



STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

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VIA ELECTRONIC MAIL

July 27, 2020

The Honorable Kevin D. Witkos
State Senator – 8th District Legislative
Office Building 300 Capitol Ave., Suite
3400 Hartford, CT 06106-1591
Kevin.Witkos@cga.ct.gov
Tim.Waldron@cga.ct.gov

RE: **PETITION NO. 1408** - FairWindCT, Inc., et al petition, pursuant to Connecticut General Statutes §4-176, for a declaratory ruling that: (a) the January 9, 2020 Development and Management Plan (D&M Plan) Modification submitted by BNE Energy, Inc. in Petition No. 983 conflicts with the Connecticut Siting Council's (Council) June 2, 2011 final decision on Petition No. 983; (b) the Council did not have jurisdiction over the D&M Plan Modification; (c) the Council did not have statutory authority to approve the D&M Plan Modification; (d) the D&M Plan Modification violated due process rights; and (e) the D&M Plan Modification violates the Connecticut Environmental Protection Act.

Dear Senator Witkos:

The Connecticut Siting Council (Council) is in receipt of your recent correspondence concerning Petition No. 1408.

In reaching a final decision on a petition for a declaratory ruling, the Council carefully considers all of the facts contained in the evidentiary record that is developed by the Council, the petitioner, parties and intervenors in the proceeding, and members of the public who submit written statements to the Council.

This petition will be placed on a future Council meeting agenda for discussion and decision. Please note that you can view the petition filing on our website at www.ct.gov/csc under the "Pending Matters" link. You may also keep apprised of Council events on the website calendar and agenda.

Thank you for your interest and concern in this very important matter. Your correspondence will be entered in the public comment file related to this petition.

Sincerely,

s/Melanie A. Bachman

Melanie A. Bachman
Executive Director

MAB/laf

c: Council Members



State of Connecticut
SENATE

SENATOR KEVIN D. WITKOS
EIGHTH DISTRICT

LEGISLATIVE OFFICE BUILDING
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July 27, 2020

The Connecticut Siting Council
Attn: Melanie Bachman, Executive Director
10 Franklin Square
New Britain, CT 06051

Re. Petition 1408

Dear Council Members:

I am writing today to voice my concerns regarding a recent decision made by the Connecticut Siting Council regarding the wind turbine project currently being proposed in Norfolk and Colebrook.

It is my understanding that the parcels in question (45 and 53 Flagg Hill Road) were not included in the original plan approved in 2011 yet were approved by the Siting Council as a modification to this plan. I question how such significant changes such as new property and a new, taller turbine, can only be considered a modification.

While I am a supporter of renewable energy projects and attempts to embrace and implement green technology, these projects must be done in a way that is compatible with adjacent property owners and any and all state and local regulations. Furthermore, knowing that projects such as this illicit significant feedback from neighboring property owners, I would be hopeful that the Siting Council would welcome and encourage greater public participation in the process which I fear was not the case in this situation.

I am hopeful that the Siting Council will be able to work with the neighboring property owners, BNE Energy, and the respective municipalities in the weeks to come to find a mutually agreeable outcome.

I appreciate your time and attention to this letter and for your work serving the state of Connecticut. I remain available to speak with you further on this issue should the need arise.
Sincerely,

A handwritten signature in black ink that reads "Kevin Witkos".

State Senator Kevin Witkos
8th District