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CONNECTICUT
SITING COUNCIL

STATE OF CONNECTICUT

SITING COUNCIL

RE: THE CONNECTICUT LIGHT) DOCKET 272
AND POWER COMPANY AND THE)
UNITED ILLUMINATING COMPANY)
APPLICATION FOR A CERTIFICATE)
OF ENVIRONMENTAL COMPATIBILITY)
AND PUBLIC NEED FOR THE CON-)
STRUCTION OF A NEW 345-kV)
ELECTRIC TRANSMISSION LINE &)
ASSOCIATED FACILITIES BETWEEN)
SCOVILL ROCK SWITCHING STATION)
IN MIDDLETOWN & NORWALK SUB-)
STATION IN NORWALK, CONNECTI-)
CUT INCLUDING THE RECONSTRUC-)
TION OF PORTIONS OF EXISTING)
115kV & 345kV ELECTRIC TRANS-)
MISSION LINES, THE CONSTRUC -)
TION OF THE BESECK SWITCHING)
STATION IN WALLINGFORD, EAST)
DEVON SUBSTATION IN MILFORD &)
SINGER SUBSTATION IN BRIDGE-)
PORT, MODIFICATIONS AT SCOVILL)
ROCK SWITCHING STATION AND)
NORWALK SUBSTATION & THE RE-)
CONFIGURATION OF CERTAIN)
INTERCONNECTIONS) MARCH 10, 2005

CITY OF MIDDLETOWN'S PROPOSED FINDINGS OF FACT

CITY OF
MIDDLETOWN
LEGAL DEPARTMENT
P.O. BOX 1300
MIDDLETOWN, CT
06457
TEL (860) 344-3422

The City of Middletown proposes that the Siting Council find the following facts from the record produced in this matter:

1. That Public Act 04-246 establishes a rebuttable presumption that transmission lines such as the one proposed by the Applicant should not be located adjacent to residential areas. C.G.S. §16-50p.

2. That the Royal Oak subdivision is a "residential area" as that term is used in P.A. 04-246. C.G.S. §16-50p.

3. That the record contains substantial evidence documenting the concerns of the residents of the Royal Oak subdivision about the adverse health effects of electromagnetic fields produced by transmission lines such as the one proposed by the Applicant.

4. That the owners of the property proposed as the "Royal Oak By-Pass", Ralph E. Wilson, Allison Wilson and the South Main Street Irrevocable Trust, object to the siting of

the transmission line on their property. Transcript 1/19/05, Testimony of Ralph E. Wilson.

5. That the applicant has the ability, and it is technologically feasible, to locate portions of the proposed transmission line underground.

6. That the amount of transmission line proposed for installation through the Royal Oak subdivision is approximately three thousand feet (3000') or 0.57 miles (slightly more than half a mile). Applicant 1/28/05 filing (CSC Mapping Homework 1/20/05 - Map Page 2 of 13).

7. That the Applicant's position not to locate the transmission line underground in the Royal Oak subdivision is premised upon its decision to bury other portions of the line.

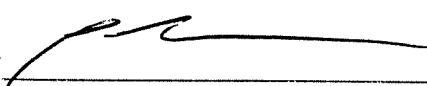
8. That it is not technologically infeasible to bury the transmission line in the Royal Oak subdivision, only that the Applicant has elected to locate the facility underground in other areas.

9. That the Applicant has not rebutted the presumption created by P.A. 04-246 with regard to locating the transmission line underground in the Royal Oak subdivision.

10. That the best way to protect the residents of the Royal Oak subdivision is to require that the proposed transmission line be placed underground.

11. That the proposed transmission line should be located underground in the Royal Oak subdivision in order to comply with the requirements of P.A. 04-246 C.G.S §16-50p.

Respectfully Submitted,

By 
Timothy P. Lynch
Deputy City Attorney
245 DeKoven Drive
P.O. Box 1300
Middletown, CT 06457
Juris No. 37809
Tel. No. (860) 344-3422

CITY OF
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LEGAL DEPARTMENT
PO BOX 1300
MIDDLETOWN, CT
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TEL. (860) 344-3422

CERTIFICATION

This is to certify that a copy of the foregoing was sent by U.S. mail, postage prepaid, to all parties on the service list dated January 26, 2005 this 10th day of March, 2005.



Timothy P. Lynch

CITY OF
MIDDLETOWN
LEGAL DEPARTMENT
P.O. BOX 1300
MIDDLETOWN, CT
06457
TEL. (860) 344-3422