



STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

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January 8, 2016

Amy Shanahan
Bloom Energy Corporation
1299 Orleans Drive
Sunnyvale, CA 94089

RE: PETITION NO. 1208 – Bloom Energy Corporation, as an agent for Wal-mart Stores, Inc., 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 200-Kilowatt Fuel Cell Facility to be located at the Sam's Club store, 69 Pavillions Drive, Manchester, Connecticut.

Dear Ms. Shanahan:

The Connecticut Siting Council (Council) received the petition for the above-referenced facility on December 23, 2015 and a subsequent email with attachments of notice to the Department of Agriculture and an abutters' map submitted January 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 deemed relevant by the Council has been filed."

Staff has reviewed the subsequent submittal and has identified a deficiency - lack of a clearly labeled abutters' map that identifies the parcels corresponding to the mailing list attached to the petition. Additionally, the Council is still awaiting a corrected petition identifying the correct store name at which the proposed fuel cell facility would be located. 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 identifies the parcels corresponding to the mailing list attached to the petition and a corrected petition identifying the correct store name at which the proposed fuel cell facility would be located on or before January 14, 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: Edwin Pho, Bloom Energy
Rory Eblen, Bloom Energy
David Ozment, Wal-Mart Stores, Inc.
Council Members

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