



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](mailto:siting.council@ct.gov)

Web Site: [portal.ct.gov/csc](http://portal.ct.gov/csc)

**VIA ELECTRONIC MAIL**

July 14, 2021

Amanda G. Gurren, Esq.  
Pullman & Comley, LLC  
90 State House Square  
Hartford, CT 06103-3702  
[agurren@pullcom.com](mailto:agurren@pullcom.com)

RE: **PETITION NO. 1424** - Southington Solar One, LLC Declaratory Ruling, pursuant to Connecticut General Statutes §4-176 and §16-50k, for the proposed construction, maintenance and operation of a 4.725-megawatt AC solar photovoltaic electric generating facility located at 1012 East Street, Southington, Connecticut, and associated electrical interconnection.

Dear Attorney Gurren:

The Connecticut Siting Council (Council) is in receipt of your additional correspondence dated July 12, 2021 indicating Southington Solar One LLC's (SSO) September 3, 2020 Lease Amendment and Assignment Agreement with the property owner includes a "self-actuating amendment of the lease" provision upon completion of a final site survey (ALTA Map) and therefore, SSO believes Condition No. 8 of the Council's May 21, 2021 Declaratory Ruling is satisfied.

On April 1, 2021, the Council issued Interrogatory No. 78 to SSO: "Could the lease agreement with the property owner be amended to remove the community garden area from the solar facility "site," as defined under Regulations of Connecticut State Agencies section 16-50j-2a(29)?"

SSO's April 8, 2021 response to the Council's Interrogatory No. 78 indicated it would be possible to exclude the community garden from the boundaries of the solar project site and further stated, "if the Council so orders, the Project would exclude the community garden from its borders but would still construct the community garden as a condition for the Project's construction."

The Council's May 21, 2021 Declaratory Ruling did not order the community garden as a condition for the Project's construction. Condition No. 8 of the Council's May 21, 2021 Declaratory Ruling orders SSO to "submit an Amendment of Lease excluding the community garden from the boundaries of the solar project site prior to commencement of construction."

To the extent that SSO's June 29, 2021 and July 12, 2021 correspondence requests the Council to revise Condition No. 8 to acknowledge the final site survey (ALTA map) as the Amendment of Lease and in satisfaction of Condition No. 8, the request is denied. Condition No. 8 remains outstanding, and construction of this project cannot commence until the amended lease is submitted.

Any significant changes to the above-referenced project require advance Council notification and approval.

Thank you for your attention and cooperation.

Sincerely,

*s/Melanie A. Bachman*

Melanie A. Bachman  
Executive Director

c: Lee D. Hoffman, Esq., [lhoffman@pullcom.com](mailto:lhoffman@pullcom.com)  
Paul E. Zagorsky, Esq., [paul@zzglaw.com](mailto:paul@zzglaw.com)