

**STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL**

.....)
DWW SOLAR II, LLC PETITION FOR) PETITION NO. 1313
DECLARATORY RULING THAT NO)
CERTIFICATE OF ENVIRONMENTAL)
COMPATIBILITY AND PUBLIC NEED)
IS REQUIRED FOR A 26.4 MEGAWATT)
AC SOLAR PHOTOVOLTAIC ELECTRIC) August 18, 2017
GENERATING FACILITY IN SIMSBURY)
CONNECTICUT)

REPLY TO MOTION TO CONTINUE HEARING

Pursuant to § 16-50j-22a(b) of the Regulations of Connecticut State Agencies, the Town of Simsbury (“Town”), through counsel, respectfully submits this Reply to Motion to Continue Hearing concerning Petition No. 1313 (“Petition”), initiated by DWW Solar II, LLC (“DWW”), pending before the Connecticut Siting Council (“Council”).

DWW asserts that the Town does not need the requested time to digest the voluminous Petition and assess the potential impact the proposed project might have on the Town and its citizens because of DWW’s outreach prior to the filing of the Petition on June 29, 2017. The contents of the Petition, however, were not made available to the Town prior to its filing.

DWW is correct in that the Town, through its various boards and commissions, is endeavoring to hold meetings and assess the Petition at an expedited pace. However, as stated in the Motion to Continue Hearing, the potential impact of the proposed project is far reaching given, among other things, the number of acres involved, the type of land implicated and its proximity to nearby residential neighborhoods. The Petition needs to be vetted with

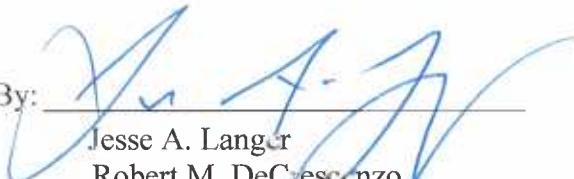
circumspection to ensure that the proposed project is in the best interests of the Town and its citizens and is sited in a responsible and environmentally compatible manner.¹

Additionally, the Town notes that neither the Commissioner of the Connecticut Department of Agriculture (“Department”) nor his executive assistant, Jason Bowsza, are available to attend the hearing presently scheduled for September 12, 2017. The Town concurs with the Department’s concern that their absence would impact the Department’s due process rights.

WHEREFORE, the Town respectfully requests that the Council continue the formal hearing to October 19, 2017, or a date thereafter convenient for the Council.

Respectfully submitted by,

THE TOWN OF SIMSBURY

By: 

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¹ The Town has responsibly advertised the current hearing date for the benefit of its citizens in the event that the hearing is not continued. This fact in no way operates as a waiver of the Town’s request for a continuance.

CERTIFICATION

I hereby certify that on this day that the foregoing was delivered by electronic mail and regular mail, postage prepaid, in accordance with § 16-50j-12 of the Regulations of Connecticut State Agencies, to all parties and intervenors of record, as follows:

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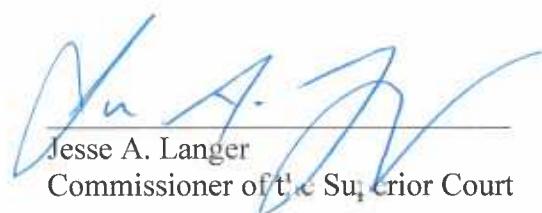
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