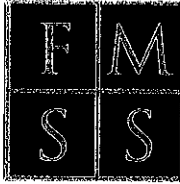


EDWARD G. FITZPATRICK  
PETER E. MARIANO  
CARLOS A. SANTOS  
CESAR L. SOUSA  
ALICIA K. PERILLO  
RAYMOND J. SHEPACK  
(1928-2001)



**FITZPATRICK | MARIANO | SANTOS | SOUSA P.C.**  
ATTORNEYS AT LAW

LEGAL ASSISTANTS  
KATHLEEN M. PERILLO  
SUANNE CAROSELLA  
LORI FITZGERALD  
MARIA N. ALVAREZ  
TRISH ALBUQUERQUE

**OFFICES**

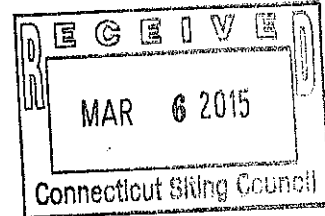
203 Church Street  
Naugatuck, CT 06770  
(203) 729-4555  
Fax (203) 723-1914  
Toll Free 1-866-729-4555  
www.fmslaw.org  
44 Lyon Terrace  
Bridgeport, CT 06604

Please Reply to Naugatuck Office

March 5, 2015

Mr. Robert Stein, Chairman  
Connecticut Siting Council  
Ten Franklin Square  
New Britain, CT 06051

*CONFIDENTIAL*



**Re: Borough of Naugatuck Water Pollution Control Authority  
Docket No. 192B – Towantic Energy, LLC Motion to Reopen and Modify the  
June 23, 1999 Certificate of Environmental Compatibility and Public Need**

Dear Chairman Stein:

Enclosed please find an original and fifteen (15) copies of the Borough of Naugatuck and Borough of Naugatuck Water Pollution Control Authority responses to CPV Towantic, LLC interrogatory questions dated February 24, 2015.

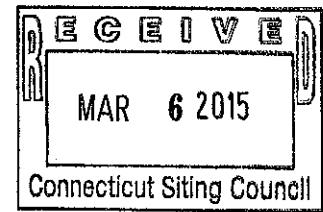
Please feel free to contact me directly if you need any additional information.

Very truly yours,

Alicia K. Perillo

cc: Service List (rev. 02-09-15)

STATE OF CONNECTICUT  
CONNECTICUT SITING COUNCIL



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 GENERATION FACILITY LOCATED  
NORTH OF THE PROKOP ROAD AND TOWANTIC HILL  
ROAD INTERSECTION IN THE TOWN OF OXFORD,  
CONNECTICUT

: DOCKET NO. 192B

: MARCH 5, 2015

ORIGINAL

**Borough of Naugatuck and Borough of Naugatuck Water Pollution Control  
Authority Responses to CPV Towantic, LLC Interrogatories Dated 02-24-15**

1. Does the Borough have a 20-year management contract (beginning August 2012) with Veolia Corporation ("Veolia") to upgrade and manage its wastewater treatment facility?

**ANSWER:** No. However, there exists a service contract for Wastewater Treatment System Capital Improvements and Asset Management among the Borough of Naugatuck and the Borough of Naugatuck Water Pollution Control Authority and US Filter Operating Services, Inc. dated 10-25-01. Said contract is for a twenty (20) year term. (please note US Filter was subsequently acquired by Veolia)

2. Provide a copy of all reports provided to the Borough and/or Authority by Veolia since the beginning of 2013.

**ANSWER:** Object. The interrogatory question is overly broad in that it asks for "all reports" and does not state specifically what reports are being requested. Notwithstanding the objection, Veolia provides the Borough with monthly reports and those can be found within the Authority minutes on the Borough of Naugatuck website: [naugatuck-ct.gov](http://naugatuck-ct.gov)

3. Provide a copy of all communications since the beginning of 2003 between or among the Borough, the Authority and/or Veolia relating to Towantic's proposed wastewater discharge.

**ANSWER:** Object to any privileged communication between the Authority and its counsel, the Borough of Naugatuck. Notwithstanding the objection and any communications that are deemed privileged, the only communications between the Authority and Veolia can be found in the Authority minutes, under "Correspondence", located on the Borough of Naugatuck website.

10. Provide: (a) a list of the last 10 applications for wastewater discharge to the Authority's wastewater treatment facility approved by the Authority; (b) the date of discharge approval by the Authority; (c) the approved or projected annual quantity of each discharge; and (d) the general nature of each of these discharges.

**ANSWER:** This information can be found in the Authority's meeting minutes, which can be found on the Borough of Naugatuck website.

11. Provide (a) a list of the last 10 applications for wastewater discharge to the Authority's wastewater treatment facility rejected by the Authority; (b) the date of the rejection; (c) the reasons for the rejection; (d) the projected annual quantity of each of discharge; and (e) the general nature of each of these discharges.

**ANSWER:** See answer to interrogatory no. 10 above.

12. With respect to the January 22, 2015 Authority meeting described in the Borough's January 30, 2015 letter to the Connecticut Siting Council, at which the Authority purportedly rescinded Towantic's discharge authorization, provide the following information and documents:

(a) any information or documents provided to the Authority or to any Authority members regarding Towantic's proposed discharge at or before the meeting, including any emails, letters or other communications from Borough officials;

**ANSWER:** No documents were provided to the Authority or Authority members, other than the filings with the Connecticut Siting Council to date that were already in the possession of the Authority as an intervenor in the proceedings.

(b) the minutes of the meeting;

**ANSWER:** The minutes of the meeting can be found on the Borough of Naugatuck website.

(c) any notice provided to Towantic in which the Authority stated that it was considering rescinding Towantic's discharge authorization at this meeting;

**ANSWER:** N/A

(d) any public notice that the Authority issued in which it stated that it was considering rescinding Towantic's discharge authorization.

**ANSWER:** On January 20, 2015, the Authority posted an agenda for its January 22, 2015 meeting. On said agenda was an item titled: "Commission Discussion/Updates Regarding the CPV Towantic Energy Power Plant with Attorney Alicia Perillo"

13. Please articulate in detail the Authority's reason or reasons for attempting to rescind its prior approval of Towantic's wastewater discharge.

**ANSWER:** The reasons for the Authority's decision are articulated in the meeting minutes, which can be found on the Borough's website.

14. Since 2000, has the Authority rescinded any wastewater discharge authorizations other than Towantic's? If so, provide a list of the rescinded discharges and a copy of the Authority's minutes explaining the basis for the Authority's actions.

**ANSWER:** Object. To find information dating back to 2000 would take significantly more time than has been allowed the Authority to respond to these interrogatory questions. Notwithstanding the objection, Authority minutes and agendas dating back to 2008 are available on the Borough of Naugatuck website.

Respectfully submitted,

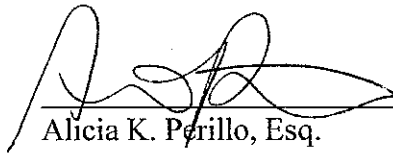
BOROUGH OF NAUGATUCK and  
WATER POLLUTION CONTROL AUTHORITY,

BY: 

Alicia K. Perillo, Esq.  
Fitzpatrick | Mariano | Santos | Sousa, PC  
Its Attorney  
203 Church Street  
Naugatuck, CT 06770

**CERTIFICATION**

This is to certify that on this 5<sup>th</sup> day of March, 2015, an original and fifteen (15) copies of the foregoing were delivered by regular mail to The Connecticut Siting Council, 10 Franklin Square, New Britain, CT 06051, and one copy was served on all other intervenors and parties on the attached service list by way of electronic mail.

  
Alicia K. Perillo, Esq.