

Meeting Minutes
Meeting of November 9, 2017

A meeting of the Connecticut Siting Council (energy/telecommunications) was held on Thursday, November 9, 2017, in Hearing Room Two, Ten Franklin Square, New Britain, Connecticut. The meeting was called to order with a quorum present by Vice Chairman Murphy at 1:00 p.m.

Council Members Present:

James J. Murphy, Jr.
Vice Chairman
Michael W. Klemens
Daniel P. Lynch, Jr.
Robert Silvestri

Robert Hannon
(designee for Commissioner Klee)
Larry Levesque (arrived at 1:03 p.m.)
(designee for Chairman Dykes)

Council Members Absent:

Robert Stein
Chairman

Michael Harder

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 October 26, 2017

Dr. Klemens moved to approve the minutes of October 26, 2017; seconded by Mr. Hannon. The motion passed unanimously.

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, Opinion, and Decision and Order.**

Mr. Levesque arrived at 1:03 p.m. during the Findings of Fact discussion.

Mr. Hannon moved to approve the Draft Findings of Fact, Opinion, and Decision & Order, as amended; seconded by Dr. Klemens. The motion passed unanimously.

3. **DOCKET NO. 479 - Tarpon Towers II, LLC and Celco Partnership d/b/a Verizon Wireless application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a telecommunications facility located at 380 Horace Street, Bridgeport, Connecticut. Completeness Review, Schedule, Deposition of Transcript, Motion for Protective Order.**

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

Dr. Klemens moved to approve the motion for a protective order; seconded by Mr. Silvestri. The motion passed unanimously.

4. **PETITION NO. 1294 - LSE Canes Venatici LLC declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction, operation, and maintenance of a 2.0 megawatt AC Solar Photovoltaic Electric Generating facility located at East Windsor Tax Assessor Map 037, Block 65, Lot 027A, Wapping Road, East Windsor, Connecticut. (NORCAP North). Development and Management Plan.**

Dr. Klemens moved to approve the Development and Management Plan with the conditions noted in the staff report and the additional condition that site stabilization occur prior to the installation of solar racking/panels; seconded by Mr. Lynch. The motion passed unanimously.

5. **PETITION NO. 1295 - LSE Coma Berenices LLC declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction, operation, and maintenance of a 2.0 megawatt AC Solar Photovoltaic Electric Generating facility located at East Windsor Tax Assessor Map 027, Block 65, Lot 031, 90 Wapping Road, East Windsor, Connecticut. (NORCAP South). Development and Management Plan.**

Mr. Lynch moved to approve the Development and Management Plan with the conditions noted in the staff report and the additional condition that site stabilization occur prior to the installation of solar racking/panels; seconded by Mr. Hannon. The motion passed with Dr. Klemens voting no.

6. **PETITION NO. 1310 - Quinebaug 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 50 megawatt AC solar photovoltaic electric generating facility on approximately 561 acres comprised of 29 separate and abutting privately-owned parcels located generally north of Wauregan Road in Canterbury, Connecticut and south of Rukstela Road and Allen Hill Road in Brooklyn, Connecticut. Draft Findings of Fact.**

Dr. Klemens moved to reject the supplemental filing submitted by the Petitioner on November 7, 2017, as it was submitted after the evidentiary record closed and contains new information; seconded by Mr. Silvestri. The motion passed unanimously.

After reviewing the Draft Findings of Fact, Vice Chairman Murphy conducted a non-binding straw poll of the Council Members with Dr. Klemens, Mr. Silvestri, Mr. Lynch, Mr. Hannon, and Vice Chairman Murphy in favor of denying the proposed project without prejudice, and Mr. Levesque in favor of approving the proposed project with mandatory wetland buffers.

Vice Chairman Murphy directed staff to draft an Opinion and Decision and Order denying the proposed project without prejudice to be reviewed at the next meeting.

7. **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. Decision.**

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

8. **PETITION NO. 1328 - Windham 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 one 1-megawatt (MW) and one .99-MW solar photovoltaic electric generating facilities located at 481 Mashamoquet Road, Pomfret, 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 March 26, 2018; seconded by Dr. Klemens. The motion passed unanimously.

9. **PETITION NO. 1329 - Doosan Fuel Cell America, Incorporated petition for a declaratory ruling, pursuant to Connecticut General Statutes §4-176 and §16-50k, for the proposed construction, maintenance and operation of a customer-side 440 kilowatt fuel cell facility to be located at the West Haven Water Pollution Control Authority Complex, 2 Beach Street, West Haven, Connecticut. Decision.**

Dr. Klemens moved to approve the petition with the condition noted in the staff report and the additional condition that the Petitioner raise the foundational elevations from 12 feet to 13 feet above

mean sea level consistent with the (500-year) Federal Emergency Management Agency flood zone; seconded by Mr. Silvestri. The motion passed unanimously.

Mr. Levesque departed from the meeting at 2:20 p.m.

10. TS-T-MOBILE-077-171002 - T-Mobile notice of intent to modify an existing telecommunications facility located at 60 Adams Street, Manchester, Connecticut. Decision.

Dr. Klemens moved to approve this tower share request with the following conditions:

- Prior to antenna installation, the tower shall be modified in accordance with the Post-Mod Structural Analysis Report prepared by Tower Engineering Solutions stamped and signed by Hanming You dated September 15, 2017 and Modification and Design Drawings stamped and signed by Jaime Reyes dated September 19, 2017; and
- Within 45 days following completion of the equipment installation, T-Mobile shall provide documentation certified by a Professional Engineer that its installation complied with the recommendations presented in the Post-Mod Structural Analysis Report and Modification and Design Drawings.

The motion was seconded by Mr. Hannon, and passed unanimously.

11. Administrative Matters.

The following calendar events were discussed:

- 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.

Adjournment.

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

Vice Chairman Murphy adjourned the meeting at 2:25 p.m.

Respectfully submitted,

James J. Murphy, Jr.
Vice Chairman

JJM/laf