

DOCKET NO. 108 - An application of The Connecticut Light and Power Company for a Certificate of Environmental Compatibility and Public Need for the construction of a 69-kV transmission line to interconnect the 14-MW Southeastern Connecticut Regional Resources Recovery Authority Project in Preston, Connecticut. : Connecticut : Siting : Council : August 30, 1989

DECISION AND ORDER

Pursuant to the foregoing Findings of Fact and Opinion, the Connecticut Siting Council finds that the effects associated with the construction, operation, and maintenance of the fully underground proposal to construct a high pressure oil filled (HPOF) 69-kV electric transmission line to interconnect the proposed 14-MW Southeastern Connecticut Regional Resources Recovery Authority Project (SCRRA) to CL&P's existing #400 transmission circuit at Hallville Junction in Preston, Connecticut, as described in Finding 109, including effects on the natural environment; ecological integrity and balance; public health and safety; scenic, historic, and recreational values; forests and parks; air and water purity; and fish and wildlife, are not significant either alone or cumulatively with other effects, are not in conflict with the policies of the State concerning such effects, and are not sufficient reason to deny the application, and therefore directs that a Certificate of Environmental Compatibility and Public Need, as provided by Section 16-50k of the General Statutes of Connecticut (CGS), be issued to the Connecticut Light and Power Company (CL&P) represented by its agent, the Northeast Utilities Service Company (NU), for the construction, operation, and maintenance of the alternative HPOF underground transmission line. The proposed partially overhead and partially underground line is denied.

1. Conditions

- a. The proposed underground HPOF line as described in the Council's Finding of Fact No. 109 shall be constructed substantially as specified by the Certificate Holder in the application, as detailed and modified by the applicant in the record of this docket.
- b. The construction and operation of the facility shall be in accordance with all applicable federal and State regulations and standards.
- c. The Certificate Holder will jointly develop plans with the Connecticut Department of Transportation for the attachment of the line to the sides of highway bridges.

The Certificate will be void if all construction authorized herein is not completed by January 1, 1994 or three years after all appeals and legal actions have been concluded.

2. Notifications

The Certificate Holder shall provide the Council notification of the following:

- a. Commencement of construction;
- b. Commencement of testings;
- c. Commencement of operation; and
- d. Cessation of operation or construction.

3. Development and Management Plan

The Certificate Holder shall, prior to the commencement of line construction, submit the following items as part of an overall Development and Management (D&M) Plan for Council's approval, modification, or denial within 45 days of the Council's receipt of such plan, as required in Section 16-50j-60 through 16-50j-62 of the Regulations of State Agencies. All plans are to include detailed provisions for design, placement, implementation, analysis, and scheduling. The Certificate Holder may consult with Council staff in the preparation of the D&M Plan.

- a. Final procedures for the construction flow plan;
- b. Final one inch to 100 feet scale plan showing the line and route, drainage relocations, and other utility locations;
- c. Plans for erosion and sedimentation control consistent with the Connecticut Guidelines for Soil Erosion and Sediment Control including control measures for the protection of wetlands, watercourses, and plant species of special concern in the Poquetanuck Cove area;
- d. Plans for the ultimate disposal of excess excavated material from the trench, including concrete and bituminous wood materials;

- e. Plans for fugitive dust control including parameters for identification of a dust problem and mitigation measures;
- f. Procedures for the disposal of oil-contaminated soil in the event of an accidental spill;
- g. Final procedures for traffic management and driveway access in the area during construction, particularly the Poquetanuck Fire Department driveway;
- h. Procedures and schedule for night and weekend construction developed with the Town of Preston;
- i. Procedures for advance notification to property owners whose access would be affected by trenching operations;
- j. Plans and procedures for blasting, including blasting locations, explosion protection, notification to adjacent property owners, and special precautions taken to protect nearby buildings of historic significance; and
- k. A final Phase II archaeological survey prepared by a professional archaeologist with review and recommendations from the Connecticut Historic Preservation Office for the excavation of the route.

4. Reports

The Certificate Holder shall provide the following reports to the Council and may consult with Council staff in the preparation thereof:

- a. A monthly progress report starting with the commencement of construction.

- b. A first year operating report to be submitted to the Council within three months after the conclusion of the first year of operation, to include:
 1. Overall condition and reliability of the 69-kV line;
 2. Specifications of outages longer than eight hours including: dates, causes, and length of outage; and
 3. Specifications of any damage to the line, environmental consequences associated with a line leak and failure, and restoration procedures to mitigate damage.

- c. The final cost of the project.

5. Permits

When available, the Certificate Holder shall provide the Council with copies of all final permits, and the conditions of right-of-way acquisitions relating to the construction and operation of the facility.

The Council hereby directs that a copy of the Findings of Fact, Opinion, and the Decision and Order shall be served on each person listed below and that notice of the issuance shall be published in the New London Day and the Norwich Bulletin.

By this Decision and Order, the Council disposes of the legal rights, duties, and privileges of each party named or admitted to the proceeding in accordance with Section 16-50j-17 of the Regulations of State Agencies.

The parties to this proceeding are:

PARTY

The Connecticut Light
and Power Company
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PARTY

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PARTY

Town of Preston

Intervention
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ITS REPRESENTATIVES

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Docket No. 108
Decision and Order
Page 8

PARTY

Citizens for Alternative
to the Incineration of
Refuse (CAIR)

ITS REPRESENTATIVE




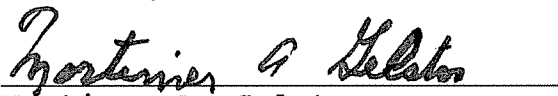

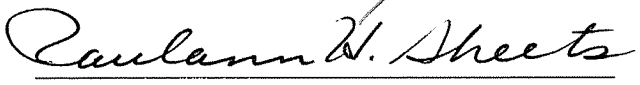
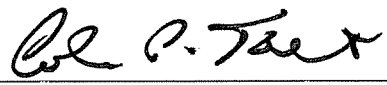
John Freedman
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CERTIFICATION

The undersigned members of the Connecticut Siting Council hereby certify that they have heard this case in Docket No. 108 or read the record thereof, and that we voted as follows:

Dated at New Britain, Connecticut the 30th day of August, 1989.

<u>Council Members</u>	<u>Vote Cast</u>
<hr/> Gloria Dibble Pond Chairperson	ABSENT
 Commissioner Peter Boucher Designee: Robert A. Pulito	YES
 Commissioner Leslie Carothers Designee: Brian Emerick	YES
 Harry E. Covey	YES
 Mortimer A. Gelston	YES
 Daniel P. Lynch, Jr.	YES
 Paulann H. Sheets	YES
<hr/> William H. Smith	ABSENT
 Colin C. Tait Acting Chairperson	YES