



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

April 1, 2019

TO: Parties & Intervenors

FROM: Melanie Bachman, Executive Director *MB*

RE: **PETITION NO. 1312** - Candlewood Solar LLC 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. **Court-ordered remand regarding visibility.**

Enclosed please find a copy of the Council's notice of the court-ordered evidentiary hearing regarding visibility for the above-referenced matter.

MB/lm

Enclosure (1)

c: Secretary of the State
Council Members
BCT Reporting LLC

HEARING NOTICE

Pursuant to provisions of Connecticut General Statutes § 4-183, notice is hereby given that the Connecticut Siting Council (Council) will conduct an evidentiary hearing on Tuesday, May 14, 2019, in Hearing Room Two, 10 Franklin Square, New Britain, Connecticut, beginning at 1:00 p.m. The hearing will be on the Candlewood Solar LLC Declaratory Ruling for the proposed construction, maintenance and operation of a 20 megawatt solar photovoltaic electric generating facility located at 197 Candlewood Mountain Road and associated electrical interconnection to Eversource Energy's Rocky River Substation on Kent Road in New Milford, Connecticut, based on the Connecticut Superior Court ordered remand regarding visibility.

On March 5, 2019, the Court issued an order remanding the administrative appeals filed by Rescue Candlewood Mountain and Carl Dunham in the above-referenced matter to the Council specifically limited to the clarifications as to whether the Findings of Fact and Opinion of the Council on visibility agree with the evidentiary record.

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 May 7, 2019.

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 evidentiary record. 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 after 30 days following the close of the evidentiary record, except as otherwise prescribed by law or the Council.

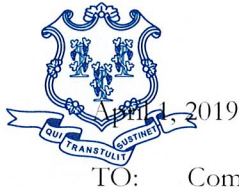
A verbatim transcript of the hearing session will be made and deposited with the New Milford, Brookfield and New Fairfield Town Clerk's offices for the convenience of the public.

Requests for information in alternative formats or for sign-language interpreter services must be submitted in writing by May 7, 2019.

A copy of the court order is available for review at the Council's office at 10 Franklin Square, New Britain, Connecticut, (860) 827-2935 or on the Council website at <http://www.ct.gov/csc> under the link "Pending Matters-Petition No. 1312."

April 1, 2019

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TO:

Commissioner Katie Dykes
Dept. of Energy & Environmental Protection

Commissioner Bryan Hurlburt
Department of Agriculture

Commissioner Renée D. Coleman-Mitchell
Department of Public Health

Peter Hearn, Executive Director
Council on Environmental Quality

Vice-Chairman John W. Betkoski, III
Public Utilities Regulatory Authority

Melissa McCaw, Secretary
Office of Policy and Management

Commissioner David Lehman
Department of Economic and
Community Development

Mark D. Rolfe, P.E., Bureau Chief
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

Todd Levine
Historian/Environmental Reviewer
State Historic Preservation Office

Commissioner James C. Rovella
Department of Emergency Services
and Public Protection

Commissioner Michelle E. Seagull
Department of Consumer Protection

Commissioner Kurt Westby
Department of Labor

Commissioner Josh Geballe
Department of Administrative Services

FROM: Melanie A. Bachman, Executive Director *MAB*

RE: **PETITION NO. 1312** - Candlewood Solar LLC 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. **Court-ordered remand regarding visibility.**

On March 5, 2019 the Connecticut Superior Court issued an order remanding the administrative appeals in the above referenced matter to the Council. The May 14, 2019 evidentiary hearing is specifically limited to the remand order to clarify whether the Council's December 21, 2017 Findings of Fact and Opinion on visibility agree with the evidentiary record.

Pursuant to Regulations of Connecticut State Agencies §16-50j-40, the Council hereby solicits your written comments on the above-referenced court-ordered remand proceeding regarding visibility. Your response on or before May 7, 2019 would be appreciated.

You may access the court order and other documents for this limited proceeding, including the schedule, on the Council's website at www.ct.gov/csc under the link "Pending Matters-Petition No. 1312."

MB/lm





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VIA ELECTRONIC MAIL

April 1, 2019

TO: Classified/Legal Supervisor
1312190308
The Danbury News Times
333 Main Street
Danbury, CT 06810
legals@hearstmediact.com

LA

FROM: Lisa A. Mathews, Office Assistant

RE: **PETITION NO. 1312** - Candlewood Solar LLC 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. **Court-ordered remand regarding visibility.**

Please publish the attached legal notice for one day on the first day possible from receipt of this notice.

Pursuant to General Statutes § 16-50m(c), the general notice to be public shall be published in its entirety in not less than **TEN POINT BOLDFACE TYPE**. If you have any questions concerning the ten point type, please contact me. If your newspaper does not have ten point type, please so state and also state the size type actually used in the legal notice in your affidavit.

Please send affidavit of publication and invoice to: Connecticut Siting Council
10 Franklin Square
New Britain, CT 06051

lm

Enclosure