5.4.9 Proof of Site Control

(1) Before ERCOT will proceed with the initiation of an FIS, the IE must submit to ERCOT proof of site control. To establish proof of site control, the IE must demonstrate through an affiliated company, through a trustee, or directly in its name that:

(a) The IE is the owner in fee simple of the real property to be utilized by the facilities for which any new generation interconnection is sought;

(b) The IE holds a valid written leasehold interest in the real property to be utilized by the facilities for which new generation interconnection is sought;

(c) The IE holds a valid written option to purchase or obtain a leasehold interest in the real property to be utilized by the facilities for which new generation interconnection is sought; or

(d) The IE holds a duly executed written contract to purchase or obtain a leasehold interest in the real property to be utilized by the facilities for which new generation interconnection is sought.

(2) The IE must notify ERCOT of any substantive change in status of the arrangement used to demonstrate site control.

(3) The IE must maintain site control throughout the duration of the FIS and until execution of an SGIA. Otherwise, ERCOT will consider the GINR withdrawn as of the date of the loss of site control unless the applicant can show within 30 days that it has re-established site control or has established control of a new site that would not result in any material modification of any interconnection study requested under the current application.