

STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

APPLICATION OF THE UNITED	:	PETITION NO. 1120
ILLUMINATING COMPANY FOR	:	
DECLARATORY RULING RE 180	:	
HAWTHORNE DRIVE, FAIRFIELD, CT	:	January 13, 2015

MOTION TO INTEREVENE

The Town of Fairfield, Connecticut. (“Fairfield”) hereby moves the Connecticut Siting Council (“Council”) to designate Fairfield as an intervener in the above-captioned proceeding pursuant to Connecticut General Statutes §§ 4-177a (b) and 16-50n, 16-50o and 22a-120 and the Regulations of Connecticut State Agencies §§ 16-50j-15a through 16-15a-17. In support of its motion, Fairfield states as follows:

1. Connecticut General Statutes § 4-177a (b) authorizes the Department to grant a petitioner intervenor status in a contested case upon the filing of “(1)...a written petition... at least five days before the date of a hearing; and (2) the petition states facts that demonstrate that the petitioner’s participation is in the interests of justice and will not impair the orderly conduct of the proceedings.” For the reasons set forth below, Fairfield’s participation as an intervenor meets the criteria set forth in Connecticut General Statutes § 4-177a (b).

2. The Department established this docket to consider the application of The United Illuminating Company (“UI”) for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed modifications to the Hawthorne Substation located at 180 Hawthorne Drive, Fairfield, Connecticut (“Petition”).

3. Fairfield is a Municipal Corporation which is a customer of UI. Fairfield has approximately 59,000 residents. Many of those residents purchase their electricity from UI. The substation in question is located in a residential neighborhood, and the property is abutted by a number of Fairfield residents, who will be affected by any changes to the substation. Such changes may include, but are not limited to: interference with the peaceful use and enjoyment of the residents' homes; potential increase of light emanating from the substation, potential increase in electromagnetic radiation emanating from the substation; a lowering of the residents' property values.

4. Fairfield's participation is in the interests of justice and will not impair the orderly conduct of the proceeding. Because Fairfield's interests are affected by this proceeding, the Council should grant Fairfield intervener status pursuant to its authority under Connecticut General Statutes § 4-177a (b).

5. Fairfield proposes to participate in a limited manner in this proceeding relative to issues associated with the issue of UI's request for declaratory ruling, including but not limited to participating in any hearings held by the Council, cross-examination of witnesses, submission of pre-filed testimony or other evidence written exceptions, and participating in oral argument, if any.

6. Correspondence, materials and other communication in regard to this matter should be served upon the following:

Stanton H. Lesser, Esq.
1 Eliot Place

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First Selectman
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WHEREFORE, for the foregoing reasons, Fairfield requests that it be designated an intervenor in this proceeding.

Respectfully submitted,

TOWN OF FAIRFIELD

By: 

Stanton H. Lesser, Esq

CERTIFICATION

I certify that a copy hereof has been sent on this date to all parties, intervenors, and participants of record as reflected on the Council's service list as of this date, via first class mail, postage prepaid. A copy has also been filed with the Council as an electronic web filing and is complete.


Stanton H. Lesser, Esq.