



STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

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December 8, 2016

Justin Adams
Bloom Energy Corporation
1299 Orleans Drive
Sunnyvale, CA 94089

RE: PETITION NO. 1277 - Bloom Energy Corporation, as an agent for Stanley Black & Decker, petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the construction, operation and maintenance of a Customer-Side 250-Kilowatt Fuel Cell Facility to be located at the Stanley Black & Decker World Headquarters, 1000 Stanley Drive, New Britain, Connecticut.

Dear Mr. Adams:

The Connecticut Siting Council (Council) received the petition for the above-referenced facility on December 5, 2016.

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 relevant by the Council has been filed." Staff has reviewed this petition for completeness and has identified the following deficiencies in the filing:

1. notice to the appropriate municipal officials of the Town of Farmington, which is within 2,500 feet of the proposed facility;
2. notice to the Department of Emergency Management and Homeland Security, the Department of Labor, the Department of Consumer Protection, and the Department of Administrative Services;
3. notice to U.S. Congresswoman Elizabeth Esty;
4. notice to U.S. Senator Richard Blumenthal;
5. notice to U.S. Senator Christopher Murphy;
6. notice to the City of New Britain City Plan Commission;
7. notice to the City of New Britain Conservation Commission; and
8. the lack of a clearly labeled abutters' map that corresponds to the list of abutters provided.

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."

Therefore, the petition is incomplete at this time. The Council recommends that the petitioner provide a clearly labeled abutters' map that corresponds to the list of abutters provided in the filing; and proof of service of a copy of the petition for a declaratory ruling on the Town of Farmington, the Department of Emergency Management and Homeland Security, the Department of Labor, the Department of Consumer Protection, the Department of Administrative Services, U.S. Congresswoman Elizabeth Esty, Senator Richard Blumenthal, Senator Christopher Murphy, the City of New Britain Plan Commission, and the City of New Britain Conservation Commission on or before December 22, 2016. If additional time is needed, please submit a written request for an extension of time prior to December 22, 2016.

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: Vincent De Meis, Bloom Energy Corp.
Council Members