

STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051 Phone: (860) 827-2935 Fax: (860) 827-2950 E-Mail: siting.council@ct.gov www.ct.gov/csc

March 30, 2009

The Honorable Michael S. Rohde Mayor City of Meriden City Hall 142 East Main Street Room 124 Meriden, CT 06450

RE: **DOCKET 370B** - NRG Energy, Inc. application pursuant to C.G.S. §16-50*l*(a)(3) for

consideration of a 530 MW combined cycle generating plant in Meriden, Connecticut.

Dear Mayor Rohde:

The Connecticut Siting Council (Council) has been made aware of the city's intent to become a participant in the above referenced proceeding. For your review and comment enclosed please find correspondence recently sent to NRG Energy, Inc.

This subject matter may be of interest to you; and I am providing it prior to your official request in the event that you would like to respond prior to the comment deadline of April 3, 2009.

Very truly yours

Executive Director

SDP/CMW/laf

Enclosure: Notice of Intent

c: Parties and Intervenors
Dominick Caruso, City Planner, City of Meriden
Lawrence Kendzior, City Manager, City of Meriden
Deborah L. Moore, Esq., Legal Department, City of Meriden
The Honorable Adam P. Salina, Mayor, Town of Berlin
Denise McNair, Town Manager, Town of Berlin
Hellyn Riggins, Town Planner, Town of Berlin





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March 26, 2009

Andrew W. Lord, Esq. Murtha Cullina, LLP CityPlace I, 29th Floor 185 Asylum Street Hartford, CT 06103

RE:

DOCKET NO. 370 - The Connecticut Light and Power Company application for Certificates of Environmental Compatibility and Public Need for the Connecticut Valley Electric Transmission Reliability Projects which consist of (1) The Connecticut portion of the Greater Springfield Reliability Project that traverses the municipalities of Bloomfield, East Granby, and Suffield, or potentially including an alternate portion that traverses the municipalities of Suffield and Enfield, terminating at the North Bloomfield Substation; and (2) the Manchester Substation to Meekville Junction Circuit Separation Project in Manchester, Connecticut. Application of NRG Energy, Inc.

Dear Attorney Lord:

The Siting Council (Council) is in receipt of NRG Energy, Inc.'s (NRG) application in the above-referenced docket pursuant to C.G.S. §16-50l(a)(3). As specified in the memorandum from the Council to parties and intervenors, dated March 4, 2009, the application substantially complies with the requirements of R.C.S.A. §16-50l-2, which prescribes the form to be followed in the filing of applications with the Council.

However, under R.C.S.A. §16-50*l*-2(e), an application shall provide "such information as may be required under the applicable provisions of {C.G.S. §16-50*l*}..." Subsection (e) of C.G.S. §16-50*l* states in pertinent part: "Except as provided in subsection (e) of section 16a-7c, at least sixty days prior to the filing of an application with the council, the applicant shall consult with the municipality in which the facility may be located... Such consultation with the municipality shall include, but not be limited to good faith efforts to meet with the chief elected official of the municipality." (Emphasis added).

Specific to the Connecticut Energy Advisory Board (CEAB) request for proposal (RFP) process, C.G.S. §16a-7c(e) states in pertinent part: "Upon the submission of a proposal pursuant to a request for proposal, the person or entity submitting the proposal shall consult with the municipality in which the facility may be located... Such consultation with the municipality shall include, but not be limited to, good faith efforts to meet with the chief elected official of the municipality." (Emphasis added).

Under Section 11 of the NRG application entitled, "Community Relations," it states, "As part of the Original Application for the Certificate, the Original Applicant met and consulted with



municipal officials in the Town of Berlin and the City of Meriden as required by C.G.S. §16-50*l*(e)." Council records reflect that the Original Applicant, PDC-El Paso Meriden, LLC (PDC-El Paso), applied to the Council for a Certificate on August 27, 1998.

Please provide the Council with information pertaining to the municipal consultation undertaken by NRG pursuant to C.G.S. §16a-7c(e), if any, or information pertaining to how NRG has complied with the requirements of C.G.S. §16a-7c(e). If the applicant did not undertake the municipal consultation called for under this statutory provision, please so state. In either case, please provide your response to this inquiry on or before April 3, 2009. Thank you.

Spacerely

Executive Director

SDP/MAB/laf

c: Parties and Intervenors

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	Document	Status Holder	D
Status Granted	Service	(name, address & phone number)	Representative (name, address & phone number)
Applicant	☑ U.S. Mail	The Connecticut Light & Power Co. P.O. Box 270 Hartford, CT 06141-0270	Robert E. Carberry, Manager NEEWS Projects Siting and Permitting Northeast Utilities Service Company P.O. Box 270 Hartford, CT 06141-0270 (860) 665-6774 carbere@nu.com
	⊠ E-mail		Duncan MacKay, Esq. Legal Department Northeast Utilities Service Company P.O. Box 270 Hartford, CT 06141-0270 (860) 665-3495 mackadr@nu.com
	☑ U.S. Mail		Jeffrey Towle, Project Manager Transmission, NEEWS Northeast Utilities Service Company P.O. Box 270 Hartford, CT 06141-0270 (860) 665-3962 towleim@nu.com
	⊠ U.S. Mail		Anthony M. Fitzgerald, Esq. Brian T. Henebry, Esq. Carmody & Torrance LLP P.O. Box 1950 New Haven, CT 06509 (203) 777-5501 afitzgerald@carmodylaw.com
·			bhenebry@carmodylaw.com
Intervenor (granted on February 19, 2009)	⊠ U.S. Mail	NRG Energy, Inc.	NRG Energy, Inc. c/o Julie L. Friedberg, Senior Counsel – NE 211 Carnegie Center Princeton, NJ 08540
Competing Applicant as of 03/19/2009	⊠ U.S. Mail		Andrew W. Lord, Esq. Murtha Cullina LLP CityPlace I, 185 Asylum Street Hartford, CT 06103-3469 (860) 240-6180 (860) 240-5723 — fax alord@murthalaw.com

	Document	Status Holder	Representative
Status Granted	Service	(name, address & phone number)	(name, address & phone number)
	⊠ U.S. Mail	NRG Energy, Inc. continued	Jonathan Milley Vice President, NE Region 211 Princeton, NJ 08540 (609) 524-4680 (609) 524-5160 fax Jonathan milley@nrgenergy.com
	⊠ E-Mail		Diana M. Kleefeld, Esq. Murtha Cullina LL CityPlace I, 185 Asylum Street Hartford, CT 06103-3469 (860) 240-6035 (860) 240-5974 dkleefeld@murthalaw.com
Party (granted November 20, 2008)	⊠ E-mail	Richard Blumenthal Attorney General	Michael C. Wertheimer Assistant Attorney General Attorney General's Office 10 Franklin Square New Britain, CT 06051 (860) 827-2620 (860) 827-2893 Michael.wertheimer@po.state.ct.us
Party (granted November 20, 2008)	⊠ E-mail ⊠ U.S. Mail	Town of East Granby	Donald R. Holtman, Esq. Katz & Seligman, LLC 130 Washington Street Hartford, CT 06106 (860) 547-1857 (860) 241-9127 dholtman@katzandseligman.com The Honorable James Hayden First Selectman Town of East Granby P.O. Box 1858 East Granby, CT 06026

SERVICE LIST				
Status Granted	Document Service	Status Holder (name, address & phone number)	Representative (name, address & phone number)	
Party (granted November 20, 2008)	☑ U.S. Mail	Town of Suffield	Edward G. McAnaney, Esq. McAnaney & McAnaney Suffield Village 68 Bridge Street Suffield, CT 06078 (860) 668-2000 (860) 668-2666 fax	
	☑ U.S. Mail		The Honorable Scott R. Lingenfelter First Selectman Suffield Town Hall 83 Mountain Road Suffield, CT 06078	
Intervenor (granted December 4, 2008)	⊠ E-mail	ISO New England Inc.	Anthony M. Macleod Whitman Breed Abbott & Morgan LLC 500 West Putnam Avenue, P.O. Box 2250 Greenwich, CT 06830-2250 (203) 862-2458 amacleod@wbamct.com	
	☑ U.S. Mail		Kevin Flynn, Esq. Regulatory Counsel ISO New England One Sullivan Road Holyoke, MA 01040 (413) 535-4177 kflynn@iso-ne.com	
Party (granted on January 8, 2009)	⊠ U.S. Mail		Mary J. Healey Consumer Counsel Ten Franklin Square New Britain, CT 06051 Mary.healey@ct.gov	
	⊠ E- Mail		Bruce C. Johnson Principal Attorney Office of Consumer Counsel Ten Franklin Square New Britain, CT 06051 Bruce johnson@ct.gov	

Document Status Holder Representative				
Status Granted	Service	1	Representative	
January Granted	DCI VICE	(name, address & phone number)	(name, address & phone number)	
	⊠ E-mail	Office of Consumer Counsel Continued	Victoria Hackett Staff Attorney Office of Consumer Counsel 10 Franklin Square New Britain, CT 06051 860-827-2922 860-827-2929 - fax	
	⊠ E-mail		victoria.hackett@ct.gov	
			Paul Chernick, President Resource Insight, Inc. 5 Water Street Arlington, MA 02476 (781) 646-1505 ext. 207 (781) 646-1506 - fax pchernick@resourceinsight.com	
Intervenor (granted on January 22, 2009)	⊠ E-mail	Ice Energy, Inc.	Stephen J. Humes, Esq. McCarter & English LLP 185 Asylum Street, CityPlace I Hartford, CT 06103 (860) 275-6761 (860) 560-5955 - fax Shumes@mccarter.com	
Party (granted on February 19, 2009)	⊠ E-Mail	Town of Enfield	Kevin M. Deneen, Town Attorney Office of the Town Attorney 820 Enfield Street Enfield, CT 06082-2997 (860) 253-6405 (860) 253-6362 – fax townattorney@enfield.org	