

15 Questions for determining when energy projects are separate projects.

1. What company is the legal owner of the proposed project? Is that company related to the owner of the nearby wind energy project? For example, are the companies related through a parent corporation?
2. How close are the two projects geographically?
3. Is any part of the site of the proposed project included within the site of another wind project?
4. Would the proposed project share any transmission infrastructure with the nearby wind project? For the purpose of this question, “transmission infrastructure” means related or supporting collector lines or other transmission lines or equipment associated with a wind project to the point of connection with the regional transmission system (the “grid”).
5. Would the proposed project share any related or supporting facilities with the nearby wind energy project (for example, access roads, substations, O&M structures, perimeter fencing, water supply or discharge lines, storage areas, parking areas, etc.)?
6. Would the proposed project be operated from a separate control room? Would the control equipment (central computers) for the proposed project be located in the same building as the control equipment for the nearby wind energy project?
7. Would power output dispatching decisions for the proposed project be made independent of such decisions for the nearby wind energy project? Would these decisions be made by separate personnel?

8. Would operational decisions (such as maintenance, routine inspections, fire protection agreements with local authorities, weed control, etc.) for the proposed project be made independent of such operational decision for the nearby wind energy project? Would separate personnel be responsible for making those decisions?
9. Would the proposed project have separate operations or maintenance staff or would operations and maintenance staff be shared with the nearby wind energy project?
10. Would the power output from the proposed project be sold into the same market as the power output from the nearby wind energy project? In what way would the markets differ?
11. Would the marketing of the power output from the proposed project be done independent of marketing for the nearby wind energy project?
12. Would contracts for the sale of the power output from the proposed project be separate from the contracts for sale of power output from the nearby wind energy project? Would there be any aggregated sales of power output from the proposed project with power output from the nearby project?
13. Would the financing for the proposed project be separate from the financing for the nearby project?
14. Would contracts for transmission of the output from the proposed project be separate from contracts for transmission of the output from the nearby wind energy project?
15. What other information would support a conclusion that the proposed project would be a separate wind energy project and not an expansion of a nearby wind energy project? In what other ways would the projects be operated or otherwise treated as separate projects?