



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

www.ct.gov/csc

June 5, 2018

Philip M. Small, Esq.
Brown Rudnick LLP
185 Asylum Street
Hartford, CT 06103

RE: **PETITION NO. 1150** – Tesla Energy Operations, Inc. declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction and operation of a 3.1 Megawatt Community Shared Solar Photovoltaic Electric Generating facility located on Brush Hill Road in Bozrah, Connecticut.

PETITION NO. 1181 – Tesla Energy Operations, Inc. declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction and operation of a 4.93 Megawatt Community Shared Solar Photovoltaic Electric Generating facility located at 9 Stott Avenue & 292 Plain Hill Road, Norwich, Connecticut.

PETITION NO. 1192 - Tesla Energy Operations, Inc. declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction and operation of a 2.74 Megawatt Community Shared Solar Photovoltaic Electric Generating facility located on two City of Norwich-owned parcels on Rogers Road, Norwich, Connecticut.

Dear Attorney Small:

The Connecticut Siting Council (Council) is in receipt of your letter dated June 4, 2018, submitted on behalf of Tesla Energy Operations, Inc., the successor in interest to SolarCity Corporation requesting an extension of time to respond to the May 7, 2018 Council request for compliance with Development and Management (D&M) Plan Conditions for the above-referenced projects.

The Council hereby grants an extension of time until June 22, 2018, to submit site-specific D&M Plan compliance conditions for the above-referenced projects.

This extension is granted with the understanding that the Council will be notified should Tesla Energy Operations, Inc. need additional time to submit site-specific D&M Plan compliance conditions, or decides not to proceed with construction.

Thank you for your attention to this matter.

Sincerely,

Melanie A. Bachman
Executive Director

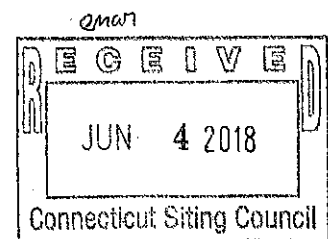
MAB/lm

Enclosures: Extension Request Letter, dated June 4, 2018
Petition Non-Compliance Letter, dated May 7, 2018

PHILIP M. SMALL
ATTORNEY-AT-LAW

Direct: 860-509-6576
Fax: 860-509-6675
psmail@brownrudnick.com

June 4, 2018



VIA ELECTRONIC MAIL AND OVERNIGHT DELIVERY

Ms. Melanie A. Bachman, Executive Director
Connecticut Siting Council
10 Franklin Square
New Britain, CT 06051

Re: PETITION NO. 1150 – SolarCity Corporation petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction and operation of a 3.1 Megawatt Community Shared Solar Photovoltaic Electric Generating facility located on Brush Hill Road in Bozrah, Connecticut – **Request for Extension of Time to Respond to May 7, 2018 Letter Regarding Development and Management (D&M) Plan Conditions.**

PETITION NO. 1181 – SolarCity Corporation petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction and operation of a 4.93 Megawatt Community Shared Solar Photovoltaic Electric Generating facility located at 9 Stott Avenue & 292 Plain Hill Road, Norwich, Connecticut – **Request for Extension of Time to Respond to May 7, 2018 Letter Regarding Development and Management (D&M) Plan Conditions.**

PETITION NO. 1192 – SolarCity Corporation petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction and operation of a 2.74 Megawatt Community Shared Solar Photovoltaic Electric Generating facility located at two City of Norwich-owned parcels on Rogers Road, Norwich, Connecticut – **Request for Extension of Time to Respond to May 7, 2018 Letter Regarding Development and Management (D&M) Plan Conditions.**

Dear Ms. Bachman:

Tesla Energy Operations, Inc., formerly known as SolarCity Corporation ("Tesla"), has received and is working diligently to respond to your three May 7, 2018 letters to me requesting information relating to development and management ("D&M") plan conditions for the three above-captioned projects by June 8, 2018. Due to various circumstances, including the departure of key personnel involved with development of these projects, Tesla needs additional time to compile and provide the requested information. Therefore, Tesla respectfully requests an extension of the compliance date to June 22, 2018 for the three above-captioned projects.

If you have any questions, please contact me at 860-509-6575 or at PSmall@brownrudnick.com.
Thank you.

Very truly yours,

TESLA ENERGY OPERATIONS, INC.

By: 

Philip M. Small
Its Attorney

PMS/jmb

cc: Mr. Robert Miller (robsolarmiller@gmail.com)
Peter A. Nystrom, Mayor, City of Norwich (pnystrom@cityofnorwich.org)
John L. Salomone, City Manager, City of Norwich (cmoffice@cityofnorwich.org)
The Honorable Glenn Pianka, First Selectman, Town of Bozrah (firstselectman@bozrahct.org)
Mr. Paul Platt (pplatt@tesla.com)
Mr. Eric Weingarten (eweingarten@tesla.com)



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May 7, 2018

Philip M. Small, Esq.
Brown Rudnick LLP
185 Asylum Street, 38th Floor
Hartford, CT 06103

RE: PETITION NO. 1150 - SolarCity Corporation declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction and operation of a 3.1 Megawatt Community Shared Solar Photovoltaic Electric Generating facility located on Brush Hill Road in Bozrah, Connecticut. Non-Compliance with Declaratory Ruling Development and Management (D&M) Plan Conditions.

Dear Attorney Small:

Pursuant to Connecticut General Statutes §§ 4-176 and 16-50k, the Connecticut Siting Council (Council) approves Petitions for Declaratory Rulings for the construction, operation and maintenance of electric generating facilities with a capacity of not more than 65 megawatts as long as the Council finds that the facility will not have a substantial adverse environmental effect. As a condition of project approval, the Council requires the submission of a full or partial D&M Plan for Council review and approval prior to the commencement of facility construction pursuant to Sections 16-50j-60 to 16-50j-62 of the Regulations of Connecticut State Agencies (RCSA).

These regulations require certain written notifications and reports before, during and after facility construction. On April 27, 2018, the Council issued a memorandum regarding compliance with the D&M Plan regulations, which may be accessed at the following link: http://www.ct.gov/csc/lib/csc/guides/2018_guides/20180427-industrymemo-dandm.pdf.

The D&M Plan for the above-referenced facility was approved by the Council on September 3, 2015. However, the Council is not in receipt of the following required written notifications and reports:

1. Monthly progress reports after December 2015 per RCSA §16-50j-62(b);
2. Notification of completion of construction and commencement of operation per RCSA §16-50j-62(b); and
3. Final report per RCSA §16-50j-62(c).

Please be advised that the Council has a responsibility under the Public Utility Environmental Standards Act to take all reasonable steps to insure that each facility is constructed, maintained and operated in compliance with the Declaratory Ruling issued by the Council and may exercise enforcement authority pursuant to Connecticut General Statutes §16-50u.

The Council hereby requests compliance on these matters no later than June 8, 2018. If additional time is needed to gather the requested information, please notify the Council in writing on or before June 8, 2018.



If you have any questions or concerns, please call the Council office at 860-827-2935.

Thank you for your attention to this matter.

Sincerely,



Melanie A. Bachman
Executive Director

MAB/laf

cc: Robert Miller, SolarCity Corporation
The Honorable Glenn Pianka, First Selectman, Town of Bozrah



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May 7, 2018

Philip M. Small, Esq.
Brown Rudnick LLP
185 Asylum Street, 38th Floor
Hartford, CT 06103

RE: PETITION NO. 1181 – SolarCity Corporation declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction and operation of a 4.93 Megawatt Community Shared Solar Photovoltaic Electric Generating facility located at 9 Stott Avenue & 292 Plain Hill Road, Norwich, Connecticut. **Non-Compliance with Declaratory Ruling Development and Management (D&M) Plan Conditions.**

Dear Attorney Small:

Pursuant to Connecticut General Statutes §§ 4-176 and 16-50k, the Connecticut Siting Council (Council) approves Petitions for Declaratory Rulings for the construction, operation and maintenance of electric generating facilities with a capacity of not more than 65 megawatts as long as the Council finds that the facility will not have a substantial adverse environmental effect. As a condition of project approval, the Council requires the submission of a full or partial D&M Plan for Council review and approval prior to the commencement of facility construction pursuant to Sections 16-50j-60 to 16-50j-62 of the Regulations of Connecticut State Agencies (RCSA).

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The D&M Plan for the above-referenced facility was approved by the Council on November 13, 2015. However, the Council is not in receipt of the following required written notifications and reports:

1. Monthly progress reports after December 2015 per RCSA §16-50j-62(b);
2. Notification of completion of construction and commencement of operation per RCSA §16-50j-62(b); and
3. Final report per RCSA §16-50j-62(c).

Please be advised that the Council has a responsibility under the Public Utility Environmental Standards Act to take all reasonable steps to insure that each facility is constructed, maintained and operated in compliance with the Declaratory Ruling issued by the Council and may exercise enforcement authority pursuant to Connecticut General Statutes §16-50u.

The Council hereby requests compliance on these matters no later than June 8, 2018. If additional time is needed to gather the requested information, please notify the Council in writing on or before June 8, 2018.



Affirmative Action / Equal Opportunity Employer

If you have any questions or concerns, please call the Council office at 860-827-2935.

Thank you for your attention to this matter.

Sincerely,



Melanie A. Bachman
Executive Director

MAB/laf

cc: Robert Miller, SolarCity Corporation
Peter A. Nystrom, Mayor, City of Norwich
John L. Salomone, City Manager, City of Norwich



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RE: PETITION NO. 1192 - SolarCity Corporation declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction and operation of a 2.74 Megawatt Community Shared Solar Photovoltaic Electric Generating facility located on two City of Norwich-owned parcels on Rogers Road, Norwich, Connecticut. Non-Compliance with Declaratory Ruling Development and Management (D&M) Plan Conditions.

Dear Attorney Small:

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The D&M Plan for the above-referenced facility was approved by the Council on November 15, 2015. However, the Council is not in receipt of the following required written notifications and reports:

1. Monthly progress reports after December 2015 per RCSA §16-50j-62(b);
2. Notification of completion of construction and commencement of operation per RCSA §16-50j-62(b); and
3. Final report per RCSA §16-50j-62(c).

Please be advised that the Council has a responsibility under the Public Utility Environmental Standards Act to take all reasonable steps to insure that each facility is constructed, maintained and operated in compliance with the Declaratory Ruling issued by the Council and may exercise enforcement authority pursuant to Connecticut General Statutes §16-50u.

The Council hereby requests compliance on these matters no later than June 8, 2018. If additional time is needed to gather the requested information, please notify the Council in writing on or before June 8, 2018.

If you have any questions or concerns, please call the Council office at 860-827-2935.

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Sincerely,



Melanie A. Bachman
Executive Director

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cc: Robert Miller, SolarCity Corporation
Peter A. Nystrom, Mayor, City of Norwich
John L. Salomone, City Manager, City of Norwich