



STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051
Phone: (860) 827-2935 Fax: (860) 827-2950
E-Mail: siting.council@ct.gov
Web Site: www.ct.gov/csc

VIA ELECTRONIC MAIL

DATE: April 28, 2020

TO: Parties & Intervenors

FROM: Melanie A. Bachman, Executive Director *MAB*

RE: **PETITION NO. 1312** – Candlewood Solar LLC Declaratory Ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction, maintenance and operation of a 20 megawatt AC (26.5 megawatt DC) solar photovoltaic electric generating facility located on a 163 acre parcel at 197 Candlewood Mountain Road and associated electrical interconnection to Eversource Energy’s Rocky River Substation on Kent Road in New Milford, Connecticut.

On April 27, 2020, pursuant to the provisions of Connecticut General Statutes §4-183(f), Rescue Candlewood Mountain (RCM) and the Town of New Milford (Town) filed a Motion for Stay of Construction Activities (Motion for Stay) relating to the above-referenced solar electric generating facility for which the Connecticut Siting Council (Council) issued a December 22, 2017 Declaratory Ruling and an April 26, 2019 Development and Management Plan (D&M Plan) approval.

RCM and the Town request a stay of any construction activities at the solar facility site until a decision is rendered on the administrative appeal of the Council’s December 22, 2017 Declaratory Ruling brought by RCM that is currently pending in the Superior Court.¹

In the alternative, RCM and the Town request a “temporary stay of any construction activities” at the solar facility site until the Superior Court disposes of RCM and the Town’s Motion for Stay of Construction Activities that was submitted in the administrative appeal of the Council’s December 22, 2017 Declaratory Ruling that is currently pending in the Superior Court.

The Motion for Stay will be placed on a regular Council meeting agenda for Council consideration.

Parties and intervenors are requested to submit comments or statements of position in writing to the Council with respect to whether the Motion for Stay, or its “temporary” alternative, should be granted or denied by the close of business on May 19, 2020.

MAB/lf

c: Council Members

¹ There is also an administrative appeal of the Council’s April 26, 2019 D&M Plan approval brought by the Town that is currently pending in the Superior Court.