



STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

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Hearing Program
Docket No. 516
Tuesday, December 12, 2023
2:00 p.m.
Zoom Remote Public Hearing

I. Opening by Council

A. Statement read by Presiding Officer.

B. Motions

1. SCNET Group, Town of Fairfield, and Grouped LLC Intervenors Joint Motion in Opposition to Siting Council's December 8, 2023 Order, dated December 12, 2023

C. Administrative Notice taken by Council

FEDERAL

1. NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH SCIENCES, NATIONAL INSTITUTES OF HEALTH, *EMF, Electric and Magnetic Fields Associated with the Use of Electric Power*, June 2002, available at https://www.niehs.nih.gov/health/materials/electric_and_magnetic_fields_associated_with_the_use_of_electric_power_questions_and_answers_english_508.pdf
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. Proclamation No. 8460 - Critical Infrastructure Protection Month, 2009, 74 Fed. Reg. 234, December 8, 2009, available at <http://www.presidency.ucsb.edu/ws/index.php?pid=86954>
4. 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>
5. Presidential Policy Directive No. 21, Critical Infrastructure Security and Resilience, February 12, 2013, available at <https://obamawhitehouse.archives.gov/the-press-office/2013/02/12/presidential-policy-directive-critical-infrastructure-security-and-resil>
6. UNITED STATES DEPARTMENT OF THE INTERIOR, NATIONAL PARK SERVICE, *National Register of Historic Places*, available at <http://www.nps.gov/subjects/nationalregister/index.htm>

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10. UNITED STATES DEPARTMENT OF ENERGY, FEDERAL ENERGY REGULATORY COMMISSION, *Guidelines for the Protection of Natural, Historic, Scenic and Recreational Values in the Design and Location of Rights-of-Way and Transmission Facilities*, November 27, 1970.
11. NORTH AMERICAN ELECTRIC RELIABILITY CORPORATION, Evaluation of the Physical Security Reliability Standard and Physical Security Attacks to the Bulk-Power System, dated April 14, 2023, *available at*: <https://www.nerc.com/FilingsOrders/us/NERC%20Filings%20to%20FERC%20DL/NERC%20Report%20on%20CIP-014-3.pdf>
12. UNITED STATES DEPARTMENT OF ENERGY, FEDERAL ENERGY REGULATORY COMMISSION AND THE NORTH AMERICAN ELECTRIC RELIABILITY CORPORATION, *Report on Transmission Facility Outages During the Northeast Snowstorm of October 29-30, 2011 – Causes and Recommendations*, May 31, 2012, *available at* https://www.nerc.com/pa/rmm/ea/October%202011%20Northeast%20Snow%20Storm%20Event/NE_Outage_Report-05-31-12.pdf
13. UNITED STATES QUADRENNIAL ENERGY REVIEW TASK FORCE, *Quadrennial Energy Review: Energy Transmission, Storage, and Distribution Infrastructure*, April 2015, *available at* <https://www.energy.gov/policy/downloads/quadrennial-energy-review-full-report>
14. UNITED STATES QUADRENNIAL ENERGY REVIEW TASK FORCE, *Quadrennial Energy Review Second Installment: Transforming the Nation's Electricity System*, January 2017, *available at* <https://www.energy.gov/policy/downloads/quadrennial-energy-review-second-installment>
15. UNITED STATES ENERGY INFORMATION ADMINISTRATION, *Annual Energy Outlook 2023*, March 16, 2023, *available at* <https://www.eia.gov/outlooks/aeo/>
16. FEDERAL COMMUNICATIONS COMMISSION, Nationwide Programmatic Agreement Regarding The Section 106 National Historic Preservation Act Review Process, *available at* [Nationwide Programmatic Agreement Regarding The Section 106 National Historic Preservation Act Review Process | Federal Communications Commission \(fcc.gov\)](#)

17. UNITED STATES FISH AND WILDLIFE SERVICE, New England Field Office, Addressing Northern Long-eared Bat, *available at* <https://www.fws.gov/office/new-england-ecological-services/endangered-species-project-review#Step4>
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21. ISO-NEW ENGLAND, INC., *Regional System Plan Asset Conditions List*, March 2023, *available at* <http://www.iso-ne.com/system-planning/system-plans-studies/rsp>
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27. CONNECTICUT SITING COUNCIL, *White Paper on the Security of Siting Energy Facilities*, October 8, 2009, available at https://portal.ct.gov/-/media/CSC/Dockets-and-Other-Pending-Proceedings/Dockets300-400/docket_346/whiteprFINALpdf.pdf
28. CONNECTICUT SITING COUNCIL, *2022 Analysis of Life-cycle Costs of Electric Transmission Lines*, January 5, 2023, available at https://portal.ct.gov/-/media/CSC/1_Dockets-medialibrary/LifeCycle/2022LifeCycle/Lifecycle2022finalmemoandreport_s.pdf
29. **EM-UI-015-051-158-190306e** – United Illuminating Company (UI) notice of intent to modify an existing energy facility located between Pequonnock Substation in Bridgeport, Connecticut to Ash Creek Substation in Fairfield, Connecticut, and Sasco Creek Substation in Westport, Connecticut, available at https://portal.ct.gov/CSC/2_Facility/Facility/Facility-List---Fairfield
30. **PETITION NO. 1073** - The United Illuminating Company declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for all transmission remediation activities pursuant to the North American Electric Reliability Corporation (NERC) facility ratings recommendation to industry, available at <https://portal.ct.gov/CSC/Decisions/PETITION-LISTS/Petition-List-1000-1499#1050>
31. **PETITION NO. 1176** – The United Illuminating Company declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed Bridgeport 115-kV transmission line upgrade project consisting of the northern and southern sections of 115-kV lines extending from Congress Substation in the City of Bridgeport to Baird Substation in the Town of Stratford, Connecticut, and related substation improvements, available at https://portal.ct.gov/CSC/3_Petitions/Petition-Nos-0001-1219/PetitionNo1176UIStratford
32. **PETITION NO. 1293** – Eversource Energy declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for all transmission facility asset condition maintenance improvements to comply with the updated National Electric Safety Code clearance requirements, available at https://portal.ct.gov/CSC/3_Petitions/Petition-Nos-1291-1300/Petition-No-1293Eversource
33. **PETITION NO. 1549** – The Connecticut Light and Power Company d/b/a Eversource Energy declaratory ruling, pursuant to Connecticut General Statutes §4-176 and §16-50k, for the proposed 1714 Line Rebuild Project consisting of the replacement and reconductoring of approximately 9.4 miles of its existing Nos. 1714, 1720, and 1222 115-kilovolt (kV) electric transmission lines and one structure along its 1637 line within existing Eversource electric transmission right-of-way between Eversource’s Weston Substation, 85 Weston Street in Weston and the United Illuminating Company’s Old Town Substation, 122 Kaechele Place in Bridgeport, Connecticut traversing Weston, Fairfield, Easton and Bridgeport and related electric transmission line and substation improvements, available at https://portal.ct.gov/CSC/3_Petitions/Petition-Nos-1501-1600/PE1549

34. **PETITION NO. 1589** - USS Somers Solar, 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 3.0-megawatt AC solar photovoltaic electric generating facility located at 360 Somers Road, Ellington, Connecticut, and associated electrical interconnection, July 30, 2021 State Historic Preservation Office correspondence related to Area of Potential Effect, *available at* portal.ct.gov/-/media/CSC/3_Petitions-medialibrary/Petitions_MediaLibrary/MediaPetitionNos1501-1600/PE1589/PetitionerSubmissions/Appendix-B---Environmental-Assessment.pdf
35. **DOCKET NO. 3B** – The United Illuminating Company Amended Certificate of Environmental Compatibility and Public Need for replacement of a portion of the existing Derby – Shelton 115-kV electric transmission line facility. Reopening of this Certificate based on changed conditions pursuant to Connecticut General Statutes §4-181a(b), *available at* https://portal.ct.gov/CSC/1_Applications-and-Other-Pending-Matters/Applications/1_DocketNos1-199/DO3B
36. **DOCKET NO. 141** - Connecticut Light and Power Company and United Illuminating Company Certificate of Environmental Compatibility and Public Need for the construction of a 115 kV electric transmission line and related telecommunications equipment between the United Illuminating Company’s Pequonnock Substation in Bridgeport and the Connecticut Light and Power Company’s Ely Avenue Junction in Norwalk, Connecticut, *available at* <https://portal.ct.gov/CSC/Decisions/DocketLists/Docket-List-Nos1-499#Department>
37. **DOCKET NO. 461A** - Eversource Energy Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a 115-kilovolt (kV) bulk substation located at 290 Railroad Avenue, Greenwich, Connecticut, and two 115-kV transmission circuits extending approximately 2.3 miles between the proposed substation and the existing Cos Cob Substation, Greenwich, Connecticut, and related substation improvements, *available at* https://portal.ct.gov/CSC/1_Applications-and-Other-Pending-Matters/Applications/3_DocketNos400s/Docket-No-461A--EversourceGreenwich
38. **DOCKET NO. 483** - The United Illuminating Company Certificate of Environmental Compatibility and Public Need for the Pequonnock Substation Rebuild Project that entails construction, maintenance, and operation of a 115/13.8-kilovolt (kV) gas insulated replacement substation facility located 700 feet southwest of UI’s existing Pequonnock substation on an approximately 3.7 acre parcel owned by PSEG Power Connecticut, LLC at 1 Kiefer Street, Bridgeport, Connecticut, and related transmission structure and interconnection improvement, *available at* https://portal.ct.gov/CSC/1_Applications-and-Other-Pending-Matters/Applications/3_DocketNos400s/Docket-No-483--UIBridgeport
39. **DOCKET NO. 508** – The United Illuminating Company (UI) Certificate of Environmental Compatibility and Public Need for the Milvon to West River Railroad Transmission Line 115-kV Rebuild Project that consists of the relocation and rebuild of its existing 115- kilovolt (kV) electric transmission lines from the railroad catenary structures to new steel monopole structures and related modifications to facilitate interconnection of the rebuilt 115-kV electric transmission lines at UI’s existing Milvon, Woodmont, Allings Crossing, Elmwest and West River substations along approximately

9.5 miles of the Connecticut Department of Transportation's Metro-North Railroad corridor traversing the municipalities of Milford, Orange, West Haven and New Haven, Connecticut. Record. https://portal.ct.gov/CSC/1_Applications-and-Other-Pending-Matters/Applications/4_DocketNos500s/Docket-No-508

40. Governor Ned Lamont Appointment Letter of Thomas J. Near, Ph.D. to the Connecticut Siting Council, dated December 6, 2023, available at https://portal.ct.gov/-/media/CSC/Membership/Near-Thomas-20231206---Connecticut-Siting-Council---Gov-Appointment-Letter_a.pdf

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MAPS

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92. STATE OF CONNECTICUT DEPARTMENT OF TRANSPORTATION, *Connecticut Official State Tourism Map*
93. STATE OF CONNECTICUT, DEPARTMENT OF ENERGY AND ENVIRONMENTAL PROTECTION, *State Park and Forests Interactive Map*, available at <https://ctdeep.maps.arcgis.com/apps/webappviewer/index.html?id=950da678b13b458ba4cbe5687e902c19&deepNav=%7C>

D. State Agency comments

1. Connecticut Airport Authority Comments, dated April 17, 2023
2. Council on Environmental Quality Comments, dated May 25, 2023
3. Department of Transportation Comments, dated August 15, 2023
4. Department of Transportation Comments, dated September 27, 2023
5. State Historic Preservation Office Comments, dated November 17, 2023
6. State Historic Preservation Office Comments, dated November 22, 2023

E. Public Official Comments

1. State Representative Jennifer Leeper, dated August 18, 2023
2. State Representative Sarah Keitt, dated August 29, 2023
3. State Senator Tony Hwang, dated September 6, 2023

4. U.S. Senator Richard Blumenthal and U.S. Representative Jim Himes, dated September 26, 2023
 5. Fairfield State Delegation Comments, dated October 16, 2023
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II. Appearance by Applicant

Applicant: The United Illuminating Company (**UI**)

Representative: Bruce McDermott, Esq.
Murtha Cullina LLP

A. Administrative Notice.

- 1.

B. Exhibits for Identification.

1. Application for a Certificate of Environmental Compatibility and Public Need filed by The United Illuminating Company, received March 17, 2023, and attachments and bulk file exhibits including:

Bulk file exhibits:

- a. City of Bridgeport Zoning Code
- b. City of Bridgeport Zoning Map
- c. City of Bridgeport Plan of Conservation and Development
- d. City of Bridgeport Inland Wetlands and Watercourses Regulations
- e. City of Bridgeport Inland Wetlands Soil Map
- f. Town of Fairfield Zoning Regulations
- g. Town of Fairfield Zoning Map
- h. Town of Fairfield Plan of Conservation and Development
- i. Town of Fairfield Inland Wetlands and Watercourses Regulations
- j. Town of Fairfield Inland Wetland Soil Map
- k. Municipal Consultation Filing:
 - Volume 1 - Description of Proposed Project
 - Volume 1A - Appendix A - Agency Correspondence
 - Volume 1A - Appendix B - Ecological Assessment Report
 - Volume 1A - Appendix C - Visual Assessment and Photo-Simulations
 - Volume 1A - Appendix D - Cultural Resources Report
 - Volume 2 - Project Mapping and Drawings
 - Outreach Log
 - Frequently Asked Questions
 - Railroad Power Line Upgrades
 - Presentation to Bridgeport
 - Presentation to Westport
 - Fairfield Public Information Meeting Presentation
 - Bridgeport Public Information Meeting Presentation
 - Virtual Open House Postcard
 - UI's Project Page

2. Applicant's Corrected Public Notice Submission, dated March 21, 2023
3. Applicant's Responses to Council Interrogatories, Set One, dated May 31, 2023
4. Applicant's Pre-filed Testimony of Brian Ragozzine, dated June 29, 2023
5. Applicant's Virtual Tour of Project, received June 29, 2023
6. Applicant's Letter to SHPO Concerning Supplemental Information to the Phase IA Cultural Resources Assessment Survey, dated June 30, 2023
7. Applicant's Responses to Council Interrogatories, Set Two, dated July 18, 2023
8. Applicant's Responses to BJ's Wholesale Club, Inc. Interrogatories, dated July 18, 2023
9. Applicant's Sign Posting Affidavit, dated July 18, 2023
10. Applicant's Witness Resumes, received July 18, 2023
11. Applicant's Additional Witness Resume – David Leslie, received August 11, 2023
12. Applicant's Responses to Council Interrogatories, Set Three, dated August 22, 2023
13. Applicant's Late Filed Exhibits, dated August 22, 2023
14. Applicant's Pre-filed Testimony of Correne Auer, dated October 3, 2023
15. Applicant's Pre-filed Testimony of Matthew Parkhurst, dated October 3, 2023
16. Applicant's Pre-filed Testimony of MeeNa Sazanowicz, dated October 3, 2023
17. Applicant's Responses to Fairfield Station Lofts Interrogatories, dated October 3, 2023
18. Applicant's Late-filed Exhibits, dated October 3, 2023
19. Applicant's Late-filed Exhibits, dated November 2, 2023
20. Applicant's Responses to SCNET Interrogatories and Requests for Production, Set One, dated November 2, 2023
21. Applicant's Responses to SCNET Interrogatories and Requests for Production, Set Two, dated November 2, 2023
22. Applicant's Responses to Grouped LLC Intervenor Interrogatories, Set One, dated November 2, 2023
23. Applicant's Responses to the Town of Fairfield Interrogatories and Requests for Production, Set One, dated November 2, 2023
24. Applicant's Responses to Town of Fairfield Interrogatory No. 8, dated November 9, 2023

C. Swear Witnesses

1. Correne Auer, PE, Manager, Environmental, Programs/Projects, UI
2. Todd Berman, Senior Manager, Environmental Programs & Compliance, UI
3. Aziz Chouhdery, P.E., Lead Engineer, Project Unit HV Lines, UI
4. Shawn Crosbie, Manager – Projects Unit Transmission Lines CT, UI
5. Dr. Benjamin Cotts, Ph.D., P.E., Principal Engineer, Exponent
6. Leslie Downey, Outreach Specialist, Public Outreach Projects, UI
7. Brian Gaudet, Project Manager, All-Points Technology Corporation, P.C.
8. David R. George, M.A., R.P.A., Principal Investigator, Heritage Consultants, LLC
9. Zachary Logan, Manager/Project Development/Integrated System Planning (NE), Central Maine Power
10. Matthew Parkhurst, P.E. (DE, PA, NY, CT) Transmission Engineering Supervisor, Westwood Professional Services
11. Annette Potasz, Real Estate Projects, UI
12. MeeNa Sazanowicz, Transmission Line Standards, UI
13. David E. Leslie, Ph.D., R.P.A., Principal Investigator, Heritage Consultants, LLC
14. Matthew Scully, P.E., Construction Chief, H/V Lines CT

D. Full Exhibits - Verification of exhibits by witnesses and admission by the Council.

E. Cross Examination.

1. Council
2. BJ's Wholesale Club, Inc. (Attorney Casagrande/Mortelliti)
3. SCNET Group (Attorney Coppola/Studer/Bogan)
4. Grouped LLC Intervenors (Attorney Russo/Mayes)
5. Fairfield Station Lofts, LLC (Attorney Schaefer)
6. Town of Fairfield (Attorney Ball/Dobin)
7. Superior Plating Company (Attorney Hoffman/Phillips/Feinn)
8. City of Bridgeport (Attorney Hoffman/Feinn)

III. Appearance by Party: BJ's Wholesale Club, Inc. **(BWC)**

Representative: Daniel E. Casagrande, Esq.
Joseph P. Mortelliti, Esq.
Cramer & Anderson LLP

A. Administrative Notice.

1.

B. Exhibits for Identification.

1. BWC Request for Party or Intervenor Status, dated June 27, 2023
2. BWC Pre-filed Testimony of Patrick Netreba with attachments, dated August 22, 2023
3. BWC Late-filed Exhibit (Redacted), dated October 3, 2023
4. BWC Pre-filed Testimony of Patrick Netreba, dated October 3, 2023
5. Signed Protective Order on Late-Filed Exhibit Response, dated October 12, 2023
6. BWC Late-filed Exhibits (Redacted), dated November 2, 2023
7. BWC Pre-filed Testimony of Patrick Netreba (Redacted), dated November 2, 2023

C. Swear Witnesses

1. Vincent C. McDermott, Principal Landscape Architect, SLR International Corporation
2. Patrick Netreba, Director of Real Estate, BJ's Wholesale Club, Inc.

D. Full Exhibits - Verification of exhibits by witnesses and admission by the Council.

E. Cross Examination.

1. Council
 2. Applicant (Attorney McDermott)
 3. SCNET Group (Attorney Coppola/Studer/Bogan)
 4. Grouped LLC Intervenors (Attorney Russo/Mayes)
 5. Fairfield Station Lofts, LLC (Attorney Schaefer)
 6. Town of Fairfield (Attorney Ball/Dobin)
 7. Superior Plating Company (Attorney Hoffman/Phillips/Feinn)
 8. City of Bridgeport (Attorney Hoffman/Feinn)
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IV. Appearance by Grouped Intervenors and CEPA Intervenors:

Sasco Creek Neighborhood Environmental Trust Inc., Stephen Ozyck, Andrea Ozyck,, Karim Mahfouz, Willim Danylko, David Parker , 2190 Post Road, LLC; Invest II; and International Investors, Southport Congregational Church, Pequot Library Association, Trinity Episcopal Church, and Sasquanaug Association for Southport Improvement, Inc. **(SCNET Group)**

Representative:

Mario F. Coppola, Esq.
Matthew L. Studer, Esq.
Berchem, Moses & Devlin, P.C.

Southport Congregational Church
Additional Representative:

David W. Bogan, Esq.
Day Pitney LLP

A. Administrative Notice.

1.

B. Exhibits for Identification.

1. SCNET Request for Intervenor and CEPA Intervenor Status, dated August 24, 2023
2. Pre-filed Testimony of Karim Mahfouz, dated July 23, 2023
3. Pre-filed Testimony of Stephen Oyzck, dated July 29, 2023
4. Pre-filed Testimony of Andrea Oyzck, dated August 14, 2023
5. Sasquanaug Association for Southport Improvement, Inc, Pre-filed Testimony of Laura Lawlor, 08/24/23
6. 2190 Post Road, LLC Request for Intervenor and CEPA Intervenor Status and Request for Additional Evidentiary Hearing, dated August 24, 2023
7. Invest II Request for Intervenor and CEPA Intervenor Status and Request for Additional Evidentiary Hearing, dated August 24, 2023
8. International Investors Request for Intervenor and CEPA Intervenor Status and Request for Additional Evidentiary Hearing, dated August 24, 2023
9. Southport Congregational Church Request for Intervenor and CEPA Intervenor Status, dated October 12, 2023
10. Pequot Library Association Request for Intervenor and CEPA Intervenor Status, dated October 12, 2023
11. Trinity Episcopal Church Request for Intervenor and CEPA Intervenor Status, dated October 12, 2023
12. Sasquanaug Association for Southport Improvement, Inc. Request for Intervenor and CEPA Intervenor Status, dated October 12, 2023
13. SCNET Pre-filed Testimony of Steven D. Trinkaus, dated November 2, 2023
14. SCNET Pre-filed Testimony of Stephen Ozyck, dated November 2, 2023
15. Pre-filed Testimony of Andrea Ozyck, dated November 2, 2023
16. Pre-filed Testimony of David Scott Parker, dated November 2, 2023
17. 2190 Post Road, LLC Pre-filed Testimony of Thomas Schinella, dated November 2, 2023
18. Invest II, LLC Pre-filed Testimony of Michael Schinella, dated November 2, 2023

19. International Investors, GP Pre-filed Testimony of Donald Sherman, dated November 2, 2023
20. Southport Congregational Church Pre-Filed Testimony of Paul Whitmore, dated November 2, 2023
21. Pequot Library Association Pre-filed Testimony of Stephanie J. Coakley, dated November 2, 2023
22. Trinity Episcopal Church Pre-filed Testimony of Harold V. Schmitz, dated November 2, 2023
23. Pre-filed Testimony of Harold Orten, P. Eng. (British Columbia), dated November 9, 2023

C. Swear Witnesses

1. Steven D. Trinkaus, P.E. (CT, MD), Trinkaus Engineering (SCNET)
2. Karim Mahfouz
3. Stephen Oyzck (SCNET)
4. Andrea Oyzck
5. William Danylko
6. David Parker
7. Laura Lawlor (Sasquanaug Association for Southport Improvement, Inc.)
8. Paul Whitmore (Southport Congregational Church)
9. Thomas Schinella (2190 Post Road, LLC)
10. Michael Schinella (Invest II)
11. Donald Sherman (International Investors)
12. Stephanie J. Coakley (Pequot Library)
13. Harold V. Schmitz (Trinity Episcopal Church)
14. Harold Orten, P. Eng. (British Columbia), Orten Consulting Engineers International, Ltd. (SCNET)

D. Full Exhibits - Verification of exhibits by witnesses and admission by the Council.

E. Cross Examination.

1. Council
2. Applicant (Attorney McDermott)
3. BJ's Wholesale Club, Inc. (Attorney Casagrande/Mortelliti)
4. Grouped LLC Intervenors (Attorney Russo/Mayes)
5. Fairfield Station Lofts, LLC (Attorney Schaefer)
6. Town of Fairfield (Attorney Ball/Dobin)
7. Superior Plating Company (Attorney Hoffman/Phillips/Feinn)
8. City of Bridgeport (Attorney Hoffman/Feinn)

V. Appearance by Grouped LLC Intervenors and CEPA Intervenors:

Pequot Realty, LLC; 1916 Post Road Associates, LLC; SF Station Street, LLC; Maura J. Garych; Metro Holding Company, LLC; SG Pequot 200, LLC; 516 Paci Restaurant; 461 Broad Street, LLC; and Bridgeport 11823, LLC; Stephen F. Boccarossa; James Sherwood Bok, Jacquelyn Thunfors, Sean Cowan, and The National Trust for Historic Preservation (**Grouped LLC Intervenors**)

Representative: Christopher B. Russo, Esq.
Russo & Rizio, LLC

National Trust for Historic Preservation
Additional Representative (*Pro Hac Vices*): Thompson M. Mayes, Esq.
National Trust for Historic
Preservation

A. Administrative Notice.

1.

B. Exhibits for Identification.

1. Pequot Realty, LLC Request for Intervenor and CEPA Intervenor Status and Request for Additional Evidentiary Hearing, dated August 24, 2023
2. 1916 Post Road Associates, LLC Request for Intervenor and CEPA Intervenor Status and Request for Additional Evidentiary Hearing, dated August 24, 2023
3. SF Station Street, LLC Request for Intervenor and CEPA Intervenor Status and Request for Additional Evidentiary Hearing, dated August 24, 2023
4. Maura J. Garych Request for Intervenor and CEPA Intervenor Status and Request for Additional Evidentiary Hearing, dated August 24, 2023
5. Metro Holding Company LLC Request for Intervenor and CEPA Intervenor Status and Request for Additional Evidentiary Hearing, dated August 24, 2023
6. SG Pequot 200, LLC Request for Intervenor and CEPA Intervenor Status and Request for Additional Evidentiary Hearing, dated August 24, 2023
7. 516 Paci Restaurant Request for Intervenor and CEPA Intervenor Status and Request for Additional Evidentiary Hearing, dated August 24, 2023
8. 461 Broad Street, LLC Request for Intervenor and CEPA Intervenor Status and Request for Additional Evidentiary Hearing, dated August 24, 2023
9. Bridgeport 11823, LLC Request for Intervenor and CEPA Intervenor Status and Request for Additional Evidentiary Hearing, dated August 24, 2023
10. Pre-filed Testimony of Jacquelyn Thunfors, dated October 3, 2023
11. Stephen F. Boccarossa Request for Intervenor and CEPA Intervenor Status, dated October 13, 2023
12. James Sherwood Bok Request for Intervenor and CEPA Intervenor Status, dated October 13, 2023
13. Additional Pre-filed Testimony of Jacquelyn Thunfors, dated October 14, 2023
14. Grouped LLC Intervenors Pre-filed Testimony of Raymond Rizio, dated November 9, 2023
15. Jacquelyn Thunfors Request for Intervenor and CEPA Intervenor Status, dated November 9, 2023
16. Sean Cowan Request for Intervenor and CEPA Intervenor Status, dated November 9, 2023

17. National Trust for Historic Preservation Request for Intervenor and CEPA Intervenor Status, dated November 9, 2023

C. Swear Witnesses

1. Raymond Rizio

D. Full Exhibits - Verification of exhibits by witnesses and admission by the Council.

E. Cross Examination.

1. Council
2. Applicant (Attorney McDermott)
3. BJ's Wholesale Club, Inc. (Attorney Casagrande/Mortelliti)
4. SCNET Group (Attorney Coppola/Studer/Bogan)
5. Fairfield Station Lofts, LLC (Attorney Schaefer)
6. Town of Fairfield (Attorney Ball/Dobin)
7. Superior Plating Company (Attorney Hoffman/Phillips/Feinn)
8. City of Bridgeport (Attorney Hoffman/Feinn)

VI. Appearance by Intervenor and CEPA Intervenor: Fairfield Station Lofts, LLC (**FSL**)
Representative: Jonathan H. Schaefer, Esq.
 Robinson & Cole LLP

A. Administrative Notice.

B. Exhibits for Identification.

1. Fairfield Station Lofts, LLC Request for Intervenor and CEPA Intervenor Status and Request for Additional Evidentiary Hearing, dated August 28, 2023

C. Swear Witnesses

- 1.

D. Full Exhibits - Verification of exhibits by witnesses and admission by the Council.

E. Cross Examination.

1. Council
2. Applicant (Attorney McDermott)
3. BJ's Wholesale Club, Inc. (Attorney Casagrande/Mortelliti)
4. SCNET Group (Attorney Coppola/Studer/Bogan)
5. Grouped LLC Intervenors (Attorney Russo/Mayes)
6. Town of Fairfield (Attorney Ball/Dobin)
7. Superior Plating Company (Attorney Hoffman/Phillips/Feinn)
8. City of Bridgeport (Attorney Hoffman/Feinn)

VII. Appearance by Party: **Town of Fairfield (Town)**

Representatives: David A. Ball, Esq.
David E. Dobin, Esq.
Cohen and Wolf, P.C.

A. Administrative Notice.

1.

B. Exhibits for Identification.

1. Town of Fairfield Request for Party Status and Request for Additional Evidentiary Hearing, dated August 29, 2023
2. Town of Fairfield Conservation Commission Comments, dated February 21, 2023
3. Town of Fairfield Historic District Commission Comments, dated September 21, 2023
4. Town of Fairfield Pre-filed Testimony of Brenda Kupchick, dated November 2, 2023
5. Town of Fairfield Pre-filed Testimony of Timothy Bishop, dated November 2, 2023
6. Town of Fairfield Pre-filed Testimony of Adam Klyver, dated November 2, 2023
7. Town of Fairfield Pre-filed Testimony of Matthew Schweisberg, dated November 2, 2023
8. Town of Fairfield Pre-filed Testimony of Peter Vimini, dated November 2, 2023
9. Town of Fairfield Pre-filed Testimony of Wes Haynes, dated November 2, 2023
10. Town of Fairfield Pre-filed Testimony of Refat Awad, dated November 9, 2023
11. Town of Fairfield Harbor Management Commission Comments, dated November 16, 2023

C. Swear Witnesses

1. Timothy Bishop, Director, Fairfield Conservation Department
2. Adam Klyver, Chairman, Town of Fairfield Historic District Commission
3. Matthew Schweisberg, Senior Professional Wetland Scientist and Principal, Wetland Strategies and Solutions, LLC
4. Peter A. Vimini, Vimini Valuation Services, LLC
5. Wes Haynes, Executive Director, Merritt Parkway Conservancy, Inc.
6. Refat Awad, P. Eng. (Quebec), Ray Awad, Inc.

D. Full Exhibits - Verification of exhibits by witnesses and admission by the Council.

E. Cross Examination.

1. Council
 2. Applicant (Attorney McDermott)
 3. BJ's Wholesale Club, Inc. (Attorney Casagrande/Mortelliti)
 4. SCNET Group (Attorney Coppola/Studer/Bogan)
 5. Grouped LLC Intervenors (Attorney Russo/Mayes)
 6. Fairfield Station Lofts, LLC (Attorney Schaefer)
 7. Superior Plating Company (Attorney Hoffman/Phillips/Feinn)
 8. City of Bridgeport (Attorney Hoffman/Feinn)
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VIII. Appearance by Intervenor and CEPA Intervenor: Superior Plating Company (SPC)

Representatives:

Lee Hoffman Esq.
Jean Perry Phillips, Esq.
Liana Feinn, Esq.
Pullman & Comley, LLC

A. Administrative Notice.

B. Exhibits for Identification.

1. Superior Plating Company Request for Intervenor and CEPA Intervenor Status, dated October 13, 2023
2. Superior Plating Company Pre-filed Testimony of Robert Lamonica, dated November 2, 2023
3. Superior Plating Company Pre-filed Testimony of David Rusczyk, dated November 2, 2023
4. Superior Plating Company Pre-filed Testimony of Marlee NajamyWinnick, dated November 2, 2023

C. Swear Witnesses

1. Robert Lamonica, Principal Consultant, GZA GeoEnvironmental, Inc.
2. David Rusczyk, Associate Principal, GZA GeoEnvironmental, Inc.
3. Marlee NajamyWinnick, Project Manager, GZA GeoEnvironmental, Inc.

D. Full Exhibits - Verification of exhibits by witnesses and admission by the Council.

E. Cross Examination.

1. Council
2. Applicant (Attorney McDermott)
3. BJ's Wholesale Club, Inc. (Attorney Casagrande/Mortelliti)
4. SCNET Group (Attorney Coppola/Studer/Bogan)
5. Grouped LLC Intervenor (Attorney Russo/Mayes)
6. Fairfield Station Lofts, LLC (Attorney Schaefer)
7. Town of Fairfield (Attorney Ball/Dobin)
8. City of Bridgeport (Attorney Hoffman/Feinn)

IX. Appearance by Party and CEPA Intervenor: City of Bridgeport (**City**)

Representatives: Lee Hoffman Esq.
Liana Feinn, Esq.
Pullman & Comley, LLC

A. Administrative Notice.

B. Exhibits for Identification.

1. City of Bridgeport Request for Party and CEPA Intervenor Status, dated November 22, 2023

C. Swear Witnesses

- 1.

D. Full Exhibits - Verification of exhibits by witnesses and admission by the Council.

E. Cross Examination.

1. Council
 2. Applicant (Attorney McDermott)
 3. BJ's Wholesale Club, Inc. (Attorney Casagrande/Mortelliti)
 4. SCNET Group (Attorney Coppola/Studer/Bogan)
 5. Grouped LLC Intervenors (Attorney Russo/Mayes)
 6. Fairfield Station Lofts, LLC (Attorney Schaefer)
 7. Town of Fairfield (Attorney Ball/Dobin)
 8. Superior Plating Company (Attorney Hoffman/Phillips/Feinn)
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X. Closing by Connecticut Siting Council.