



STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

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VIA ELECTRONIC MAIL

June 1, 2020

TO: Parties and Intervenors

FROM: Melanie Bachman, Executive Director *MAB*

RE: **PETITION NO. 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-megawatt 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).

At a pre-remote hearing teleconference held on May 28, 2020, by the Connecticut Siting Council (Council) and attended by GRE GACRUX LLC representative Lee Hoffman, Esq., and Save the River-Save the Hills representatives Deborah Moshier-Dunn and Emily Gianquinto, Esq., the Council requested that the following format be used for the remote public hearing scheduled on Thursday, June 25, 2020.

Pre-hearing Procedure

1. On or before June 4, 2020, all parties and intervenors are requested to electronically exchange pre-remote hearing interrogatories with all other parties and intervenors.
2. On or before June 18, 2020, all parties and intervenors are requested to file responses to pre-remote hearing interrogatories and exchange pre-filed testimony, exhibits, witness lists, and items to be noticed administratively with the Council and all other parties and intervenors. To save the time and expense of parties, intervenors, and the public, all parties and intervenors are encouraged to resolve discrepancies of these items before the remote hearing.
3. Any person seeking to be admitted as a party or intervenor to the proceeding is requested to electronically file a written petition with the Council on or before June 18, 2020.
4. Pursuant to Section 16-50j-21 of the Regulations of Connecticut State Agencies, at least ten business days prior to the public hearing, the petitioner shall erect and maintain, in a legible condition, a sign not less than six feet by four feet at the entrance to the property from a public road where the proposed facility is to be located. The sign shall set forth the name of the petitioner, the type of facility, the remote public hearing date, and contact information for the Council (Web site and phone number). **The sign shall not be removed from the site until after the commencement of the evening public comment session.**
5. Attached is a list of the Council's administrative notice items. Objections to any item on the list should be sent to the Council before the remote hearing.

Hearing Procedure

6. The 2:00 p.m., June 25, 2020, remote evidentiary hearing session will provide the petitioner, parties, and intervenors an opportunity to introduce exhibits and witnesses, and cross-examine positions. The petitioner will be allowed to present its exhibits and witness panel, and then be subject to cross-examination by the Council and all parties and intervenors. All parties and intervenors will then be allowed to introduce their exhibits and witness panels, and be subject to cross-examination by the Council, the petitioner and all other parties and intervenors.
7. The order of appearances and cross-examination will be governed by a Hearing Program developed by the Council for the proceeding. The Council will issue the Hearing Program prior to the remote hearing.
8. All microphones will be muted upon entry into the remote hearing and will be turned on in the order of party appearances and cross examination governed by the Hearing Program.
9. If any party or intervenor designated representative or witness is using the Zoom dial-in option from a telephone, the phone number and name of the person must be provided in writing to the Council in the witness list on or before June 18, 2020 so the phone number can be matched with the appropriate designated representative or witness. **If the phone number and name of the person is not provided in writing to the Council in advance, they will not be admitted into the meeting.**
10. For parties and intervenors who are not represented by counsel, please indicate in writing who shall be the **designated representative for the remote public hearing in the witness list.**
11. The 6:30 p.m. remote public comment session on June 25, 2020, will be reserved for the public to make brief statements into the record. **Public statements will be limited to 3 minutes.** The Council requests that the petitioner conduct a brief presentation prior to remote public comment, describing proposed facility features from a site plan already submitted into the record. **This site plan will be projected on the Zoom meeting screen during the public comment session.**
12. For the petitioner, please indicate in writing who shall be the **designated presenter during the 6:30 p.m. remote public comment session in the witness list and what site plan will be used for the presentation.**
13. The Council may, at its discretion, group parties and intervenors with the same interests.
14. Individuals will be encouraged to participate through their elected officials and other party or intervenor groupings.
15. Pursuant to Section 16-50j-15b of the Regulations of Connecticut State Agencies, any party or intervenor, including those that are members of non-profit corporations or citizens groups, that have attained party or intervenor status in the proceeding are deemed to be represented in the proceeding and may not submit oral or written statements into the record.
16. All participants will be encouraged to be brief, concise, non-repetitious, and courteous of all other participants.

17. Any person may be removed from the Zoom remote evidentiary session or public comment session at the discretion of the Council.

Post-hearing procedure

18. A verbatim transcript of the remote hearing session will be posted on the Council's project webpage and deposited with the Waterford Town Clerk's Office, Waterford, Connecticut for the convenience of the public.
19. Parties and intervenors will be allowed to submit briefs and proposed findings of fact within 30 days after the close of the remote hearing.
20. Members of the public will be allowed to submit written statements into the record within 30 days after the close of the remote hearing.
21. Deadlines for briefs, proposed findings of fact, and written statements will be final and no extensions will be granted.

Thank you for your cooperation.

MB/lm

Enclosure: Administrative Notice List



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Administrative Notice List

Petition No. 1347A

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2. NATIONAL RESEARCH COUNCIL, *Research on Power-Frequency Fields Completed Under the Energy Policy Act of 1992*, National Academy of Sciences, 1999, available at <http://books.nap.edu/openbook.php?isbn=0309065437>
3. UNITED STATES DEPARTMENT OF TRANSPORTATION, FEDERAL AVIATION ADMINISTRATION, *Obstruction Marking and Lighting, Advisory Circular AC 70/7460-1L*, December 4, 2015, as amended, available at https://www.faa.gov/documentLibrary/media/Advisory_Circular/AC_70_7460-1L_.pdf
4. Presidential Proclamation No. 8460, Critical Infrastructure Month, 74 Fed. Reg. 234, December 8, 2009, available at <http://www.presidency.ucsb.edu/ws/index.php?pid=86954>
5. Presidential Executive Order No. 13636, Improving Critical Infrastructure Cybersecurity, 78 Fed. Reg. 11739, February 19, 2013, available at <http://www.archives.gov/federal-register/executive-orders/2013.html>
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11. UNITED STATES ENERGY INFORMATION ADMINISTRATION, *Levelized Cost and Levelized Avoided Cost of New Generation Resources in Annual Energy Outlook 2019*, February 2019, available at https://www.eia.gov/outlooks/aeo/pdf/electricity_generation.pdf
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STATE

Connecticut Siting Council

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51. **DOCKET 192B-** CPV Towantic, LLC Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a 785 MW dual-fuel combined cycle electric generating facility located north of the Prokop Road and Towantic Hill Road intersection in the Town of Oxford, Connecticut, Council Memo Regarding Recusal of Chairman Stein and Council Memo Regarding Recusal of Michael Klemens, available at <https://www.ct.gov/csc/cwp/view.asp?a=962&Q=556110&PM=1>
52. **PETITION NO. 1056** - GRE 314 East Lyme, LLC declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction and operation of a 5.0 MW Solar Photovoltaic Renewable Energy Generating Project located on Grassy Hill Road and Walnut Hill Road, East Lyme, Connecticut, Record, Final Decision and Development and Management Plan, available at <https://www.ct.gov/csc/cwp/view.asp?a=2397&q=517566>
53. **PETITION NO. 1310** - Quinebaug Solar, LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction, maintenance and operation of a 50 megawatt AC solar photovoltaic electric generating facility on approximately 561 acres comprised of 29 separate and abutting privately-owned parcels located generally north of Wauregan Road in Canterbury, Connecticut and south of Rukstela Road and Allen Hill Road in Brooklyn, Connecticut, Record and Final Decision, available at <https://www.ct.gov/csc/cwp/view.asp?a=2397&Q=594016&PM=1>
54. **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. Record and Final Decision, available at <https://www.ct.gov/csc/cwp/view.asp?a=2397&Q=594294&PM=1>
55. **PETITION NO. 1345** – Pawcatuck Solar Center LLC declaratory ruling, pursuant to Connecticut General Statutes §4-176 and §16-50k, for the proposed construction, maintenance and operation of a 15 MW AC solar photovoltaic electric generating facility on approximately 353 acres comprised of four abutting parcels located east of Pendleton Hill Road, north of the Pawcatuck River and south of Interstate-95 with proposed access from Ella Wheeler Road, and associated electrical interconnection to Eversource Energy’s Shunock Substation west of Pendleton Hill Road in North Stonington,

Connecticut. Record and Final Decision, *available at*
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56. **PETITION NO. 1347** – 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-megawatt 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. Record and Final Decision, FOIA Request and Response, and Petition for Reconsideration Record and Final Decision, *available at*
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Department of Energy and Environmental Protection

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Department of Public Health

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Department of Transportation

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Instructions for Parties and Intervenors for Petition 1347A Remote Public Hearing

1. Attendees can join by clicking (or entering) the following link:
<https://zoom.us/j/99072650526?pwd=YUIPZ2tVL3llbUNEVIVRaXV5TGIPZz09> from a computer, smartphone, or tablet. No prior software download is required.
2. For audio-only participation, attendees can join by dialing in at **1 (929) 205 6099 (not toll free)** and then enter the **Meeting ID# 990 7265 0526** from a telephone.
3. All participants are requested to mute sound notifications on their computer, smartphone or tablet. Telephones are often equipped with a “do not disturb” feature for the dial-in option.
4. If any participant is using the **dial-in option from a telephone**, the phone number and name of the participant must be provided in advance so the phone number can be matched with the appropriate participant by NAME. **If the phone number and name of the person is not provided in writing to the Council in advance, they will not be admitted into the meeting.** If using the link, unless the participant types in their name when entering the meeting, the email and name of the participant must be provided in advance so the email can be matched with the appropriate participant by NAME. If the NAME of the person is not typed in or provided when entering the meeting, they will not be admitted into the meeting. Please inform your witness panels.
5. All microphones will be muted upon entry into the meeting and will be turned on in the order of party appearances and cross examination governed by the Hearing Program.
6. The Chair will read an opening statement and cross examination of the petitioner by the Council will commence, one by one, beginning with the staff analyst. Thereafter, the designated representative for each party and intervenor will cross examine the petitioner.
7. Once cross examination of the petitioner by the Council and all parties and intervenors concludes, cross examination of the next party listed on the Hearing Program by the Council will commence, one by one, beginning with the staff analyst. Thereafter, the designated representative for each party and intervenor will cross examine the appearing party.