



## STATE OF CONNECTICUT

### CONNECTICUT SITING COUNCIL

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#### VIA ELECTRONIC MAIL

July 19, 2024

TO: Service List, dated April 25, 2024

FROM: Melanie Bachman, Executive Director *NPRB*

RE: **PETITION NO. 1622** – C-Tec Solar, 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 1.66-megawatt AC solar photovoltaic electric generating facility and associated equipment to be located at 186 Foster Street, South Windsor, Connecticut, and associated electrical interconnection. **Request for Consent to Extend Final Decision Deadline.**

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The Connecticut Siting Council (Council) is in receipt of correspondence from counsel for the petitioner, Lee Hoffman, requesting an additional two-week extension of time to evaluate whether C-Tec Solar, LLC (C-Tec) will continue to pursue the above-referenced petition for a declaratory ruling. The two-week deadline is August 2, 2024.

Please be advised that the current deadline for a final decision on Petition No. 1622 is **September 10, 2024**.

Due to the further delay that will be caused in scheduling a public hearing on this matter, and the possibility of scheduling continued evidentiary hearings thereafter, the Council will need additional time to render a final decision.

Pursuant to Connecticut General Statutes §4-176(i), “If an agency does not issue a final decision within one hundred and eighty days after the filing of a petition therefor, ***or within such longer period as may be agreed by the parties***, the agency shall be deemed to have decided not to issue such ruling.” (Emphasis added).

The Council hereby requests the parties and intervenors to this proceeding to **respond in writing before the close of business on Friday, July 26, 2024** as to whether there is agreement to grant the Council an extension of time to March 9, 2025 to render a final decision on this petition.

If you have any questions about Council procedures, please do not hesitate to contact me at the Council office at 860-827-2935.

Thank you.

MAB/MP/dll

c: Council Members



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July 18, 2024

**VIA ELECTRONIC MAIL AND HAND DELIVERY**

Melanie Bachman  
Executive Director  
Connecticut Siting Council  
10 Franklin Square  
New Britain, CT 06051

**Re: PETITION NO. 1622 – C-Tec Solar, 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 1.66-megawatt AC solar photovoltaic electric generating facility and associated equipment to be located at 186 Foster Street, South Windsor, Connecticut, and associated electrical interconnection**

Dear Ms. Bachman:

I am writing on behalf of my client, C-Tec Solar, LLC (“C-Tec”) in connection with the above-referenced Petition. In prior correspondence, C-Tec requested a sixty (60) day extension of all deadlines in this Petition due to certain issues regarding the project coming to light, and C-Tec needing to investigate, and if possible, resolve these issues.

C-Tec has completed its investigation and has discovered that although it had a properly executed land option agreement with the landowner of the 186 Foster Street site, that landowner has apparently been improperly negotiating with other parties to sell the property despite C-Tec’s option. It is C-Tec’s understanding that the landowner intends to sell the property so that housing stock can be built there by a developer.

C-Tec is attempting to work with the landowner to resolve the dispute amicably. If C-Tec can do so, C-Tec should know this within the next two weeks, and C-Tec can complete this petition process is a timely fashion.

If, however, the parties are not able to resolve this dispute amicably, C-Tec will have no choice but to pursue all remedies available to it, including, but not limited to, bringing an action in the Superior Court to enforce C-Tec’s rights under its option agreement. If C-Tec is forced to pursue such an option, it will not be able to pursue the petition in a timely fashion. So that C-Tec does not waste the Council’s or the parties’ time, C-Tec would withdraw its petition at that time, with the understanding that it would revive the petition at a later date, once it successfully prosecuted its rights under its option agreement.

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Given this situation, C-Tec respectfully requests another two weeks to ascertain whether it can resolve its issues with the site's landowner amicably. C-Tec therefore requests until August 2, 2024 to inform the Council as to whether C-Tec has resolved this issue.

C-Tec thanks the Council for its understanding concerning this request. Should you have any questions concerning this, please contact me at your convenience. I certify that copies of this letter were sent to all parties on the service list for this Petition that was in effect as of this date.

Sincerely,



Lee D. Hoffman