

**Meeting Minutes**  
**Meeting of February 8, 2011**

A meeting of the Connecticut Siting Council (energy/telecommunications) was held on Tuesday, February 8, 2011, in Hearing Room One, Ten Franklin Square, New Britain, Connecticut. The meeting was called to order with a quorum present by Daniel F. Caruso at 2:10 p.m.

**Council Members Present:**

Judge Daniel F. Caruso  
Chairman  
Kenneth L. Braffman  
(designee for Commissioner DelGobbo)  
Brian Golembiewski  
(designee for Commissioner Marrella)

Colin C. Tait  
Vice Chairman  
Daniel P. Lynch, Jr.  
Barbara Currier Bell  
James J. Murphy, Jr.  
Edward S. Wilensky

**Council Members Absent:**

Philip T. Ashton

**Staff Members Present:**

Linda Roberts  
Executive Director  
Melanie Bachman  
Staff Attorney  
Christina Walsh  
Siting Analyst Supervisor

Robert Mercier  
Siting Analyst  
David Martin  
Siting Analyst  
Michael Perrone  
Siting Analyst

**Recording Secretary:**

Carriann Mulcahy

**Minutes of January 20, 2011.**

Mr. Murphy moved to approve the Minutes of January 20, 2011, as amended, seconded by Mr. Lynch. The motion passed with Mr. Braffman and Dr. Bell abstaining.

Chairman Caruso introduced Mr. Braffman, who will temporarily be replacing Mr. Levesque, as the DPUC's designee.

**DOCKET NO. F-2010 - Connecticut Siting Council Review of the Ten-Year Forecast of Connecticut Electric Loads and Resources. Draft Report.**

Mr. Murphy moved to approve the Draft Forecast Report, seconded by Mr. Lynch. The motion passed with Mr. Braffman abstaining.

**DOCKET NO. 190A – Meriden Gas Turbines, LLC Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a 530 MW combined cycle generating plant in Meriden, Connecticut. Reopening of this docket pursuant to Connecticut General Statutes § 4-181a(b) limited to Council consideration of changed conditions and of the attachment of conditions to the certificate consistent with the findings and recommendations in the Final Report issued by the Kleen Energy Plant Investigation Review Panel (Nevas Commission) and the findings and recommendations in the Executive Report issued by the Thomas Commission. Draft Findings of Fact.**

After reviewing the draft Findings of Fact, Chairman Caruso conducted a non-binding poll of the Council members with Mr. Tait, Mr. Murphy, Dr. Bell, Mr. Golembiewski, and Mr. Wilensky in favor of the Thomas Commission Recommendations; with Mr. Braffman abstaining and Mr. Lynch passing.

Chairman Caruso directed staff to draft a favorable Opinion and Decision and Order to be reviewed at the next regularly scheduled meeting.

**DOCKET NO. 225D - Kleen Energy Systems, LLC Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a Electric Generating Facility and Switchyard on River Road, Middletown, Connecticut. Reopening of this docket pursuant to Connecticut General Statutes § 4-181a(b) limited to Council consideration of changed conditions and of the attachment of conditions to the certificate consistent with the findings and recommendations in the Executive Report issued by the Thomas Commission. Draft Findings of Fact, Opinion, and Decision and Order.**

Mr. Golembiewski moved to approve the Draft Findings of Fact, Opinion, and Decision and Order, as amended; seconded by Dr. Bell. The motion passed with Mr. Braffman abstaining.

Chairman Caruso requested a written vote on the record with Chairman Caruso, Mr. Tait, Mr. Murphy, Dr. Bell, Mr. Lynch, Mr. Golembiewski, and Mr. Wilensky, in favor of the Thomas Commission Recommendations.

**DOCKET NO. 370 - The Connecticut Light & Power Company Certificate of Environmental Compatibility and Public Need for the Connecticut portion of the Greater Springfield Reliability Project that traverses the municipalities of Bloomfield, East Granby, and Suffield, terminating at the North Bloomfield Substation. Revision to the Development and Management Plan (Appendix E). Request for Time Extension to Comply with D&M Plan Condition (k) Approved October 27, 2010.**

Mr. Tait moved to approve the revision to Appendix E of the Development and Management Plan, seconded by Mr. Wilensky. The motion passed with Mr. Lynch and Mr. Braffman abstaining.

Mr. Wilensky moved to approve BSC Group as the independent environmental consultant, seconded by Dr. Bell. The motion passed with Mr. Lynch and Mr. Braffman abstaining.

Mr. Golembiewski moved to approve an extension of time, until February 24, 2011, for CL&P to comply with a condition of the Development and Management Plan; seconded by Mr. Murphy. The motion passed with Mr. Lynch and Mr. Braffman abstaining.

**DOCKET NO. 396 – SBA Towers II, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and management of a telecommunications facility located at 49 Brainerd Road, Niantic (East Lyme), Connecticut. Draft Findings of Fact.**

After reviewing the draft Findings of Fact, Chairman Caruso conducted a non-binding poll of the Council members with Mr. Tait, Mr. Murphy and Mr. Wilensky in favor of the proposed facility at the SBA Hybrid Site; Chairman Caruso in favor of a stealth facility at the SBA Hybrid Site; and with Dr. Bell, Mr. Lynch and Mr. Golembiewski opposed to the proposed facility; and with Mr. Braffman abstaining.

Chairman Caruso directed staff to draft a favorable Opinion and Decision and Order based on a stealth tower design to be reviewed at the next regularly scheduled meeting.

**DOCKET NO. 409 - New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 8 Barnes Road, Canaan (Falls Village), Connecticut. Request for Party/Intervenor Status.**

Dr. Bell moved to approve party status for Patty and Guy Rovezzi, the Town of Canaan Inland Wetlands Conservation Commission, and the Town of Canaan Planning and Zoning Commission. The motion was seconded by Mr. Tait. The motion passed unanimously.

**DOCKET NO. 412 - SBA Towers III LLC and New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and management of a telecommunications facility located at Wewaka Brook Road, Bridgewater, Connecticut. Schedule, Deposition of the Transcript, Request for Party/Intervenor Status.**

Mr. Lynch moved to approve the schedule for a public field review and hearing to be held in Bridgewater on Tuesday, April 5, 2011 and depositing the transcript in the Bridgewater Town Hall. The motion was seconded by Dr. Bell. The motion passed unanimously.

**DOCKET NO. 413 - Cellco Partnership d/b/a Verizon Wireless application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 723 Leetes Island Road, Branford, Connecticut. Schedule, Deposition of the Transcript. Request for Party/Intervenor Status.**

Dr. Bell moved to approve the schedule for a public field review and hearing to be held in Branford on Wednesday, April 20, 2011 and depositing the transcript in the Branford Town Hall. The motion was seconded by Mr. Murphy. The motion passed unanimously.

**DOCKET NO. 414 - Cellco Partnership d/b/a Verizon Wireless application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 36 Ritch Avenue, Greenwich, Connecticut. Schedule, Deposition of the Transcript. Request for Party/Intervenor Status.**

Mr. Murphy moved to approve the schedule for a public field review and hearing to be held in Greenwich on Tuesday, March 29, 2011 and depositing the transcript in the Greenwich Town Hall. The motion was seconded by Mr. Lynch. The motion passed unanimously.

Mr. Tait moved to grant party status to John Hartwell, seconded by Mr. Braffman. The motion passed unanimously.

**PETITION NO. 982 - UTC Power Corporation petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the installation of a 800 kW Fuel Cell to be located at 451 Main Street, East Hartford, Connecticut. Date for Decision.**

Mr. Golembiewski moved that the Council set April 28, 2011, as the date by which it shall render a decision, seconded by Mr. Lynch. The motion passed unanimously.

**PETITION NO. 980 - BNE Energy, Inc. petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the construction, maintenance, and operation of a 3.2 MW Wind Renewable Generating facility located at 178 New Haven Road, Prospect, Connecticut Request for Party/Intervenor Status. Request to Consolidate Evidentiary Hearings for Petitions 980, 983 and 984.**

Mr. Wilensky moved to grant party status to FairwindCT, Inc., seconded by Dr. Bell. The motion passed unanimously.

Mr. Lynch moved to group the non-profit corporation parties FairwindCT, Inc. and Save Prospect Corp., seconded by Mr. Braffman. The motion passed unanimously.

Mr. Murphy moved to deny FairwindCT's motion to consolidate the evidentiary hearings, seconded by Dr. Bell. The motion passed unanimously.

**PETITION NO. 983 - BNE Energy, Inc. petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the construction, maintenance, and operation of a 4.8 MW Wind Renewable Generating facility located on Flagg Hill Road, Colebrook, Connecticut. Request for Party/Intervenor Status. Request to Consolidate Evidentiary Hearings for Petitions 980, 983 and 984.**

Mr. Murphy moved to grant party status to David R. Lawrence, M.D., and Jeannie Lemelin, LPN, seconded by Dr. Bell. The motion passed unanimously.

Mr. Lynch moved to group the parties FairwindCT, Inc. and the Somers', seconded by Mr. Wilensky. The motion passed unanimously.

Mr. Murphy moved to deny FairwindCT's motion to consolidate the evidentiary hearings, seconded by Dr. Bell. The motion passed unanimously.

**PETITION NO. 984 - BNE Energy, Inc. petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the construction, maintenance, and operation of a 4.8 MW Wind Renewable Generating facility located on Winsted-Norfolk Road (Route 44), Colebrook, Connecticut. Request for Party/Intervenor Status. Request to Consolidate Evidentiary Hearings for Petitions 980, 983 and 984.**

Mr. Tait moved to grant party status to David R. Lawrence, M.D., Jeannie Lemelin, LPN, and Walter M. Zima; seconded by Dr. Bell. The motion passed unanimously.

Mr. Wilensky moved to group the parties FairwindCT, Inc., Ms. Wagner and the Somers', seconded by Mr. Lynch. The motion passed unanimously.

Mr. Murphy moved to deny FairwindCT's motion to consolidate the evidentiary hearings, seconded by Dr. Bell. The motion passed unanimously.

**PETITION NO. 985 - T-Mobile Northeast LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed modification to an existing telecommunications facility located at 366 Old Long Ridge Road, Stamford, Connecticut. Decision.**

Dr. Bell moved to approve this petition, seconded by Mr. Murphy. The motion passed unanimously.

**TS-CING-052-110124 – New Cingular Wireless PCS, LLC notice of intent to modify an existing telecommunications facility located at 199 Town Farm Road, Farmington, Connecticut.**

Dr. Bell moved to approve this tower share request, seconded by Mr. Golembiewski. The motion passed unanimously.

**Administrative Matters.**

Ms. Roberts announced that the next energy/telecommunications meeting is scheduled for Thursday, March 3, 2011.

The following other tentative meeting dates were also announced:

- Tuesday, February 15, 2011, Beginning at **2:00 p.m.- field review/3:00 p.m./and 7:00 p.m.** (DO 411 Cingular) Field Review and Public Hearing in Old Saybrook at the Acton Public Library, The Grady-Thomas Room, 60 Old Boston Post Road, Old Saybrook, Connecticut.
- Thursday, February 17, 2011, Beginning at **2:00 p.m.- field review/3:00 p.m./and 7:00 p.m.** (DO 409 Cingular) Field Review and Public Hearing in Falls Village at the Lee H. Kellogg School, All Purpose Room, 47 Main Street, Falls Village, Connecticut.
- Wednesday, February 23, 2011, Beginning at **2:00 p.m. - field review/6:30 p.m. - public session** (PE 980 BNE Energy, Inc.) Field Review and Public Session in Prospect at the Long River Middle School Gymnasium , 38 Columbia Avenue, Prospect, Connecticut.
- Thursday, February 24, 2011, Beginning at **2:00 p.m. – evidentiary/6:30 p.m. – public session** (PE 980 BNE Energy, Inc.) Field Review and Public Session in Prospect at the Long River Middle School Gymnasium , 38 Columbia Avenue, Prospect, Connecticut.

**Adjournment.**

Mr. Lynch moved to adjourn the meeting at 4:30 p.m.; seconded by Mr. Golembiewski. The motion passed unanimously.

**Respectfully submitted,**

**Daniel F. Caruso**  
**Chairman**

DFC/cm