



STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

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VIA ELECTRONIC MAIL

DATE: October 28, 2020

TO: Council Members

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

RE: **PETITION NO. 1222** - Windham Solar LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction, maintenance and operation of three 2.0 Megawatt and four 1.0 Megawatt Solar Photovoltaic Electric Generating facilities located southeast of Hartford Turnpike and south of Fisk Road, Hampton, Connecticut. **Motion to Reopen Declaratory Ruling based on changed conditions pursuant to Connecticut General Statutes §4-181a(b).**

On October 26, 2020, pursuant to the provisions of Connecticut General Statutes §4-181a(b), Windham Solar, LLC (WS) filed a Motion to Reopen the Connecticut Siting Council's (Council) July 26, 2016 decision to deny in part a declaratory ruling to WS for the above-referenced proposed solar photovoltaic electric generating facilities in the Town of Hampton based on changed conditions.

The Council's July 26, 2016 decision approved 6 megawatts of solar photovoltaic electric generating facilities (Projects 1-5) and denied 2 megawatts of solar electric generating facilities (Future Projects) on the basis "that the development plans and environmental impacts were incomplete and not ripe for review."

In its Motion to Reopen, WS requests the Council reconsider the denial of the Future Projects because WS has been issued a stormwater general permit from the Connecticut Department of Energy and Environmental Protection for Future Projects.

The Motion to Reopen the Council's July 26, 2016 final decision will be placed on the Council meeting agenda scheduled for December 3, 2020 for Council consideration.

Pursuant to Connecticut General Statutes §4-181a(b), parties and intervenors to the original proceeding shall be notified of the Motion to Reopen and given an opportunity to participate. There were no parties and intervenors of record to the original proceeding when the final decision on the petition for a declaratory ruling was rendered and therefore, there are no parties or intervenors of record to be notified of this Motion to Reopen nor to comment on this Motion to Reopen.

MAB/MP/lm