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VIA EMAIL ONLY

July 19, 2017

[melanie.bachman@ct.gov](mailto:melanie.bachman@ct.gov)

Melanie A. Bachman, Esq., Executive Director  
Connecticut Siting Council  
Ten Franklin Square  
New Britain, CT 06501

**RE: Petition 1312 submitted by Candlewood Solar LLC for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction, maintenance and operation of a 20 megawatt AC (26.5 megawatt DC) solar photovoltaic electric generating facility located on a 163 acre parcel at 197 Candlewood Mountain Road and associated electrical interconnection to Eversource Energy's Rocky River Substation on Kent Road in New Milford, Connecticut**

Dear Ms. Bachman:

**Notice of Appearance**

This firm represents the Town of New Milford, Connecticut (the "Town" or "New Milford") in connection with the above-referenced Petition ("Petition") pending before the Connecticut Siting Council ("Council"). Please accept this letter as a Notice of Appearance by our firm on behalf of the Town in this proceeding and please direct future correspondence to the following counsel for the Town:

John D. Tower  
New Milford Town Attorney  
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If a more formal Appearance needs to be filed, please let me know.

### **Application for Party Status**

Pursuant to Conn. Gen. Stat. §§ 16-50n and 4-177a, as well as Conn. State Agency Regs §§ 16-50j-17 and 16-50j-40, the Town hereby requests that the Council grant the Town party status in the Petition, with full rights to participate in the proceeding as a party. The proposed 20 MW AC facility (the "Facility") is located exclusively within the legal boundaries of the Town, and the Town seeks to participate in order to protect the interests of the Town and its residents in all the various aspects and potential impacts of the construction, operation, and decommissioning of this Facility and restoration of associated lands after decommissioning, including but not limited to public welfare, public health and safety, environmental quality, compatibility with land use regulations, stormwater quality, runoff, soil erosion and sedimentation control issues, proposed clearing and associated forestry practices, aesthetics of improvements and/or personal property to be located on the subject property, landscaping standards, the employment and utilization of local labor and contractors to the extent possible, the terms and conditions of the Facility's storm water management plan, Development and Management Plan, Decommissioning Plan, and any other associated plans. As the Council may be aware, the installation of the Facility would necessitate the installation of improvements in areas located at elevations above various important ecological assets, including Candlewood Lake, Rocky River, the Housatonic River, and inland wetlands.

The Town can only protect these various interests by participating as a party to this proceeding, and its inclusion as a party will not interfere with the orderly conduct of the proceedings. Indeed, as provided under Conn. Gen. Stat. § 16-50n(a), the Council is required to grant party status to recipients of notice under Conn. Gen. Stat. § 16-50l. These provisions recognize that host municipalities of facilities like this have important and unique interests at stake in such proceedings.



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**Motion for a Public Hearing**

Pursuant to Conn. Gen. Stat. § 4-176(e) and Conn. State Agency Regs § 16-50j-40(b), the Town respectfully requests that the Council schedule and hold a formal public hearing on the Petition and proposed Facility. The proposed Facility has created controversy amongst various Town residents and stakeholders, and the only way the Council can adequately hear and address the interests of the various persons and stakeholders impacted by the Petition and proposed Facility is to conduct an open and fair public hearing on the Petition in accordance with its rules and regulations.

Sincerely,

CRAMER & ANDERSON LLP

By:

A handwritten signature in blue ink, appearing to read "John D. Tower", written over a horizontal line.

John D. Tower, New Milford Town Attorney