



STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

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September 28, 2017

Lee Hoffman, Esq.
Pullman & Comley, LLC
90 State House Square
Hartford, CT 06103-3702

RE: **PETITION NO. 1295** – LSE Coma Berenices LLC declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction, operation, and maintenance of a 2.0 megawatt AC Solar Photovoltaic Electric Generating facility located at East Windsor Tax Assessor Map 027, Block 65, Lot 031, 90 Wapping Road, East Windsor, Connecticut. (NORCAP South).

Dear Attorney Hoffman:

The Connecticut Siting Council (Council) is in receipt of your correspondence dated September 28, 2017 regarding the above-referenced declaratory ruling requesting that LSE Coma Berenices LLC be allowed to conduct activities such as mobilizing construction equipment and non-civil work for stabilization of the site to address potential erosion issues, with the understanding that such activities may be subject to change when the Council acts on the Development and Management (D&M) Plan that was submitted by LSE Coma Berenices LLC on September 26, 2017.

The Council issued a declaratory ruling on May 26, 2017 and included a condition that LSE Coma Berenices LLC submit a D&M Plan prior to the commencement of facility construction in accordance with Regulations of Connecticut State Agencies (RCSA) §16-50j-60(b). The D&M Plan condition requires submission of a final site plan, including, but not limited to, placement of the solar panels and support structures, electrical interconnection design, access road(s), landscaping, and fence design; a Phasing Plan; an Erosion and Sedimentation Control Plan; and a Stormwater Management Plan.

In your correspondence of September 28, 2017, you state that LSE Coma Berenices LLC assumed control of the project site on September 25, 2017 and conducted limited construction activities primarily associated with site stabilization before activities ceased. LSE Coma Berenices LLC submitted its D&M Plan to the Council on September 26, 2017; however, the project developer has requested to resume certain work activities mentioned above prior to the Council acting on the D&M plan for this site.

Pursuant to RCSA §16-50j-60(d), which states in relevant part, “Except as otherwise authorized by the Council, no clearing or construction shall begin prior to approval of applicable sections of the D&M Plan by the Council,” Council staff hereby approves your request to begin limited construction activities at the site, including mobilizing construction equipment and non-civil work for site stabilization.

This approval applies only to the construction activities mentioned above. The D&M Plan for this project is still under review and has not been approved by the Council to date.

Please be advised that any changes or deviations from this approval are enforceable under the provisions of Connecticut General Statutes § 16-50u.

Thank you for your attention and cooperation.

Very truly yours,



Melanie Bachman
Executive Director

MB/CW

c: Council members

The Honorable Robert L. Maynard, First Selectman, Town of East Windsor
Laurie P. Whitten, CZEO, AICP, Town Planner, Town of East Windsor
Jordan Belknap, Lodestar Energy