



STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

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Daniel F. Caruso

Chairman

DATE: February 22, 2011

TO: Parties and Intervenors

FROM: Linda Roberts, Executive Director 

RE: **PETITION NO. 980** - BNE Energy, Inc. petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the construction, maintenance, and operation of a 3.2 MW Wind Renewable Generating facility located at 178 New Haven Road, Prospect, Connecticut.

The evidentiary hearings for the above-referenced matter shall proceed as follows:

Pursuant to Council regulations, the petitioner shall open and close the presentation of the matter. The hearing shall open with cross examination of the petitioner by the Council. Cross examination shall be limited to the following topics relevant to the final decision to be rendered by the Council in this matter:

1. Public Health and Safety:

- Noise
- Ice and blade throw
- Shadow flicker
- Site security

2. Environmental Impacts:

- Air and water quality standards
- Wildlife impacts
- Visibility
- Site development impacts

3. Facility Operation:

- Equipment
- Capacity
- Interconnection
- Reliability

Time for cross examination on all of these topics shall be limited in accordance with the following schedule:

Cross Examination of the Petitioner:

Council	4 hours
Parties and Intervenors, <i>collectively</i>	4 hours



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Affirmative Action / Equal Opportunity Employer

Cross Examination of Parties and Intervenors, *collectively*:

Council	2 hours
Petitioner	2 hours
Parties and Intervenors, <i>collectively</i>	2 hours

The Council may modify the above schedule as necessary.

Given the time constraints, all parties and intervenors are encouraged to exchange additional pre-hearing interrogatories with other parties and intervenors on or before March 1, 2011. Responses to interrogatories and any additional pre-filed testimony and exhibits are requested to be filed with the Council and other parties and intervenors on or before March 8, 2011.

Motions or objections and any responses thereto are requested to be presented in writing no less than 5 days before the date of the next evidentiary hearing. Motions or objections will be taken on the papers, unless the Council requests oral argument during the evidentiary hearings. For the convenience of the public and in the interests of efficiency, no oral motions will be allowed during the public hearings.

Parties and intervenors, and party and intervenor witnesses, may not also participate in the public comment session. The 6:30 PM hearing sessions are reserved for the public.