



STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

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VIA ELECTRONIC MAIL

February 27, 2023

David W. Bogan, Esq.
Day Pitney LLP
242 Trumbull Street
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dbogan@daypitney.com

RE: **PETITION NO. 1310A** - Quinebaug Solar, LLC declaratory ruling, pursuant to Connecticut General Statutes §4-176 and §16-50k, for the proposed construction, maintenance and operation of a 50 megawatt AC solar photovoltaic electric generating facility on approximately 561 acres comprised of 29 separate and abutting privately-owned parcels located generally north of Wauregan Road in Canterbury and south of Rukstela Road and Allen Hill Road in Brooklyn, Connecticut. Reopening of this petition based on changed conditions pursuant to Connecticut General Statutes §4-181a(b).

Dear Attorney Bogan:

The Connecticut Siting Council (Council) is in receipt of the request for an extension of construction time in the above-referenced matter, dated February 23, 2023. Pursuant to Condition No. 3 of the Declaratory Ruling issued on April 24, 2020, the Council hereby grants the request for an extension of time to complete the construction of this facility until December 30, 2023.

Also, pursuant to Regulations of Connecticut State Agencies (RCSA) §16-50j-62(b), the request for revision to Partial Development and Management (D&M) Plan I for the site that was approved by the Council on November 20, 2020 to maintain the temporary control enclosure currently in place at Eversource Switchyard until a permanent control enclosure can be acquired is hereby approved.

This approval applies only to the Partial D&M Plan I revision dated February 23, 2023.

Please be advised that deviations from the Council's Declaratory Ruling and D&M Plan approvals are enforceable under the provisions of Connecticut General Statutes § 16-50u. Furthermore, the facility owner/operator is responsible for reporting requirements pursuant to RCSA §16-50j-62, including notification of when the permanent control enclosure is in place.

Sincerely,

Melanie A. Bachman
Executive Director

MP/MP

c: Andrew Lord, Eversource Energy (andrew.lord@eversource.com)
Kathleen Shanley, Eversource Energy (kathleen.shanley@eversource.com)
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February 23, 2023

VIA E-FILING

Ms. Melanie Bachman, Executive Director
Connecticut Siting Council
Ten Franklin Square
New Britain, CT 06051

Re: **Petition 1310A** - Quinebaug Solar, LLC petition for a declaratory ruling, pursuant to Connecticut General Statutes §4-176 and §16-50k, for the proposed construction, maintenance and operation of a 50 megawatt AC solar photovoltaic electric generating facility on approximately 561 acres comprised of 29 separate and abutting privately-owned parcels located generally north of Wauregan Road in Canterbury and south of Rukstela Road and Allen Hill Road in Brooklyn, Connecticut. Reopening of this petition based on changed conditions pursuant to Connecticut General Statutes §4-181a(b).

Dear Ms. Bachman:

On April 23, 2020, the Connecticut Siting Council (the “Council”) issued a Decision in which it concluded that the above-referenced Project did not require a Certificate of Environmental Compatibility and Public Need. In accordance with Condition No. 4 of the Decision, Quinebaug Solar, LLC (“Quinebaug”) hereby requests a modification of its Partial Development Management Plan (“D&M Plan”), and a six (6) month extension of time, until August 23, 2023, by which to comply with Condition No. 3 of the Council’s Decision.¹ In support of the requests, Quinebaug states as follows:

Condition 1 of the Council’s ruling required that Quinebaug prepare a D&M Plan that conforms to Sections 16-50j-60 through 16-50j-62 of the Regulations of Connecticut State Agencies (RCSA: *Requirements for a D&M Plan, Elements of a D&M Plan, Reporting Requirements*), and that the D&M Plan specifically address, among other things:

A final site plan including, but not limited to, the solar arrays, landscape plantings, fence design, location of locked indoor area for storage of fuel, oil, paint and other hazardous materials, and

¹ Condition No. 3 requires that the facility be fully constructed within three (3) years of the mailing of the Council’s Decision.

Ms. Melanie Bachman, Executive Director

February 23, 2023

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the electrical connection to and including the Quinebaug Collector Substation and ***Eversource Canterbury Switching Station***; [emphasis added].

On November 20, 2020, the Council approved Quinebaug's D&M Plan, including for the Quinebaug Collector Substation, Eversource Canterbury Switching Station (the "Eversource Switchyard"), and Project clearing, ("Partial D&M Plan"). The Partial D&M Plan provided a description of the components of the Eversource Switchyard and a site plan.

On September 22, 2021, Quinebaug requested the Council's approval of a revision to the approved Partial D&M Plan related to the Eversource Switchyard. In support of the request, Quinebaug stated that Eversource had advised that due to supply chain issues resulting from the COVID-19 pandemic, the control enclosure described in the Partial D&M Plan would not be available for installation in time to meet Quinebaug's commercial operation date. Accordingly, Eversource stated that it was necessary to construct a temporary control enclosure, which would remain in place until the permanent control enclosure is in-service. On September 28, 2021, the Council approved the requested revision to the Partial D&M Plan.

On January 6, 2023, Quinebaug filed its Final Report, as required by Conn. Agencies Reg. § 16-50j-62(c). However, subsequent to the filing, Eversource informed Quinebaug that it still has not been able to procure a permanent control enclosure, and would not be able to do so by April 23, 2023, the date required for completion of construction by Condition No. 3. Eversource has indicated that it believes it will be able to do so within six months.

Accordingly, Quinebaug respectfully requests approval of a further revision to its Partial D&M Plan, and an extension until August 23, 2023, by which to comply with Condition No 3.

Thank you for your anticipated consideration and understanding. Please do not hesitate to contact me should you have any questions or require additional information.

Very truly yours,



David W. Bogan

DWB/

cc: Andrew Lord, Eversource Energy (via email only)