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**CONNECTICUT
SITING COUNCIL**

October 18, 2011

VIA ELECTRONIC MAIL AND U.S. MAIL

Linda L. Roberts
Executive Director
Connecticut Siting Council
10 Franklin Square
New Britain, CT 06051

Re: Petition 983 - BNE Energy Inc., Flag Hill Road, Colebrook, CT

Dear Ms. Roberts:

BNE Energy Inc. ("BNE") is writing this letter to respond to the recent correspondence from both the Siting Council and Fairwind CT ("Fairwind") relating to the timing of the approval of the D&M Plan submitted by BNE on September 16, 2011. BNE recognizes that the Siting Council is diligently pursuing its review of the D&M Plan, however, BNE has concerns regarding the extension of applicable deadlines to November 30, 2011.

The chief reason for these concerns is that, as the Council is well aware, for projects to be eligible for federal grants under the American Recovery and Reinvestment Act of 2009, projects must begin construction no later than December 31, 2011. BNE continues to believe that it can meet the eligibility requirements under ARRA, however, to do so, it will need to begin construction in the near future. Delaying approval of any portion of the D&M Plan until November 30, 2011 may make BNE's ability to obtain ARRA funding more difficult.

Fortunately, there are two alternatives available to the Council that will allow for a thorough review of the D&M Plan submittal, but will not jeopardize BNE's construction schedule. The first is that, as the Siting Council is also well aware, D&M Plans are specifically designed to be approved in a phased approach, with different portions of the D&M Plan being approved at different times. For purposes of the current review of BNE's D&M Plan, the site clearing portions of the D&M Plan could be reviewed and approved. This would allow BNE to begin site clearing and perhaps road construction, but would not allow the construction of the wind turbines themselves until such time as the remainder of the D&M Plan is approved. It is BNE's understanding that other renewable energy projects have used a similar approach, including the Plainfield Renewable Energy, LLC project, which was approved by the Council in Petition 784.

In addition, BNE notes that the Council is currently scheduled to have a meeting on November 17, 2011, and that there are no other meetings scheduled in November after that meeting. BNE respectfully requests that the remainder of its D&M Plan be considered for approval at the

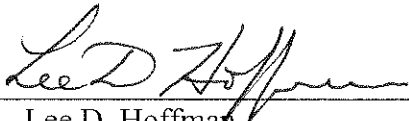
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November 17th meeting, rather than having the D&M approval process stretch beyond the current regularly scheduled meetings. If, however, the Siting Council requires time for consideration and approval of the D&M Plan beyond the November 17th meeting, BNE would be willing to discuss that with the Siting Council at its convenience.

Please contact me if you have any questions regarding this matter. Thank you in advance for your consideration of this matter.

Respectfully submitted
BNE ENERGY INC.

By: 

Lee D. Hoffman
Its Attorney

cc: Service List for Petition 983
Melanie A. Bachman (via electronic mail)
Michael A. Perrone (via electronic mail)

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