

THE STATE OF NEW HAMPSHIRE
PUBLIC UTILITIES COMMISSION

Petition of Northern Pass transmission, LLC, to Cross Public Waters

Docket No. DE 15-460

MOTION TO STAY PROCEEDINGS

I request that this application be stayed until the completion of the SEC process. There will certainly be data gathered in that process that would contribute to assessing this application, if the SEC permit is granted. In addition to on-the-ground technical issues, the majority of the existing overland easements do not permit fiber optic and the rights of the applicant to bury under roads other than I-93 are in dispute. so the terms of the easements need to be resolved, as they may be in court, before this application is heard.

If this motion is denied I request that the Applicant provide the list of public waters they used as reference. DES has a list but it is marked as incomplete and I can find no complete one. In any case, horizontal boring of the type planned by Eversource/NPT is unprecedented in New Hampshire and whatever the definition for public waters used, it appears to be unsuited for a full assessment of, at least, the underground "crossings".

For example, the Ham Branch river is the only river in Easton listed in the application. It is not listed in the DES incomplete list. It is a third order river for two of the crossings in the application and a second order river for one of them.

The applicant proposes to bore under Reel Brook, a third order river which crosses under Route 116 (the proposed burial route) below a recently replaced bridge, but this "crossing" is not in the application.

The applicant proposes to bore under three second order streams; Brooks Brook, Kendall Brook and Slide Brook, yet they are not listed in the application.

In Easton, Eversource/NPT plans to bore under a total of 13 streams and trench through 16 streams and buffer zones, 7 vernal pool buffers and one wetland. NPT application with DES claims no wetlands damages rising to the level of "mitigation" payments.

NPT data for permanent wetland impacts for the whole project is 2.7 acres. Department of Energy Environmental Impact Statement data for permanent wetland impact is 23 acres. DOE data which appears to be more objective, should be included in this application.

I request also that DOT be consulted on this application. Their information on bridge and culvert size

would be the most easily available data on river size, which should be part of the definition of public waters, if it is not.

In addition, there are 35 archaeologically sensitive areas along the burial route in Easton, unmentioned in this application. I don't see how one could petition to cross waters, above or below ground, without providing this information.

Respectfully submitted April 13th, 2016,

Kris Pastoriza

A handwritten signature in black ink, appearing to read "Kris Pastoriza", written in a cursive style.

sent by electronic mail to the persons named on the Service List of this docket.