



State of Rhode Island
Coastal Resources Management Council
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FIFTH AGREEMENT TO STAY SIX-MONTH REVIEW PERIOD

Between

Rhode Island Coastal Resources Management Council

And

Revolution Wind, LLC

The Rhode Island Coastal Resources Management Council, hereinafter referred to as the “CRMC,” and Revolution Wind¹, LLC, hereinafter referred to as “Revolution Wind,” hereby agree as follows.

Pursuant to 15 CFR § 930.76, Revolution Wind filed a federal consistency certification with the CRMC on June 7, 2021 for the proposed construction and operation of a wind energy project on the outer continental shelf (OCS), known as Revolution Wind, consisting of up to 100 wind turbine generators and an export cable that will enter Rhode Island state waters and make landfall at North Kingstown, RI. The Revolution Wind project has been assigned CRMC File 2021-06-029 and is identified on the Federal docket as BOEM-2021-0029. The proposed wind turbine generators will be located within BOEM Lease Area OCS-A 0486 and approximately 16 nautical miles southeast of Point Judith, Narragansett, Rhode Island. The proposed project is subject to CRMC federal consistency review pursuant to Section 307 of the Coastal Zone Management Act (CZMA), and the CZMA’s implementing regulations at 15 C.F.R. Part 930, Subpart E – Consistency for Outer Continental Shelf (OCS) Exploration, Development and Production Activities.

¹ Revolution Wind, LLC is a 50/50 joint venture between Ørsted and Eversource Investment LLC.

The CRMC’s CZMA six-month review period for the Revolution Wind project began on August 6, 2021.² The CRMC issued its 3-month letter to Revolution Wind on October 21, 2021 pursuant to the requirements of 15 C.F.R. § 930.78(a). In that letter the CRMC detailed specific information requirements that Revolution Wind has been requested to provide to the CRMC in order to complete the CRMC’s federal consistency review pursuant to its enforceable policies. Revolution Wind wants to confer with CRMC about the information that it seeks in the 3-month letter issued pursuant to 15 C.F.R. § 930.78(a). Revolution Wind identifies within its COP at Section 1.4.1.2 that the CRMC federal consistency decision for the project is anticipated between Q1 and Q3 2023. In addition, BOEM issued its Notice of Availability for the Draft Environmental Impact Statement (DEIS) in September 2022, and there is considerable information that CRMC believes is valuable to CRMC’s decision making process within the DEIS, including the range of expected project alternatives and mitigation measures.³ Furthermore, the Revolution Wind project has undergone significant refinement in recent months which require substantial State agency time and resources to analyze.

In accordance with 15 CFR § 930.60(b), and in consideration of the parties’ mutual interest that the State have additional time to fully assess the proposed project’s consistency with the State’s enforceable policies, the CRMC and Revolution Wind mutually agree to the following dates and to stay the CRMC CZMA six-month review period as specified herein.

First Stay Agreement:

- Date the CRMC 6-month review period commenced: August 6, 2021
- Date the 6-month review period was to end: February 6, 2022
- Date during the 6-month review period the first stay began: October 29, 2021
- Date the stay was to end: September 17, 2022
(96 days remaining in the 6-month review period)
- Date the 6-month review period ends and the CRMC consistency decision is due: December 21, 2022

² The CRMC notified BOEM and Revolution Wind in a letter dated August 18, 2021 that commencement of the CRMC CZMA consistency review for the Revolution Wind project began on August 6, 2021.

³ See South Fork Wind DEIS at i, stating “Cooperating agencies would rely on the DEIS to support their decision making and to determine if the analysis is sufficient to support their decision.”

Second Stay Agreement:

- Date during the 6-month review period the second stay began: November 17, 2022
- Date the stay was to end: January 20, 2023
(35 days remaining in the 6-month review period)
- Date the 6-month review period ends and the CRMC consistency decision is due: February 24, 2023

Third Stay Agreement:

- Date second stay ended: January 20, 2023
(35 days remaining in the 6-month review period)
- Date during the 6-month review period the third stay began: February 7, 2023
- Date the third stay was to end: March 14, 2023
(17 days remaining in the 6-month review period)
- Date the 6-month review period ends and the CRMC consistency decision was due: March 31, 2023

Fourth Stay Agreement

- Date the third stay was to end: March 14, 2023
- Date during the 6-month review period the fourth stay began: March 2, 2023
- Date the fourth stay was to end: April 11, 2023
(17 days remaining in the 6-month review period)
- Date the 6-month review period ends and the CRMC consistency decision was due: April 28, 2023

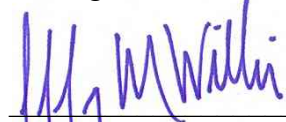
Fifth Stay Agreement

- Date the fourth stay was to end: April 11, 2023
- Date during the 6-month review period the fifth stay begins: March 30, 2023
- Date the fifth stay ends: April 25, 2023
(17 days remaining in the 6-month review period)
- Date the 6-month review period ends and the CRMC consistency decision is due: May 12, 2023

The CRMC will issue its federal consistency decision on or before **May 12, 2023** unless Revolution Wind and CRMC mutually agree in writing to another later date. Furthermore, should the CRMC conclude its CZMA review earlier than anticipated by this agreement, then the

CRMC will issue its federal consistency decision at the earliest possible time prior to May 12, 2023.

This agreement made and entered by:



Jeffrey M. Willis
Executive Director, CRMC

March 31, 2023

Date

North East Offshore, LLC
by its agent,
Ørsted Wind Power North America LLC



March 31, 2023

Kellen Ingalls, Authorized Person

Date

cc BOEM
NOAA OCM
CRMC Council members