



STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

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E-Mail: siting.council@ct.gov

www.ct.gov/csc

July 26, 2018

John Dalby
Fusion Solar Center, LLC
1166 Avenue of the Americas, 9th Floor
New York, NY 10036

RE: **PETITION NO. 1178** – Fusion Solar Center, LLC declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction, operation and maintenance of a ground-mounted 20 megawatt solar photovoltaic electric generating facility located on Potash Hill Road, Sprague, Connecticut. **D&M Plan Revision.**

Dear Mr. Dalby:

The Connecticut Siting Council (Council) is in receipt of your correspondence dated July 24, 2018 regarding the revision to the Development and Management (D&M) Plan for the above-referenced site that was originally approved by the Council on September 1, 2016 and as amended.

Pursuant to Regulations of Connecticut State Agencies §16-50j-62(b), your request to remove approximately 40 short trees and the rock barrier as specified near the southern limits of the access drive to better allow the use of the subject property for agricultural purposes by the landowner is hereby approved with the recommendation that Fusion Solar Center, LLC consider transplanting the trees at another location on the subject property to provide additional screening of the solar facility from neighboring properties. The tree and rock barriers slated to be removed are located near the beginning of the access drive and are not located in an area of the facility that contains structures to be shielded from view.

This approval applies only to the D&M Plan revision dated July 24, 2018. Any significant changes to the D&M Plan require advance Council notification and approval.

Thank you for your attention and cooperation.

Sincerely,

Melanie A. Bachman
Executive Director

MB/MP

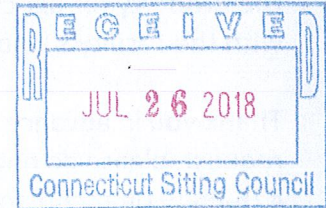
c: Council Members
The Honorable Catherine A. Osten, First Selectman, Town of Sprague
Lance Weinkamer, DEPCOM Power, Inc.
Franca L. DeRosa, Esq., Brown Rudnick LLP
Kenneth C. Baldwin, Esq., Robinson & Cole LLP

Fusion Solar Center, LLC
1166 Avenue of the Americas, 9th
Floor
New York, NY 10036

Date: July 24, 2018

Melanie A. Bachman, Esq.
Executive Director/Staff Attorney
Connecticut Siting Council
10 Franklin Square
New Britain, CT 06051

ORIGINAL



BY OVERNIGHT MAIL AND E-MAIL

SUBJECT: Petition No. 1178 - Fusion Solar Center, LLC, Potash Hill Road, Sprague, Connecticut – Development and Management Plan Modification Request

Dear Ms. Bachman:

Reference is made to the Development and Management Plan and revisions thereto (collectively, the "D&M Plan") approved by the Connecticut Siting Council ("Siting Council") in Petition No. 1178 for Fusion Solar Center, LLC's ("Fusion") ground-mounted 20 megawatt solar photovoltaic electric generation facility (the "Facility") located on Potash Hill Road, Sprague, Connecticut (the "Site").

Our landlord, Mr. Allan Rainville, has requested that certain minor modifications be made to the landscaping contemplated in the approved D&M Plan to better allow him to utilize his property for agricultural purposes. As you are aware, the D&M Plan contemplates the placement of short rock barriers and trees as landscape buffers at certain locations at the Facility to block the man-made structures from the field of view of the neighbors of the facility. Our landlord believes that the removal of approximately 40 short trees and the rock barrier as indicated in the attached photographs would allow our landlord to utilize a larger area of his property for farming.

Attached to this request are the following documents:

1. Figure 1: Relevant portion of the D&M Plan showing the landscaping for the area where the modifications are proposed.
2. Figure 2 – 5 – recent photographs of the Site and the Facility showing where the proposed modifications would be made. The short trees and rock barrier to be removed are indicated with red boxes.

The trees and rock barriers at the Site were contemplated to act as a partial visual barrier to block the view of the solar facility from the neighbors of the facility. As the attached photographs demonstrate, the trees and rock barrier Fusion is proposing to remove are not located in an area

of the Facility that contains man-made structures, and are therefore not acting as a visual barrier as initially contemplated in the D&M Plan. Accordingly, Fusion believes that their removal would not pose a material concern to any neighbors or other persons hoping to have the man-made structures of the Facility hidden from their field of view.

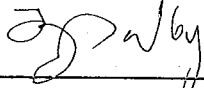
Furthermore, the removal of the trees and rock barrier will allow our landlord to better utilize the property for agricultural purposes, and allow the Facility to maintain a positive relationship with the Facility's landowner.

Thank you in advance for your anticipated cooperation. If you have any questions regarding this request, please do not hesitate to reach out to our asset manager, Christopher Thuman, at (212) 478-0549 or at christopher.thuman@deshaw.com.

[Signature Page Follows]

Sincerely

Fusion Solar Center, LLC

A handwritten signature in black ink, appearing to read "John Dalby", written over a horizontal line.

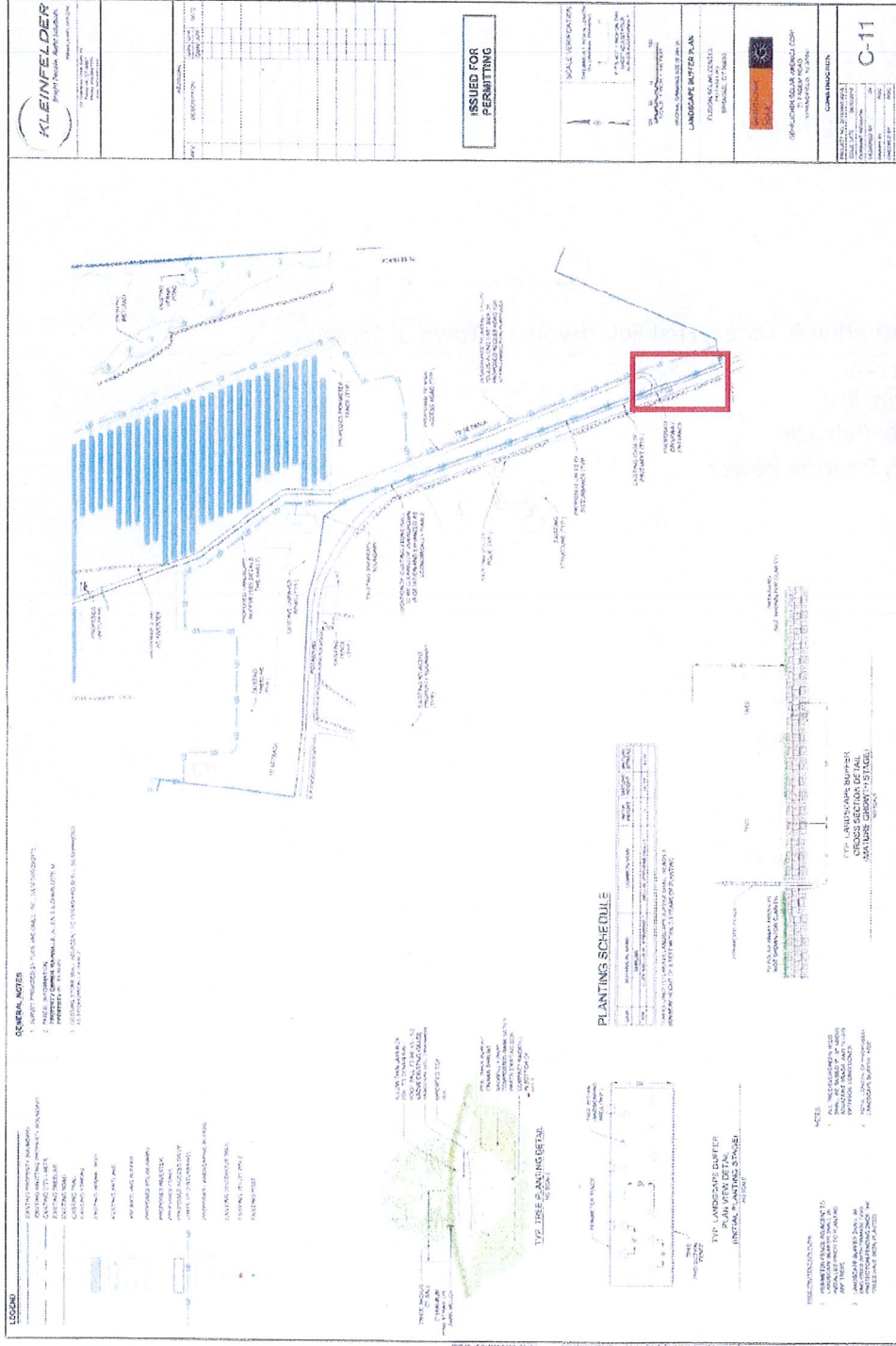
Name: John Dalby

Name: Authorized Signatory

Cc:

The Honorable Catherine A. Osten, First Selectwoman, Town of Sprague
Franca L. DeRosa, Esq.
Kenneth C. Baldwin, Esq.
Allan and Charlotte Rainville
Lance Weinkamer, Depcom Power

Figure 1 – Relevant portion of D&M Plan depicting landscaping. Proposed location of rock and landscape buffer outlined in red



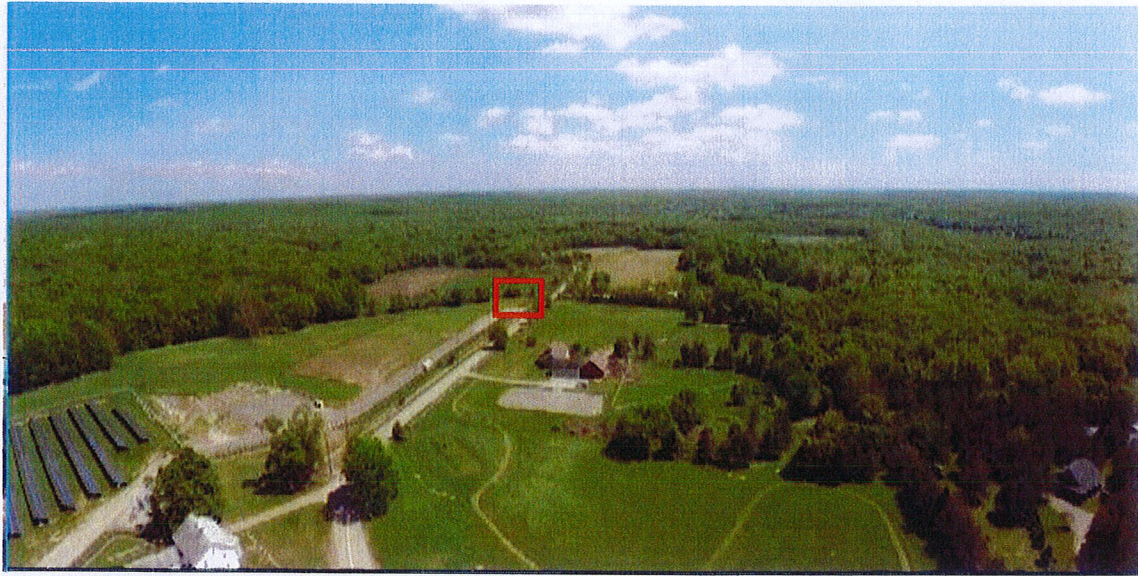


Figure 2. Proposed location of removal of rock and landscape buffer outlined in red



Figure 3. Rock and landscape buffer to be removed outlined in red



Figure 4. Rock buffer area to be removed highlighted in red

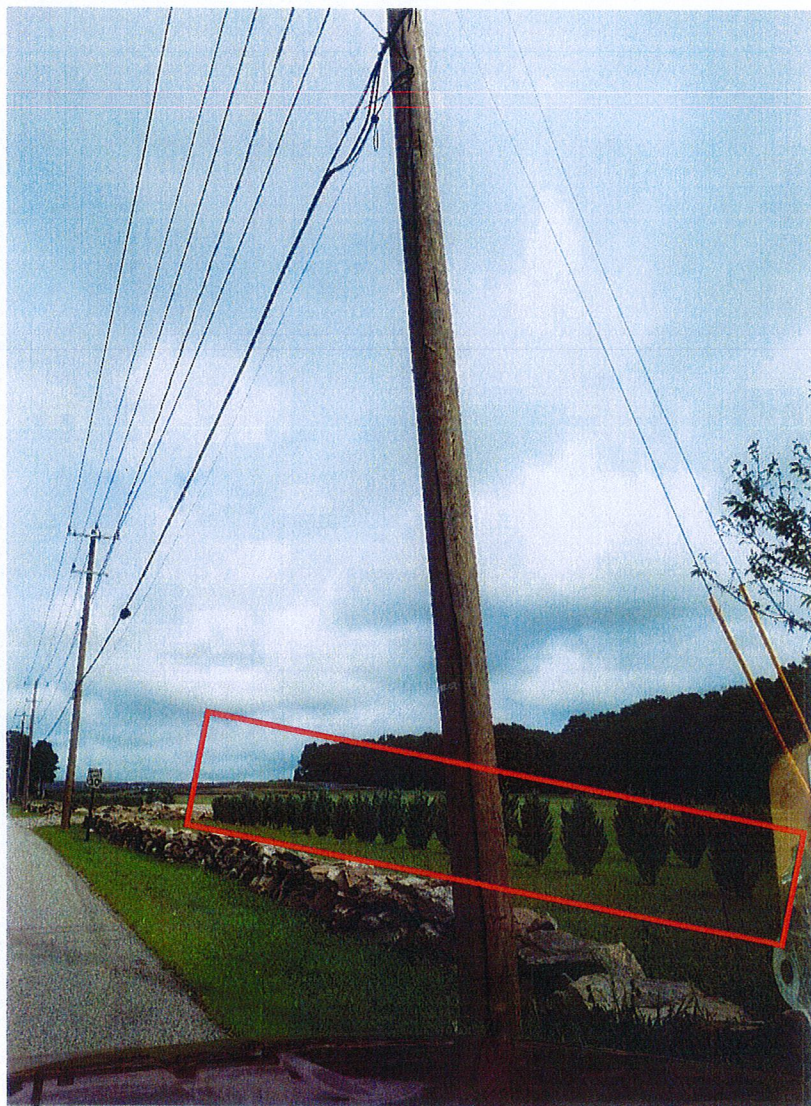


Figure 5. Landscape buffer to be removed highlighted in red. Note the rocks in the foreground along the road are not intended to be removed