

STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

PETITION OF THE UNITED	:	Petition No. 1120
ILLUMINATING COMPANY FOR A	:	
DECLARATORY RULING THAT NO	:	
CERTIFICATE OF ENVIRONMENTAL	:	
COMPATIBILITY AND PUBLIC NEED IS	:	
REQUIRED FOR MODIFICATIONS TO	:	
THE HAWTHORNE SUBSTATION IN	:	February 17, 2015
FAIRFIELD, CONNECTICUT	:	

OPPOSITION OF
THE UNITED ILLUMINATING COMPANY
TO ARTHUR TOURNAS' AND VINCENT GIANDURCO'S
REQUESTS FOR INTERVENOR STATUS

The United Illuminating Company ("UI") files this Opposition to Mr. Arthur Tournas' ("Tournas") and Mr. Vincent Giandurco's ("Giandurco") petitions to obtain intervenor status in Connecticut Siting Council ("Council") Petition No. 1120 ("Proposed Project"). Intervenor petitions were filed on January 28, 2015 by Tournas and on February 11, 2015 by Giandurco. For the reasons set forth herein, UI objects to both petitions, and respectfully requests that the Council deny these petitions to obtain intervenor statuses.

I. Factual Background

On October 30, 2014, UI filed a petition with the Council requesting a declaratory ruling that a certificate of environmental compatibility and public need is not required for modifications to the existing Hawthorne Substation in Fairfield, Connecticut.

II. Neither Tournas nor Giandurco are Owners of Property Abutting the Project

Tournas claims that he is co-owner of a piece of property abutting the Proposed Project. Land records indicate otherwise (see Attachment 1). On September 15, 2014, a quit claim deed


was recorded in the Town of Fairfield. Any interest, rights, or title Arthur Tournas had in the property at 186 Schiller Road were thereby extinguished. Similar to Tournas, Giandurco does not own property that abuts the Proposed Project. His residence is located approximately 570 feet from the Proposed Project, screened by Hawthorne Substation facilities, existing vegetation, and another residence. Neither petitioner has provided any information as to how their “legal rights, duties or privileges shall be specifically affected by the agency's decision in the contested case” as is required by Connecticut General Statute § 4-177a.

In addition, neither Tournas or Giandurco provide information as to how their participation will assist the Council in resolving the issues in the case, are in the interest of justice, and will not impair the orderly conduct of the proceeding as by R.C.S.A. § 16-50j-15 and Connecticut General Statutes § 4-177a(b). Instead, Tournas states that he is an abutting property owner and wishes to represent concerns of the abutters and the neighborhood. Giandurco states that he “will provide environmental information” to the Council and would like to “point out issues related to the Siting Council petition process.” None of the information provided in either petition offers information which would aid the Council in its decision and not impair the proceedings.

Granting Tournas or Giandurco intervenor status based on these claims will not further the interests of justice as: (i) members of the neighborhood are represented by the Town of Fairfield, already a Party to this proceeding; and (ii) all concerned citizens, including those property owners with land abutting the facility, and Tournas and Giandurco, will have the opportunity to speak at the public hearing and can voice their concerns at that time.

Neither Tournas nor Giandurco are abutting property owners and both have inadequately demonstrated how participation as intervening parties would aid the Council in resolving the issues in this matter. Having failed to demonstrate these items, both requests must be denied.

Respectfully submitted,



Bruce L. McDermott
Managing Counsel – Operations
UIL Holdings Corporation
As Agent for The United Illuminating Company

CERTIFICATION

This is to certify that on this 17th day of February, 2015, the foregoing was delivered via by hand to the Connecticut Siting Council, 10 Franklin Square, New Britain, CT and one (1) copy was delivered via U.S. mail, postage prepaid, to all other known parties and petitioners.



Bruce L. McDermott