

Following my testimony today, I am going to provide links to data and analysis that VNRC has compiled since 2012 on the time it took the former Environmental Board to process Act 250 appeals and the amount of time it takes the Environmental Divisions to process Act 250 appeals. The spreadsheets also analyze how many Act 250 appeals to the Environmental Division are consolidated or combined when there are multiple appeals of a project.

VNRC's data is presented in two spreadsheets. The first is a spreadsheet with three tabs. The first tab addresses how many appeals are consolidated at the Environmental Division. The second tab lists all the appeals the Environmental Division has processed between 2012 and 2022 - this includes Act 250, ANR and municipal zoning appeals. The third tab lists the Environmental Division processing times for Act 250 appeals only from 2017 - 2022. VNRC chose 2017-2022 for processing times of Act 250 appeals at the Environmental Division to show appeals in a 5 year period as compared to the last five years that the Environmental Board was in existence. Here is the spreadsheet:

<https://docs.google.com/spreadsheets/d/1tRq4OLc3rsijZ2znUFAAozNQmb5NvZRo/edit?usp=sharing&ouid=110277810741642129994&rtpof=true&sd=true>.

The second spreadsheet lists the permit and JO appeals processed by the E-Board from 1999-2005 - as noted roughly the last five years of the Environmental Board's existence, and the processing times for these appeals. The spreadsheet also includes processing times for Act 250 appeals in the Environmental Division between 2012 and 2017 (another five year period). Here is the spreadsheet <https://docs.google.com/spreadsheets/d/15ikjaoK97-FevHrDJnaOdXp3PmKYrLzK/edit?usp=sharing&ouid=110277810741642129994&rtpof=true&sd=true>

The first spreadsheet shows that from **2012 to 2022** there were **198** appeals processed by the Environmental Division (Act 250, Zoning, and ANR appeals). Of these **198** appeals, **7** Act 250 appeals were consolidated with other permit appeals. Breaking this down further, **3** Act 250 appeals were consolidated between **2019 and 2020** and **zero** Act 250 appeals were consolidated in 2021 or 2022.

In terms of how long the former Environmental Board took to process appeal, the second spreadsheet shows that during the last five plus years of its existence (**1999-2005**), it took the Board on average approximately **264** days to process a permit appeal and approximately **285** days to process appeals of Jurisdictional Opinions (JO). Over the last five years (**2017-2022**) it took the Environmental Division, on average, **426** days to process Act 250 appeals (both permit appeals and JO appeals).

The second spreadsheet also indicate that the average time it took the Environmental Division to process Act 250 permit appeals from **2012-2017** was approximately **523** days.

