



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

April 12, 2024

Richard D. Carella, Esq.
Updike, Kelly & Spellacy, P.C.
225 Asylum Street, 20th Floor
Hartford, CT 06103
rcarella@uks.com

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 Party Status and Request for a Public Hearing.**

Dear Attorney Carella:

The Connecticut Siting Council (Council) is in receipt of your letters dated April 11, 2024, requesting a Public Hearing and Party status under Connecticut General Statutes (C.G.S.) §4-177a and §16-50n, for the Town of South Windsor in Petition No. 1622.

Your requests will be placed on the next available meeting agenda, a copy of which will be sent to you. You will be notified of the Council's determination immediately thereafter.

While your request is pending, information regarding Party/Intervenor Status may be accessed on the Council's website at the following link: <https://portal.ct.gov/CSC/Public-Participation/Public-Participation/Public-Participation-Information-Links>.

All documents filed to date are available at the Council's office or on our website under pending matters.

Please contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Melanie A. Bachman".

Melanie A. Bachman
Executive Director

MAB/MP/dll

c: Service List, dated April 11, 2024



Richard D. Carella
(t) 860.548.2681
(f) 860.346.4580
rcarella@uks.com

April 11, 2024

***VIA FEDERAL EXPRESS AND
ELECTRONIC MAIL***

Melanie.bachman@ct.gov
Siting.council@ct.gov

Ms. Melanie A. Bachman, Esq., Executive Director
Connecticut Siting Council
Ten Franklin Square
New Britain, CT 06501

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 Attorney Bachman:

This office represents the Town of South Windsor (“Town”). On behalf of the Town, I have enclosed an Application for Party Status, and a Motion for Hearing in connection with the above-captioned matter. In accordance with § 16-50j-12 of the Regulations of Connecticut State Agencies, I have enclosed an original and fifteen (15) copies of each.

If you have any questions concerning the objection, please do not hesitate to contact me.

Sincerely,

Richard D. Carella
Town Attorney

cc: Audrey Delnicki, Mayor
Michael Maniscalco, Town Manager
Michele Lipe, Town Planner
Lee Hoffman, Esq.
Service List

Updike, Kelly & Spellacy, P.C.

100 Plaza Middlesex • 179 Main Street • Middletown, CT 06457 (t) 860.548.2600 (f) 860.346.4580 www.uks.com

**STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL**

.....)	
C-TEC SOLAR, LLC PETITION FOR)	PETITION NO. 1622
DECLARATORY RULING THAT NO)	
CERTIFICATE OF ENVIRONMENTAL)	
COMPATIBILITY AND PUBLIC NEED)	
IS REQUIRED FOR A 1.66 MEGAWATT)	
AC SOLAR PHOTOVOLTAIC ELECTRIC)	April 11, 2024
GENERATING FACILITY IN SOUTH)	
WINDSOR CONNECTICUT)	
.....)	

APPLICATION FOR PARTY STATUS

Pursuant to General Statutes §§ 16-50n and 4-177a, as well as §§ 16-50j-17 and 16-50j-40 of the Regulations of Connecticut State Agencies, the Town of South Windsor (“Town”), through counsel, respectfully requests that the Connecticut Siting Council (“Council”), grant the Town party status in Petition No. 1622 (“Petition”), filed by C-TEC Solar, LLC (“Petitioner”). In support of this Application, the Town states as follows:

1. The proposed 1.66 megawatt AC solar photovoltaic electric generating facility (“Project”) is proposed within the legal boundaries of the Town. (*Petition, pp. 1, 4, 5, 7 and 15.*)
2. By virtue of the Home Rule Act, General Statutes § 7-148 *et seq.*, and its organic legislation, the Town is obligated to preserve the public welfare and wellbeing of its inhabitants.
3. The Town has promulgated and continues to enforce land use regulations as well as other environmental regulations in furtherance of its duties.
4. It is the Town’s imperative to ensure that any development, including the proposed Project, comports to and is in harmony with the Town’s land use and environmental regulations as well as other policies of the Town, including, but not limited to, the impact of the Project on environmental resources, nearby residential neighborhoods, aesthetics and historical preservation.

5. The Town's participation as a Party in this proceeding is necessary to represent the legal rights, duties and privileges of the Town and its inhabitants, which are directly impacted by the Project.

6. The Town seeks to participate fully in the proceedings, including but not limited to, the submission of interrogatories and documentary evidence concerning the Project, as well as present testimony and witnesses in the event the Council elects to conduct a hearing, as well as any post hearing filings or proceedings.

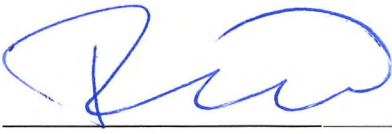
7. The Town would submit evidence concerning the conformity of the Project, or lack thereof, with the Town's land use and environmental regulations, its Plan of Conservation of Development, as well as provide information concerning the Project's compliance with General Statutes § 16-50g *et seq.* and impact of the proposed Project on the Town and its inhabitants.

8. The Council is required to designate party status to recipients of notice under General Statutes § 16-50l. General Statutes § 16-50n(a)(2). Hence, the Council is accustomed to granting party status to recipients of notice under General Statutes § 16-50l, which includes the municipality in which the proposed facility would be located. Petitioner provided the Town with notice in accordance with General Statutes § 16-50l. Regs., Conn. State Agencies § 16-50j-40(a). Section 16-50l constitutes a legislative mandate that such recipients have a specific and personal legal interest in the subject matter of the proceeding. Accordingly, that legislative pronouncement should be applied to the Town in this proceeding. Additionally, the Town's involvement will aid the Council in reaching a fair and informed decision in the proceeding and will not interfere with the orderly conduct of the proceedings.

WHEREFORE, the Town respectfully requests that the Council grant it party status in connection with the Petition.

Respectfully submitted by,

THE TOWN OF SOUTH WINDSOR

By:  _____

Richard D. Carella
UPDIKE, KELLY & SPELLACY, P.C.
225 Asylum Street, 20th Floor
Hartford, CT 06103
(860) 548-2681
Email: rcarella@uks.com

CERTIFICATION

I hereby certify that on this day that the foregoing was delivered by electronic mail and regular mail, postage prepaid, in accordance with § 16-50j-12 of the Regulations of Connecticut State Agencies, to all parties and intervenors of record, as follows:

Counsel for C-TEC Solar, LLC

Lee D. Hoffman
Pullman & Comley, LLC
90 State House Square
Hartford, CT 06103-3702
lhoffman@pullcom.com



Richard D. Carella
Commissioner of the Superior Court

**STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL**

.....)	
C-TEC SOLAR, LLC PETITION FOR)	PETITION NO. 1622
DECLARATORY RULING THAT NO)	
CERTIFICATE OF ENVIRONMENTAL)	
COMPATIBILITY AND PUBLIC NEED)	
IS REQUIRED FOR A 1.66-MEGAWATT)	
AC SOLAR PHOTOVOLTAIC ELECTRIC)	April 11, 2024
GENERATING FACILITY IN SOUTH)	
WINDSOR CONNECTICUT)	
.....)	

MOTION FOR A HEARING

Pursuant to General Statutes § 4-176(e) and § 16-50j-40(b) of the Regulations of Connecticut State Agencies, the Town of South Windsor (“Town”), through counsel, respectfully requests that the Connecticut Siting Council (“Council”) schedule a formal hearing on Petition No. 1622 (“Petition”), filed by C-TEC Solar, LLC. In support of this Motion, the Town states as follows:

1. The proposed 1.66-megawatt AC solar photovoltaic electric generating facility (“Project”) is proposed exclusively within the legal boundaries of the Town. (*Petition, pp. 1, 4, 5, 7 and 15.*)

2. The Town has filed an Application for Party Status contemporaneously with this Motion for Hearing, seeking to participate fully in the proceedings, including the submission of evidence concerning the conformity of the Project, or lack thereof, with the Town’s land use and environmental regulations, as well as other policies of the Town, including, but not limited to, the impact of the Project on environmental resources, nearby residential neighborhoods, aesthetics and historical preservation.

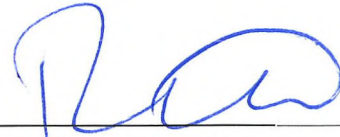
3. A formal hearing, consisting of an evidentiary hearing and a public hearing, is necessary to (a) vet the Petition fully, (b) aid the Council in determining whether the Project meets the requirements of General Statutes § 16-50g *et seq.*, and (c) allow the Town's inhabitants to voice their positions both for and against the Petition as the Project has generated robust discourse.

WHEREFORE, the Town respectfully requests that the Council schedule a full evidentiary hearing on the Petition.

Respectfully submitted by,

THE TOWN OF SOUTH WINDSOR

By: _____



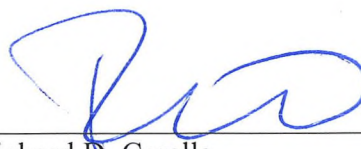
Richard D. Carella
UPDIKE, KELLY & SPELLACY, P.C.
225 Asylum Street, 20th Floor
Hartford, CT 06103
(860) 548-2681
Email: rcarella@uks.com

CERTIFICATION

I hereby certify that on this day that the foregoing was delivered by electronic mail and regular mail, postage prepaid, in accordance with § 16-50j-12 of the Regulations of Connecticut State Agencies, to all parties and intervenors of record, as follows:

Counsel for C-TEC Solar, LLC

Lee D. Hoffman
Pullman & Comley, LLC
90 State House Square
Hartford, CT 06103-3702
lhoffman@pullcom.com



Richard D. Carella
Commissioner of the Superior Court