



# 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](mailto:siting.council@ct.gov)

[www.ct.gov/csc](http://www.ct.gov/csc)

### VIA ELECTRONIC MAIL

September 13, 2017

TO: Parties and Intervenors

FROM: Melanie A. Bachman *MAB*  
Executive Director

RE: **PETITION NO. 1313** – DWW Solar II, LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction, maintenance and operation of a 26.4 megawatt AC solar photovoltaic electric generating facility on approximately 289 acres comprised of 5 separate and abutting privately-owned parcels located generally west of Hopmeadow Street (US 202/CT 10), north and south of Hoskins Road, and north and east of County Road and associated electrical interconnection to Eversource Energy's North Simsbury Substation west of Hopmeadow Street in Simsbury, Connecticut.

---

The Connecticut Siting Council (Council) is in receipt of correspondence from State Representative John Hampton on September 12, 2017 concerning the above-referenced petition.

Pursuant to Connecticut General Statutes §16-50(b), a copy of the petition is to be submitted to each member of the legislature in whose assembly or senate district the facility is to be located for review. In the event that Representative Hampton does not avail himself of the opportunity to attain party status under Connecticut General Statutes §16-50n, this correspondence shall become part of the record in this proceeding in the form of a limited appearance.

Therefore, a copy of Representative Hampton's correspondence is being distributed to all participants in this proceeding and will also be administratively noticed in the record.

MAB/RDM/laf

c: Council Members



CONNECTICUT SITING COUNCIL

Affirmative Action / Equal Opportunity Employer





**State of Connecticut**  
**HOUSE OF REPRESENTATIVES**  
HARTFORD, CONNECTICUT 06106-1591

**REPRESENTATIVE JOHN HAMPTON**  
SIXTEENTH ASSEMBLY DISTRICT

LEGISLATIVE OFFICE BUILDING  
ROOM 5007  
HARTFORD, CT 06106-1591  
CAPITOL: 860-240-8585  
E-MAIL: JOHN.HAMPTON@cga.ct.gov

**ASSISTANT MAJORITY LEADER**

**RANKING MEMBER**  
INTERNSHIP

**MEMBER**  
AGING COMMITTEE  
COMMERCE COMMITTEE

September 12, 2017

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

**Re: Petition 1313 – DWW Solar II, LLC Petition for Declaratory Ruling that No Certificate of Environmental Compatibility and Pubic Need Is Required for A 26.4 Megawatt AC Solar Photovoltaic Electric Generating Facility in Simsbury, Connecticut**

For the record my name is John Hampton, State Representative for the 16th Assembly District, the Town of Simsbury. Thank you for the opportunity to provide this written testimony and for holding this hearing today.

After extensive review of the Deep Water Wind (DWW) Solar II, LLC Petition No. 1313 submitted to the State Siting Council for a Declaratory Ruling, I am asking that the application be denied. I believe that the motion for a Declaratory Ruling should be denied on the grounds that the Petition does not meet the procedural requirements of 16-50(a) of the general statutes as amended by Public Act 17-218. As a state legislator, this is a law I voted in support of, which was signed into law by the Governor with the effective date of July 1, 2017. Because Public Act 17-218 was passed with the support of legislative, executive and administrative agencies and many municipalities, I believe the company and the Siting Council should honor the intent of this law as it represents a clearly stated public policy in favor of working towards sustainable solar energy while still being able to preserve open space and farmland. This policy is based in large part on the findings detailed in a report "Energy Sprawl and Solar Farms" produced by the Council on Environmental Quality, which suggested solar farm generation facilities should be sited at brownfields or former landfills, instead of open space, farmland, or forests for all future solicitations. Given the scope and nature of this project, it is clear that it would materially affect up to at least 289 acres of land, including 90 acres of prime farmland, which is a huge concern for our residents, our town and our state. Because of this I believe the project should receive the highest scrutiny possible.

I stand in agreement with the Department of Agriculture and the Town of Simsbury that DWW be required to file and obtain a Certificate of Environmental Compatibility and Public Need. The effective date of the legislation was July 1, 2017 and therefore should apply to all decisions made by the Siting Council after this date. Under the law the requirement after July 1st is that:

**the project must meet DEEP air and water quality standards; the Siting Council must find there is not substantial adverse environmental impact and the Department of Agriculture must supply written representation regarding any project that involves prime farmland.**

Given the size and the scope of the project, which would be one of the largest of its kind in the region, the equivalent of approximately two hundred and twenty football fields, I believe the impact to the land's agricultural character, historical value, the neighboring residential property and nearby school would be substantial. These factors should weigh strongly against a favorable ruling. Once we start going down that road of developing what little farmland our state has left, there is no going back.

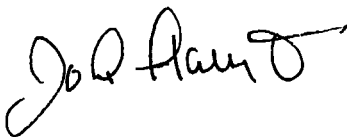
Going forward we must make sure that all resident concerns and questions about the project's agricultural, environmental, historical and quality of life impacts are answered and addressed before a final decision is made. If the Petition were to be approved by the Siting Council, I would ask that the project at least be reduced in scope to lessen the impact on neighboring properties and that the buffering, setbacks and landscaping be increased to make in blend in with the rural character of our community. I would also ask that a stronger effort be made to preserve historical landmarks, including the tobacco barns located on Hoskins Road. The farms and barns in this area have historic significance in history as a younger Dr. Martin Luther King had worked on the farm over a couple of summers, which he has said provided him with life-changing experiences.

In closing, Simsbury's has long been a champion of promoting the rural nature of our community, and preserving open space, farmland, forests and sustainable clean energy (through our 100 percent CT policy). Because of these efforts and those of groups like the Simsbury Land Trust and the Save the Woods Community Group, nearly 30 percent of our land has been protected as open space.

I truly believe that we can continue towards sustainable solar energy while still being able to preserve open space and farmland. These are two environmental interests that do not need to compete against each other and strongly encourage any and all alternatives to be considered that don't involve building on our precious farmland.

Thank you again to the Siting Council for this opportunity to present testimony and I look forward to the work in the weeks and months ahead to make sure all these concerns are addressed in an open an transparent manner.

Sincerely,



John K. Hampton  
16<sup>th</sup> District