



STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

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VIA ELECTRONIC MAIL

March 20, 2024

Steve Pearson
VFS, LLC
5827 Terex
Clarkstown, MI 48346
spearson@vfsmi.com

RE: PETITION NO. 1620 – VFS, LLC petition for a declaratory ruling, pursuant to Connecticut General Statutes §4-176 and §16-50k, for the proposed construction, maintenance and operation of a 920-kilowatt customer-side fuel cell facility and associated equipment to be located at the York Correctional Institution, 199 West Main Street, East Lyme (Niantic), Connecticut.
Incomplete Notice.

Dear Steve Pearson:

The Connecticut Siting Council (Council) received the petition for the above-referenced facility on March 14, 2024.

According to Regulations of Connecticut State Agencies (RCSA) §16-50j-39a, “No declaratory ruling shall be issued to any person until a complete petition containing all information deemed relevant by the Council has been filed.”

Staff has reviewed this petition for completeness and has identified the following deficiencies:

- a) Pursuant to RCSA §16-50j-40, “Prior to submitting a petition for a declaratory ruling to the Council, the petitioner shall, where applicable, provide notice to each person other than the petitioner appearing as record as an owner of property which abuts the proposed primary or alternative sites of the proposed facility, each person appearing of record as an owner of the property or properties on which the primary or alternative proposed facility is to be located, and the appropriate municipal officials and government agencies. Proof of such notice shall be submitted with the petition for declaratory ruling.” The following persons/entities were not notified:
 - State agencies and officials listed in Connecticut General Statutes §16-50j(g) including the Connecticut Council on Environmental Quality and the Department of Administrative Services; and
 - Southeastern Connecticut Council of Governments.
- b) The abutters map provided within the petition does not label the parcels for comparison with the list of abutters provided in Attachment 11. Provide an abutters map that includes labels for cross-referencing with the abutters list.

Therefore, the petition is incomplete at this time. The Council recommends that VFS, LLC provide proof of service of a copy of the petition on the above-listed agencies and officials, and an abutters map with addresses that correspond to the information provided in Petition Attachment 11, on or before April 19,

2024. If additional time is needed to provide the required information, please submit a written request for an extension of time prior to April 19, 2024.

Thank you for your attention to this matter. Should you have any questions, please feel free to contact me at 860-827-2951.

Sincerely,

A handwritten signature in black ink, appearing to read "Melanie A. Bachman". The signature is fluid and cursive, with the first name being the most prominent.

Melanie A. Bachman
Executive Director

MAB/CMW/dll

c: Service List dated March 14, 2024