



State of Rhode Island and Providence Plantations
Coastal Resources Management Council
Oliver H. Stedman Government Center
4808 Tower Hill Road, Suite 3
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February 12, 2019

Walter Cruickshank, Ph.D., Acting Director
Bureau of Ocean Energy Management
45600 Woodland Road
Sterling, Virginia 20166

James Bennett, Renewable Energy Program Manager
Bureau of Ocean Energy Management
45600 Woodland Road
Sterling, Virginia 20166

Re: Vineyard Wind, LLC; Docket No. BOEM-2018-0015
CRMC File 2018-04-055

Dear Messrs. Cruickshank and Bennett,

Pursuant to 15 CFR § 930.54(f), Vineyard Wind, LLC filed a federal consistency certification with the Rhode Island Coastal Resources Management Council (CRMC) on April 6, 2018 for the proposed construction and operation of an 800 megawatt wind energy project consisting of up to 106 offshore wind turbine generators to be located in offshore waters south of Martha's Vineyard, MA within BOEM Lease Area OCS-A 0501. The proposed project is subject to CRMC review authority pursuant to the federal Coastal Zone Management Act (CZMA), 16 USC § 1456, and the CZMA's implementing regulations at 15 CFR Part 930 Subpart D – Consistency for Activities Requiring a Federal License or Permit and Subpart E - Consistency for Outer Continental Shelf (OCS) Exploration, Development and Production Activities.

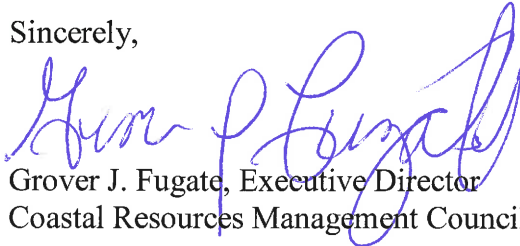
Based on the "Agreement" executed on February 8, 2019, and attached to the stay agreement herein, the CRMC and Vineyard Wind, LLC on February 11, 2019 mutually agreed to stay the CRMC six-month federal consistency review period in accordance 15 CFR § 930.60(b), to further mitigation discussions between Vineyard Wind, the CRMC and the CRMC's Fishermen's Advisory Board (FAB) in order to meet the requirements of the CRMC's enforceable policies.

Walter Cruickshank, Ph.D., Acting Director
James Bennett, Renewable Energy Program Manager
Bureau of Ocean Energy Management
February 12, 2019
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Pursuant to the attached stay agreement executed yesterday, February 11, 2019, the CRMC consistency determination decision date in this matter is now due no later than March 1, 2019. The purpose of this letter is to notify the Bureau of Ocean Energy Management (BOEM) of this agreement as required under 15 CFR § 930.60(b). The CRMC requests BOEM not to issue a license or permit to Vineyard Wind, LLC until the requirements of 15 CFR Part 930, Subparts D and E have been satisfied. The CRMC will notify BOEM when it issues a final decision in this matter.

Please contact me at 401-783-3370 or email gfguate@crmc.ri.gov should you have any questions.

Sincerely,



Grover J. Fugate, Executive Director
Coastal Resources Management Council

/lat

cc Lars Pedersen, CEO, Vineyard Wind, LLC
David Kaiser, NOAA
Allison Castellan, NOAA
Jennifer Cervenka, CRMC Chair
CRMC Members
Anthony DeSisto, Esq., CRMC Legal Counsel



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AMENDED AGREEMENT TO STAY SIX MONTH REVIEW PERIOD

Between

Rhode Island Coastal Resources Management Council

And

Vineyard Wind, LLC

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

Pursuant to 15 CFR § 930.54(f), Vineyard Wind filed a federal consistency certification with the CRMC on April 6, 2018 for the proposed construction and operation of an 800 megawatt wind energy project consisting of up to 106 offshore wind turbine generators to be located in offshore waters south of Martha’s Vineyard, MA within BOEM Lease Area OCS-A 0501. The proposed project is subject to CRMC review authority pursuant to the federal Coastal Zone Management Act (CZMA), 16 USC § 1456(c)(3)(A) and the CZMA’s implementing regulations at 15 CFR Part 930 Subpart D – Consistency for Activities Requiring a Federal License or Permit and Subpart E - Consistency for Outer Continental Shelf (OCS) Exploration, Development and Production Activities.

Pursuant to 15 CFR § 930.60(b) the CRMC and Vineyard Wind entered into a fourth (4th) agreement on January 25, 2019 to stay the CRMC six-month review period with a CRMC decision due on February 19, 2019. To accommodate the time necessary for mitigation discussions, pursuant to the “Agreement” attached hereto and incorporated herein, and executed on February 8, 2019, the CRMC and Vineyard Wind now mutually agree to the following dates to further stay the CRMC six-month review period as specified herein.

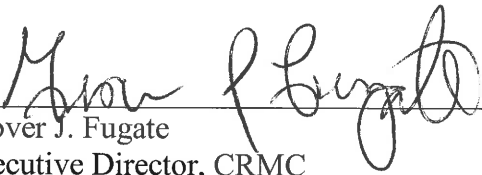
- Date the CRMC 6-month review period commenced: April 6, 2018
- Date the 6-month review period was to end: February 19, 2019
- Date during the 6-month review period that the stay begins: February 11, 2019
- Date that the stay ends: February 21, 2019

- Date the 6-month review period ends and the CRMC decision is due:

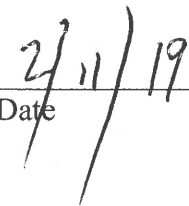
March 1, 2019

The CRMC will issue its consistency determination on or before **March 1, 2019** unless Vineyard Wind and CRMC mutually agree in writing to another later date.


These agreements made and entered by:



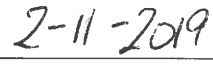
Grover J. Fugate
Executive Director, CRMC



Date



Lars T. Pedersen
Chief Executive Officer, Vineyard Wind, LLC



Date

cc: BOEM
NOAA OCM
CRMC Council members

AGREEMENT

This Agreement between Vineyard Wind, LLC ("Vineyard"), the Coastal Resources Management Council staff ("CRMC"), and the Fisheries Advisory Board ("FAB") (collectively the "Parties") is made this 8th day of February 2019.

WHEREAS, the Parties have engaged in productive discussions regarding Vineyard's proposed compensatory mitigation;

WHEREAS, Vineyard is willing to agree to extend CRMC's review period for evaluating its consistency certification to allow the Council to vote on February 26, 2019 and for the CRMC staff to notify the federal agencies of the Council's vote by March 1, 2019; and


WHEREAS, the Parties want to continue and conclude discussions regarding Vineyard's mitigation proposal within a time frame that allows the Council to vote on Vineyard's federal consistency certification on February 26, 2019;

NOW THEREFORE, the Parties agree as follows:

1. The Parties will meet on Monday February 11, 2019 and thereafter through February 14, as necessary to discuss Vineyard's mitigation agreement.
2. Following conclusions of discussions on February 14, 2019, the FAB will discuss the outcome of the Parties discussions with its constituents.
3. The FAB will inform Vineyard and CRMC of its recommendation regarding Vineyard's mitigation proposal on or before February 25, 2019.
4. The Parties agree that this schedule has provided adequate time for the FAB to consider and make a recommendation on Vineyard's mitigation proposal.
5. The FAB and Vineyard agree that they will not raise any argument to the Council that the time allowed for discussions was adequate or inadequate.



Vineyard Wind



Fisheries Advisory Board
on behalf of the FAB



CRMC Staff