



STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

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E-Mail: siting.council@ct.gov

Web Site: www.ct.gov/csc

VIA ELECTRONIC MAIL

March 5, 2025

TO: Service List, dated February 24, 2025

FROM: Melanie A. Bachman, Executive Director *MAPB*

RE: **DOCKET NO. 470C** - NTE Connecticut, LLC Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a 650-megawatt dual-fuel combined cycle electric generating facility and associated electrical interconnection switchyard located at 180 and 189 Lake Road, Killingly, Connecticut. **Reopening of this Certificate based on changed conditions specifically limited to the status of the existing Certificate, pursuant to Connecticut General Statutes §4-181a(b). Pre-Hearing Conference.**

The Connecticut Siting Council (Council) will hold a pre-hearing conference **via Zoom remote conferencing** on procedural matters on Wednesday, March 12, 2025, beginning at 11:00 a.m. **All parties and intervenors are requested to participate.** The purpose of this pre-hearing conference is to expedite the hearing procedure without sacrificing an informative record necessary for the Council to render a decision.

Join Zoom Meeting

<https://us06web.zoom.us/j/86827382031?pwd=OJ4Y423WROCMIDzR87SeN4ac6wYfi2.1>

Meeting ID: 868 2738 2031

Passcode: M8qgA6

Dial +1 929 205 6099 US (New York)

Meeting ID: 868 2738 2031

Passcode: 618715

During the conference, parties and intervenors will be encouraged to discuss requirements for pre-filed testimony, exhibit lists, administrative notice lists, expected witness lists, and the filing of pre-hearing interrogatories. To save the time and expense of the public, **the Council does not allow direct testimony** at the public hearing.

Each party and intervenor is requested to provide all other parties and intervenors a list of witnesses and the subjects their pre-filed testimony will address, a list of documents to be administratively noticed, and copies of any available exhibits to be offered at the public hearing.

For parties and intervenors who are not represented by counsel, please indicate in writing who shall be the **designated representative for the public hearing in the witness list.**

MB/laf



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Procedure for April 1, 2025 Public Hearing

DOCKET NO. 470C - NTE Connecticut, LLC Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a 650-megawatt dual-fuel combined cycle electric generating facility and associated electrical interconnection switchyard located at 180 and 189 Lake Road, Killingly, Connecticut. **Reopening of this Certificate based on changed conditions specifically limited to the status of the existing Certificate, pursuant to Connecticut General Statutes §4-181a(b).**

Pre-hearing Procedure

1. On or before March 18, 2025, all parties and intervenors are requested to electronically exchange pre-hearing interrogatories with all other parties and intervenors.
2. On or before March 25, 2025, all parties and intervenors are requested to file responses to pre-hearing interrogatories and exchange pre-filed testimony, exhibits, witness lists, and items to be noticed administratively with the Council and all other parties and intervenors. For parties and intervenors who are not represented by counsel, please indicate in writing who shall be the **designated representative for the public hearing in the witness list**. To save the time and expense of parties, intervenors, and the public, all parties and intervenors are encouraged to resolve discrepancies of these items before the hearing.
3. Any person seeking to be admitted as a party or intervenor to the proceeding is requested to electronically file a written petition with the Council on or before March 25, 2025.
4. Pursuant to Regulations of Connecticut State Agencies (RCSA) § 16-50j-21, at least ten days prior to the public hearing, the moving party shall erect and maintain, in a legible condition, a sign not less than six feet by four feet along a public road at or in the vicinity of the certificated facility site. The sign shall set forth the name of the moving party, the public hearing date, and contact information for the Council (Web site and phone number). **The sign shall not be removed from the site until after the commencement of the evening public comment session.**
5. Attached is a list of the Council's administrative notice items. Objections to any item on the list should be sent to the Council before the hearing.

Hearing Procedure

6. The 2:00 p.m., April 1, 2025, evidentiary hearing session will provide the moving party, parties, and intervenors an opportunity to introduce exhibits and witnesses, and cross-examine positions. The moving party will be allowed to present its exhibits and witness panel, and then be subject to cross-examination by the Council and all parties and intervenors. All parties and intervenors will then be allowed to introduce their exhibits and witness panels, and be subject to cross-examination by the Council, the moving party and all other parties and intervenors.

7. The order of appearances and cross-examination will be governed by a Hearing Program developed by the Council for the proceeding. The Council will issue the Hearing Program prior to the hearing.
8. All microphones will be muted upon entry into the Zoom meeting and will be turned on in the order of party appearances and cross examination governed by the Hearing Program.
9. If any party or intervenor designated representative or witness is using the Zoom dial-in option from a telephone, the phone number and name of the person must be provided in writing to the Council in advance so the phone number can be matched with the appropriate designated representative or witness. **If the phone number and name of the person is not provided in writing to the Council in advance, they will not be admitted into the meeting.**
10. The 6:30 p.m. public comment session on April 1, 2025, will be reserved for the public to make oral limited appearance statements into the record. **Public statements will be limited to 3 minutes.**
11. The Council may, at its discretion, group parties and intervenors with the same interests.
12. Individuals will be encouraged to participate through their elected officials and other party or intervenor groupings.
13. Pursuant to RCSA § 16-50j-15b, any party or intervenor, including those that are members of non-profit corporations or citizens groups, that have attained party or intervenor status in the proceeding are deemed to be represented in the proceeding and may not submit oral or written limited appearance statements.
14. All participants will be encouraged to be brief, concise, non-repetitious, and courteous of all other participants.
15. Any person may be removed from the Zoom evidentiary session and/or public comment session at the discretion of the Council.

Post-hearing procedure

16. A verbatim transcript of the evidentiary and public comment hearing sessions will be posted on the Council's website and deposited with the Killingly Town Clerk's Office for the convenience of the public.
17. Parties and intervenors will be allowed to submit briefs and proposed findings of fact within 30 days after the close of the evidentiary record.
18. Members of the public will be allowed to submit written limited appearance statements within 30 days after the close of the evidentiary record.
19. Deadlines for briefs, proposed findings of fact, and written statements will be final and no extensions will be granted.



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Administrative Notice List

Docket No. 470C

FEDERAL

1. United States Energy Information Administration, *Levelized Cost and Levelized Avoided Cost of New Generation Resources in Annual Energy Outlook 2022*, March 2022, available at https://www.eia.gov/outlooks/aeo/pdf/electricity_generation.pdf
2. United States Fish and Wildlife Service, New England Field Office, Addressing Northern Long-eared Bat, available at <https://www.fws.gov/office/new-england-ecological-services/endangered-species-project-review#Step4>

REGIONAL

3. ISO-New England, Inc., *Operational Fuel-Security Analysis*, January 17, 2018, available at https://www.iso-ne.com/static-assets/documents/2018/01/20180117_operational_fuel-security_analysis.pdf
4. ISO-New England, Inc., *2023 Regional System Plan*, November 1, 2023, https://www.iso-ne.com/static-assets/documents/100005/20231114_rsp_final.pdf
5. ISO-New England, Inc., *Regional System Plan Project List*, October 2024, available at <http://www.iso-ne.com/system-planning/system-plans-studies/rsp>
6. ISO-New England, Inc., *2024-2033 Forecast Report of Capacity, Energy, Loads & Transmission (CELT)*, revised May 17, 2024, available at <https://www.iso-ne.com/system-planning/system-plans-studies/celt>
7. ISO-New England, Inc., *ISO New England's Internal Market Monitor 2023 Annual Markets Report*, May 24, 2024, available at <https://www.iso-ne.com/static-assets/documents/100011/2023-annual-markets-report.pdf>
8. ISO-New England, Inc., *Interconnection Request Queue*, available at <https://www.iso-ne.com/system-planning/transmission-planning/interconnection-request-queue>
9. ISO-New England, Inc., *New England's Forward Capacity Auction Closes with Adequate Power System Resources for 2027/2028*, February 9, 2024, available at https://www.iso-ne.com/static-assets/documents/100008/20240209_pr_fca18_initial_results.pdf
10. ISO-New England, Inc., *FCA Results Filing in FERC Docket No. ER24-____-000*, February 21, 2024, available at https://www.iso-ne.com/static-assets/documents/100008/er24-____-000_fca_18_results_filing.pdf
11. ISO-New England, Inc., *Connecticut 2034 Final Needs Assessment Scope of Work*, August 20, 2024, available at https://www.iso-ne.com/static-assets/documents/100014/final_connecticut_2034_na_sow.pdf

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12. Connecticut Siting Council, *2024 Review of the Ten-Year Forecast of Connecticut Electric Loads and Resources*, December 19, 2024, available at https://portal.ct.gov/-/media/csc/1_dockets-medialibrary/forecast2024/2024-forecast-report-final-wcvrmemo_a.pdf?rev=f73a2ba10b11466ebb2edcc4c734ecb5&hash=E3BD32719F72DE1DC165C380B7044942
13. Connecticut Siting Council, *White Paper on the Security of Siting Energy Facilities*, October 8, 2009, available at https://portal.ct.gov/-/media/CSC/Dockets-and-Other-Pending-Proceedings/Dockets300-400/docket_346/whitepprFINALpdf.pdf
14. Connecticut Siting Council, *2022 Analysis of Life-Cycle Costs of Electric Transmission Lines*, January 5, 2023, available at https://portal.ct.gov/-/media/CSC/1_Dockets-medialibrary/LifeCycle/2022LifeCycle/Lifecycle2022finalmemoandreport_s.pdf
15. Connecticut Siting Council, Docket No. 470B – NTE Connecticut, LLC 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. Reopening of this application based on changed conditions pursuant to Connecticut General Statutes §4-181a(b). Record, Final Decision and Development and Management Plan, available at https://portal.ct.gov/csc/1_applications-and-other-pending-matters/applications/3_docketnos400s/docket-no-470b-ntekillingly
16. Connecticut Siting Council, Docket 527 - Windham Energy Center, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a 325-megawatt battery energy storage facility and associated equipment located at 189 Lake Road, Killingly, Connecticut, and associated electrical interconnection, available at https://portal.ct.gov/csc/1_applications-and-other-pending-matters/applications/4_docketnos500s/docket-no-527

Department of Energy and Environmental Protection

17. Department of Energy and Environmental Protection, Bureau of Energy and Technology Policy, *2018 Comprehensive Energy Strategy for Connecticut*, February 8, 2018, available at <https://portal.ct.gov/-/media/DEEP/energy/CES/2018ComprehensiveEnergyStrategypdf.pdf>
18. Department of Energy and Environmental Protection, *2020 Integrated Resource Plan for Connecticut*, October 2021, available at <https://portal.ct.gov/DEEP/Energy/Integrated-Resource-Planning/Integrated-Resource-Planning>
19. Department of Energy and Environmental Protection, Stormwater Program, Stormwater Construction Filings, available at <https://filings.deep.ct.gov/DEEPPortal/PublicSearch/SWC>

20. Department of Energy and Environmental Protection, Stormwater Program, *General Permit for the Discharge of Stormwater and Dewatering Wastewaters from Construction Activities*, available at https://portal.ct.gov/-/media/DEEP/Permits_and_Licenses/Water_Discharge_General_Permits/stormconstgppdf.pdf

Other State Agencies

21. Office of Policy and Management, *Conservation and Development Policies Plan for Connecticut 2018-2023*, adopted May 4, 2022, available at <https://portal.ct.gov/OPM/IGPP/ORG/Conservation-and-Development-Policies-Plan/Conservation-and-Development-Policies-Plan>
22. Final Report of the Two Storm Panel, January 9, 2012, available at http://www.governor.ct.gov/malloy/lib/malloy/two_storm_panel_final_report.pdf
23. Governor's Council on Climate Change, *Taking Action on Climate Change and Building a More Resilient Connecticut for All (Phase 1 Report: Near-Term Actions January 2021)*, available at https://portal.ct.gov/-/media/deep/climatechange/gc3/gc3_phase1_report_jan2021.pdf
24. Public Utilities Regulatory Authority, *2022 Connecticut Public Utility Annual Cybersecurity Report*, March 31, 2023 available at <https://portal.ct.gov/-/media/PURA/electric/2022-Connecticut-Public-Utility-Annual-Cybersecurity-Report.pdf>
25. *Corcoran v. Conn. Siting Council*, 284 Conn. 455 (2007).
26. *Woodbridge Newton Neighborhood Env't Trust, et al v. Conn. Siting Council*, 2024 Conn. LEXIS 163 (2024)

TECHNICAL

27. Institute of Electrical and Electronics Engineers, *National Electrical Safety Code*, American National Standards Institute, Standard C2-2023, February 1, 2023.
28. National Fire Protection Association 70: *National Electrical Code*, 2020.

ENVIRONMENTAL

29. United States Army Corps of Engineers, *Regional Permits for the State of Connecticut*, Effective Date December 15, 2021, Expiration Date December 15, 2026, available at https://portal.ct.gov/-/media/DEEP/Permits_and_Licenses/Land_Use_Permits/LWRD/USACEctGeneralPermit2021.pdf

MAPS

30. Connecticut Department of Energy and Environmental Protection, *Natural Diversity Database Maps for the Town of Killingly*, June 2024 available at <http://www.depdata.ct.gov/naturalresources/endangeredspecies/nddbpdfs.asp>

31. Connecticut Department of Energy and Environmental Protection, *Aquifer Protection Area Maps*, last updated December 23, 2021, available at <https://portal.ct.gov/deep/aquifer-protection-and-groundwater/aquifer-protection/aquifer-protection-area-maps>
32. Connecticut Department of Energy and Environmental Protection, *Connecticut Northern Long-eared bat Observations by Town*, last updated July 24, 2023, available at <https://portal.ct.gov/-/media/deep/nddb/nolongearedbat-map.pdf>
33. Connecticut Department of Energy and Environmental Protection, *Connecticut Critical Habitats Interactive Map*, available at <https://ct-deep-gis-open-data-website-ctdeep.hub.arcgis.com/datasets/critical-habitats/explore?location=41.654537%2C-72.831884%2C16.73>
34. Connecticut Forest & Park Association, *Blue-Blazed Hiking Trails Interactive Map*, available at <https://www.ctwoodlands.org/blue-blazed-hiking-trails/blue-blazed-hiking-trails-interactive-map>
35. National Audubon Society, *Connecticut Important Bird Areas Interactive Map*, available at https://gis.audubon.org/portal/apps/sites/?_gl=1*jvotz7*_ga*MjEzOTE0NjgxNi4xNjcxMTM0NzA4*_ga_X2XNL2MWTT*MTY4MTI0NTQ2NC4zLjEuMTY4MTI0NTU0MS41My4wLjA.#/nas-hub-site/pages/data-review
36. Connecticut Department of Transportation - Connecticut Official State Maps, available at https://portal.ct.gov/DOT/PP_Bureau/Documents/Maps
37. Connecticut Department of Energy and Environmental Protection, *2022 Forest Action Plan Priority Areas Map*, available at <https://ctdeep.maps.arcgis.com/apps/webappviewer/index.html?id=d4d74b090d8047ca80bb4b9ff6baa819>

Instructions for Parties and Intervenor for Docket No. 470C Public Hearing

1. Attendees can join by clicking (or entering) the following link: <https://us06web.zoom.us/j/83661590499?pwd=ulq6TDrWnwmVTjDUrOGum3X2bxbJiS.1> from a computer, smartphone, or tablet. **Meeting ID: 836 6159 0499 and Passcode: 37CmR8**
No prior software download is required.
2. For audio-only participation, attendees can join by dialing in at **1(929) 205-6099 (not toll free)** and then enter the **Meeting ID: 836 6159 0499 and Passcode: 927825** from a telephone.
3. All participants are requested to mute sound notifications on their computer, smartphone or tablet. Telephones are often equipped with a “do not disturb” feature for the dial-in option.
4. If any participant is using the **dial-in option from a telephone**, the phone number and name of the participant must be provided in advance so the phone number can be matched with the appropriate participant by NAME. **If the phone number and name of the person is not provided in writing to the Council in advance, they will not be admitted into the meeting.** If using the link, unless the participant types in their name when entering the meeting, the email and name of the participant must be provided in advance so the email can be matched with the appropriate participant by NAME. If the NAME of the person is not typed in or provided when entering the meeting, they will not be admitted into the meeting. Please inform your witness panels.
5. All microphones will be muted upon entry into the meeting and will be turned on in the order of party appearances and cross examination governed by the Hearing Program.
6. The Presiding Officer will read an opening statement and cross examination of the moving party by the Council will commence, one by one, beginning with the staff analyst. Thereafter, the designated representative for each party and intervenor will cross examine the moving party.
7. Once cross examination of the moving party by the Council and all parties and intervenors concludes, cross examination of the next party listed on the Hearing Program by the Council will commence, one by one, beginning with the staff analyst. Thereafter, the designated representative for each party and intervenor will cross examine the appearing party.