

Mulcahy, Carriann

From: Stephen L. Savarese <attystephensavarese@gmail.com>
Sent: Tuesday, April 28, 2015 1:12 PM
To: CSC-DL Siting Council; fderosa@brownrudnick.com; Philip Small; Dagda Earwicker; Atty Dana D'Angelo; gibels@nu.com; morisjr@nu.com; bernacr@nu.com; paccess@nu.com; cochrjd@nu.com; condonsavitt@comcast.net; johnnytroutseed@charter.net; selectman@southbury-ct.gov; LDeJong@pomperaug.org; Pietrorazio, Ray; Jmalcynsky@gaffneybennett.com; Fitz@fmslaw.org; alicia@fmslaw.org; Rjm62156@aol.com; Wayne McCormack; Kevin R. Zak; Chester Cornacchia; Kate Truini; Hallaran, Alice; Edward S. Hill Esq.; Ingrid Manning; WSP; george@quassy.com; Nancy Vaughan; Dennis3141@yahoo.com; NVASeditor@mail.com; Burt Stevens
Subject: Re: Docket 192B -- Town of Middlebury Brief
Attachments: Errata Sheet page 3 - Post-Hearing Brief Town of Middlebury.pdf

ERRATA SHEET - Please see attached a corrected page 3 of the Post Hearing Brief of the Town of Middlebury

Apparently, ISO-NE uses a function (previously unknown to me) of Microsoft Word that tracks the section numbers referenced in its reports. When the section number was included intentionally in the specific portion of the **2014 Regional System Plan** report selected by using the "cut & paste" function, the software automatically replaced the orphan section number with the warning: **Error Reference source not found.**

The missing Section reference is Section 4.1.3.

Therefore, a substitute page 3 is attached to correct the reference.

Sincerely,

Stephen L. Savarese
Attorney for Town of Middlebury

On Mon, Apr 27, 2015 at 4:39 PM, Stephen L. Savarese <attystephensavarese@gmail.com> wrote:
Please see attached brief filed on behalf of Town of Middlebury.

Sincerely,

Stephen L. Savarese
Attorney for Town of Middlebury

administration of the Town of Oxford to boost the tax base of the Town of Oxford with the proposed facility are not factors for due consideration within the jurisdiction of the Council. Most significant to the consideration of the Council is the incomplete submission by CPV of the current conditions and impact of the proposed changes to the facilities that relies on the prior approvals in 1999 and 2007 as well as the expectation to supplement and define the project in the details of a Development and Management Plan. The Council has the authority to find changed circumstances in the market conditions but not allow the particular proposal for 785 MW facilities on 26 acres in Oxford, Connecticut based on the increased impacts to the site and the surrounding land, water and air resources.

BACKGROUND

The most recent ISO-New England, Inc. forecast report in its *2014 Regional System Plan* provided:

“The amount of capacity resources located in import-constrained zones is projected to meet the local resource adequacy requirements. Connecticut resources exceed this zone’s local sourcing requirement (LSR) by 1,872 MW. [Footnote omitted] In FCA #8, the LSR for Northeast Massachusetts (NEMA)/Boston was 3,428 MW, and the resources in this area, including new resources not yet on line, totaled 3,821 MW. Although the NEMA/Boston area is projected to have surplus capacity, the ISO has growing concerns about the lack of timely development of new resources in this area that, if not developed, would result in the area being short of required capacity. Additional load growth or reduced resource availability—possibly resulting from fuel supply issues; a failure to develop new, cleared resources in a timely manner; or retirements—could create the need to develop additional new resources across the region or in constrained zones .[footnote omitted] (Section 4.1.3) ¹ at page 11

In Docket F-2012/2013, the Connecticut Siting Council’s Final Report date December 12, 2013 concludes “... that even taking into account the most conservative predication, the ISO-NE 90/10 forecast, the electric generation supply during 2013-2022 will be adequate to meet demand.” Any deficits... could be made up fairly easily by activating the full range of available generation, maximizing the use of active demand response resources, and devising other such operational

¹ Administrative Notice List Item 11