



# STATE OF CONNECTICUT

## CONNECTICUT SITING COUNCIL

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Hearing Program  
Docket No. 470B  
Thursday, April 4, 2019  
3:00 p.m./6:30 p.m.  
Killingly Town Hall Meeting Room  
172 Main Street  
Killingly, CT 06239

- I. Opening by Council
  - A. Statement read by Chair.
  - B. Comments by Public Official(s) (if any)
  - C. Motions
    1. NTE's Motion for Protective Order, dated March 28, 2019
  - D. Administrative Notice taken by Council

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### E. State Agency comments

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F. Municipal comments

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II. Appearance by Applicant

Applicant: NTE Connecticut, LLC

Representatives: Kenneth C. Baldwin, Esq.  
Earl W. Phillips, Jr., Esq.  
Robinson & Cole LLP

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B. Exhibits for Identification.

1. Motion to Reopen based on changed conditions pursuant to Connecticut General Statutes §4-181a(b) NTE Connecticut, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a 550-megawatt dual-fuel combined cycle electric generating facility and associated electrical interconnection switchyard located at 180 and 189 Lake Road, Killingly, Connecticut, dated January 18, 2019.
  - a. Pre-filed Testimony of Timothy Eves, dated January 18, 2019
  - b. Pre-Filed Testimony of Paul J. Hibbard, dated January 18, 2019
  - c. Environmental Overview in Support of Petition for Changed Conditions, dated January 2019
2. Timothy Eves Affidavit regarding ISO-NE Forward Capacity Auction No. 13 and attachment, dated February 7, 2019
3. NTE's Proposed Site Walk Plan, received March 8, 2019
4. NTE's Responses to Council Interrogatories, Set One, dated March 15, 2019
5. Sign Posting Affidavit, dated March 26, 2019
6. FAA Determination of No Hazard to Air Navigation, dated March 25, 2019
7. NTE's Responses to Council Interrogatories, Set Two, dated March 28, 2019
8. NTE's Responses to Connecticut Fund for the Environment, Not Another Power Plant, Sierra Club and Wyndham Land Trust's Interrogatories, dated March 28, 2019
9. NTE's Unredacted Third Party Agreements, dated March 28, 2019 (subject to Protective Order, dated April 4, 2019)

C. Swear Witnesses

1. Tim Eves, Senior Vice President, NTE Energy Services Company, LLC and Vice President of NTE Connecticut, LLC
2. Chris Rega, SVP, NTE Energy Services Company, LLC
3. Lynn Gresock, Vice President - Energy Department, Tetra Tech
4. Paul J. Hibbard, Principal, Analysis Group, Inc.
5. Norm Thibeault, Principal/Partner, Killingly Engineering Associates
6. George Logan, Principal Environmental Scientist/Senior Ecologist, REMA Ecological Services
7. Scott Hesketh, Manager of Transportation Engineering, FA Hesketh Associates
8. Kevin Fowler, Senior Acoustic Engineer, Tetra Tech

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

E. Cross Examination.

1. Council
2. **Grouped Parties**
  - a. Not Another Power Plant (NAPP)
  - b. Sierra Club
  - c. Wyndham Land Trust
3. Connecticut Fund for the Environment
4. Town of Killingly

III. Appearance by Grouped Parties:

Not Another Power Plant (NAPP)  
Sierra Club  
Wyndham Land Trust

Representatives:

John Bashaw, Esq.  
Mary Mintel Miller, Esq.  
Reid and Reige, P.C.

Joshua Berman, Esq., Sierra Club  
Diana Agnes Csank, Esq., Sierra Club

A. Administrative Notice.

1. Connecticut Department of Energy & Environmental Protection, Connecticut Zero Carbon solicitation selections: Press Release: Gov. Malloy Announces Zero-Carbon Resources Selections (Dec. 28, 2018), *available at* <https://www.ct.gov/deep/cwp/view.asp?Q=607002A=4965>
2. Connecticut Department of Energy & Environmental Protection, 2016 Connecticut Greenhouse Gas Emissions Inventory, *available at* [https://www.ct.gov/deep/lib/deep/climatechange/publications/ct\\_2016\\_ghg\\_inventory.pdf](https://www.ct.gov/deep/lib/deep/climatechange/publications/ct_2016_ghg_inventory.pdf)
3. Connecticut Governor's Council on Climate Change, Building a Low Carbon Future for Connecticut: Achieving a 45% GHG Reduction by 2030 (Final Report Dec. 18, 2018), *available at* [https://www.ct.gov/deep/lib/deep/climatechange/publications/building\\_a\\_low\\_carbon\\_future\\_for\\_ct\\_gc3\\_recommendations.pdf](https://www.ct.gov/deep/lib/deep/climatechange/publications/building_a_low_carbon_future_for_ct_gc3_recommendations.pdf)
4. ISO New England, 2019 Regional Electricity Outlook (Mar. 2019), *available at* [https://www.iso-ne.com/state-assets/documents/2019/03/2019\\_reo.pdf](https://www.iso-ne.com/state-assets/documents/2019/03/2019_reo.pdf).
5. ISO New England, Forward Capacity Auction Results Filing, FERC Dkt. No. ER19-1166-000 (Feb. 28, 2019)
6. Intergovernmental Panel on Climate Change, Special Report: Global Warming of 1.5°C (Oct. 2018), *available at* <https://www.ipcc.ch/sr15/>
7. Fourth National Climate Assessment, Volume II: Impacts, Risks, and Adaption in the United State (Nov. 2018), *available at* <https://nca2018.globalchange.gov/>

B. Exhibits for Identification.

- 1.

C. Swear Witnesses

- 1.

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

E. Cross Examination.

1. Council
2. Applicant
3. Connecticut Fund for the Environment
4. Town of Killingly

IV. Appearance by Party: Connecticut Fund for the Environment

Representative: Katherine M. Fiedler, Esq.  
Roger Reynolds, Esq.

A. Administrative Notice.

1. Connecticut Department of Energy & Environmental Protection, Connecticut Zero Carbon solicitation selections: Press Release: Gov. Malloy Announces Zero-Carbon Resources Selections (Dec. 28, 2018), *available at* <https://www.ct.gov/deep/cwp/view.asp?Q=607002A=4965>
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5. ISO New England, Forward Capacity Auction Results Filing, FERC Dkt. No. ER19-1166-000 (Feb. 28, 2019)
6. Intergovernmental Panel on Climate Change, Special Report: Global Warming of 1.5°C (Oct. 2018), *available at* <https://www.ipcc.ch/sr15/>
7. Fourth National Climate Assessment, Volume II: Impacts, Risks, and Adaption in the United State (Nov. 2018), *available at* <https://nca2018.globalchange.gov/>

B. Exhibits for Identification.

1.

C. Swear Witnesses

1.

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

E. Cross Examination.

1. Council
2. Applicant
3. **Grouped Parties**
  - a. Not Another Power Plant (NAPP)
  - b. Sierra Club
  - c. Wyndham Land Trust
4. Town of Killingly



- V. Appearance by Party: Town of Killingly
- Representative: Mary Calorio, Town Manager
- A. Administrative Notice.
- 1.
- B. Exhibits for Identification.
- 1.
- C. Swear Witnesses
- 1.
- D. Full Exhibits - Verification of exhibits by witnesses and admission by the Council.
- E. Cross Examination.
1. Council
2. Applicant
3. **Grouped Parties**
- a. Not Another Power Plant (NAPP)
- b. Sierra Club
- c. Wyndham Land Trust
4. Connecticut Fund for the Environment
- VI. Continuation by Connecticut Siting Council.