



STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

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VIA ELECTRONIC MAIL

October 13, 2022

Carrie Larson Ortolano, Esq.
General Counsel
LSE Indus LLC
c/o Lodestar Energy LLC
40 Tower Lane, Suite 201
Avon, CT 06001
cortolano@lodestarenergy.com

RE: **PETITION NO. 1469** – LSE Indus, LLC declaratory ruling, pursuant to Connecticut General Statutes §4-176 and §16-50k, for the proposed construction, maintenance and operation of a 1.99-megawatt AC solar photovoltaic electric generating facility located at 81 East Main Street, North Canaan, Connecticut and associated electrical interconnection.

Dear Attorney Ortolano:

The Connecticut Siting Council (Council) is in receipt of your correspondence dated October 10, 2022 regarding compliance with Condition No. 4 of the declaratory ruling issued by the Council on January 28, 2022 for the above-referenced project. The subject condition is as follows:

Condition No 4. Submit TCLP test results for the selected solar panels that indicate the panels would not be characterized as hazardous waste at the time of disposal, under current testing criteria;

Lodestar has selected ZNShine 540 Watt panels for the Project. Toxicity Characteristic Leaching Procedure (TCLP) test results have been submitted that indicate the panels will not be characterized as hazardous waste at the time of disposal, under current testing criteria.¹

Therefore, the Council acknowledges that Condition No. 4 has been satisfied.

The October 10, 2022 correspondence also includes a request for project changes, as follows:

- a. Modify the site layout and stormwater management system to conform to requirements of the DEEP Stormwater Program. The modifications include the addition of a gravel trench below the drip edge of the panel rows, alteration of the stormwater basin design, a reduction of the project footprint by 0.29 acre, and the reduction in the amount of cut by 3,574 cubic yards; and
- b. Install ZNShine 540 Watt panels instead of the previously approved Hanwa QCell 425 Watt panels.

¹ [eCFR :: 40 CFR 261.24 -- Toxicity characteristic.](#)

Pursuant to Condition No. 1 of the Council's January 28, 2022 Declaratory Ruling, the requested project changes are hereby approved. This approval applies only to the project changes described in your October 10, 2022 correspondence.

Please be advised that deviations from the standards established by the Council in the Declaratory Ruling are enforceable under the provisions of Connecticut General Statutes §16-50u.

Thank you for your attention and cooperation.

Sincerely,

A handwritten signature in dark ink, appearing to read "Melanie A. Bachman". The signature is fluid and cursive, with a long horizontal stroke at the end.

Melanie A. Bachman
Executive Director

c: The Honorable Charles P. Perotti, First Selectman, Town of North Canaan (selectman@northcanaan.org)
Service List, dated October 29, 2021

MAB/RM