



STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051
Phone: (860) 827-2935 Fax: (860) 827-2950
E-Mail: siting.council@ct.gov
Web Site: portal.ct.gov/csc

VIA ELECTRONIC MAIL

September 5, 2023

Vincent M. Marino, Esq.
Marino, Zabel & Schellenberg, PLLC
657 Orange Center Road
Orange, CT 06477
vmarino@mzslaw.com

RE: **PETITION NO. 1583** – TRITEC Americas, LLC notice of election to waive exclusion from Connecticut Siting Council jurisdiction, pursuant to Connecticut General Statutes §16-50k(e), and petition for a declaratory ruling, pursuant to Connecticut General Statutes §4-176 and §16-50k, for the proposed construction, maintenance and operation of a 0.999-megawatt AC solar photovoltaic electric generating facility located at Parcel Nos. 113-1 and 113-1-A, 428 Bethmour Road, Bethany, Connecticut, and associated electrical interconnection. **Council Interrogatories to the Town of Bethany.**

Dear Attorney Marino:

The Connecticut Siting Council (Council) requests your responses to the enclosed questions no later than September 19, 2023. Please submit an original and 15 copies to the Council's office and an electronic copy to siting.council@ct.gov. In accordance with the State Solid Waste Management Plan and in accordance with Section 16-50j-12 of the Regulations of Connecticut State Agencies, the Council requests all filings be submitted on recyclable paper, primarily regular weight white office paper. Please avoid using heavy stock paper, colored paper, and metal or plastic binders and separators. Fewer copies of bulk material may be provided as appropriate.

Please be advised that the original and 15 copies are required to be submitted to the Council's office on or before the September 19, 2023 deadline.

Copies of your responses are required to be provided to all parties and intervenors listed in the service list, which can be found on the Council's website under the "Pending Matters" link.

Any request for an extension of time to submit responses to interrogatories shall be submitted to the Council in writing pursuant to §16-50j-22a of the Regulations of Connecticut State Agencies.

Sincerely,

Melanie Bachman
Executive Director

MB/RM

c: Service List dated August 31, 2023

Petition No. 1583
TRITEC Americas, LLC
Parcel Nos. 113-1 and 113-1-A
428 Bethmour Road, Bethany, Connecticut

Pre-Hearing Interrogatories to Town of Bethany
September 5, 2023

1. On Petition p. 4, TRITEC states it developed an “alternative project site plan” for a 11.45 MW AC solar facility on Town of Bethany (Town)-owned property at 755 Amity Road and delivered the plan to the First Selectman. Did the First Selectman receive the plan? If yes, on what date? Did the First Selectman provide comment to TRITEC regarding the “alternative project site plan”? If yes, on what date?
2. The TRITEC “alternative project site plan” on the Town’s 755 Amity Road property is for a 11.45 MW AC solar facility. Would the Town be willing to lease the 755 Amity Road parcel for development of a solar facility? If yes, is the Town receptive to the “alternative project site plan” or any specific portions of the “alternative project site plan” as shown in Exhibit C to the Petition that could be developed for a solar facility?
3. Did the Town refer TRITEC to other Town-owned properties that may be available to host a solar facility? If yes, what were the locations?
4. Did the Town directly refer TRITEC to the Uniroyal property at 74 Amity Road? If yes, on what date?
5. Did the Town contact the owner of the Uniroyal property to determine if it was receptive to hosting a solar facility? If yes, on what date and who was contacted?
6. Do the Town’s zoning regulations allow for agricultural use on the 0 and 428 Bethmour Road parcels? If yes, what uses are allowed?
7. Are there any Town-designated scenic roads near the proposed site? If yes, list the roads. When was the scenic designation made for each road?
8. The Town’s request for party and CEPA intervenor status, dated August 1, 2023, refers to a DEEP Natural Diversity Database Determination letter dated November 17, 2020. What property does the letter refer to? Provide a copy of the letter.
9. Referring to page 3 of the Town’s request for party and CEPA intervenor status, how would water quality be impacted by the proposed facility?
10. Referring to the Bethany Conservation Commission’s Letter dated August 9, 2023, submit a bulk copy of and/or a weblink for the referenced Plan of Conservation and Development and Open Space Plan.
11. Referring to the Bethany Conservation Commission’s Letter dated August 9, 2023, does the Plan of Conservation and Development and Open Space Plan designate the 0 and 428 Bethmour Road parcels (#113-1 and 113-1-A) for intensive use? If yes, would such a designation be contrary to providing open space and animal habitat as stated in the letter? Explain.