



STATE OF CONNECTICUT  
CONNECTICUT SITING COUNCIL

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VIA ELECTRONIC MAIL

August 13, 2020

Patrick E. Power, Esq.  
Howd, Lavieri & Finch, LLP  
682 Main Street  
Winsted, CT 06098

RE: **PETITION NO. 1408** – FairWindCT, Inc., et al petition, pursuant to Connecticut General Statutes §4-176, for a declaratory ruling that: (a) the January 9, 2020 Development and Management Plan (D&M Plan) Modification submitted by BNE Energy, Inc. in Petition No. 983 conflicts with the Connecticut Siting Council's (Council) June 2, 2011 final decision on Petition No. 983; (b) the Council did not have jurisdiction over the D&M Plan Modification; (c) the Council did not have statutory authority to approve the D&M Plan Modification; (d) the D&M Plan Modification violated due process rights; and (e) the D&M Plan Modification violates the Connecticut Environmental Protection Act.

Dear Attorney Power:

In response to your request of July 20, 2020, during a regular meeting held on August 13, 2020, the Connecticut Siting Council (Council) granted party status in Petition No. 1408 to the Town of Colebrook.

Please be advised that until further notice, in order to prevent the spread of Coronavirus and protect the health and safety of our members and staff, the Council has converted to full remote operations and has waived the original and 15 hard copy filing requirements. **Please mail one hard copy of any filing to the Council Office for our records.** In accordance with Section 16-50j-12 of the Regulations of Connecticut State Agencies and with the State Solid Waste Management Plan, the Council is requesting that all filings be submitted on recyclable paper, primarily regular weight white office paper. Please avoid using heavy stock paper, colored paper, and metal or plastic binders and separators. It is also requested that an electronic version of all filings be sent to [siting.council@ct.gov](mailto:siting.council@ct.gov).

The Council's preferred service to parties and intervenors is electronic mail. If you wish to receive hard copies of documents via regular mail, please notify the Council in writing. Parties and intervenors are required to serve all other parties and intervenors a copy of any material submitted in this petition, unless service is waived. A copy of the current service list for this matter can be found on the Council's website.

Copies of all documents filed to date in this matter are available for your review at the Council's office and on the Council's website under pending matters. You may also sign up for e-alerts on the Council's website. Please contact me if you require any further information regarding the Council's procedure.

Sincerely,

*s/Melanie Bachman*

Melanie Bachman  
Executive Director

MAB/MP/laf

c: Service List, dated August 13, 2020