

STATE OF CONNECTICUT  
CONNECTICUT SITING COUNCIL

Petition of BNE Energy Inc. for a  
Declaratory Ruling for the Location,  
Construction and Operation of a 3.2 MW  
Wind Renewable Generating Project on  
New Haven Road in Prospect, Connecticut

**Docket/Petition No. 980**

April 29, 2011

REVISION TO COMMENTS ON DRAFT FINDINGS OF FACT

Pursuant to § 16-50j-31 of the Regulations of Connecticut State Agencies, John and Cheryl Lamontagne and Thomas and Ellen Satkunas submit this additional comment on the DRAFT FINDINGS OF FACT presented by the staff of the Connecticut Siting Council on April 14, 2011.

Rationale

This office received a letter provided to the Connecticut Siting Council dated April 28, 2011 from Northeast Utilities System, CL&P, Senior Counsel Joaquina Borges King, which brought new and important information to the Council and to this office. The information may have an important bearing on the Petition before the Council, and the information was not available until yesterday, April 28, 2011.

Requested additional Finding of Fact

(new) CL&P owns and operates communication appliances on a lawfully existing and properly sited Communication Tower on the tract immediately adjacent to the proposed site of the wind facilities. The devices are used for important communications including emergency communications. Although the Petitioner has been asked to do so, it has not provided any competent evidence to prove that the siting and operation of its proposed Wind Turbine towers as it proposes, will not interfere with the radio and microwave communications from the CL&P business and emergency appliances.

Respectfully Submitted,

JOHN LAMONTAGNE and CHERYL LAMONTAGNE  
THOMAS SATKUNAS and ELLEN SATKUNAS

By: 

Thomas J. Donohue, Jr., Esq.  
Killian & Donohue, LLC  
363 Main Street  
Hartford, CT 06106  
Tel. (860) 560-1977  
Fax: (860) 249-6638  
E-Mail: [tj@kdjlaw.com](mailto:tj@kdjlaw.com)  
Their Attorney

Certification

This is to certify that a copy of the foregoing has been sent via first class mail, postage pre-paid, on this \_\_\_\_\_ day of May, 2011 to the following:

Carrie L. Larson, Esq.  
Pullman & Comley, LLC  
90 State House Square  
Hartford, CT 06103-3602  
(860) 424-4312  
(860) 424-4370 fax  
[clarson@pullcom.com](mailto:clarson@pullcom.com)  
*on behalf of Applicant BNE Energy, Inc.*

Paul Corey, Chairman  
BNE Energy Inc.  
Town Center, Suite 200  
29 South Main Street  
West Hartford, CT 06107  
(860) 561-5101  
(888) 891-6450 fax  
[pcorey@bneenergy.com](mailto:pcorey@bneenergy.com)  
*on behalf of Applicant BNE Energy, Inc.*

The Hon. Robert J. Chatfield, Mayor  
Town of Prospect  
36 Center Street  
Prospect, CT 06712  
(203) 758-4461  
[Town.of.prspct.@sbcglobal.net](mailto:Town.of.prspct.@sbcglobal.net)  
*on behalf of Party Town of Prospect*

Jeffrey J. Tinley, Esq.  
Tinley, Nastri, Renehan & Dost, LLP  
60 North Main Street  
Waterbury, CT 06702  
(203)596-9030  
(203)596-9036 fax  
[jtinley@tnrdlaw.com](mailto:jtinley@tnrdlaw.com)  
[noisyprospect@comcast.net](mailto:noisyprospect@comcast.net)  
*on behalf of Party Save Prospect Corp*

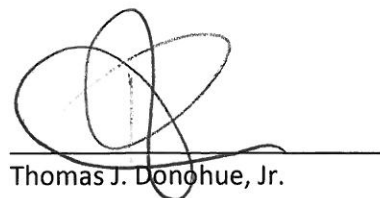
Robert S. Golden, Esq.  
Carmody & Torrance, LLP  
50 Leavenworth Street  
Waterbury, CT 06721-1110  
*on behalf of Party Town of Prospect, as Town Attorney*

Nicholas J. Harding  
Emily A. Gianquinto  
Reid and Riege, P.C.  
One Financial Plaza, 21<sup>st</sup> Floor  
Hartford, CT 06103  
(860) 240-1011  
(860) 240-1025  
[nharding@rrlawpc.com](mailto:nharding@rrlawpc.com)  
[egianquinto@rrlawpc.com](mailto:egianquinto@rrlawpc.com)  
*on behalf of Party FairwindCT, Inc.*

John R. Morissette  
Manager-Transmission Siting and Permitting  
Northeast Utilities Service Company  
P. O. Box 270  
Hartford, CT 06141-0270  
(860) 665-2036  
(860) 665-6933 FAX  
[morisjr@nu.com](mailto:morisjr@nu.com)  
*on behalf of Intervenor The Connecticut Light and Power Company*

Christopher R. Bernard  
Manager, Regulatory Policy  
The Connecticut Light and Power Company  
P. O. Box 270  
Hartford, CT 06141-0270  
(860) 665-5967  
(860) 665-3314 fax  
[bernacr@nu.com](mailto:bernacr@nu.com)  
*on behalf of Intervenor The Connecticut Light and Power Company*

Joaquina Borges King  
Senior Counsel  
Northeast Utilities Service Company  
P. O. Box 270  
Hartford, CT 06141-0270  
(860) 665-3678  
(860) 665-5504 fax  
*on behalf of Intervenor The Connecticut Light and Power Company*



Thomas J. Donohue, Jr.

