



# United States Department of the Interior

BUREAU OF OCEAN ENERGY MANAGEMENT  
WASHINGTON, DC 20240-0001

Mr. Michael Brown  
Chief Executive Officer  
Mayflower Wind Energy LLC  
2 Drydock Avenue  
Boston, Massachusetts 02210

Dear Mr. Brown:

I am writing on behalf of the Bureau of Ocean Energy Management (BOEM), Office of Renewable Energy Programs, regarding Mayflower Wind Energy LLC's (Mayflower) regulatory departure request submitted on April 22, 2020, pursuant to BOEM's regulations at 30 C.F.R. Part 585. For the reasons set forth below, BOEM hereby approves Mayflower's departure request.

Mayflower requests a regulatory departure from § 585.700(b), which prohibits fabrication and installation of facilities before project plan approval. Mayflower proposes to fabricate, but not install, the offshore substation and inter-array transmission cables prior to Construction and Operations Plan (COP) approval and BOEM's non-objection to the facility design report (FDR) and fabrication and installation report (FIR).

BOEM finds that the requested departure would facilitate appropriate lease activities in accordance with § 585.103(a)(1), specifically by allowing design and fabrication of these components under the supervision of the approved Certified Verification Agent (CVA). This departure is subject to the following conditions:

- 1) The departure is limited to fabrication of discrete project elements that are designed to existing industry standards, and either fabricated by specialized suppliers or in conformance with standard steel fabrication practice;
- 2) The CVA (DNV-GL) will review the design and conduct onsite inspections to ensure that the fabrication conforms with: (i) accepted industry standards, (ii) the COP, and (iii) the project design basis for these items;
- 3) The departure does not authorize any activities on the Outer Continental Shelf (OCS), nor will it impact BOEM's review of Mayflower's CVA nomination with respect to activities not subject to the departure, or its review of the COP, FDR, or FIR; and
- 4) Mayflower assumes all business risks associated with any fabrication activities that occur as a result of this departure and acknowledges that this could result in the redesign and/or re-fabrication of any of the components relevant to this departure.

As represented by Mayflower, allowing these fabrication activities to take place earlier in time is necessary to allow Mayflower to avail itself of the investment tax credit, which would positively impact the economics associated with the feasibility of developing the project. BOEM finds that

the requested departure also complies with the criteria outlined in § 585.103(b). The departure is consistent with Subsection 8(p) of the OCS Lands Act, protects the environment and the public health and safety to the same degree as if there were no approved departure, and does not impair the rights of third parties.

If there are any questions, please contact Jeff Browning at [Jeffrey.Browning@boem.gov](mailto:Jeffrey.Browning@boem.gov) or (703) 787-1577.

Sincerely,

**JAMES  
BENNETT**

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James F. Bennett  
Chief  
Office of Renewable Energy Programs