



STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

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July 21, 2015

Ms. Dawn Mahoney
General Counsel
Doosan Fuel Cell America, Inc.
195 Governor's Highway
South Windsor, CT 06074

RE: **PETITION NO. 1173** – Doosan Fuel Cell America, Inc. petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the installation of two 400-kilowatt Customer-Side Fuel Cells to be located at Amgraph Packaging, Inc., 60 Versailles Road, Sprague, Connecticut.

Dear Attorney Mahoney:

The Connecticut Siting Council (Council) received the petition for the above-referenced facility on July 16, 2015.

According to Section 16-50j-39a of the Regulations of Connecticut State Agencies, “no declaratory ruling shall be issued to any person until a complete petition containing all information deemed relevant by the Council has been filed.”

Staff has reviewed this petition for completeness and has identified a deficiency in notice to the Town of Sprague, abutting property owners, and appropriate municipal and state agencies. Also, a map identifying abutting property owners shall be submitted with the petition. Pursuant to Section 16-50j-40 of the Regulations of Connecticut State Agencies, “Prior to submitting a petition for a declaratory ruling to the Council, the petitioner shall, where applicable, provide notice to each person other than the petitioner appearing as record as an owner of property which abuts the proposed primary or alternative sites of the proposed facility, each person appearing of record as an owner of the property or properties on which the primary or alternative proposed facility is to be located, and the appropriate municipal officials and government agencies. Proof of such notice shall be submitted with the petition for declaratory ruling. **These notice requirements are applicable to proposed facilities that, by statute, are required to be approved by a declaratory ruling in lieu of a certificate under Section 16-50k of the Connecticut General Statutes,** and to petitions for a declaratory ruling that the subject of the petition does not constitute a facility. The term “appropriate municipal officials and government agencies” means, in the case of a facility required to be approved by declaratory ruling, the same officials and agencies to be noticed in the application for a certificate under Section 16-50l of the Connecticut General Statutes.”



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Therefore, the petition is incomplete at this time. The Council recommends that the petitioner provide proof of service of a copy of the petition for a declaratory ruling on the aforementioned entities on or before July 28, 2015.

Also, please clarify the proper address of the proposed facility as it is referred to as both 60 Versailles Road and 90 Versailles Road in the petition.

Thank you for your attention to this matter. Should you have any questions, please feel free to contact me at 860-827-2951.

Sincerely,



Melanie A. Bachman
Acting Executive Director/Staff Attorney

c: Council Members