

Meeting Minutes
Meeting of March 17, 2011

A meeting of the Connecticut Siting Council (energy/telecommunications) was held on Thursday, March 17, 2011, in Hearing Room Two, Ten Franklin Square, New Britain, Connecticut. The meeting was called to order with a quorum present by Daniel F. Caruso at 2:12 p.m.

Council Members Present:

Judge Daniel F. Caruso
Chairman

Larry Levesque
(designee for Commissioner DelGobbo)

Edward S. Wilensky

Philip T. Ashton

Colin C. Tait

Vice Chairman

Daniel P. Lynch, Jr.

Barbara Currier Bell

James J. Murphy, Jr.

Council Members Absent

Brian Golembiewski

(designee for Commissioner Esty)

Staff Members Present:

Linda Roberts
Executive Director

Melanie Bachman
Staff Attorney

Robert Mercier
Siting Analyst

David Martin

Siting Analyst

Michael Perrone

Siting Analyst

Staff Members Absent

Christina Walsh

Siting Analyst Supervisor

Recording Secretary:

Carriann Mulcahy

Minutes of March 3, 2011.

Mr. Ashton moved to approve the Minutes of March 3, 2011, seconded by Mr. Wilensky. The motion passed unanimously.

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

No action was taken on this item.

DOCKET NT-2010 - Reopening of final decisions pursuant to C.G.S. §4-181a(b) for jurisdictional natural gas-fired electric generating facilities under C.G.S. §16-50i(a)(3) and C.G.S. §16-50k(a) limited to Council consideration of changed conditions and the attachment of conditions to the certificates and declaratory rulings 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.

Mr. Ashton moved to approve the Draft Findings of Fact, Opinion, and Decision and Order, seconded by Mr. Murphy. The motion passed unanimously.

Chairman Caruso requested a written vote on the record with Chairman Caruso, Mr. Lynch, Dr. Bell, Mr. Murphy, Mr. Ashton, Mr. Tait, Mr. Wilensky, and Mr. Levesque, in favor of attaching conditions to the Certificates consistent with the Thomas and Nevas Commission Recommendations.

DOCKET NO. 272 - The Connecticut Light and Power Company and The United Illuminating Company Certificate of Environmental Compatibility and Public Need for the construction of a new 345-kV electric transmission line and associated facilities between the Scovill Rock Switching Station in Middletown and the Norwalk Substation in Norwalk, Connecticut. Partial Transfer of Rights and Obligations.

Mr. Ashton moved to approve the Partial Transfer of Rights and Obligations from CL&P to CTMEEC, seconded by Mr. Wilensky. The motion passed with Dr. Bell abstaining.

DOCKET 370A-MR –The Connecticut Light & Power Company Certificate of Environmental Compatibility and Public Need for the Manchester Substation to Meekville Junction Circuit Separation Project in Manchester, Connecticut. Designation of Independent Environmental Inspector.

Mr. Tait moved to approve the BSC Group as the Independent Environmental Inspector for the project, seconded by Mr. Ashton. The motion passed with Mr. Lynch abstaining.

DOCKET NO. 385 – Florida Tower Partners Certificate of Environmental Compatibility and Public Need for the construction, maintenance and management of a telecommunications facility located at 23 Stonybrook Road, Stratford, Connecticut. Development and Management Plan.

Mr. Murphy moved to approve the utility connection detail of the Development and Management Plan, seconded by Mr. Lynch. The motion passed with Mr. Levesque abstaining.

DOCKET NO. 406 - United Illuminating Company Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 100 Marsh Hill Road, Orange, Connecticut. Development and Management Plan.

Mr. Ashton moved to approve the Development and Management Plan, seconded by Mr. Murphy. The motion passed unanimously.

DOCKET NO. 415 - 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 87 West Quasset Road, Woodstock, Connecticut. Motion for Protective Order.

Mr. Murphy moved to approve the Motion for Protective Order, seconded by Dr. Bell. The motion passed unanimously.

DOCKET NO. 416 - 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 off Day Hill Road, Bloomfield, Connecticut. Completeness Review. Schedule, Deposition of the Transcript, Request for Party/Intervenor Status. Motion for Protective Order.

Mr. Ashton moved to deem the application as complete and approve the schedule for processing the docket per staff recommendations; the appointment of Lisa Fontaine as custodian of the docket; the deposition of the transcript in the Town of Bloomfield; and a public field review and hearing on Tuesday, June 7, 2011; seconded by Dr. Bell. The motion passed unanimously.

Mr. Ashton moved to approve the Motion for Protective Order, seconded by Mr. Murphy. 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. Requests for CEPA Intervention.

Mr. Wilensky moved to approve CEPA intervention for Robin Hirtle and deny to BNE's objection, seconded by Mr. Ashton. The motion passed unanimously.

Mr. Murphy moved to approve CEPA intervention for Kristin and Benjamin Mow and to deny BNE's objection, seconded by Mr. Ashton. The motion passed unanimously.

Mr. Wilensky moved to approve party status and CEPA intervention for Eva Villanova and to deny BNE's objection to the CEPA request, seconded by Mr. Murphy. The motion passed unanimously.

Mr. Murphy moved to approve party status and CEPA intervention for Brandy Grant and Walter Zima and to deny BNE's objection to the CEPA request, seconded by Mr. Ashton. The motion passed unanimously.

Mr. Ashton moved to approve CEPA intervention to David Lawrence and Jeannie Lemelin and to deny BNE's objection, seconded by Mr. Wilensky. The motion passed unanimously.

Mr. Tait moved to group the parties of Hirtle, Lawrence/Lemelin, Mow, Zima/Grant, and Villanova; seconded by Mr. Ashton. The motion passed unanimously.

Mr. Ashton moved to approve party status and CEPA intervention to Susan Wagner and to group Ms. Wagner with FairwindCT, Inc. and the Somers. The motion was seconded by Mr. Tait. 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. Requests for CEPA Intervention. Request to Extend Pre-File Deadline.

Mr. Tait moved to approve the extension of the Pre-File Deadline until March 25, 2011, seconded by Mr. Ashton. The motion passed unanimously.

Mr. Murphy moved to approve party status and CEPA intervention for Eva Villanova and to deny BNE's objection, seconded by Mr. Ashton. The motion passed unanimously.

Mr. Ashton moved to approve party status and CEPA intervention to Brandy Grant, CEPA intervention to Walter Zima, and to deny BNE's objection to the CEPA request. The motion was seconded by Mr. Murphy. The motion passed unanimously.

Mr. Ashton moved to approve CEPA intervention to Benjamin and Kristin Mow and to deny BNE's objection, seconded by Mr. Murphy. The motion passed unanimously.

Mr. Ashton moved to approve CEPA intervention to David Lawrence and Jeannie Lemelin and to deny BNE's objection, seconded by Mr. Murphy. The motion passed unanimously.

Mr. Tait moved to group the parties of Lawrence/Lemelin, Mows, Zima/Grant, Stauffer, and Villanova. The motion was seconded by Mr. Ashton. The motion passed unanimously.

TS-T-MOBILE-150-110225 - T-Mobile Northeast LLC request for an order to approve tower sharing at an existing telecommunications facility located at 6 Mountain Road, Washington, Connecticut.

Mr. Ashton moved to approve this tower share request, seconded by Mr. Tait. The motion passed unanimously.

Administrative Matters.

Chairman Caruso announced that the next energy/telecommunications meeting is scheduled for Thursday, March 31, 2011.

The following other tentative meeting dates were also announced:

- Tuesday, March 22, 2011, Beginning at **2:00 p.m. - field review/6:30 p.m. - public session** (PE 983-984 BNE Energy, Inc.) Field Review in Colebrook and Public Session at the Northwestern Regional 7 High School, Battistoni Drive, Winsted, Connecticut.
- Wednesday, March 23, 2011, Beginning at **3:00 p.m. - evidentiary/6:30 p.m. - public session** (PE 983-984 BNE Energy, Inc.) Evidentiary and Public Session for Colebrook at the Northwestern Regional 7 High School, Battistoni Drive, Winsted, Connecticut.
- Tuesday, March 29, 2011, Beginning at **2:00 p.m. – field review/3:00 p.m./and 7:00 p.m.** (DO414 Verizon) Field Review and Public Session in Greenwich at the Greenwich Library Cole Auditorium, 101 West Putnam Avenue, Greenwich, Connecticut.
- Thursday, March 31, 2011, Beginning at **11:00 a.m. – evidentiary** (PE 980 BNE/Prospect) in Hearing Room One, Ten Franklin Square, New Britain, Connecticut

Adjournment.

Mr. Ashton moved to adjourn the meeting at 2:45 p.m.; seconded by Mr. Lynch. The motion passed unanimously.

Respectfully submitted,

Daniel F. Caruso
Chairman

DFC/cm