

DAVID E. DOBIN

Please Reply To Bridgeport Writer's Direct Dial: (203) 337-4120 Writer's Direct Fax: (203) 337-5520 E-Mail: ddobin@cohenandwolf.com

July 6, 2020

VIA EMAIL

Attorney Melanie Bachman, Acting Executive Director Connecticut Siting Council Ten Franklin Square New Britain, CT 06051

RE: PETITION NO. 1371 – THE CONNECTICUT LIGHT AND POWER COMPANY D/B/A EVERSOURCE ENERGY PETITION FOR A DECLARATORY RULING, PURSUANT TO CONNECTICUT GENERAL STATUTES §4-176 AND §16-50K, FOR THE PROPOSED 667 LINE REBUILD PROJECT CONSISTING OF THE REPLACEMENT AND RECONDUCTORING OF APPROXIMATELY 6.1 MILES OF ITS EXISTING NO. 667 69-KILOVOLT (KV) ELECTRIC TRANSMISSION LINE STRUCTURES WITHIN EXISTING EVERSOURCE ELECTRIC TRANSMISSION LINE RIGHT-OF-WAY BETWEEN FALLS VILLAGE SUBSTATION IN FALLS VILLAGE (CANAAN) AND SALISBURY SUBSTATION IN SALISBURY, CONNECTICUT, TRAVERSING CANAAN, SHARON AND SALISBURY, AND RELATED SUBSTATION AND ELECTRIC TRANSMISSION LINE STRUCTURE IMPROVEMENTS.

Dear Attorney Bachman:

This submission is being made to the Siting Council in further support of the Application For Party Status and To Reverse or Modify Declaratory Ruling filed on behalf of Sandra K. Boynton, Trustee ("<u>Boynton</u>") on June 23, 2020. Enclosed with this letter is the Affidavit of Devin McEwan in Further Support Of Application For Party Status and To Reverse or Modify Declaratory Ruling dated July 6, 2020 (the "<u>McEwan Affidavit</u>"). Attached to the McEwan Affidavit (as Exhibit 1) is the report of James Koneazny, a licensed arborist (Connecticut # S-4455), who conducted a site visit of Boynton's Properties in Salisbury, Connecticut and concluded that the cedar trees Eversource seeks to remove do not interfere in any way with the transmission lines or access to Eversource's facilities.

One hard copy of this letter and enclosures is being mailed to the office of the Siting Council and copies are being sent by electronic mail to the parties on the Service List dated May 9, 2019.

1115 BROAD STREET PO. BOX 1821 BRIDGEPORT, CT 06601-1821 TEL: (203) 368-0211 FAX: (203) 394-9901 158 DEER HILL AVENUE DANBURY, CT 06810 Tel: (203) 792-2771 Fax: (203) 791-8149 320 Post Road West Westport, CT 06880 Tel: (203) 222-1034 Fax: (203) 227-1373



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I certify that a copy hereof has been sent on this date to all participants of record as reflected on the Council's service list dated May 9, 2019.

Please do not hesitate to contact me if you have any questions regarding this submission.

Very truly yours,

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David E. Dobin

cc: Service List (Via Electronic Mail)

Enclosure

1115 BROAD STREET P.O. BOX 1821 BRIDGEPORT, CT 06601-1821 TEL: (203) 368-0211 FAX: (203) 394-9901 158 DEER HILL AVENUE DANBURY, CT 06810 Tel: (203) 792-2771 Fax: (203) 791-8149 320 Post Road West Westport, CT 06880 Tel: (203) 222-1034 Fax: (203) 227-1373

AFFIDAVIT OF DEVIN MCEWAN IN FURTHER SUPPORT OF APPLICATION FOR PARTY STATUS AND TO REVERSE OR MODIFY DECLARATORY RULING (PETITION 1371)

STATE OF CONNECTICUT

COUNTY OF LITCHFIELD

ss: Salisbury July 6, 2020

I, Devin McEwan, being duly sworn according to law, upon my oath depose and say:

1. I am over the age of eighteen (18) and believe in the obligations of an oath. I have personal knowledge of the facts set forth in this Affidavit.

2. I reside at 212 Dugway Road, Salisbury, Connecticut. The Properties (described in my affidavit dated June 22, 2020 and filed June 23, 2020) are owned by my mother, Sandra Boynton, Trustee and are often believed to be in Falls Village, which is located nearby.

3. Eversource informed me that it intends to "[r]emove all cedars under the lines within the surveyed line of clearing" on the Properties, including the property identified as LLN Number 163 on Eversource's Petition, Map Sheet 11.

4. On June 26, 2020, Mr. Koneazny, a licensed arborist in the State of Connecticut (S-4455) with decades of experience in arboriculture, conducted a site visit to review the cedar trees that Eversource intends to remove on the Properties; assess the age, height, and size of the cedar trees; and provide an opinion, based on his education, experience and qualifications, on the appropriateness of removing the cedar trees.

5. Based on his site visit of the Properties, Mr. Koneazny concluded that the cedar trees have "reached their maximum growing height of approximately 30 - 40 [feet]" and "will not in any way interfere with the power lines." In addition, Mr. Koneazny concluded that the trees "will not block the access road in any way nor encroach on the new road that has been installed." A full copy of Mr. Koneazny's report, received on June 29, is attached as Exhibit 1.

6. Eversource's unacceptable and unnecessary proposal to cut down all of these healthy cedar trees will have a substantial adverse environmental effect.

Sworn and subscribed to before me this U^{Th} day of July, 2020.

Devin McEwan

Commissioner, Superior Court

Notary Public - My commission expires: MIKALA J. ESTY Notary Public, State of Connecticut

My Commission Expires 4/30/2023

EXHIBIT 1



PEERLESS 400 CAMPBELL FALLS ROAD SOUTHFIELD, MA 01259 (413) 229-8689 PEERLESS1945@AOL.COM

Mr. Devin McEwan 164 Salmon Kill Rd. Salisbury, CT 06068

Dear Mr. McEwan

This report is based off a site visit that I made to your house in Falls Village last Friday the 26th of June.

I inspected the grove of mature Red Cedar trees growing on the side of the hill under the power lines. I found that the grove of Red Cedar trees are very old, mature and established.

The Red Cedar trees have reached their maximum growing height of approximately $30 - 40^{\circ}$. They will not get much, if any, taller. Given the mature age of these trees combined with the large amount of vines growing on them, which will also contain their height, it is my professional opinion that they will not in any way interfere with the power lines.

They have also reached the maximum width that they will grow in their lifetime. The will not block the access road in any way nor encroach on the new road that has been installed.

If you have any further questions please do not hesitate to call me at your convenience.

Sincerely,

James G. Koneazny President CT Arborist S-4455