

**Meeting Minutes**  
**Meeting of October 26, 2017**

A meeting of the Connecticut Siting Council (energy/telecommunications) was held on Thursday, October 26, 2017, in Hearing Room Two, Ten Franklin Square, New Britain, Connecticut. The meeting was called to order with a quorum present by Chairman Stein at 1:00 p.m.

**Council Members Present:**

Robert Stein  
Chairman  
James J. Murphy, Jr.  
Vice Chairman  
Michael Harder  
Daniel P. Lynch, Jr. (arrived at 1:15 p.m.)

Robert Hannon  
(designee for Commissioner Klee)  
Larry Levesque  
(designee for Chairman Dykes)  
Michael W. Klemens  
Robert Silvestri

**Staff Members Present:**

Melanie Bachman  
Executive Director/Staff Attorney  
Christina Walsh  
Supervising Siting Analyst  
Fred Cunliffe  
Supervising Siting Analyst

Robert Mercier  
Siting Analyst  
Michael Perrone  
Siting Analyst

**Recording Secretary:**

Lisa Fontaine

**1. Minutes of September 28, 2017**

Mr. Harder moved to approve the minutes of September 28, 2017; seconded by Dr. Klemens. The motion passed with Mr. Murphy and Mr. Levesque abstaining.

2. **DOCKET NO. 461A - Eversource Energy application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a 115-kilovolt (kV) bulk substation located at 290 Railroad Avenue, Greenwich, Connecticut, and two 115-kV underground transmission circuits extending approximately 2.3 miles between the proposed substation and the existing Cos Cob Substation, Greenwich, Connecticut, and related substation improvements. Draft Findings of Fact.**

Mr. Lynch arrived at 1:15 p.m. during the Findings of Fact discussion.

Mr. Murphy, Dr. Klemens, and Mr. Lynch stated for the record that they read the transcripts of the proceeding.

After reviewing the Draft Findings of Fact, Chairman Stein conducted a non-binding straw poll of the Council Members with Chairman Stein, Mr. Murphy, Dr. Klemens, Mr. Silvestri, Mr. Levesque, Mr. Hannon, Mr. Lynch, and Mr. Harder all in favor of approving the Proposed Project with a substation located at 290 Railroad Avenue and crossing Indian Harbor within Bruce Park using a coffer dam. Mr. Lynch preferred an enclosed substation, and Chairman Stein supported a brick wall around the substation as long as it complies with state noise control standards, with the remaining Council members preferring a brick wall around the substation. Mr. Hannon requested that the wall be moved 10 feet from Railroad Avenue to increase the setback from the road. Mr. Harder questioned the necessity of repaving the Bruce Park roads, curb to curb, after construction.

Chairman Stein directed staff to draft an Opinion and Decision and Order approving the proposed project to be reviewed at the next meeting.

3. **DOCKET NO. 478 - Eco-Site, Inc. and T-Mobile Northeast, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a telecommunications facility located at 63 Woodland Street, Glastonbury, Connecticut. Completeness Review, Schedule, Deposition of Transcript, Request for Party/Intervenor Status.**

Mr. Murphy moved to approve the schedule for processing the application as per staff recommendations; seconded by Mr. Silvestri. The motion passed unanimously.

Dr. Klemens moved to grant party status to the Town of Glastonbury; seconded by Mr. Hannon. The motion passed unanimously.

4. **PETITION NO. 1313 - DWW Solar II, LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction, maintenance and operation of a 26.4 megawatt AC solar photovoltaic electric generating facility on approximately 289 acres comprised of 5 separate and abutting privately-owned parcels**

**located generally west of Hopmeadow Street (US 202/CT 10), north and south of Hoskins Road, and north and east of County Road and associated electrical interconnection to Eversource Energy's North Simsbury Substation west of Hopmeadow Street in Simsbury, Connecticut. Flammini, et al. Request to Withdraw Testimony and Exhibits of George Logan. Flammini, et al. Request for Relief from Order to Compel Interrogatory Responses.**

Dr. Klemens moved to deny Flammini, et al. Request to Withdraw Testimony and Exhibits of George Logan and to grant Flammini, et al. Request for Relief from Order to Compel Interrogatory Responses; seconded by Mr. Hannon. The motion passed unanimously.

Mr. Lynch moved to grant the Department of Energy and Environmental Protection's (DEEP) Request to Withdraw Party Status with the condition that DEEP will continue to maintain the wall that currently exists between the DEEP Commissioner's designee on the Council and the Deputy Commissioners and DEEP Staff who appeared as a party to this proceeding; seconded by Mr. Levesque. The motion passed unanimously.

- 5. PETITION NO. 1321 - The United Illuminating Company petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed modifications to the existing East Shore Substation located at 1 Waterfront Street, New Haven, Connecticut. Decision.**

Mr. Murphy moved to take this item off the table; seconded by Mr. Silvestri. The motion passed unanimously.

Mr. Silvestri moved to approve the petition with the condition noted in the staff report; seconded by Mr. Lynch. The motion passed unanimously.

- 6. PETITION NO. 1323 - Windham Solar LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction, maintenance and operation of three 2.0 Megawatt AC and two 1.0 Megawatt AC solar photovoltaic electric generating facilities on an approximate 43 acre parcel located at 134 Bilton Road, Somers, Connecticut. Set Date for Decision.**

Mr. Silvestri moved to set the date by which to render a decision in this matter as no later than February 26, 2018; seconded by Mr. Murphy. The motion passed unanimously.

- 7. PETITION NO. 1325 - The Connecticut Light and Power Company d/b/a Eversource Energy petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for proposed modifications to an existing telecommunications facility on**

**electric transmission line structure No. 9950, owned by Eversource Energy within an existing Eversource Energy electric transmission line right-of-way, located at the Birchwood Condominium Complex, 27 Crows Nest Lane, Danbury, Connecticut. Request for Party/Intervenor Request. Birchwood Condominium Association Objection to Petition for Declaratory Ruling. Set Date for Decision.**

Dr. Klemens moved to grant party status to the Birchwood Condominium Association; seconded by Mr. Harder. The motion passed unanimously.

Dr. Klemens moved to overrule Birchwood Condominium Association's Objection to the Petition for Declaratory Ruling; seconded by Mr. Murphy. The motion passed unanimously.

Dr. Klemens moved to set the date by which to render a decision in this matter as no later than March 14, 2018; seconded by Mr. Silvestri. The motion passed unanimously.

8. **PETITION NO. 1326 - Cellco Partnership d/b/a Verizon Wireless petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed installation of a wireless telecommunications facility on the roof of an existing commercial building located at 1385 Post Road East, Westport, Connecticut. Request for Party/Intervenor Status. Set Date for Decision.**

Mr. Murphy moved to grant party status to the Estate of Sadie Costa; seconded by Dr. Klemens. The motion passed unanimously.

Mr. Murphy moved to set the date by which to render a decision in this matter as no later than March 19, 2018; seconded by Mr. Silvestri. The motion passed unanimously.

9. **PETITION NO. 1327 - Cellco Partnership d/b/a Verizon Wireless petition for a declaratory ruling, pursuant to Connecticut General Statutes §4-176 and §16-50k, for proposed modifications to an existing telecommunications facility located at 623 Pine Street, Bridgeport, Connecticut. Decision.**

Mr. Murphy moved to approve the petition with the condition noted in the staff report; seconded by Dr. Klemens. The motion passed unanimously.

10. **Connecticut Siting Council Revised Fiscal Year 2019 Proposed Budget.**

Mr. Levesque moved to present the budget to the energy and telecommunications industry for comment, seconded by Mr. Murphy. The motion passed unanimously.

## 11. Administrative Matters.

**PETITION NO. 1312 - Candlewood Solar LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction, maintenance and operation of a 20 megawatt AC (26.5 megawatt DC) solar photovoltaic electric generating facility located on a 163 acre parcel at 197 Candlewood Mountain Road and associated electrical interconnection to Eversource Energy's Rocky River Substation on Kent Road in New Milford, Connecticut.**

Dr. Klemens moved to add this item to the agenda; seconded by Mr. Silvestri. The motion passed unanimously.

Dr. Klemens moved to grant DEEP's Request to Withdraw Party Status with the condition that DEEP will continue to maintain the wall that currently exists between the DEEP Commissioner's designee on the Council and the Deputy Commissioners and DEEP Staff who appeared as a party to this proceeding; seconded by Mr. Murphy. The motion passed unanimously.

The following calendar events were discussed:

- Petition No. 1312, Tuesday, October 31, 2017, **evidentiary hearing session** beginning at **11:00 a.m.** in Hearing Room One, Ten Franklin Square, New Britain, Connecticut.
- Petition No. 1313, Thursday, November 2, 2017, **evidentiary hearing session** beginning at **11:00 a.m.** in Hearing Room One, Ten Franklin Square, New Britain, Connecticut.
- Energy/Telecommunications meeting, Thursday, November 9, 2017, beginning at **1:00 p.m.** in Hearing Room Two, Ten Franklin Square, New Britain, Connecticut.
- Petition No. 1312, Tuesday, November 14, 2017, **evidentiary hearing session** beginning at **11:00 a.m.** in Hearing Room One, Ten Franklin Square, New Britain, Connecticut.
- Docket No. 476, Thursday, November 16, 2017, **public hearing** beginning with a **2:00 p.m. public field review, a 3:00 p.m. evidentiary hearing session, and a 6:30 p.m. public comment session** at the Somers Town Hall Auditorium, 600 Main Street, Somers, Connecticut.
- Petition No. 1313, Tuesday, November 28, 2017, **evidentiary hearing session** beginning at **11:00 a.m.** in Hearing Room One, Ten Franklin Square, New Britain, Connecticut.
- Petition No. 1312, Thursday, November 30, 2017, **evidentiary hearing session** beginning at **11:00 a.m.** in Hearing Room One, Ten Franklin Square, New Britain, Connecticut.

## Adjournment.

Mr. Silvestri moved to adjourn the meeting, seconded by Mr. Lynch. The motion passed unanimously.

Chairman Stein adjourned the meeting at 2:23 p.m.

**Respectfully submitted,**

**Robin Stein**  
Chairman

RS/laf