

Lee D. Hoffman
90 State House Square
Hartford, CT 06103-3702
p 860 424 4315
f 860 424 4370
lhoffman@pullcom.com
www.pullcom.com

March 15, 2020

ELECTRONIC MAIL

Melanie Bachman
Executive Director/Staff Attorney
Connecticut Siting Council
10 Franklin Square
New Britain, CT 06051

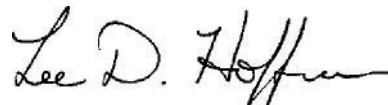
Re: Petition 1347A - GRE GACRUX LLC Petition for a Declaratory Ruling, Pursuant to Connecticut General Statutes §4-176 and §16-50k, for the Proposed Construction, Maintenance and Operation of a 16.78 MW AC Solar Photovoltaic Electric Generating Facility Located at 117 Oil Mill Road and Associated Electrical Interconnection to Eversource Energy's Existing Substation at 325 Waterford Parkway North in Waterford, Connecticut. Reopening of this Petition Based on Changed Conditions Pursuant to Connecticut General Statutes §4-181a(b).

Dear Ms. Bachman:

I am writing on behalf of my client, GRE GACRUX LLC ("Greenskies"), in connection with the above-referenced Petition. With this Letter, I am enclosing an amended response to Interrogatory Number 1 from Greenskies' March 8, 2021 Response to the Connecticut Siting Council's February 22, 2021 Interrogatories.

Should you have any questions concerning this submittal, please contact me at your convenience. I certify that copies of this submittal have been made to all parties on the Petition's Service List as of this date.

Sincerely,



Lee D. Hoffman

Enclosure

**STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL**

Petition of GRE GACRUX LLC for a Declaratory Ruling pursuant to C.G.S. §4-176 and § 16-50k, for the proposed construction, maintenance and operation of a 16.78 MW AC ground-mounted solar photovoltaic electric generating facility located at 117 Oil Mill Road and associated electrical interconnection to Eversource Energy's existing substation at 325 Waterford Parkway North in Waterford, Connecticut

Petition No. 1347A

March 15, 2021

**GRE GACRUX LLC'S RESPONSES TO THE CONNECTICUT
SITING COUNCIL'S SET OF INTERROGATORIES**

The petitioner, GRE GACRUX LLC ("Greenskies"), respectfully submits this amended response to Interrogatory Number 1 from the Council's Interrogatories, dated February 22, 2021, in the above-referenced Petition. The response to Interrogatory Number 1 is listed in its entirety below. This amended response contains an additional paragraph and a copy of e-mail correspondence that was received by Greenskies earlier today. Nothing has been removed from the original response. The additional paragraph is italicized, for ease of identification. No other interrogatory responses have been amended.

1. Has the Department of Energy and Environmental Protection Stormwater Program specified a time frame for the Project relating to Pre-Construction Sequence Work, Growing Season and Site Stabilization and Construction Sequence work? If so, what submitted documents contain this information?

The Petitioner consulted with representatives of the Connecticut Department of Energy and Environmental Protection ("CTDEEP") Stormwater Division prior to filing the Project's application for a General Permit for the Discharge of Stormwater and Dewatering Wastewaters from Construction Activities ("Stormwater General Permit"). CTDEEP's Stormwater Division staff was also consulted during the Stormwater General Permit application review process; and, ultimately, the Project's Stormwater General Permit application was approved on November 3, 2020, as Permit No. GSN003573. The SWPPP and Site Plans associated with this approval were revised through July 28, 2020.

On February 25, 2021, a pre-construction meeting was held (the "Pre-construction Meeting") at the Project Site with Neal Williams, Chris Stone, and Laura Gaughran in attendance, representing CTDEEP Stormwater Division, as well as Maureen Fitzgerald and Dan Matheson, representing the Town of Waterford. At the Pre-construction Meeting, a meeting agenda containing a tentative construction schedule was presented, with the only proposed change being that earthwork within the solar array would be

performed during site grubbing and prior to mass-seeding. The schedule included tentative dates/months, which were discussed and found to be agreeable to all parties present at the meeting. A copy of this agenda is enclosed herewith as Exhibit A. The SWPPP and Site Plans have been revised through March 8, 2021. Specifically, as part of these revisions, the Construction Sequencing found in Section 3 of the SWPPP and Sheet C-5.0 of the Site Plans were revised to reflect this agreed-upon information/sequencing for construction documents. The revised narrative for the SWPPP for the Project is included herein as Exhibit B, and the revised Sheet C-5.0 is being submitted as Exhibit C. Due to file sizes, the entirety of the SWPPP and the revised drawings for Exhibit C are not included with this submission, but can be accessed at the a remote file sharing site. For ease of access, please go to the following site: https://vhb-my.sharepoint.com/:f/p/skochis/EoujRk6NKmhIr8VFs_gSwaEBQ31wDVdsZOKNHdIh6aLyJQ?e=BBrTNV

*Since Interrogatory Number 1 requests documentation concerning the growing season for the site, Greenskies believes that the submission of additional information is warranted. On March 10, 2021, the Town of Waterford wrote to personnel in CTDEEP's Stormwater Division seeking a clarification of Greenskies' interrogatory responses as they related to the growing season issue. CTDEEP indicated the difference between the growing season and the seeding season for the site and stated, "It is DEEP's understanding that the site's SWPCP calls for the project's perimeter controls, basins, and some minimal interior grading, to be finalized this spring. During the summer months and through early fall, a stabilized vegetative cover will be established in these areas. **If a stabilized vegetative cover has been established, the installation of piles and racking may proceed.**" (Emphasis added). A copy of the e-mail request from the Town of Waterford, along with the CTDEEP's response, is included in its entirety on the next page.*

From: Williams, Neal <Neal.Williams@ct.gov>
Sent: Monday, March 15, 2021 7:49 AM
To: Maureen Fitzgerald <mfitzgerald@waterfordct.org>; Stone, Chris <Chris.Stone@ct.gov>
Cc: B Russo <brusso@claengineers.com>; Kochis, Steve <skochis@VHB.com>; Abby Piersall <apiersall@waterfordct.org>; Allen, Karen <Karen.Allen@ct.gov>; Gaughran, Laura <Laura.Gaughran@ct.gov>
Subject: [External] RE: Waterford Oil Mill Rd solar facility

Good morning everyone,

Sorry for the delayed response, I was doing field work late last week. I do recall this being discussed during the pre-construction meeting as well as during the permitting process between DEEP and VHB. It is DEEP's understanding that the site's SWPCP calls for the project's perimeter controls, basins, and some minimal interior grading, to be finalized this spring. During the summer months and through early fall, a stabilized vegetative cover will be established in these areas. If a stabilized vegetative cover has been established, the installation of piles and racking may proceed. I think the confusion is that we were thinking the "growing season" was the "seeding season" that runs from 4/15 – 6/15 and again from late August -10/15, and not the growing season of spring through fall. The key will be establishing the stable vegetative cover before proceeding with anything else at the site.

Neal

From: Maureen Fitzgerald <mfitzgerald@waterfordct.org>
Sent: Wednesday, March 10, 2021 10:07 AM
To: Stone, Chris <Chris.Stone@ct.gov>; Williams, Neal <Neal.Williams@ct.gov>
Cc: B Russo <brusso@claengineers.com>; skochis@vhb.com; Abby Piersall <apiersall@waterfordct.org>
Subject: Waterford Oil Mill Rd solar facility

EXTERNAL EMAIL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

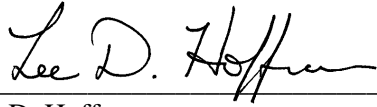
Good Morning All –

I received the attached correspondence yesterday March 9 2021 via email regarding Greenskies' responses to the Siting Council's interrogatories, in particular the construction sequence and timing for establishing grass cover prior to start of installation work. I do not recall that there was an agreement to begin installation of piles and solar racking this fall. I thought the site stabilization schedule was to allow the area a full growing season to establish vegetative cover. I do recall hearing discussion of approaching the site in a clockwise manner to minimize the areas of disturbance and to allow the areas of mass grading to be conducted at the same time as the initial site preparation. Would any of you be able to clarify this for me please? The response indicates that the schedule including tentative dates/months... "were discussed and found to be agreeable to all parties present at the meeting".

Thank you,
Maureen FitzGerald
Environmental Planner
Town of Waterford, CT
860 444-5813

Respectfully Submitted,

GRE GRACRUX LLC

By: _____

Lee D. Hoffman

lhoffman@pullcom.com

Amanda G. Gurren

agurren@pullcom.com

Pullman & Comley, LLC

90 State House Square

Hartford, CT 06103-3702

Ph. (860) 424-4300

Fax (860) 424-4370

Its Attorneys

CERTIFICATION

I hereby certify that a copy of the foregoing document was delivered by e-mail to the following service list on March 15, 2021:

The Honorable Robert J. Brule
First Selectman
Waterford Town Hall
15 Rope Ferry Road
Waterford, CT 06385
rbrule@waterfordct.org
apiersall@waterfordct.org

Deborah Moshier-Dunn
VP, Save the River-Save the Hills, Inc.
P.O. Box 505
Waterford, CT 06385
debm0727@sbcglobal.net

Jean-Paul La Marche
Development Manager
Clean Focus Renewables, Inc.
jean-paul.lamarche@cleanfocus.us

Emily A. Gianquinto
EAG Law LLC
21 Oak Street, Suite 601
Hartford, CT 06106
(860) 785-0545
(860) 838-9027 -fax
emily@eaglawllc.com