



STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

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VIA ELECTRONIC MAIL

February 11, 2015

TO: Parties & Intervenors

FROM: Melanie Bachman, Executive Director *MAB*

RE: **DOCKET 192B-** CPV Towantic, LLC Motion to Reopen and Modify the June 23, 1999 Certificate of Environmental Compatibility and Public Need based on changed conditions pursuant to Connecticut General Statutes §4-181a(b) for the construction, maintenance and operation of a 785 MW dual-fuel combined cycle electric generating facility located north of the Prokop Road and Towantic Hill Road intersection in the Town of Oxford, Connecticut.

1. Requests

During the public hearing held by the Connecticut Siting Council (Council) on February 10, 2015, the Council voted on the following requests from parties and intervenors:

a. Request from Ray Pietrorazio and Town of Middlebury for a 90-day extension to provide expert testimony, received January 16, 2015

This request was denied in part for a 90-day extension and granted in part for a 30-day extension. All interrogatories are to be submitted on or before the close of business on Tuesday, February 24, 2015. All pre-filed testimony, exhibits and responses to interrogatories are required to be submitted to the Council and the service list on or before the close of business on Tuesday, March 3, 2015.

b. Request from Naugatuck Valley Audubon Society for 30-day extension, received February 5, 2015

This request was granted. All interrogatories are to be submitted on or before the close of business on Tuesday, February 24, 2015. All pre-filed testimony, exhibits and responses to interrogatories are required to be submitted to the Council and the service list on or before the close of business on Tuesday, March 3, 2015.

2. CPV Towantic, LLC Late-Filed Exhibits

CPV Towantic, LLC shall submit the following on or before the close of business on **February 17, 2015**:

- a. Submission of a Draft Water Management Plan;
- b. A worst case scenario is a 1.3 percent reduction in river flow levels at certain times of the year. Please correlate that percent reduction with impacts to wetland dependent biodiversity, including fish, invertebrates, amphibians, and reptiles, especially the state-listed wood turtle;
- c. Description of CPV environmental policies and programs; and

- d. Drawing identifying the elevations of nearby hills to compare with the stack heights above mean sea level (AMSL).

3. Marian Larkin and Greenfields, LLC Late-Filed Exhibit

Marian Larkin and Greenfields, LLC shall submit the following on or before the close of business on **February 17, 2015**:

- a. Submission of Dr. Klemens' field work on the site from 1999.

4. Continuation of the Evidentiary Hearing

The Council shall continue the evidentiary hearing for the above-referenced proceeding on Tuesday, February 24, 2015, in Hearing Room One, Ten Franklin Square, New Britain, Connecticut, beginning at **11:00 a.m.**

The hearing shall commence with the continued cross examination of the Certificate Holder by the Council followed by continued cross examination of the Certificate Holder by the other parties and intervenors in the order listed on the February 10, 2015 Hearing Program. Thereafter, the public hearing will continue with the commencement of appearances of the parties and intervenors in the order listed on the February 10, 2015 Hearing Program.

The final deadline for submission of interrogatories is on or before the close of business on **Tuesday, February 24, 2015**. This applies to all parties and intervenors.

The final deadline for submission of pre-filed testimony and responses to interrogatories is on or before the close of business on **Tuesday, March 3, 2015**. This applies to all parties and intervenors.

All testimony is required to be pre-filed in writing and distributed to the service list in accordance with the Council's schedule. Direct testimony at the hearings is not permitted.

If you have any questions about Council procedures, please do not hesitate to contact me at the Council office at 860-827-2935.

Thank you.

MAB/MP/cm