

**STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL**

Greenskies Clean Energy, LLC petition for a declaratory ruling for the proposed construction, maintenance and operation of a 3.0-megawatt-AC solar photovoltaic electric generating facility on two parcels at the Elmridge Golf Course located to the east and west of North Anguilla Road at the intersection with Elmridge Road, Stonington, Connecticut

Petition No. 1410

September 24, 2020

**GREENSKIES CLEAN ENERGY, LLC'S RESPONSES TO THE SEPTEMBER 15, 2020
SET OF INTERROGATORIES DIRECTED TO GREENSKIES CLEAN ENERGY, LLC
BY THE CONNECTICUT SITING COUNCIL**

Petitioner Greenskies Clean Energy, LLC ("GCE" or "Petitioner") hereby submits the following responses to the Interrogatories that were directed to GCE by the Connecticut Siting Council on September 15, 2020.

44. Does the Project require consultations with the Department of Energy and Environmental Protection's Coastal Management Program or the National Oceanic and Atmospheric Administration regarding coastal or fishery resources?

The Project does not require consultations with the Connecticut Department of Energy and Environmental Protection (CT DEEP) Coastal Management Program or National Oceanic and Atmospheric Administration (NOAA) regarding coastal or fisheries resources. The project area is approximately 1.9-miles outside of the coastal boundary of the town of Stonington and is therefore not subject to the legislative goals and policies of the Connecticut Coastal Management Act (CCMA). *See* Figure 1, attached as Exhibit A hereto.

With respect to NOAA and potential Essential Fish Habitat (EFH) concerns, the proposed project does not involve either direct wetland disturbance and or work within Anguilla Brook. Therefore, Federal jurisdiction of the project from a regulatory perspective is not required and NOAA would not provide an advisory opinion on the project. Nonetheless, the proposed project will not affect the potential for finfish or shellfish habitat within Anguilla Brook. The closest activity point to the Anguilla Brook is site grading and that is 375-feet from the river. Additionally, by converting a portion of the maintained and manicured golf course to passive solar panels, the project will have an additional benefit of reducing irrigation needs from the existing use, as well as reduce the total surface area of turf grass maintenance, thus reducing the volume of fertilizer, pesticides, and insecticide application.

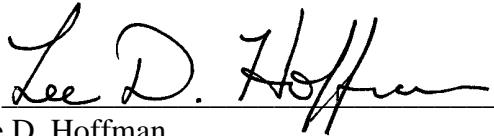
45. Does the Elm Ridge Property deed include any viewshed rights granted to abutting properties or homeowner associations? If so, please submit.

Based on review of available title and land records, along with information provided by the current landowner, Petitioner is not aware of any viewshed rights included in any deed to the Project site property and granted to an abutting property or homeowner association. The East Project parcel was originally acquired by Carmello Rustici, in 1925 and in 1960 the property was transferred to his sons, Charles and Joseph Rustici. In 2003, Charles Rustici transferred his title and interest in the property to Joseph, who in turn, transferred the property into a trust in 2004. The deed which applies to both Project parcels contains no language regarding viewshed from abutting properties or homeowner associations. In fact, the property south of the East Project area parcel was acquired by High Ridge Inc. in April of 1987 from a party other than the Rusticis. Such party would not have the right to deed any viewshed rights to or from the East Project parcel. The residences along the southern property line to the Elmridge Golf Course were built between 1990 and 1999.

46. Are any habitat enhancements proposed for the area west of the West Solar Field (near I-95 and Anguilla Brook) after this area of the golf course is abandoned?

The area west of the West Project area/West Solar Field, near I-95 and Anguilla Brook is outside the Petitioner's lease/land control area and is outside Petitioner's limit of work for the proposed Project. Petitioner, therefore, has not proposed any habitat enhancements within that area.

Respectfully submitted,
GRE GRACRUX LLC

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Exhibit A

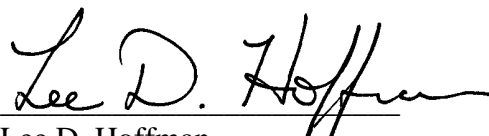


CERTIFICATION

I hereby certify that on this 24th day of September 2020, the foregoing was delivered by electronic mail, in accordance with § 16-50j-12 of the Regulations of Connecticut State Agencies, to the following parties and intervenors of record:

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