



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

VIA ELECTRONIC MAIL

March 7, 2019

Paul R. Michaud, Esq.
Michaud Law Group LLC
515 Centerpoint Drive, Suite 502
Middletown, CT 06457

RE: **PETITION NO. 1362** – Town of New Milford petition for a declaratory ruling, pursuant to Connecticut General Statutes §4-176, for a determination that the January 28, 2019 Development and Management Plan submitted by Candlewood Solar, LLC in Petition No. 1312 conflicts and/or is inconsistent with the Connecticut Siting Council's December 21, 2017 final decision on Petition No. 1312.

Dear Attorney Michaud:

The Connecticut Siting Council (Council) is in receipt of your letter of March 7, 2019, requesting Party status for Candlewood Solar, LLC in Petition No. 1362.

Your request will be placed on the next meeting agenda, a copy of which will be sent to you. Your attendance is welcome, but is not required. You will be notified of the Council's determination immediately thereafter.

All documents filed to date are available at the Council's office or on our website under pending matters.

Please contact me if you have any questions.

Sincerely,

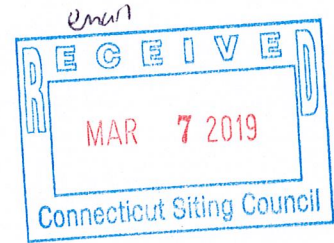
Melanie A. Bachman
Executive Director

MB/MP/lm

c: Council Members
Parties and Intervenors



PAUL R. MICHAUD, ESQ.
DIRECT PHONE: 860-338-3728
E-MAIL: PMICHAUD@MLGCLEANENERGY.COM



March 7, 2019

DELIVERED VIA U.S. MAIL AND EMAIL

Siting.Council@ct.gov

Melanie Bachman, Esq.
Executive Director/Staff Attorney
Connecticut Siting Council
10 Franklin Square
New Britain, CT 06051

Re: CANDLEWOOD SOLAR, LLC 20 MW SOLAR PHOTOVOLTAIC PROJECT NEW MILFORD ASSESSOR'S MAP PARCELS 26/67.1, 9.6, AND 34/31.1 CANDLEWOOD MOUNTAIN ROAD NEW MILFORD, CONNECTICUT - PETITION NO. 1312

Dear Attorney Bachman:

On February 28, 2019, the Town of New Milford (the "Town") submitted a Petition for Declaratory Ruling And For Party Status Under C.G.S. § 22a-19 regarding Candlewood Solar, LLC's Development and Management Plan ("D&M Plan") filed with the Connecticut Siting Council ("Council"). Candlewood Solar, LLC ("Candlewood Solar") hereby submits to the Council Candlewood Solar's Application for Party Status regarding the Town's Petition for Declaratory Ruling And For Party Status.

Enclosed are the original and fifteen (15) hard copies each of Candlewood Solar's Application for Party Status. A copy of the Application is also being provided to the service list.

If you have any questions or concerns regarding Candlewood Solar's Application for Party Status, please contact me.

Sincerely,

Paul R. Michaud

STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

CANDLEWOOD SOLAR, LLC)	Petition No. 1312
20 MW SOLAR PHOTOVOLTAIC PROJECT)	
NEW MILFORD ASSESSOR'S MAP)	
PARCELS 26/67.1, 9.6, AND 34/31.1)	
CANDLEWOOD MOUNTAIN ROAD)	
NEW MILFORD, CONNECTICUT)	March 7, 2019

APPLICATION FOR PARTY STATUS

Through its undersigned legal counsel, and pursuant to General Statutes §§ 16-50n, 4-177a, 16-50o, and 22a-120 as well as §§ 16-50j-17 and 16-50j-40 of the Regulations of Connecticut State Agencies as relevant, Candlewood Solar, LLC ("Candlewood Solar") respectfully requests that the Connecticut Siting Council ("Council") grant it "Party" status in the above-referenced proceeding. In support of this Application for Party Status, Candlewood Solar states as follows:

1. On February 28, 2019, the Town of New Milford (the "Town") submitted a petition to the Council in response to Candlewood Solar's Development and Management Plan ("D&M Plan") submitted to the Council for the Candlewood Solar Project under Petition 1312 ("Solar Project").

2. The Town's February 28, 2019 petition seeks a declaratory ruling from the Council that Candlewood Solar's D&M Plan for the Solar Project allegedly fails to comply with the erosion and sedimentation control and stormwater pollution control standards set forth in the Connecticut Department of Energy and Environmental Protection's ("DEEP") regulations and guidelines.

3. The Town's petition also claims that Candlewood Solar's D&M Plan allegedly fails to address or comply with accepted best engineering practices for controlling sedimentation, erosion and runoff from the Solar Project.

4. Lastly, the Town's petition claims that Candlewood Solar's D&M Plan is allegedly in material conflict with other portions of the Council's Decision and Order approving the Solar Project.

5. In its petition, the Town requests that the Council deny Candlewood Solar's D&M Plan and hold a hearing on its petition for a declaratory ruling in order to allow interested persons sufficient opportunity to participate in the D&M Plan process and to ensure the completeness and transparency of the Council's review.

6. The Town requests intervenor status in connection with its petition for declaratory ruling, and a hearing on the intervenor request itself.

7. Candlewood Solar's participation as a Party in this proceeding is vitally necessary to allow Candlewood Solar to represent its legal rights, duties, and privileges, which will be directly impacted by the Town's proposed petition for a declaratory ruling and any determination by a Council decision in this proceeding.

8. Candlewood Solar's involvement at any evidentiary hearing in this proceeding as a Party would aid the Council in reaching a fair and informed decision regarding the claims made by the Town in connection with Candlewood Solar's D&M Plan and will not interfere with the orderly conduct of the proceeding.

9. Candlewood Solar requests that all communications (electronic service is requested) from all parties, intervenors, and others in connection with this proceeding be directed to:

Paul R. Michaud, Esq.
Michaud Law Group, LLC
515 Centerpoint Drive
Suite 502
Middletown, CT 06457
Phone: 860-338-3728
E-Mail: pmichaud@mlgcleanenergy.com

WHEREFORE, Candlewood Solar respectfully requests that the Council grant it Party status and allow Candlewood Solar the opportunity to fully defend its D&M Plan at any evidentiary hearings, including providing interrogatories and interrogatory responses, providing pre-filed written testimony, presenting expert witnesses, cross-examination of opposing witnesses, and providing written briefs.

Respectfully submitted by,

CANDLEWOOD SOLAR, LLC



By: _____

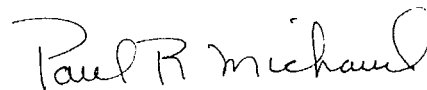
Paul R. Michaud
Michaud Law Group, LLC
515 Centerpoint Drive
Suite 502
Middletown, CT 06457
Phone: 860-338-3728
E-Mail: pmichaud@mlgcleanenergy.com

Its Attorney

CERTIFICATION

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

Daniel E. Casagrande, Esq.
Attorney for New Milford
Cramer & Anderson, LLP
30 Main Street, Suite 204
Danbury, CT 06810
Phone: (203) 744-1234
Email: dcasagrande@crameranderson.com



Paul R. Michaud
Commissioner of the Superior Court