



STATE OF CONNECTICUT  
*CONNECTICUT SITING COUNCIL*

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Hearing Program  
Petition No. 1589  
Tuesday, December 5, 2023  
2:00 p.m./6:30 p.m.  
Zoom Remote Public Hearing

I. Opening by Council

A. Statement read by Presiding Officer

B. Motions

1. Petitioner's Motion for Protective Order – Response to Council Interrogatory No. 5 Cost Information, dated November 9, 2023

C. Administrative Notice taken by Council

**FEDERAL**

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4. Presidential Executive Order No. 13636, Improving Critical Infrastructure Cybersecurity, 78 Fed. Reg. 11739, February 19, 2013, available at <http://www.archives.gov/federal-register/executive-orders/2013.html>
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11. UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, Office of Solid Waste and Emergency Response, *Handbook on Siting Renewable Energy Projects While Addressing Environmental Issues*, available at [https://www.epa.gov/sites/production/files/2015-04/documents/handbook\\_siting\\_repowering\\_projects.pdf](https://www.epa.gov/sites/production/files/2015-04/documents/handbook_siting_repowering_projects.pdf)
12. UNITED STATES ENVIRONMENTAL PROTECTION AGENCY AND NATIONAL RENEWABLE ENERGY LABORATORY, *Best Practices for Siting Solar Photovoltaics on Municipal Solid Waste Landfills*, February 2013, available at <https://www.nrel.gov/docs/fy13osti/52615.pdf>
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39. **PETITION NO. 1558** – Community Power Group LLC Declaratory Ruling, pursuant to Connecticut General Statutes §4-176 and §16-50k, for the proposed construction, maintenance and operation of a 4-megawatt AC solar photovoltaic electric generating facility located at 24 Middle Road, Ellington, Connecticut, and associated electrical interconnection. Record and Final Decision, available at [https://portal.ct.gov/CSC/3\\_Petitions/Petition-Nos-1501-1600/PE1558](https://portal.ct.gov/CSC/3_Petitions/Petition-Nos-1501-1600/PE1558)

40. **PETITION NO. 1572** – East Windsor Solar Two, LLC Declaratory Ruling, pursuant to Connecticut General Statutes §4-176 and §16-50k, for the proposed construction, maintenance and operation of a 4.0-megawatt AC solar photovoltaic electric generating facility located at 31 Thrall Road, East Windsor, Connecticut, and associated electrical interconnection. Record and Final Decision, *available at* [https://portal.ct.gov/CSC/3\\_Petitions/Petition-Nos-1501-1600/PE1572](https://portal.ct.gov/CSC/3_Petitions/Petition-Nos-1501-1600/PE1572)

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**Other State Agencies**

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### **MAPS**

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  97. MAIL-A-MAP STREET MAP, Ellington, available at [http://mailamap.com/street\\_maps](http://mailamap.com/street_maps)
  98. UNITED STATES GEOLOGICAL SURVEY, National Map Viewer, available at <https://apps.nationalmap.gov/viewer/>
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- C. CGS §16-50k Core Forest and Prime Farmland Determinations
1. Department of Energy and Environmental Protection No Material Impact to Core Forest Determination Letter, dated May 5, 2022
  2. Department of Agriculture No Material Impact to Prime Farmland Determination Letter, dated March 6, 2023
  3. Department of Agriculture Revised No Material Impact to Prime Farmland Determination Letter, dated August 2, 2023
- D. State Agency comments
1. Council on Environmental Quality Comments, dated September 28, 2023

E. Municipal comments

1. Town of Ellington Planning and Zoning Commission Comments, dated September 1, 2023
2. Town of Ellington Comments, dated September 18, 2023

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II. Appearance by Petitioner: USS Somers Solar, LLC (USS)  
Representative: Lee D. Hoffman, Esq.  
Pullman & Comley, LLC

A. Administrative Notice.

B. Exhibits for Identification.

1. Petition for a Declaratory Ruling filed by USS Somers Solar, LLC, received August 23, 2023, and attachments.
2. Petitioner's Responses to Council's Interrogatories (Redacted), Set One, dated November 9, 2023
3. Petitioner's Sign Posting Affidavit, dated November 28, 2023
4. Petitioner's Pre-filed Testimony of Larry Durocher, dated November 28, 2023
5. Petitioner's Response to Council Interrogatory No. 70, dated December 4, 2023

C. Swear Witnesses

1. Dan Csaplár, USS Somers Solar, LLC
2. Mitchell Ott, P.E., Westwood
3. Larry Durocher, JLM Associates, LLC

D. Full Exhibits - Verification of exhibits by witnesses and admission by the Council.

E. Cross Examination.

1. Council

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III. Continuation or Closing by Connecticut Siting Council.