



Daniel F. Caruso
Chairman

STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

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E-Mail: siting.council@ct.gov

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April 9, 2009

City of Meriden
Deborah L. Moore
City Attorney
142 East Main Street
Meriden, CT 06450

RE: **DOCKET 370B** - NRG Energy, Inc. application pursuant to C.G.S. §16-50/(a)(3) for consideration of a 530 MW combined cycle generating plant in Meriden, Connecticut.

Dear Attorney Moore:

At a public meeting of the Siting Council (Council) held on April 7, 2009, the Council reviewed the completeness of NRG Energy, Inc.'s (NRG) application pursuant to the Connecticut Energy Advisory Board (CEAB) request for proposal process. Specifically, the Council considered the question of whether NRG complied with the pre-file municipal consultation requirement under C.G.S. §16a-7c(e), which states in 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."

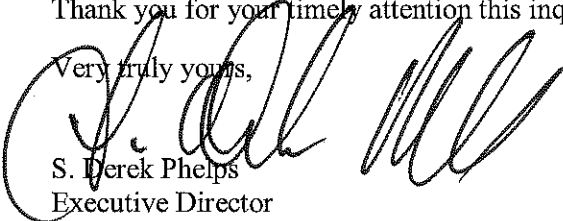
By letter dated March 26, 2009, the Council requested comments and information from NRG and the parties and intervenors to the above-referenced docket pertaining to this municipal consultation. Through a written response dated, April 2, 2009, the City of Meriden advised the Council that NRG had met with the Meriden City Manager and City Attorney. The Town of Berlin advised the Council that NRG had not contacted the town for consultation in relation to its application.

Therefore, the Council asks that each municipality respond to the following inquiry on or before Friday, April 17, 2009:

In the event the Council provides the municipalities of Meriden and Berlin, and their boards/commissions, sufficient time to prepare for any hearings on the application by NRG, would the Council nevertheless be compelled to dismiss NRG's application because of its failure to timely consult with the municipalities as called for under C.G.S. §16a-7c(e)?

Thank you for your timely attention this inquiry. We look forward to your response.

Very truly yours,

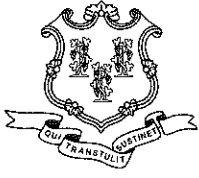

S. Derek Phelps
Executive Director

SDP/MB/laf

encs.

c: Service List





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NOTICE OF SERVICE

I hereby affirm that a photocopy of this document was sent to each Party and Intervenor on the service list dated April 8, 2009.

Dated: April 9, 2009

Lisa Fontaine
Custodian of Docket No. 370