesting a response to allegations of unauthorized construction associated with the approved Georgia Mountain Community Wind farm (GMCW). Additionally, the Public Service Board provided notification on August 9, 2011 of a site visit to be conducted on August 17, 2011.

Georgia Mountain Maples is a maple sugaring operation located on property owned by H W Ventures, a portion of which is on land subject to a Conservation Easement Deed and map approved by the Public Service Board on May 13, 2011, pursuant to Condition #26 of the Certificate of Public Good for the GMCW wind farm.

This letter is our notification to the Agency that Georgia Mountain Maples intends to commence maple sugaring operations and timber harvesting within the Conservation Easement Deed Protected Property area as further defined in the Grant of Development Rights and Conservation Easement and Restrictions Deed (Deed), Section III, 8. "Permitted Uses of the Protected Property" and map and agreed to by H.W. Ventures and the Agency of Natural Resources. This work, as authorized in the agreed upon Deed, is otherwise wholly unrelated to the wind farm project.

Regards,


Kevin Harrison
Georgia Mountain Maples, LLC