

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

October 2, 2015

TO: Parties & Intervenors

FROM: Melanie Bachman, Acting Executive Director *MAB*

RE: **PETITION NO. 1184** - Beacon Falls Energy Park, LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction, operation, and maintenance of a 63.3 Megawatt AC fuel cell facility located on Lopus Road, Beacon Falls, Connecticut.

Enclosed please find a copy of the Council's notice of public hearing for the above-referenced matter.

MB/RDM/lm

Enclosure (1)

- c: Secretary of the State (via e-mail service)
 - Petition Service Recipients
 - BCT Reporting LLC
 - Pryme Tyme Entertainment



CONNECTICUT SITING COUNCIL
Affirmative Action / Equal Opportunity Employer



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HEARING NOTICE

Pursuant to provisions of Connecticut General Statutes § 16-50m and Section 16-50j-21 of the Regulations of Connecticut State Agencies, notice is hereby given that the Connecticut Siting Council (Council) will conduct a public hearing on Thursday November 5, 2015 beginning at 3:00 p.m., and continued at 7:00 p.m., at the Beacon Falls Firehouse, 35 North Main Street, Beacon Falls, Connecticut, and thereafter as necessary. The hearing will be on a petition from Beacon Falls Energy Park, LLC for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction, operation, and maintenance of a 63.3 Megawatt AC fuel cell facility located on Lopus Road, Beacon Falls, Connecticut.

The 3:00 p.m. hearing session will provide the petitioner, parties, and intervenors an opportunity to cross-examine positions. The 7:00 p.m. hearing session will be reserved for the public to make brief statements into the record. Cross-examination of parties and intervenors will resume, if necessary, after all statements have been heard.

The Council will conduct a public field review of the proposed site on Thursday November 5, 2015, beginning at 2:00 p.m.

Applicable law for this proceeding includes the Public Utility Environmental Standards Act, General Statutes § 16-50g, et seq., and Sections 16-50j-1, et seq., of the Regulations of Connecticut State Agencies.

The Council directs that all testimony and exhibits be pre-filed with the Council and all parties and intervenors by October 29, 2015. In accordance with the State Solid Waste Management Plan, the Council requests that all filings be submitted on recyclable paper. Please avoid using heavy stock paper, colored paper, and metal or plastic binders and separators.

Individuals are encouraged to participate through their elected officials, and other party/intervenor groupings.

Any person seeking to be named or admitted as a party or intervenor to the proceeding may file a written request to be so designated at the office of the Connecticut Siting Council, 10 Franklin Square, New Britain, Connecticut 06051, on or before October 29, 2015.

Parties and intervenors will be allowed to submit briefs and proposed findings of fact within 30 days after the close of the hearing.

Any person who is not a party or intervenor to this proceeding may file a written statement with the Council up to 30 days after the close of the hearing. Such statements will become part of the record. No written statement or any other material, evidence, or other information will be accepted from any person not a party or intervenor to the proceeding after 30 days following the close of the hearing, except as otherwise prescribed by law or the Council.

A verbatim transcript of the hearing session will be made and deposited with the Beacon Falls Town Clerk's office for the convenience of the public.

Requests for information in alternative formats or for sign-language interpreter services must be submitted in writing by October 29, 2015.

The petitioner of this facility is represented by the following:

Petitioner

Beacon Falls Energy Park, LLC

Its Representative

Lee D. Hoffman, Esq.
Pullman & Comely, LLC
90 State House Square
Hartford, CT 06103

A copy of the petition is available for review at the Council's office during office hours at 10 Franklin Square, New Britain, Connecticut, (860) 827-2935 or on Council website at <http://www.ct.gov/csc> under the link "Pending Proceedings." The Council has assigned this proceeding Petition No. 1184.

October 2, 2015

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October 2, 2015

TO: Commissioner Robert Klee
Dept. of Energy & Environmental Protection

Commissioner Steven Reviczky
Department of Agriculture

Commissioner Jewel Mullen
Department of Public Health

Karl Wagener, Executive Director
Council on Environmental Quality

Chairman Arthur House
Public Utilities Regulatory Authority

Benjamin Barnes, Secretary
Office of Policy and Management

Commissioner Catherine Smith
Department of Economic and
Community Development

Thomas A. Harley, P.E., Chief Engineer
Bureau of Engineering and Construction
Department of Transportation

Robert Bruno, Director of Planning,
Engineering & Environmental
Connecticut Airport Authority

Kevin Dillon, Executive Director
Connecticut Airport Authority

Daniel Forrest
Director of Arts & Historic Preservation
State Historic Preservation Office

Todd Levine
Historian/Environmental Reviewer
State Historic Preservation Office

Commissioner Dora B. Schriro
Department of Emergency Services
and Public Protection

Commissioner Jonathan A. Harris
Department of Consumer Protection

Commissioner Sharon Palmer
Department of Labor

Deputy Commissioner Pasquale J. Salemi
Department of Construction Services

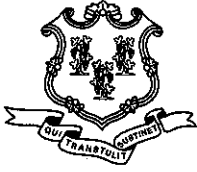
FROM: Melanie Bachman, Acting Executive Director *NAB*

RE: **PETITION NO. 1184** - Beacon Falls Energy Park, LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction, operation, and maintenance of a 63.3 Megawatt AC fuel cell facility located on Lopus Road, Beacon Falls, Connecticut.

Pursuant to General Statutes § 16-50j(g), the Connecticut Siting Council hereby solicits your written comments on the above-referenced petition. Your response on or before October 29, 2015 would be appreciated.

You may access the petition and other documents for this proceeding on our website at www.ct.gov/csc under the link "Pending Proceedings."

MB/RDM/lm



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October 2, 2015

The Honorable Christopher J. Bielik
First Selectman
Town of Beacon Falls
10 Maple Avenue
Beacon Falls, CT 06403

RE: **PETITION NO. 1184** - Beacon Falls Energy Park, LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction, operation, and maintenance of a 63.3 Megawatt AC fuel cell facility located on Lopus Road, Beacon Falls, Connecticut.

Dear First Selectman Bielik:

The Connecticut Siting Council (Council) scheduled a public hearing in your municipality in connection with the above-referenced matter on November 5, 2015. Based on the nature of this petition for a declaratory ruling, the Council voted to hold a public hearing, although it is not required by law. I am writing to invite you to participate in this public hearing.

The municipality's participation at the public hearing may take many forms. Municipal officials may request Party or Intervenor Status to actively participate in the evidentiary portion of the public hearing, present oral statements to the Council during the public comment session of the public hearing or submit written statements to the Council at any time before, during or within 30 days after the close of the public hearing.

Our staff is available to assist you in understanding our process and your options. In the event you have legal or procedural questions, please contact our Staff Attorney Melanie Bachman at (860) 827-2951.

The Council weighs many issues before rendering its decisions. We encourage you to take part in our public hearing process.

Sincerely,

Robert Stein
Chairman

RS/MAB/lm



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VIA ELECTRONIC MAIL

October 2, 2015

James Trzaski, Chief
Beacon Falls Fire Department
beaconhosechief@comcast.net

RE: **PETITION NO. 1184** - Beacon Falls Energy Park, LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction, operation, and maintenance of a 63.3 Megawatt AC fuel cell facility located on Lopus Road, Beacon Falls, Connecticut.

Dear Chief Trzaski:

Confirming our telephone conversation of September 24, 2015, I appreciate the reservation of the Fire House Room at the Beacon Falls Fire House for a public hearing on November 5, 2015 from 1:30 p.m. to 9:00 p.m.

For your information, I have attached a general plan for seating arrangements.

If any other information is needed, please feel free to contact me.

Thank you for your assistance.

Very truly yours,

Lisa A. Mathews
Clerk-Typist

lm

Enclosure (1)

Seating Arrangements:

X X X X X X X X X X X X

Council Table
(seating for twelve)
(x = chairs)

X
Table
for
Court
Reporter
& Audio
Tech
(x =
chairs)
X

Party Table
(seating for
four)
(x = chairs)
X
X
X
X

Applicant Table
(x = chairs)

X X X X X

Podium for
public

SEATING FOR PUBLIC
(chairs facing Council table)