



Daniel F. Caruso
Chairman

STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051


Phone: (860) 827-2935 Fax: (860) 827-2950

E-Mail: siting.council@ct.gov

Internet: ct.gov/csc

February 7, 2011

TO: Council Members

FROM: Linda Roberts, Executive Director 

RE: **PETITION NO. 983** - 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 4.8 MW Wind Renewable Generating facility located on Flagg Hill Road, Colebrook, Connecticut.

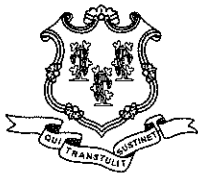
PETITION NO. 984 - BNE Energy, Inc. petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the construction, maintenance, and operation of a 4.8 MW Wind Renewable Generating facility located on Winsted-Norfolk Road (Route 44), Colebrook, Connecticut.

Enclosed please find a copy of the Council's notice of public hearing.

LR/MP/CDM/jbw

Enclosure (1)

c: Secretary of the State (via e-mail service)
Robert L. Marconi, Assistant Attorney General
Melanie A. Bachman, Staff Attorney
Parties and Intervenors
Application Service Recipients
Ginger Teubner, DPUC (via e-mail service)



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HEARING NOTICE

Pursuant to provisions of General Statutes § 16-50m and Section 16-50j-21 of the Regulations of Connecticut State Agencies, notice is hereby given that the Connecticut Siting Council (Council) will conduct public hearings on two petitions from BNE Energy, Inc. for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the construction, maintenance, and operation of Renewable Wind Energy Generating facilities located on Flagg Hill Road and Winsted-Norfolk Road (Route 44), Colebrook, Connecticut. The scheduled hearing dates and location are as follows:

Tuesday, March 22, 2011

2-5:00 p.m. (field review)/6:30 p.m. to conclusion (public comment)

Wednesday, March 23, 2011

3-5:00 p.m. (evidentiary hearing)/6:30 p.m. to conclusion (public comment)

Northwestern Regional 7 High School

Battistoni Drive

Winsted, CT 06098

The Council will conduct a public field review of both proposed sites on Tuesday, March 22, 2011, beginning at 2:00 p.m. The Council will meet at the driving range located at the intersection of Rock Hall Road and Winsted-Norfolk Road (Route 44).

The 3:00 p.m. hearing session on March 23, 2011 will provide the petitioner, parties, and intervenors an opportunity to cross-examine positions. The petitioner will be allowed a final rebuttal. Briefs will be entertained after the close of the last hearing session.

The 6:30 p.m. hearing sessions on March 22 and March 23, 2011 will be reserved for the public to make brief statements into the record.

Applicable law for this proceeding includes the Public Utility Environmental Standards Act, General Statutes § 16-50g, et seq., and Sections 16-50j-1 through 16-50v-1a of the Regulations of Connecticut State Agencies.

The Council will hold a pre-hearing conference on procedural matters on Friday, February 25, 2011, beginning at 10:00 a.m. at the Council's office, 10 Franklin Square, New Britain, Connecticut.

The Council directs that all testimony and exhibits be pre-filed with the Council and all parties and intervenors by March 15, 2011. In accordance with the State Solid Waste Management Plan, the Council requests that all filings be submitted on recyclable paper, primarily regular weight



CONNECTICUT SITING COUNCIL

Affirmative Action / Equal Opportunity Employer

white office paper. Please avoid using heavy stock paper, colored paper, and metal or plastic binders and separators.

Individuals are encouraged to participate through their elected officials, and other party/intervenor groupings.

Any person seeking to be named or admitted as a party or intervenor to the proceeding may file a written request to be so designated at the office of the Connecticut Siting Council, 10 Franklin Square, New Britain, Connecticut 06051, on or before March 15, 2011.

Parties and intervenors will be allowed to submit briefs and proposed findings of fact within 30 days after the close of the hearing.

Any person who is not a party or intervenor to this proceeding may file a written statement with the Council up to 30 days after the close of the hearing. Such statements will become part of the record. No written statement or any other material, evidence, or other information will be accepted from any person not a party or intervenor to the proceeding after 30 days following the close of the hearing, except as otherwise prescribed by law or the Council.

A verbatim transcript of the hearing session(s) will be made and deposited with the Town Clerk's Offices at the Colebrook, Norfolk, and Winchester Town Halls for the convenience of the public.

Requests for information in alternative formats or for sign-language interpreter services must be submitted in writing by March 15, 2011.

The petitioner for these facilities is represented by the following:

Petitioner

Its Representative

BNE Energy, Inc.

Carrie L. Larson, Esq.
Pullman & Comley, LLC
90 State House Square
Hartford, CT 06103-3702

A copy of the petition is available for review at the Council's office during office hours at 10 Franklin Square, New Britain, Connecticut, (860) 827-2935 or on Council website at <http://www.ct.gov/csc/> under the link "Pending Proceedings." The Council has assigned the Flagg Hill Road project petition no. 983 and the Winsted-Norfolk Road (Route 44) project petition no. 984.

February 7, 2011

Connecticut Siting Council

LIST OF PARTIES AND INTERVENORS
SERVICE LIST

Status Granted	Document Service	Status Holder (name, address & phone number)	Representative (name, address & phone number)
Petitioner	<input checked="" type="checkbox"/> U.S. Mail	BNE Energy, Inc. Town Center, Suite 200 29 South Main Street West Hartford, CT 06107 http://bneenergy.com/	Carrie L. Larson, Esq. Pullman & Comley, LLC 90 State House Square Hartford, CT 06103-3702 (860) 424-4312 (860) 424-4370 fax clarson@pullcom.com 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
Party <i>(approved on 01/06/2011)</i>	<input checked="" type="checkbox"/> U.S. Mail	Robin L. Hirtle 29-A Flagg Hill Road Winsted, CT 06098 (860) 601-1158	Richard T. Roznoy, Esq. Attorney at Law 11 School Street P.O. Box 850 East Granby, CT 06026 (860) 844-8769 (860) 874-4131 cell (860) 653-2221 fax RTR@RoznoyLaw.com
Party <i>(approved on 01/20/2011)</i>	<input checked="" type="checkbox"/> U.S. Mail	Stella and Michael Somers 19 Rock Hall Road Colebrook, CT 06021 FairwindCT, Inc. P.O. Box 225 Colebrook, CT 06021 info@fairwindct.com	Nicholas J. Harding Emily A. Gianquinto Reid and Riege, P.C. One Financial Plaza, 21 st Floor Hartford, CT 06103 (860) 240-1011 (860) 240-1025 nharding@rrlawpc.com egianquinto@rrlawpc.com
Party <i>(if approved 02/8/11)</i>	<input checked="" type="checkbox"/> U.S. Mail	David R. Lawrence, MD Jeannie Lemelin, LPN 30 Flagg Hill Road Colebrook, CT 06021 wnstdoc@yahoo.com	

<p>Party (granted on 01/20/11)</p>	<p><input checked="" type="checkbox"/> U.S. Mail</p>	<p>Town of Colebrook</p>	<p>The Honorable Thomas D. McKeon First Selectman Town of Colebrook Town Hall 562 Colebrook Road P.O. Box 5 Colebrook, CT 06021 (860) 379-3359 x202 (860) 379-7215 tommckeon@colebrooktownhall.org</p>
<p>Party (granted on 01/20/11)</p>	<p><input checked="" type="checkbox"/> U.S. Mail</p>	<p>Kristin M. Mow Benjamin C. Mow 12A Greenwoods Turnpike Colebrook, CT 06021 (860) 738-0060 kmow@hcc-global.com</p>	
<p>Intervenor (granted on 01/20/11)</p>	<p><input checked="" type="checkbox"/> E-Mail</p> <p><input checked="" type="checkbox"/> U.S. Mail</p> <p><input checked="" type="checkbox"/> U.S. Mail</p>	<p>The Connecticut Light and Power Company</p>	<p>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</p> <p>Christopher R. Bernard Manager, Regulatory Policy (Transmission) The Connecticut Light and Power Company P.O. Box 270 Hartford, CT 06141-0270 (860) 665-5967 (860) 665-3314 fax bernacr@nu.com</p> <p>Joaquina Borges King Senior Counsel Northeast Utilities Service Company P.O. Box 270 Hartford, CT 06141-0270 (860) 665-3678 (860) 665-5504 fax</p>

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Petitioner	<input checked="" type="checkbox"/> U.S. Mail	BNE Energy, Inc. Town Center, Suite 200 29 South Main Street West Hartford, CT 06107 http://bneenergy.com/	Carrie L. Larson, Esq. Pullman & Comley, LLC 90 State House Square Hartford, CT 06103-3702 (860) 424-4312 (860) 424-4370 fax clarson@pullcom.com 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
Party <i>(granted on 01/20/11)</i> Party <i>(granted on 01/20/11)</i> Party <i>(granted on 01/20/11)</i>	<input checked="" type="checkbox"/> U.S. Mail	Stella and Michael Somers 19 Rock Hall Road Colebrook, CT 06021 Susan Wagner 117 Pinney Street Colebrook, CT 06021 (Residence) Mailing: P.O. Box 118 Norfolk, CT 06058-0118 FairwindCT, Inc. P.O. Box 225 Colebrook, CT 06021 (860) 379-6425 info@fairwindct.com	Nicholas J. Harding Emily A. Gianquinto Reid and Riege, P.C. One Financial Plaza, 21 st Floor Hartford, CT 06103 (860) 240-1011 (860) 240-1025 nharding@rrlawpc.com egianquinto@rrlawpc.com
Party <i>(granted on 01/20/11)</i>	<input checked="" type="checkbox"/> U.S. Mail	Jeffrey and Mary Stauffer 21 Brightwood Drive Woodbridge, CT 06525 (203) 410-3433 Maryhubbard86@gmail.com	

<p>Party <i>(granted on 01/20/11)</i></p>	<input checked="" type="checkbox"/> U.S. Mail	<p>Town of Colebrook</p>	<p>The Honorable Thomas D. McKeon First Selectman Town of Colebrook Town Hall 562 Colebrook Road P.O. Box 5 Colebrook, CT 06021 (860) 379-3359 x202 (860) 379-7215 tommekeon@colebrooktownhall.org</p>
<p>Party <i>(granted on 01/20/11)</i></p>	<input checked="" type="checkbox"/> U.S. Mail	<p>Kristin M. Mow Benjamin C. Mow 12A Greenwoods Turnpike Colebrook, CT 06021 (860) 738-0060 kmow@hcc-global.com</p>	
<p>Intervenor <i>(granted on 01/20/11)</i></p>	<input checked="" type="checkbox"/> E-Mail <input checked="" type="checkbox"/> U.S. Mail <input checked="" type="checkbox"/> U.S. Mail	<p>The Connecticut Light and Power Company</p>	<p>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</p> <p>Christopher R. Bernard Manager, Regulatory Policy (Transmission) The Connecticut Light and Power Company P.O. Box 270 Hartford, CT 06141-0270 (860) 665-5967 (860) 665-3314 fax bernacr@nu.com</p> <p>Joaquina Borges King Senior Counsel Northeast Utilities Service Company P.O. Box 270 Hartford, CT 06141-0270 (860) 665-3678 (860) 665-5504 fax</p>

<p>Party (if approved 02/8/11)</p>	<p><input checked="" type="checkbox"/> U.S. Mail</p>	<p>David R. Lawrence, MD Jeannie Lemelin, LPN 30 Flagg Hill Road Colebrook, CT 06021 wnstdoc@yahoo.com</p>	
<p>Party (if approved 02/08/2011)</p>	<p><input checked="" type="checkbox"/> U.S. Mail</p>	<p>Walter M. Zima 12B Greenwood Turnpike Colebrook, CT 06021 (860) 379-5620 blkmgrant@yahoo.com</p> <p>Mailing: 12B Greenwood Turnpike Winsted, CT 06098</p>	