# Robinson+Cole

KENNETH C. BALDWIN

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Also admitted in Massachusetts

August 2, 2019

#### Via Hand Delivery and Electronic Mail

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

Re: Docket No. 470B – NTE Connecticut, LLC Application for a Certificate of Environmental Compatibility and Public Need for the Construction, Maintenance and Operation of a 650 Megawatt Dual-Fuel Combined Cycle Electric Generating Facility and Associated Electrical Interconnection Switchyard Located at 180 and 189 Lake Road, Killingly, Connecticut

Phase 1 Development and Management Plan Submission

Dear Ms. Bachman:

Enclosed please find an original and fifteen (15) copies of the Phase 1 Development and Management ("D&M") Plan for the Killingly Energy Center, approved by the Siting Council on June 6, 2019. As described in more detail in this submission, the Phase 1 D&M Plan describes specific construction activities including, but not limited to, tree and vegetation clearing, installation of erosion and sedimentation controls and stormwater pollution prevention measures, rough site grading and earth work, blasting requirements, and other information required by the Council.

In addition to the copies of the Phase 1 D&M Plan, this submission includes two (2) full size (24" x 36") sets of the following Appendices and Attachments, filed in bulk:

Appendix A – Attachment 2 – Site Survey Appendix A – Attachment 4 – Existing Conditions Plan

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Melanie A. Bachman, Esq. August 2, 2019 Page 2

> Appendix B – Attachment 1 – Phase 1 Site Development Plan Appendix B – Attachment 2 – Grading Comparison Plan Appendix D – Attachment 1 – Erosion and Sedimentation Control Plan

Appendix F – Attachment 1 – Water Connection Route Appendix F – Attachment 2 – Sewer Connection Route

In accordance with our agreement with the Town of Killingly, a copy of the Phase 1 D&M Plan has been provided to Mary Calorio, Town Manager and Anne-Marie Aubrey, Director of Planning and Development. A copy of the Phase 1 D&M Plan has also been placed in the Killingly Public Library.

Please do not hesitate to contact me if you have any questions or need any additional information.

Sincerely,

Kenneth C. Baldwin

KCB/kmd Enclosures Copy to:

Mary Calorio, Town Manager (via hand delivery)
Anne-Marie Aubrey, Director of Planning and Development (via hand delivery)
Tim Eves



# Killingly Energy Center Development and Management Plan Phase 1

Construction of a Natural Gas-Fired Combined Cycle Power Plant

Submitted to Connecticut Siting Council for Approval

August 2019

#### Introduction

On June 6, 2019, NTE Connecticut, LLC ("NTE") received Connecticut Siting Council ("CSC") approval to construct the Killingly Energy Center ("KEC"), a 650 MW natural gas-fired combined cycle facility to be built in Windham County, Killingly, Connecticut. The Project is expected to achieve commercial operations in early 2022 under a date-certain Engineer, Procure, Construct Agreement.

#### **Project Description**

KEC will utilize the latest, commercially proven, most advanced and efficient gas turbine technology in a 1-on-1 combined cycle configuration, consisting of one Mitsubishi Hitachi Power Systems America (501JAC gas turbine generator ("GTG")), one heat recovery steam generator ("HRSG") and one steam turbine generator ("STG"). KEC has been designed to minimize water use and wastewater discharge through the use of an air-cooled condenser ("ACC") and has incorporated measures to limit the potential for ecological impacts.

NTE has prepared this Development and Management ("D&M") Plan in support of the construction of KEC pursuant to the requirements of sections 16-50j-60 through 16-50j-62 of the Regulations of Connecticut State Agencies ("RCSA"). In addition to the general requirements, specific information identified for the D&M Plan in KEC's CSC Decision and Order is also provided. The D&M Plan will be submitted in phases to encompass elements of work activities associated with KEC's construction that require early initiation in order to meet the KEC construction schedule.

#### Organization of the D&M Plan

The preface of this report (D&M Plan Requirement Tables section) provides two reference tables; the first lists the regulatory requirements under RCSA 16-50j-60 through 16-50j-62, and the second lists the requirements of the CSC Decision and Order approving KEC. Each table contains cross references to the location within the D&M Plan where a specific requirement is addressed, and where applicable, discussed. Where certain information is planned for submittal in a later D&M Plan filing, this is also noted in each table.

## Phasing of the D&M Plan

This document represents the first of three (3) phases of the D&M Plan to be submitted to the CSC. Each phase of the D&M Plan submittal is meant to cover specific construction activities as outlined below.

- Phase 1
  - o Health and safety
  - Tree and vegetation clearing
  - Erosion & sedimentation control/stormwater pollution prevention
  - Rough grading and earthwork
  - Blasting
  - Security (Phase 1 activities only)
  - Schedule (Phase 1 activities only)
  - Decommissioning (Phase 1 activities only)
- Phase 2
  - o Final equipment design and site arrangements
  - Final grading
  - Natural gas connection plan
  - o Final noise mitigation measures and plans
  - Site security (Phase 2 activities only)
  - Detailed project schedule

- Updated decommissioning plan
- Phase 3
  - Landscaping
  - Wetland replication and temporary work area restoration activities
  - Design details regarding operation-specific activities (deliveries, chemicals, spill prevention, etc.)

#### Compliance with Municipal Regulate and Restrict Orders

Over a period of three years, NTE has engaged with the Town of Killingly to acquire their review and input into the design of KEC and to ensure the Town of Killingly's input and requests were accounted for and incorporated to the extent practical. NTE is committed to closely coordinating with the Town of Killingly during construction and operations of KEC.

The Town of Killingly's Regulate and Restrict orders pertaining to KEC are included in the CSC Findings of Fact #193 through #263. Certain Regulate and Restrict Orders related to items covered in this Phase 1 D&M Plan will be referenced in this document to ensure full compliance.

## **D&M Plan Requirement Tables**

RCSA 16-50j-60 through 16-50j-62 Requirements Table

Item	Requirement	Phasing Details	D&M Plan Appendix
16-50j-61 (a)	Key map		Appendix A Attachment 1 (Key Map)
	Plan drawings showing:  1. Edges of site, location and owner of contiguous parcels;  2. Adjoining public roads and public lands;	Included in Phase 1	Appendix A  Attachment 2 (Property Survey)
	Location of each 50-foot contour shown on Key map;		Appendix A  Attachment 4 (Existing Topography)
×	Location and height of facility components, including trenching;	In	cluded in Phase 2
	5. Points of access;		Appendix C Attachment 1 (Construction Traffic Route Plan)
16-50j-61 (b)	6. Edges of existing and proposed clearing;		Appendix B  Attachment 1 (Site Development Plan)  Attachment 2 (Grading Comparison Plan)
	7. Sensitive areas a. Wetlands b. Areas of high erosion potential c. Habitat areas	Included in Phase 1	Appendix B  Attachment 1 (Site Development Plan)
	d. Underground utilities     e. Adjoining residences that may be disrupted		Appendix A  Attachment 2 (Property Survey)  Attachment 3 (Adjoining Residence Map)
	f. Significant environmental, historic and ecological features		Appendix B  Attachment 1 (Site Development Plan)

Item	Requirement	Phasing Details	D&M Plan Appendix
	Supplemental Information:  1. Plans to salvage marketable timber, restore habitat and maintain snag trees;		Appendix B
	Construction rehabilitation procedures, including for:     a. Wetland and waterways proximity     b. Sedimentation and erosion control		Appendix D  Attachment 1 (Erosion & Sediment Control Plan)
	<ul> <li>c. Species protection</li> <li>d. Stormwater management</li> <li>e. Watercourse bank management</li> <li>f. Protection of historic and archaeological resources</li> </ul>	Included in Phase 1	Appendix E
16-50j-61	Method and type of vegetative clearing and maintenance;		Appendix B
(c)	4. Public recreation areas or activities;	o	Appendix A  Attachment 2 (Property Survey)
	<ul><li>5. Plans for disposal of excess material and stumps;</li><li>6. Blasting locations;</li></ul>		Appendix B  Attachment 1 (Site Development Plan)
	7. Reseeding and topsoil specifications;	Ir	ncluded in Phase 3
	8. Contractor contact information;	*	Appendix H  Attachment 1 (Emergency Response Action and Fire Prevention Plan)
	Other site-specific information at CSC's request;	Included in Phase 1	
16-50j-61 (d)	Notice of D&M Plan filing to service list		Requirements acknowledged
16-50j-61 (e)	CSC's right to require changes to the D&M Plan	N/A	

## 470B CECPN Finding of Facts Dockets Requirements Table

Item	Requirement	Phasing Details	D&M Plan Appendix
(a)	Final Site Plan	Included for Phase 1 activities only, layout of equipment to be shown in Phase 2	Appendix B  Attachment 1 (Site Development Plan)  Attachment 2 (Grading Comparison Plan)
(b)	Natural Gas Connection Plan	To be included	in Phase 2
(c)	Water and Sewer Connection Routes	Included in Phase 1	Appendix F  Attachment 1 (Water Connection Route)  Attachment 2 (Sewer Connection Route)
(d)	Detailed Project Schedules	Included for Phase 1 activities only; Schedule for later activities to be included in Phase 2	Appendix G  Attachment 1 (Phase 1  Project Schedule)
(e)	Erosion & Sedimentation Control Plans	Included in Phase 1; Connecticut Department of Energy and Environmental Protection ("CTDEEP") confirmation of coverage under Construction General Permit to be include in Phase 2	Appendix D  Attachment 1 (Erosion & Sediment Control Plans)
<b>(f)</b>	Wetland Restoration and Creation Plans	Included in	Phase 3
(g)	Emergency Response/Safety Plan	Included in Phase 1	Appendix H  Attachment 1  (Emergency Response/Safety Plan)
(h)	Final Noise Mitigation Measures and Plans	To be included	in Phase 2
(i)	Stormwater Design and Management Plan	Final limits of grading, including detention basin sizing included in Phase 1; stormwater management	Stormwater Pollution Control Plan undergoing review by CTDEEP; to be

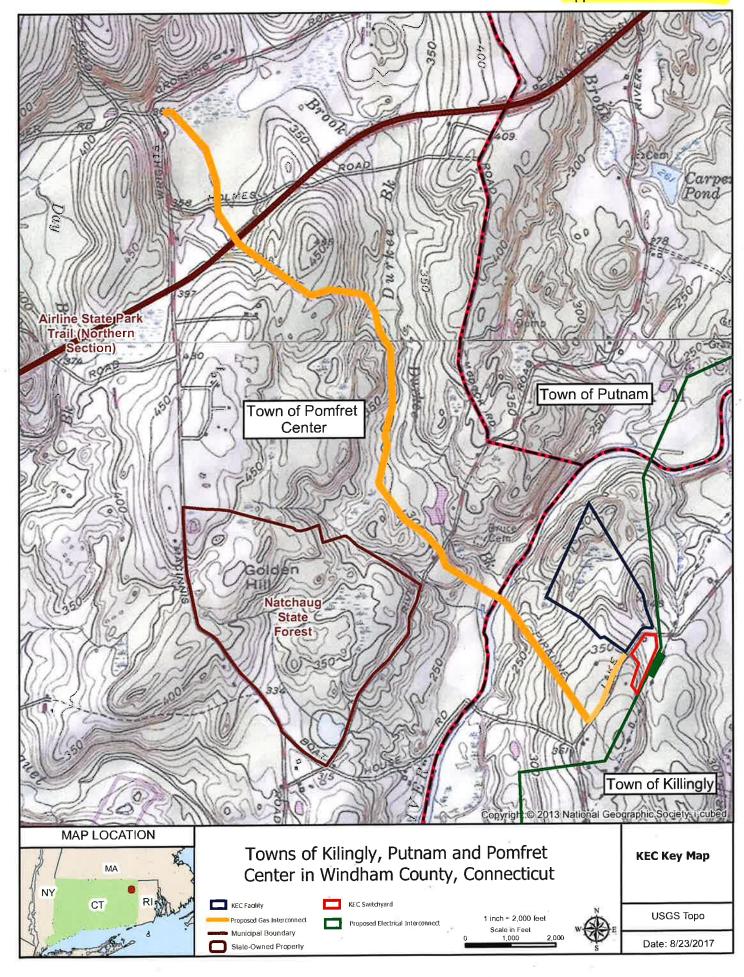
ltem	Requirement	Phasing Details	D&M Plan Appendix
		details and coverage under Construction General Permit to be included in Phase 2	provided to CSC following approval
<b>(</b> j)	Decommissioning Plan	Provided to address early construction activities; later D&M Filings will provide additional detail	Appendix I
(k)	Final Fuel Storage and Handling Plan	Layout of equipment to be sho be included in	
(1)	Final Plans for Delivery, Storage and Containment of Aqueous Ammonia	Layout of equipment to be sho be included in	
(m)	Final Plans for Delivery, Storage and Usage of Hydrogen	Layout of equipment to be sho be included in	
(n)	Backup Generator Design and Containment Measures for Fuel, Oil and Coolant	Layout of equipment to be sho be included in	
			Appendix D
(o) .,	Dewatering Plan	Included in Phase 1	Attachment 1 (Erosion & Sediment Control Plans)
<b>(</b> p)	Final Construction Traffic Route Plans	Included in Phase 1	Appendix C  Attachment 1 (Construction Traffic Route Plan)
(q)	Fence Design and Other Site Security Measures	Included for Phase 1 activities only; design and measures for later activities to be included in Phases 2 and 3	Appendix B  Attachment 1 (Site Development Plan)

## Appendix A

#### Attachment 1 - KEC Key Map

In accordance with RCSA 16-50j-60 through 16-50j-62, NTE hereby submits the Key Map for the KEC facility, which includes the following features as required under the applicable section of RCSA 16-50j-61.

Requirement	Description
16-50j-61 (a)	The D&M plan shall include a key map for the site, including the entire electric transmission line or fuel transmission line, as applicable, that is a reproduction at a scale of 1 inch = 2,000 feet of the most recent USGS topographic maps for its location and route.



#### Attachment 2 - Property Survey, Killingly Engineering Associates

In accordance with RCSA 16-50j-60 through 16-50j-62, NTE hereby submits the Property Survey produced by Killingly Engineering Associates, which includes the following features as required under the applicable sections of RCSA 16-50j-61.

Requirement	Description
16-50j-61 (b) (1)	The edges of the proposed site and of any existing site contiguous to or crossing it, the portions of those sites owned by the company in fee and the identity of the property owners of record of the portions of those sites not owned by the company in fee;
16-50j-61 (b) (2)	The public roads and public lands crossing or adjoining the site;
16-50j-61 (b) (7) (D)	The location of any known underground utilities or resources including, but not limited to, electric lines, fuel lines, drainage systems and natural or artificial, public or private water resources, to be crossed;
15-50j-61 (c) (4)	The location of public recreation areas or activities known to exist or being proposed in or adjacent to the site, together with copies of any agreements between the company and public agencies authorizing public recreation use of the site to the extent of the company's property rights thereto;

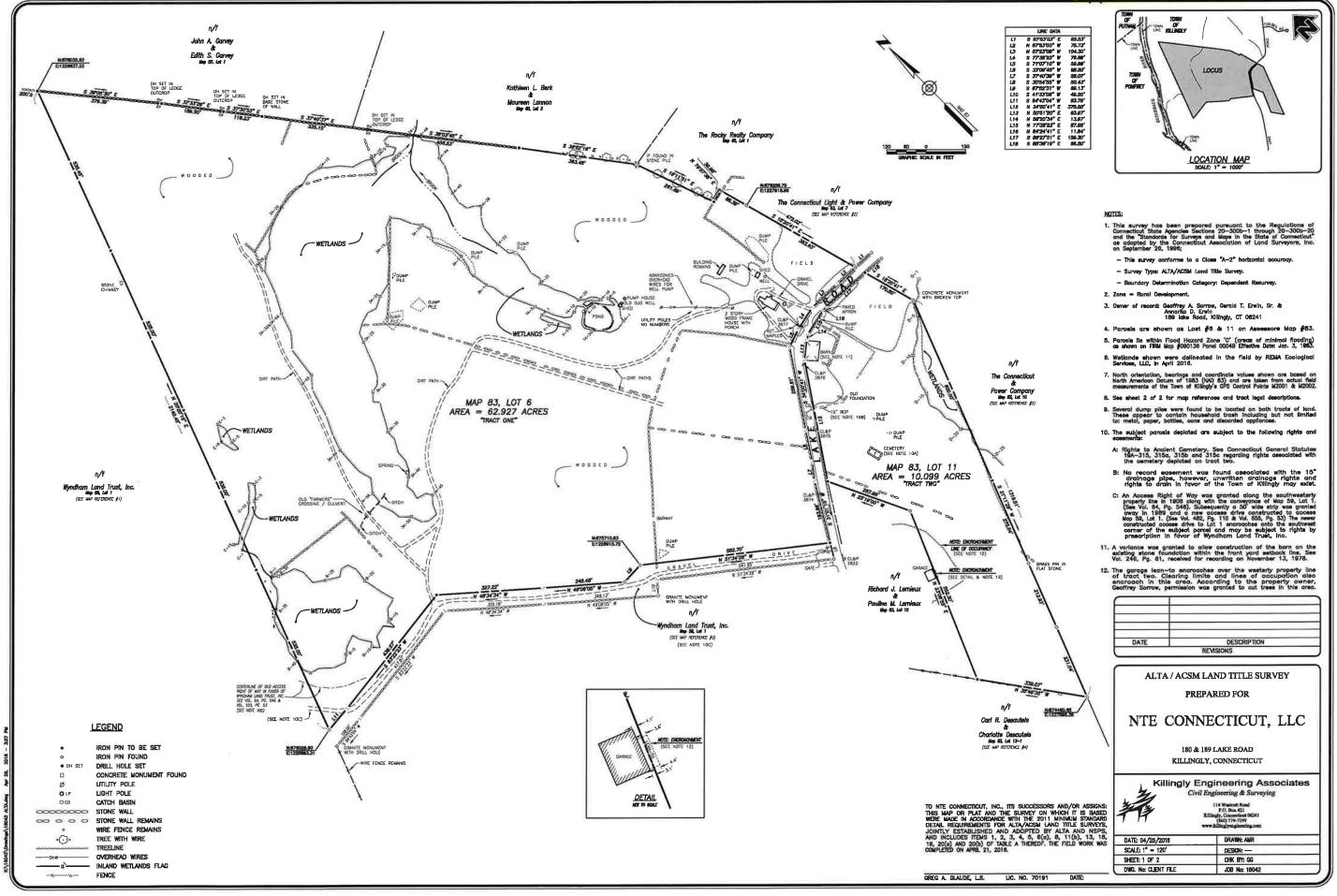
The KEC Site is located in the northwest corner portion of the Town of Killingly and is surrounded by industrial and low-density residential uses. The KEC site is largely undeveloped. One two-story house and associated structures are located in the southeast corner of the Generating Facility Site ("GFS"). Other features on the GFS include a man-made pond, wetlands, and bedrock outcrops near the center of the parcel.

The Switchyard Site ("SYS") includes woods and an open field along Lake Road. A dilapidated barn structure, several small outbuildings, stone walls, a remnant foundation, and a small family cemetery are located on the SYS.

There are no known underground utilities or resources, nor are there public lands crossing or adjoining either the GFS or the SYS.

The Wyndham Land Trust, Inc. ("WLT") owns property to the south and west of the GFS. WLT is a private non-profit organization that provides for public access to its open space parcel adjacent to the GFS.

## Appendix A - Attachment 2



# Legal Description Assessors Map 83, Lot 6 — Tract One 189 Lake Road, Killingly, Connecticut

A certain parcel of land located on the northerly side of Loke Road in the Town of Killingly, County of Windham, State of Connecticut, which parcel is shown as Tract One on a pian entitled: "ALTA/ACSM Land Title Survey — prepared for NTE Connecticut, LLC 180 & 180 Lake Road, Killingly, Connecticut — Scale: 1" = 120' Date: 04/25/2015 Sheet 1 of 2 and Sheet 2 of 2 — Prepared by: Killingly Engineering Associates, LLC", edid parcel being bounded and described as follows:

Beginning at an iron pin in the northerly street line of Lake Road, said iron pin being the southwest corner of herein described parcel and said iron pin being the southeast corner of land of Wyndham Land Trust, inc.;

Thence N 51'34'28" W for a dietance of 582.70' to an iron pin;

Thence S 87'52'31" W for a distance of 89.13' to an iron pin;

Thence N 48"34"34" W for a distance of 327.22" to an iron pin; Thence S 83'22'23" W for a distance of 439.57' to a point;

Thence S 84\*43\*04" W for a distance of 83.78' to an Iron pin, the last six (6) courses being bounded westerly by land of eald Wyndhom Land Trust, inc.;

Thence N 20'20'15" E for a distance of 535.00' to an Iron pin;

Thence continuing N 20'20'15" E for a distance of 535.00' to an Iron pin;

Thence continuing N  $20^{\circ}20^{\circ}15^{\circ}$  E for a distance of  $535.00^{\circ}$  to an iron pin;

Thence continuing N 20'20'15" E for a distance of \$35.45" to an iron pin in a stone wall, the last four (4) courses being bounded northerly by land of soid Wyndham Land Trust, Inc.;

Therea S 36'05'30" E along a stone wall for a distance of 379.39' to a drill hole in the top of a ledge outcrop;

Thence S 37"33"29" E along a etone wall for a distance of 189.50" to drill hole in the top of a ledge outcrep;

Thence S 37'30'53" E along a stone wall for a distance of 118.23' to a drill hole in a base stone of wall;

Thence S 3740'37" E along a stone wall for a distance of 335.15' to a drill hole in the top of a ledge outcrop, the last four (4) courses being bounded scatary partially by land of John A. Garvey & Edith S. Garvey and partially by land of Kathleen L. Berk & Maursen

Thence S 38'03'45" E glong a stone wall for a distance of 458.23' to an Iron pin at the end of a stone wall;

Thence S 36'52'18" E for a distance of 363.48' to an iron pin in a stone pile, the fast two (2) courses being bounded easterly by land of said Berk & Lannon;

Thence S 19"11'51" E for a dietance of 281.58' to an Iron pin in a stone wall;

Thence N 79'57'38" E along a stone wall for a distance of 39.95' to an Iron pin, the last two (2) courses being bounded easterly and northerly by land of The Rocky Realty Company;

Thence S 15'20'41" E for a distance of 88.39' to a concrete monument;

Thence continuing S 15'20'41" E for a distance of 383.35' to an iron pin in the northerly street line of Lake Road, the lest course being bounded easterly by land of The Connecticut Light & Power Company;

Thence N 8753'03" W for a distance of 75.73' to a point;

Thence N 8723'08" W for a distance of 104.30" to a point;

Thence S 77"38"23" W for a dietance of 76.89" to a point;

Thence S 71°07'10" W for a distance of 59.99' to a point at a stone wall corner;

Thence S 34'00'41" W for a distance of 258.61" to a point;

Thence S 33'09'45" W for a distance of 98.50' to a point;

Thence S 37'40'39" W for a distance of 58.07' to a point;

Thence S 31'01'15" W for a distance of 193.98' to an iron pin and the point of baginning, the last eight (8) courses being clong the northerly street line of Lake Road;

The above described parcel contains 62.927 acres and is a portion of that land acquired by Geoffrey A. Sorrow, Genald T. Erwin, Sr. and Annarta D. Erwin from John R. Dunn, Jr. by Warranty deed dated December 29, 1989. See Vol. 482, Page 113.

Subject to: Access Right of Way in favor of the Wyndham Land Trust, Inc. over the northwest corner of the herein described parcel. See Vol. 84, Pg. 546 & Vol. 555, pg. 53.

# Legal Description Assessors Map 83, Lot 11 - Tract Two 180 Lake Road, Killingly, Connecticut

A certain percel of land located on the southerly side of Lake Road in the Town of Killingly, County of Windham, State of Connectious which parcel is shown on a roat Two on a plan entitled: "ALTA/ACSM Land Title Survey – prepared for NTE Connecticut, LLC – 180 & 188 Lake Road, Killingly, Connecticut, – Socie: 1" = 120" – Date: 04/25/2016 Sheet: 1 of 2 and Sheet 2 of 2 – Prepared by; Killingly, Engineering

Beginning at an Iron pin in the southerly street line of Lake Road, sold Iron pin being the northwest corner of herain described parcel and sold iron pin being the northwest corner of land of The Connecticut Light & Power Company;

Thence S 15'20'41" E for a distance of 170.50" to a concrete monument;

Thence S 21"11"29" W for a distance of 600.00" to an iron pin; Thence continuing S 21"11"29" W for a distance of 275.54" to a brass pin in a flat stone;

Thence continuing S 21"11"29" W for a dietance of 212.93" to a concrete monument;

Thence continuing S 21'11'29" W for a distance of 231.04' to a concrete monument, the last five (5) courses being bounded contexty by land of sold Connectiout Light & Power Company;

Thence N 35'48'35" W along stone wall remains for a distance of 339.07" to an iron pin, the last course being bounded southerly by land of Carl R. Desautels & Charlotte Desautels;

Thence N 23'06'55" E for a distance of 552,30' to an Iron pln;

Thence N 25'19'00" W for a distance of 257.95" to an iron pin in the northerly street line of Loke Road, the last two (2) courses being bounded westerly by land of Richard J. Lemieux & Pauline M. Lemieux.

Thence N 34'00'41" E for a distance of 375.55' to a point;

Thence N 50"51'20" E for a distance of 63.97' to a point;

Thence N 58°20'34" E for a dietance of 13.97' to a point;

Thence N 84°24'41" E for a distance of 11.84' to a point;

Theree S 85'27'01" E for a distance of 159.30' to an Iron pin and the point of beginning, the last six (6) courses being along the northerty street line of Lake Road; The above described parcel contains 10.099 acres and is a portion of that land acquired by Geoffrey A. Sorrow, Garold T. Erwin, Sr. and Anarita D. Erein from John R. Dunn, Jr. by Warranty deed dated December 29, 1989. See Vol. 482, Page 113.

Subject to any rights associated with ancient cemeteries. See Connecticut General Statutes 19A-315, 315a, 315b and 315c.

Subject to possible rights in favor of the Town of Killingly for the existing drainage pipe from Lake Road.

#### NOTES:

- This survey has been prepared pursuant to the Regulations of Connecticut State Agencies Sections 20-300b-1 through 20-300b-20 and the "Standards for Survey and Maps in the State of Connecticut" as adopted by the Connecticut Association of Land Surveyors, Inc. on September 28, 1991.
- This survey conforms to a Ciass "A-2" hortzontal
- Survey Type: ALTA/ACSM Land Title Survey.
- Boundary Determination Category: Dependent Resurvey.

#### MAP REFERENCES:

- "Pion of Portion of Land of Thomas Dunn Killingly, Conn. on Quinabaug River Scale: 200 ft. per in. Data: Sept. 1907 Prepared by: Donle F. Crowley." On file on Map #302 in the Killingly Land Records.
- The Connecticut Light & Power Company Berlin, Connecticut Job: Card Street to Rhode Island Line Title: Land to be Acquired from Jornes J. Byrnes Killingly, Conn. Scale: 1 = 200 Dots: 5-20-69 Revised to: 7-21-59 V.S.R.5-10-F. On Tile as Map \$606 in the Killingly Land Records.
- Plan of Access Drive Owned by John R. Dunn, Jr. and Geoffrey A Sorrow To be Conveyed to John R. Dunn, Jr. Loke Road, Killingly, Connecticut Societ " = 100" Date: Documber 19, 1969 Prepared by: Albert L. Fitzback, LLS." On file as Map #HF134B in the Killingly Land Records.
- Perimster Survey/ Compilation Pion Prepared for T&B Building Company, LLC / Richard & Pauline Lemieux 134 & 154 Lake Street Dayville, Connecticut Scale: 1 = 40" Date: Morah 2013 Sheet No. 1 of X Prepared by: Archer Surveying, LLC." On file as Map #5056 in the Killingly Land Records.

DATE	DESCRIPTION

ALTA / ACSM LAND TITLE SURVEY

PREPARED FOR

NTE CONNECTICUT, LLC

180 & 189 LAKE ROAD KILLINGLY, CONNECTICUT

#### Killingly Engineering Associates Civil Engineering & Surveying



ш	www.himpyeng.com		
t	DATE: 04/25/2016	DRAWN: AMR	
T	SCALE: NOT TO SCALE	DESIGN:	
r	SHEET: 2 OF 2	CHK BY: GG	
t	DWG. No: CLIENT FILE	JOB No: 18042	

TO NTE CONNECTICUT, INC., ITS SUCCESSORS AND/OR ASSIGNS: THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH THE 2011 MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/ACSM LAND TITLE SURVEYS, JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND NSPS, AND INCLUDES ITEMS 1, 2, 3, 4, 5, 6(a), 8, 11(b), 13, 18, 19, 20(a) AND 20(b) OF TABLE A THEREOF. THE FIELD WORK WAS COMPLETED ON APRIL 21, 2016.

GREG A. GLAUDE, L.S. LIC. NO. 70191 DATE:

#### Attachment 3 – Adjoining Properties Map

In accordance with RCSA 16-50j-60 through 16-50j-62, NTE hereby submits the KEC Adjoining Properties Map, which includes the following features as required under the applicable section of RCSA 16-50j-61.

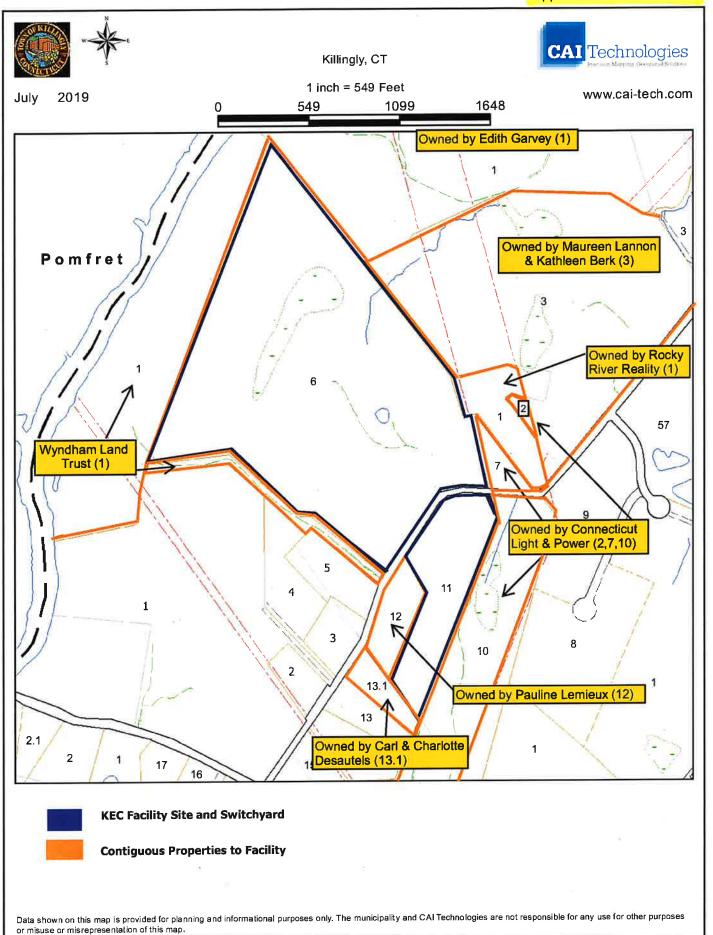
Requirement	Description
16-50j-61 (b) (7) (E)	Residences or business within or adjoining the site that may be disrupted during the construction process;

As shown in the Adjoining Properties Map, the KEC Site is adjoined by several properties with various uses as described below.

- Northeast Edith Garvey, residential use
- Northeast Maureen Lannon & Kathleen Berk, residential use
- East Rocky River Realty, subsidiary of Eversource Energy, transmission line right-of-way
- Southeast Eversource Energy, transmission line right-of-way
- South and Southwest Pauline Lemieux, residential use
- South and Southwest Carl & Charlotte Desautels, residential use
- West WLT, private non-profit organization that provides for public access to its open space parcel

The two adjoining properties to the northeast (to the GFS) include residential uses which are separated from the KEC Site by the Eversource transmission line right-of-way. These parcels are currently subjected to industrial traffic from the nearby industrial park, with business including Unfi and the Rite Aid Distribution center located directly across Lake Road from these parcels.

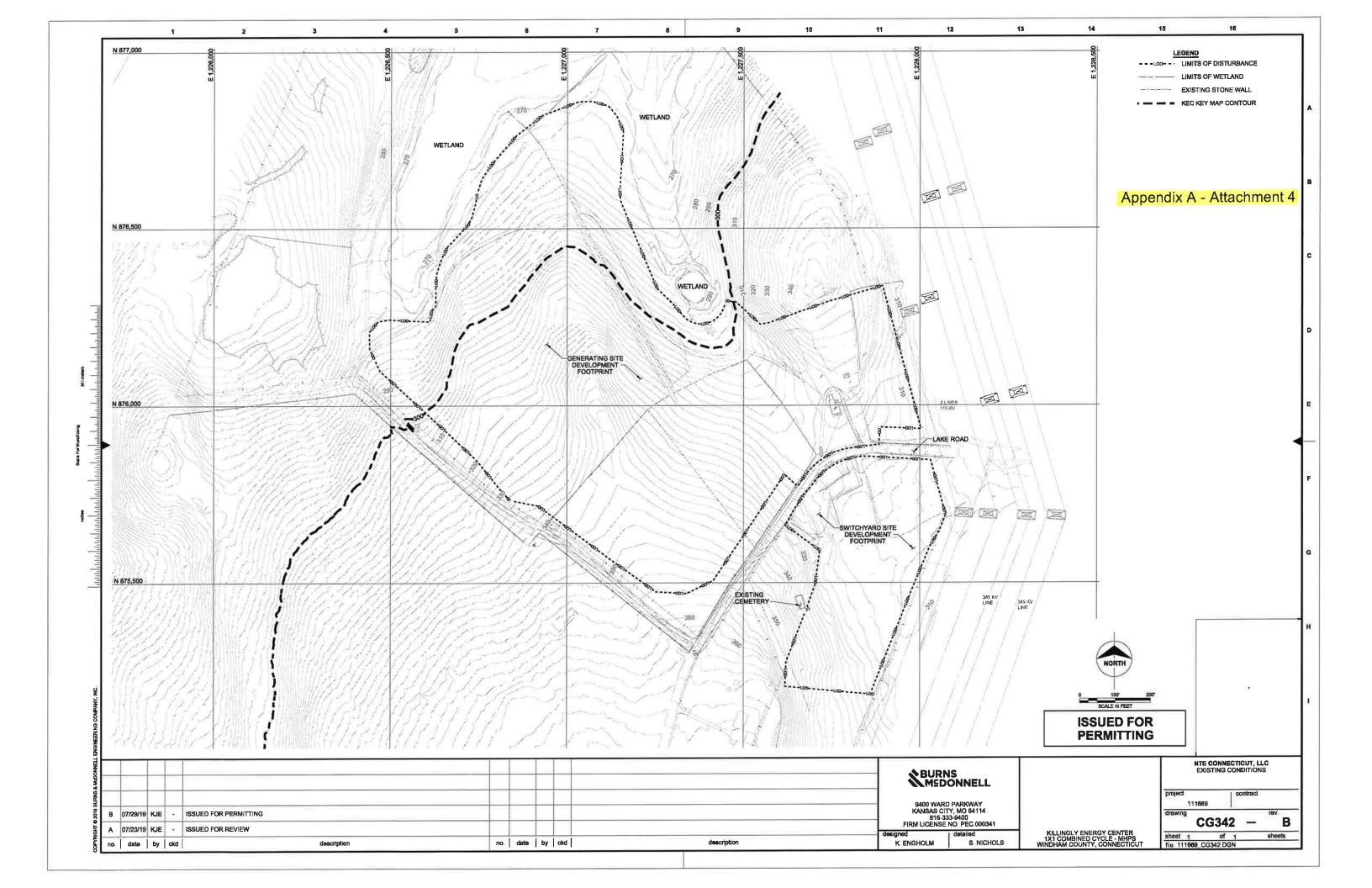
The two adjoining properties to the south/southwest (to the SYS) include residential uses. As described in Appendix C of this D&M Plan, vehicles other than passenger vehicles will be prohibited from traversing Lake Road to or from the site via Route 101 (Hartford Pike), which will minimize disruption to these residences during the construction process.



#### Attachment 4 – Existing Topography

In accordance with RCSA 16-50j-60 through 16-50j-62, NTE hereby submits the Existing Topography drawing, which includes the following features as required under the applicable section of RCSA 16-50j-61.

Requirement	Description
16-50j-61 (b) (3)	The approximate location along the site of each 50-foot contour line shown on the key map;



## Appendix B

#### Attachment 1 - CG341 - Phase 1 Site Development Plan

#### Attachment 2 - CG340 - Grading Comparison Plan

In accordance with RCSA 16-50j-60 through 16-50j-62, and the CECPN Findings of Fact for Docket No. 470b, NTE hereby submits the Phase 1 Site Development and Grading Comparison Plan drawings, which include the following features as required under the applicable sections of RCSA 16-50j-61 and the CECPN Findings of Fact.

Requirement	Description
16-50j-61 (b) (6)	The edges of existing and proposed clearing areas, the type of proposed clearing along each part of the site, and the location and specifies identification of vegetation that would remain for aesthetic and wildlife value;
16-50j-61 (b) (7) (A)	Wetland and watercourse areas regulated under Chapter 440 of the Connecticut General Statutes, and any locations where construction may create drainage problems;
16-50j-61 (b) (7) (B)	Areas of high erosion potential;
16-50j-61 (b) (7) (C)	Any known critical habitats or areas identified as having rare, endangered, threatened or special concern plant or animal species listed by federal and state governmental agencies;
16-50j-61 (b) (7) (F)	Significant environmental, historic and ecological features, including, but not limited to significantly large or old trees, buildings, monuments, stone walls, or features or local interest
16-50j-61 (c) (1)	Plans, if any, to salvage marketable timber, restore habitat and to maintain snag trees within or adjoining the site;
16-50j-61 (c) (3)	Plans for the method and type of vegetative clearing and maintenance to be used within or adjacent to the site;
16-50j-61 (c) (5)	Plans for the ultimate disposal of excess excavated material, stump removal, and periodic maintenance of the site;
16-50j-61 (c) (6)	Locations where blasting is anticipated;
CECPN Req. (a)	Final site plan (Phase 1 activities only);
CECPN Req. (q)	Fence design and other site security measures (Phase 1 activities only);

Vegetative Clearing and Maintenance, Tree Salvage (16-50j-61 (c) (1), 16-50j-61 (c) (3))

In the Phase 1 D&M Plan, portions of the GFS and the SYS will be cleared of vegetation, within the limits of disturbance shown on drawing CG341, to allow for installation of soil erosion and sedimentation control measures and rough grading. The majority of the KEC Site is populated with native vegetation, including hardwood and coniferous trees, in addition to various shrubs and grasses.

The clearing activities will begin along the site perimeter, in order to allow for installation of soil erosion and sedimentation controls and fencing to surround certain work areas. The control requirements to be implemented during Phase 1 can be found in Appendix D. Following the establishment of the perimeter controls, the KEC entrance area will be cleared where the construction facilities (e.g., trailers, guard shack, etc.) and parking will be located. These facilities, as well as the site construction entrance off Lake Road, will be established in approximately the identical area to where the existing residence is located. Special measures to prevent tracking of sediment from the site will be established at the construction entrance.

Following completion of the erosion controls, perimeter clearing and initial site security measures, clearing will commence within the central area of the GFS, where the main power block will be located. The SYS will be cleared using a similar approach; activities on the SYS will occur concurrently with activities on the GFS.

Heavy equipment will be used to clear the site. As smaller trees are cleared, they will be ground into mulch and either hauled off-site or used on-site for ground stabilization and erosion & sedimentation control. The larger trees will be cut, de-limbed and salvaged for marketable timber. The larger trees will be stockpiled on-site. As the stockpiles accumulate, the marketable timber will be loaded onto trucks and hauled off.

With the exception of the small cemetery on the SYS, the existing structures and foundations on the KEC Site will be removed. Fencing will be installed to demarcate the area within 50 feet of the cemetery; clearing within this area will be done by hand.

A majority of the clearing will be done by mechanical means; however, any clearing within 50 feet of streams and wetlands will be completed by hand. No clearing will occur within wetlands, other than the small area of wetland fill on the SYS, as authorized by the CSC in its Docket No. 470B approval. Additionally, no tree clearing will occur in the months of June and July in order to avoid the pup season for listed bat species. If work will occur between April 1 and November 1, additional turtle protection measures will be implemented, as further detailed in Appendix E.

In total, within the limits of disturbance, approximately 23 acres will be cleared on the GFS and 2 acres will be cleared on the SYS. In comparison to the originally proposed clearing area, the amount to be cleared on the SYS was increased by 0.5 acres; this is due to additional grading necessary as the design has progressed from conceptual to construction ready. The amount to be cleared on the GFS remains consistent with the original application material. Efforts have been made to minimize impacts to vegetated areas to the extent practicable. Those areas to be disturbed will be temporarily and/or permanently stabilized through revegetation practices as described further in the Erosion & Sedimentation Control plans and described in Appendix D of this document.

Areas of the GFS and SYS that will be used for construction laydown and staging will be re-established as green areas following completion of construction, with portions of these areas potentially used as overflow or emergency parking. These details will be included in the Phase 3 D&M Plan filing.

There are approximately 0.3 acres of unavoidable wetland impact located on the SYS, which will be offset with wetland replication, a conservation easement, and restoration measures following completion of construction; additional details will be provided in the Phase 3 D&M Plan filing.

Special upland habitat, encompassing approximately 3,700 square feet on the GFS, will also be created following completion of construction to attract Lepidopteran species (i.e., butterflies and moths). As per guidance from the CTDEEP National Diversity Database Program, the existing soils in this area are suitable as-is and will be minimally disturbed during construction. The area identified will be demarcated with construction fencing to separate it from the construction work area in order to minimize the potential for compaction due to heavy equipment travel. Additional details regarding the enhancement of this area will be provided in the Phase 3 D&M Plan filing.

Disposal of Excess Excavated Material (16-50j-61 (c) (5))

Whenever new forest edges are created, such as upgradient and to the southeast of Wetland A3, invasive species already in the seed bank have the potential to flourish, and encroachment can extend 40 to 50 feet from the new edge. Therefore, an Invasive Plant Control Plan will be implemented to eradicate and control invasive species for a period of 5 years post-construction, within 50 feet of the new forest edge. Details of this plan will be addressed in the Phase 3 D&M Plan. Additionally, a moderately sized patch of the invasive Japanese knotweed (*Fallopia japonica*) on the SYS, and at least an additional 15 feet surrounding it, will be excavated to a depth of 6 to 10 feet, depending on the results of an exploratory test pit, and will be properly disposed of through burial or at a landfill.

As part of vegetation removal, stumps from felled trees will be uprooted and removed from the site; no stumps will be buried onsite. Following vegetation clearing and prior to grading and blasting, the topsoil will be stripped and removed from designated construction areas. The stockpiled topsoil will be managed as per the Erosion & Sediment Control Plans, located in Appendix D of this document, to prevent sedimentation offsite or into the active construction areas.

Grading will commence once the topsoil has been removed. The Grading Plan for the Project has been developed to minimize the total net import or export of material. To achieve this, excavated material will be reused onsite as fill wherever possible. Import or export of limited quantities of structural fill may be required if adequate material is not present onsite. Soils or material unsuitable for use onsite will be recycled offsite for landscaping or non-engineering grade fill. Any excess material not suitable for use onsite will be disposed of in accordance with local, state, and federal regulations and requirements.

In accordance with CSC Finding of Fact #248 (Town of Killingly Regulate and Restrict Order), any soil material brought to the site and used on KEC will be tested at a frequency of 1 sample per 1,000 cubic yards for all constituents necessary to determine compliance with the CT DEEP standards for Residential Direct Exposure and GA Pollutant Mobility Criteria.

Anticipated Blasting Areas (16-50j-61 (c) (6))

Following the site clearing activities and establishment of Erosion & Sedimentation Control measures as described above, blasting operations will occur on-site. The areas that will require blasting are identified on Attachment 1 (Site Development Plan) of this Appendix.

A detailed Blasting Plan will be developed following selection of a blasting contractor. The plan will be provided to the CSC and the Town of Killingly prior to the start of blasting activities and will outline all detailed procedures and protection to be implemented prior to, during and following blasting operations. Notifications prior to blasting activities will take place through weekly reports provided to the Town of Killingly and other means; a community hotline will be setup and communicated to residences in the vicinity prior to start of work. The line will have a dedicated answering service and calls will be addressed by the on-site project team as they occur.

Although geotechnical and topographic information indicate that the identified areas will require blasting, efforts will be made as field activities to minimize the amount of blasting needed onsite based on actual field conditions. Blasting will only occur between daytime hours of 7:00 AM and 9:00 AM. Blasting will primarily take place in the central/south-central area of the GFS.

As the rock is blasted, the civil contractor will move the blasted rock to a dedicated rock processing area. At this area, the rock will be crushed and processed to use as fill material across the site. Based upon field activities, the engineer and civil contractor will make a determination on the suitability of the blasted rock to use as fill. If certain rock is unusable it will be hauled offsite, and engineered fill will be brought in, tested in accordance with CSC Finding of Fact #248, and used as replacement.

In accordance with CSC Finding of Fact #251 (Town of Killingly Regulate and Restrict Order), a detailed plan for dust control and management for site grading and on-site soil/rock processing will be implemented. The plan will include provisions for water supply, water tankers, sprinklers and equipment water sprays, and will be provided to the Town of Killingly prior to the commencement of site clearing activities, following selection of a civil subcontractor.

In accordance with CSC Finding of Fact #252 (Town of Killingly Regulate and Restrict Order), KEC's civil construction will be performed in compliance with the Town of Killingly's Earth Filling and Excavation Regulations (Section 560 – Town Zoning Regulations).

#### Phase 1 Fence Design (CECPN req (q))

Work covered under Phase 1 will require security fencing to be established, initially on the south side of the GFS and at the site entrance. Turn styles and a guard shack will also be established at the site entrance. As the civil construction progresses, additional fence will be installed to maintain a larger secure area.

Certain activities must take place prior to the establishment of the security fencing around the perimeter of the KEC Site. The installation of the security and perimeter fencing will be phased such that, as civil activities progress and rough grades are established, the security fencing will be installed around the perimeter. As a result, certain work will take place prior to the full perimeter security fence being established; in these scenarios the contractor will employ dedicated spotters and safety personnel around the perimeter to maintain the safety and security of the site until the full perimeter security fence is established.

Additional fencing and security measures will be provided in both Phases 2 and 3 of the D&M Plan. The fence design for the SYS will be provided in Eversource's submittal of their Petition for Declaratory Ruling to the CSC for the construction design of the Eversource Switchyard.

In accordance with CSC Finding of Fact #229 (Town of Killingly Regulate and Restrict Order), the entire site during the construction phase, and after, shall be surrounded with security fencing. The security fencing will be gated to protect the public. As noted above, Phase 1 activities will incorporate a lesser amount of fencing that will be increased in association with relevant activities.

Improvements to Site Grading (CECPN req (a) - Phase 1 only)

As the design of KEC progressed from a preliminary to final construction-ready plan, several improvements have been incorporated into the civil site design resulting in improvements to the grading plan and Stormwater Pollution Control Plan ("SWPCP"). A comparison between the preliminary design and final construction-ready design is included and shown on Attachment 2 (Grading Comparison Plan) of this Appendix.

As shown in the Grading Comparison Plan, the construction-ready Grading Design has closely followed the conceptual and preliminary designs presented to the CSC during Docket 470/470B proceedings. During detailed design, it was discovered that the sizing of the stormwater retention ponds on the north side of the GFS, which discharge to Wetland A3, resulted in peak discharge rates in excess of the existing conditions.

To reduce the peak-discharge rates to be identical with the existing conditions, the footprint of the proposed retention ponds was increased to provide additional infiltration. With the sensitivity of the proximity to wetlands a primary concern, revised grading for the ponds and infiltration trenches were modified in such a manner to avoid the wetland areas to the furthest extent possible.

The revised Grading Design continues to fully comply with CSC Finding of Fact #195 (Town of Killingly Regulate and Restrict Order), which required a minimum 25-foot no-disturbance buffer from any wetland. The revised grading as a result of the re-sized retention ponds encroaches no closer than 33 feet from Wetland A3. All other aspects of the orders, such as the crushed-stone trench between the retention ponds and Wetlands A1/A3, have been incorporated into the construction design.

The remainder of the grading surrounding the generating facility generally remains unchanged from the design contemplated and presented to the CSC during proceedings for Docket 470/470B. However, the cut slope on the south side of the GFS (closest to Lake Road) has been relocated to expand and provide a minimum 50-foot buffer along the north side of Lake Road. This change results in increased compliance with several CSC Findings of Fact, such as #260 (Town of Killingly Regulate and Restrict Orders), which required that buffer zones be maximized to the extent practical.

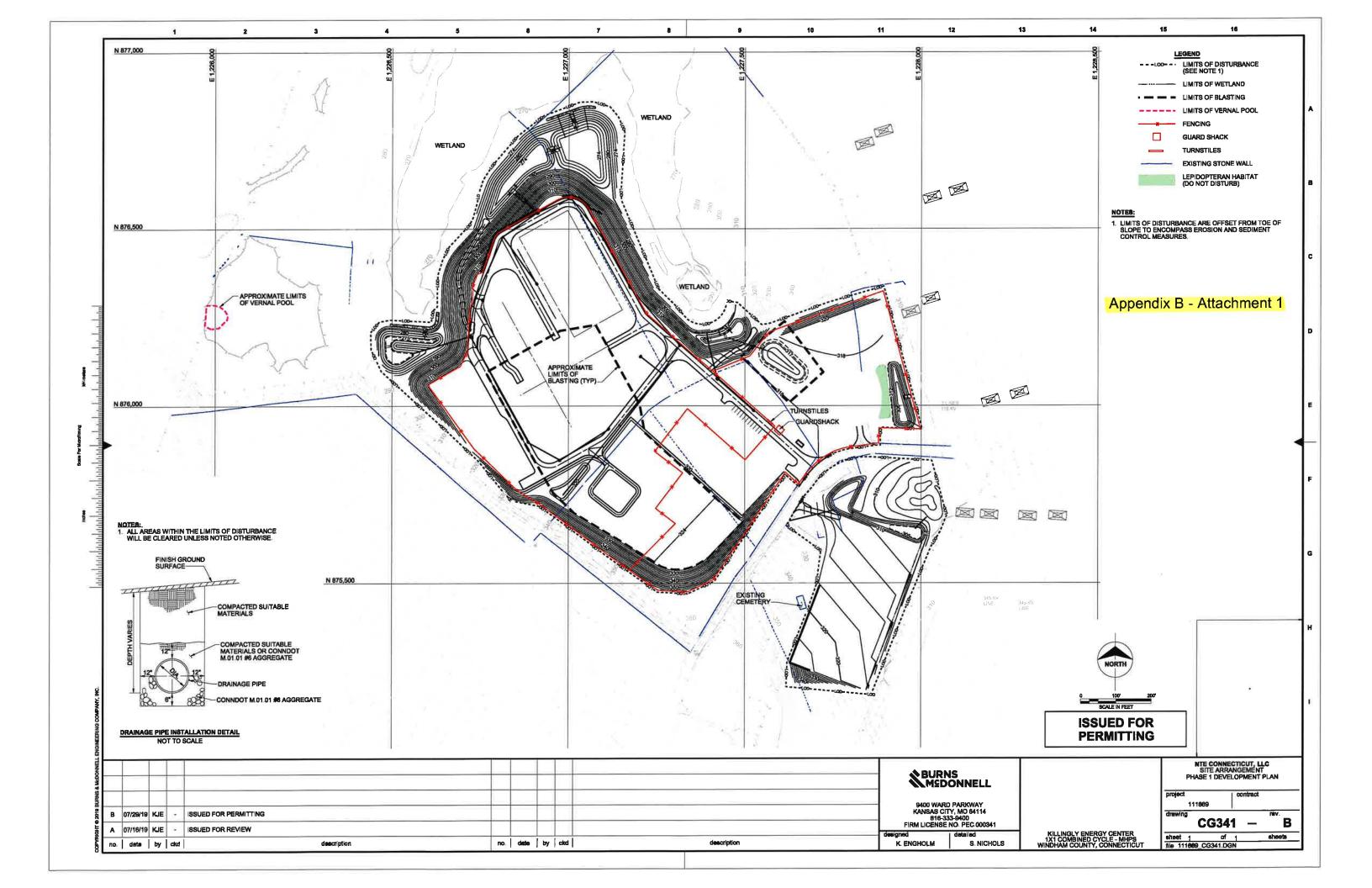
The grading design of the SYS generally remains unchanged from the design contemplated and presented to the CSC during proceedings for Docket 470/470B; this represents a conceptual or preliminary design. The final grading design for the SYS will be provided to the council by Eversource in their Petition for Declaratory Ruling for their Switchyard.

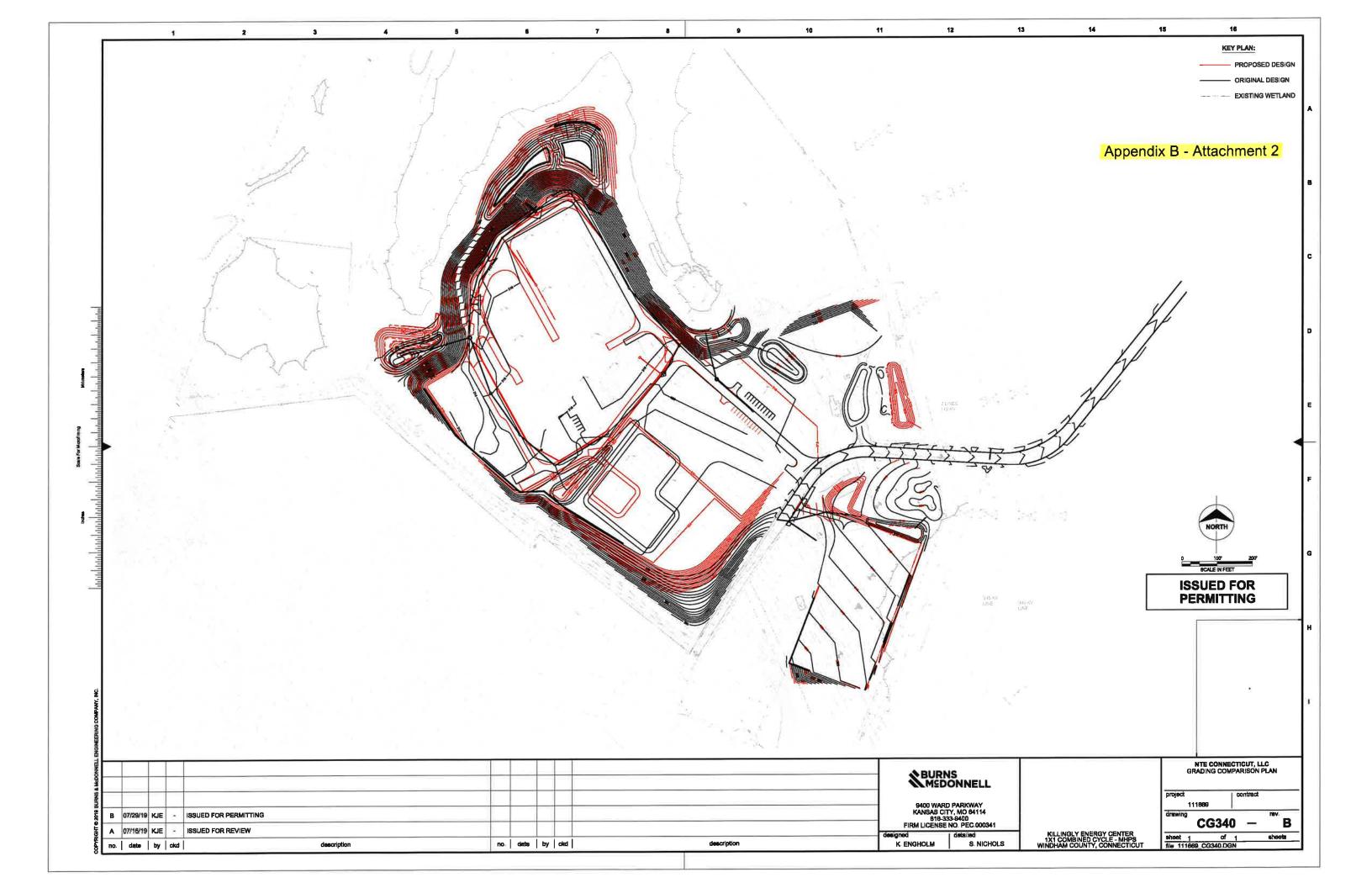
#### Vernal Pool Protection

As discussed above, the final design of grading for the stormwater management system has resulted in a slightly greater proximity to Wetland B and, thus, Vernal Pool B and into its associated Critical Terrestrial Habitat area. Preliminary design had indicated that all work would be at least 430 feet from the edge of Vernal Pool B; with the final grading design, the work will be 415 feet from the edge of Vernal Pool B at its closest point.

Although 15 feet closer than reflected in the preliminary design, the considerable distance will continue to allow for good separation between Vernal Pool B and the KEC construction. No impact will occur within the 100-foot Vernal Pool Envelope. Because the additional grading associated with final design of the retention basin adds only approximately 0.12 acres of additional work within the 750-foot Critical Terrestrial Habitat (CTH) area, the percentage of CTH remains well below the 25% impact threshold considered to preserve habitat value for vernal pool species, as shown in the table below.

		Vernal Pool in Wet	land B	
	Based on 43	3.1 acres in the Critica	al Terrestrial Habitat	
	Developed/Unavailable		Undeveloped/Available	
	Acres	Percent	Acres	Percent
Existing	3.3	7.7	39.8	92.3
Proposed	5.9	13.7	37.2	86.3
В	ased on 39.8 acres o	currently accessible in	the Critical Terrestri	ial Habitat
	Developed		Undeveloped	
i	Acres	Percent	Acres	Percent
Existing	0	0	39.8	100
Proposed	2.6	6.5	37.2	93.5





## Appendix C

#### Attachment 1 - Construction Traffic Route Plan

In accordance with RCSA 16-50j-60 through 16-50j-62, and the CECPN Findings of Fact for Docket No. 470b, NTE hereby submits the Construction Traffic Route Plan drawing, which include the following features as required under the applicable section of RCSA 16-50j-61.

Requirement	Description
16-50j-61 (b) (5)	The probable points of access to the site, and the route and likely nature of the access ways, including alternatives or options to the probable points of access and access ways;

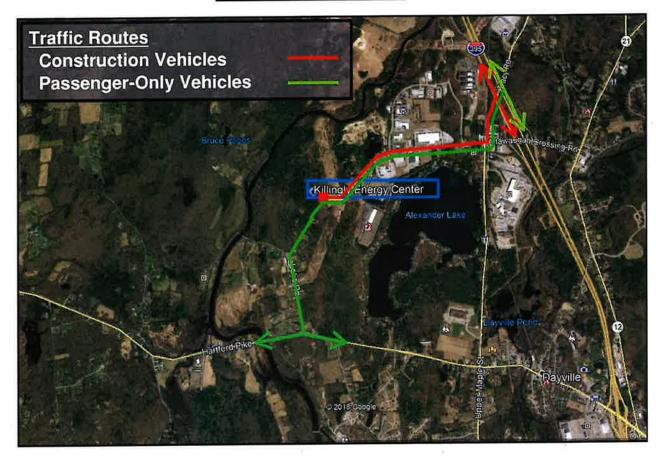
Construction vehicles are separated into two main categories:

- 1. Passenger vehicles
- 2. Heavy equipment, deliveries

As shown on the Traffic Route Plan drawing, and consistent with CSC Finding of Fact #215 (Town of Killingly Regulate and Restrict Order), passenger vehicles will be permitted to access the site by traveling north on Lake Road via Route 101 (Hartford Pike), or south on Lake Road via Interstate Route 395 ("I-395").

Truck traffic consisting of heavy equipment or deliveries will not be permitted to access the site by traveling north on Lake Road via Route 101 (Hartford Pike) and will be prohibited from leaving the site traveling south on Lake Road to Route 101. Subcontractors will be instructed of this requirement and appropriate actions will be implemented if any violations occur. Signage indicating "No Truck Traffic" will be posted immediately west of the site access drive. All truck traffic will be directed to I-395.

### Construction Traffic Route Plan



## Appendix D

#### Attachment 1 - Erosion & Sedimentation Control Plan

In accordance with RCSA 16-50j-60 through 16-50j-62, NTE hereby submits the Erosion & Sediment Control Plan, which includes the following features as required under the applicable section of RCSA 16-50j-61.

Requirement	Description
16-50j-61 (c) (2) (A)	Construction techniques at wetland and watercourse crossings;
16-50j-61 (c) (2) (B)	Sedimentation and erosion control and rehabilitation procedures, consistent with the Connecticut Guidelines for Soil Erosion and Sediment Controls, as updated and amended, for areas of high erosion potential;
CECPN Req. (o)	Dewatering Plan

Construction at KEC will be conducted in accordance with the 2002 CT DEEP Guidelines for Soil Erosion and Sediment Control. These guidelines are incorporated into the attached Erosion and Sediment Control Plans, which details the specific Best Management Practices ("BMP") to be used, the locations in which they are to be implemented, and how they are to be maintained. No work within wetlands or watercourses will occur other than the small area of unavoidable wetland impact on the SYS. The BMPs specify measures that will be used when working within 50 feet of wetlands or watercourses to keep sediment from impacting those resources.

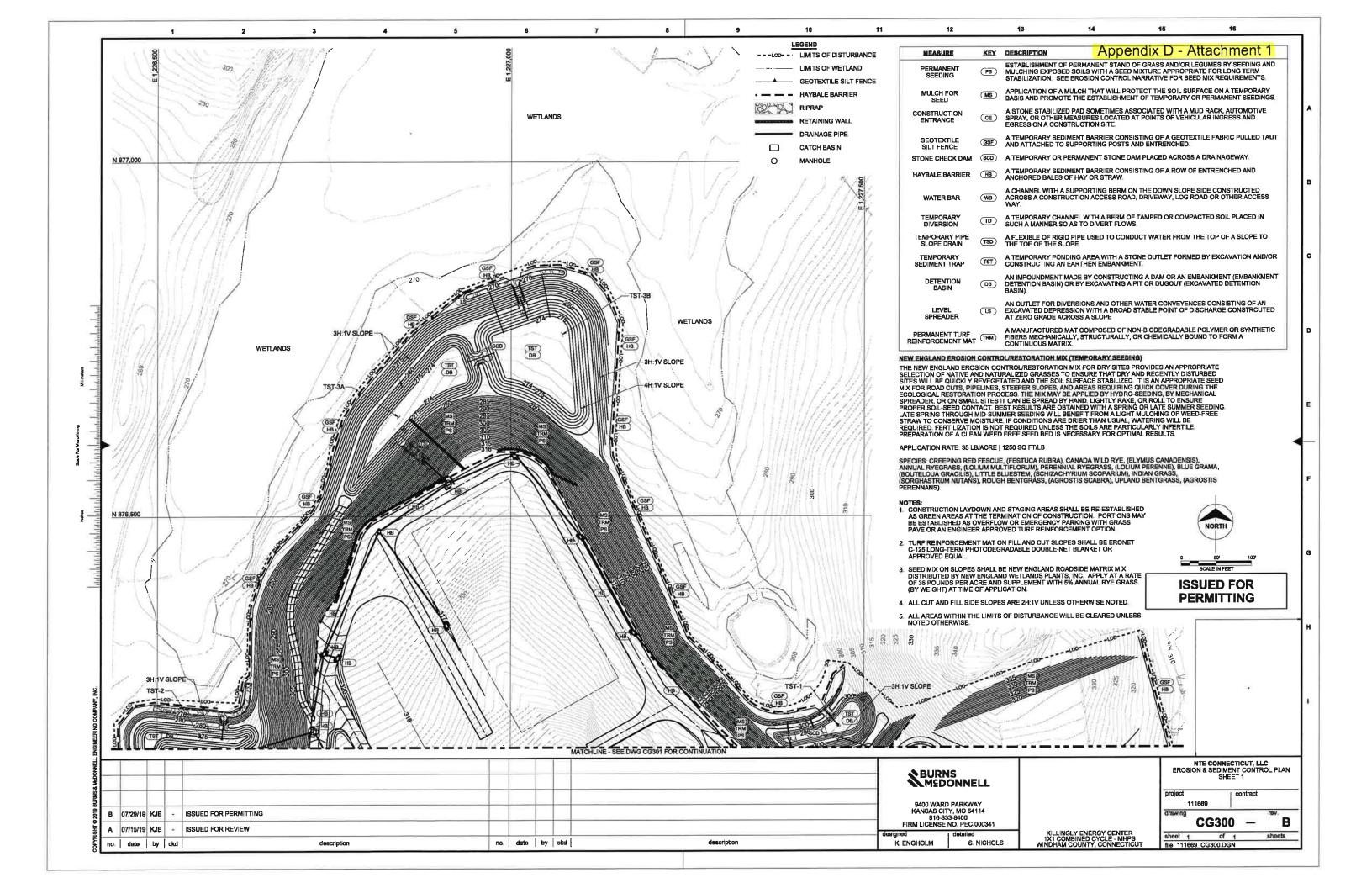
The design of the facility has incorporated methods to minimize the amount of ground disturbance required to successfully and safely complete the facility. As detailed in the attachments, several steps will be taken to reduce the potential for erosion and movement of sediment outside the Project's limits of disturbance. These will include, but not be limited to the following:

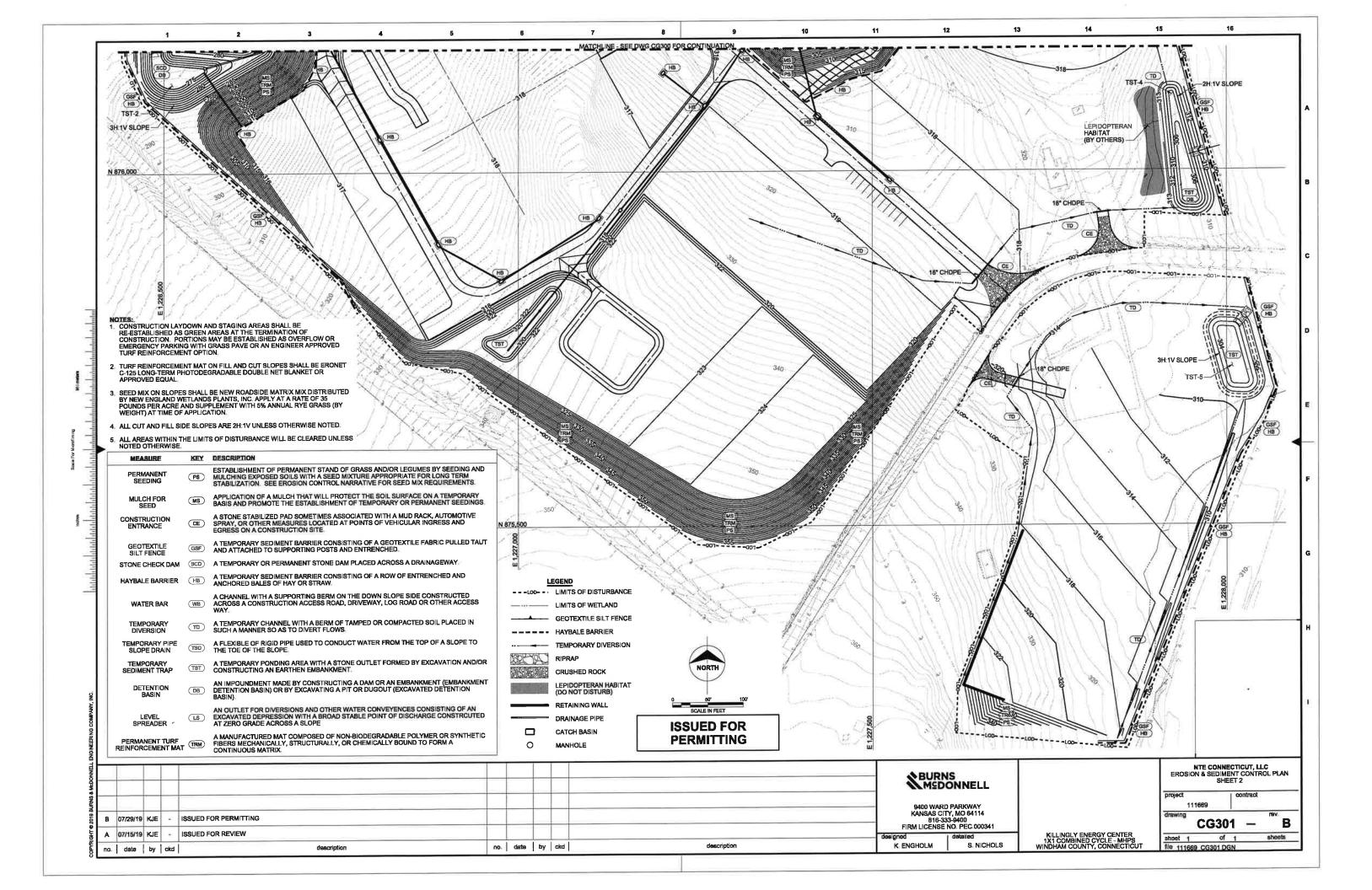
- Silt fence, haybales, temporary sediment traps and basins, diversions, and stone or wood chip dikes;
- Anti-tracking construction entrances;
- Turf reinforcement matting; and
- Graded crushed stone or rolled gravel surfaces in staging and laydown areas.

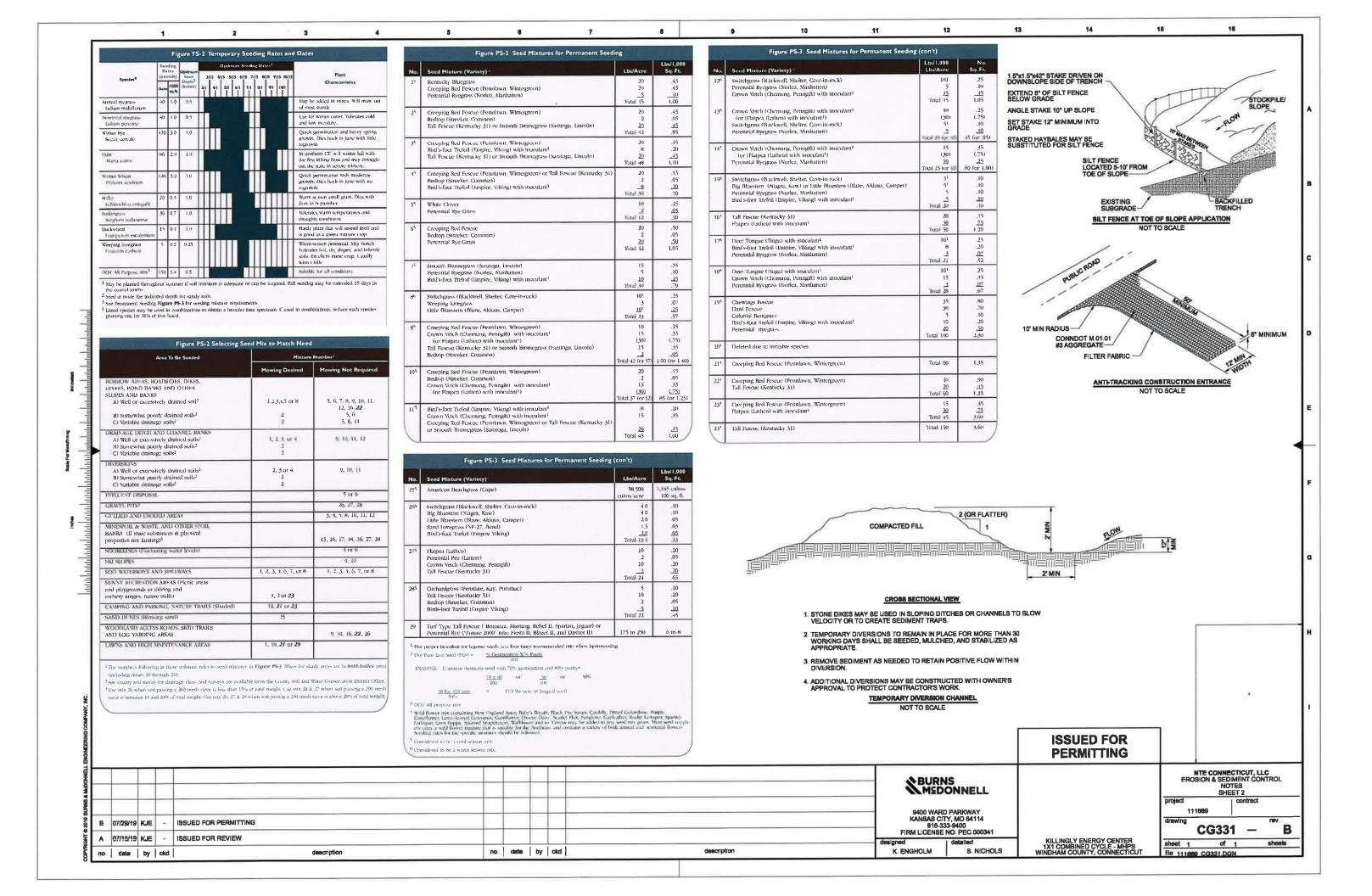
Temporary and permanent stabilization measures are to be implemented following the methods and timeframes prescribed in the attachments. Should these measures be deemed inadequate, additional controls will be implemented.

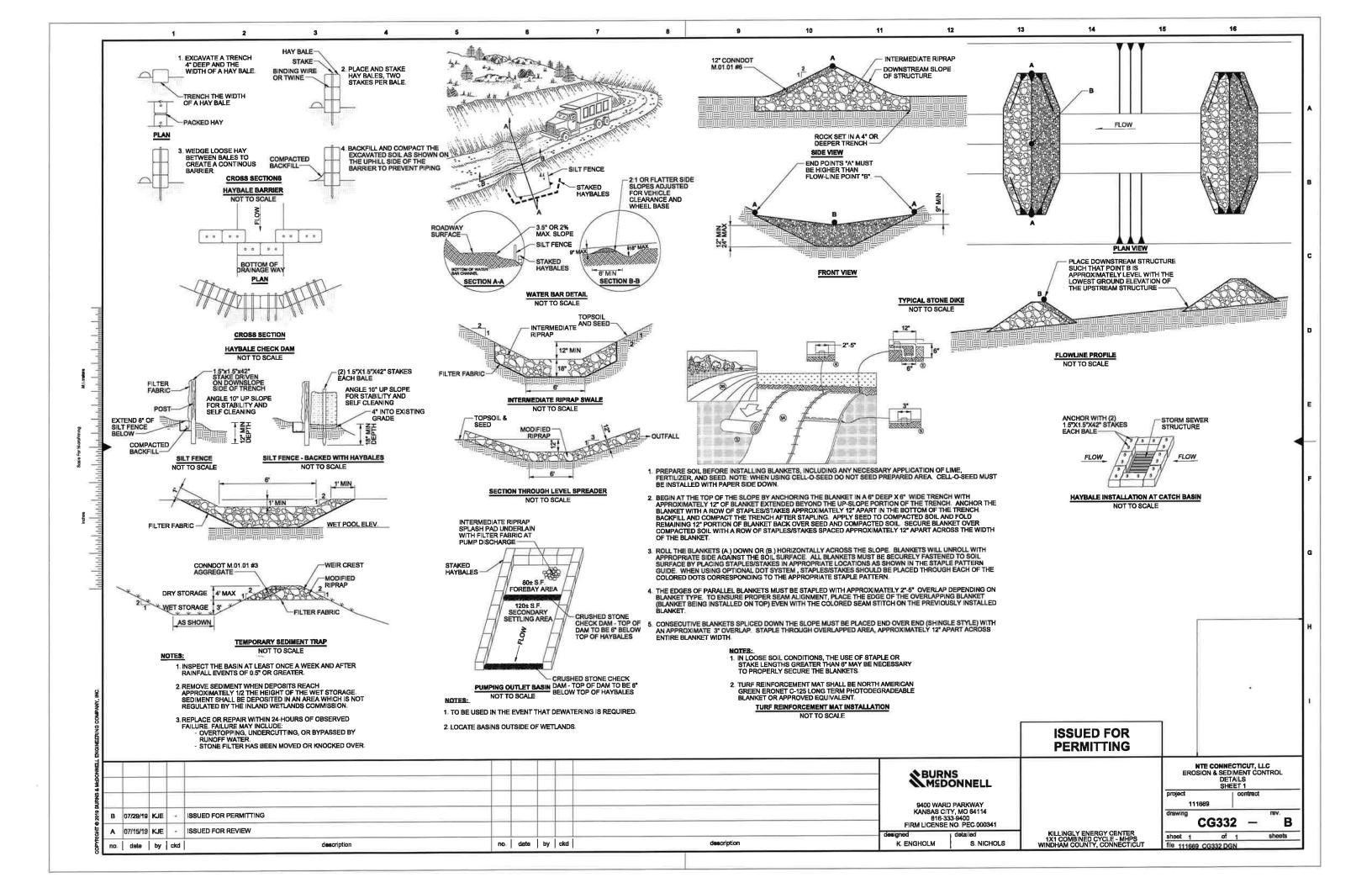
A SWPCP is undergoing independent third-party review and will be submitted to CT DEEP in parallel to this D&M Plan as required through DEEP-WPED-GP-15. Once this permit application is approved by CT DEEP this will be supplied to the CSC and the Town of Killingly.

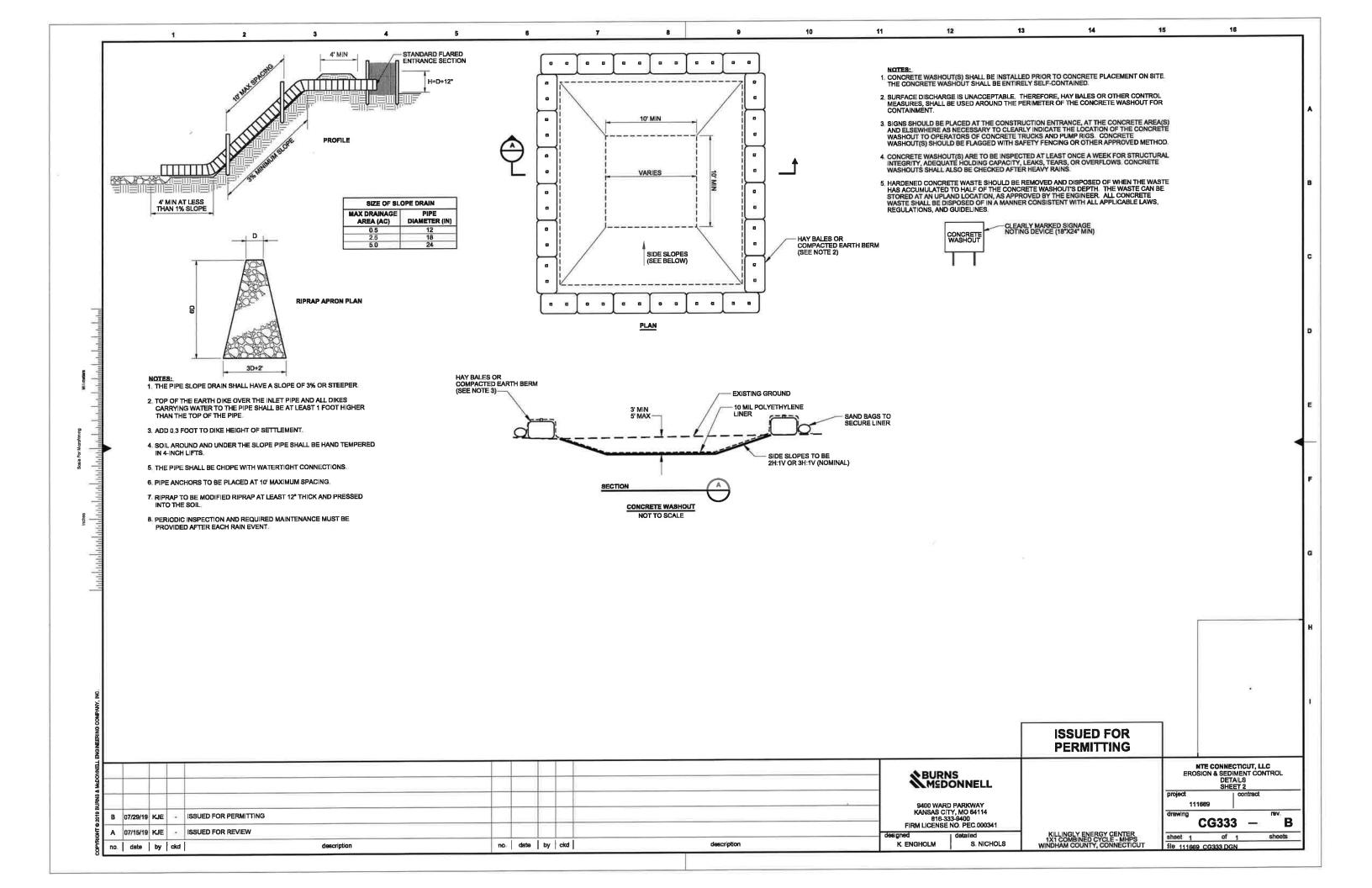
If dewatering is required, a pumping outlet basin shall be constructed and utilized as detailed on Drawing CG332. The pumping outlet basing will be located such that flow leaving the outlet basin is routed through a temporary sediment trap or basin.

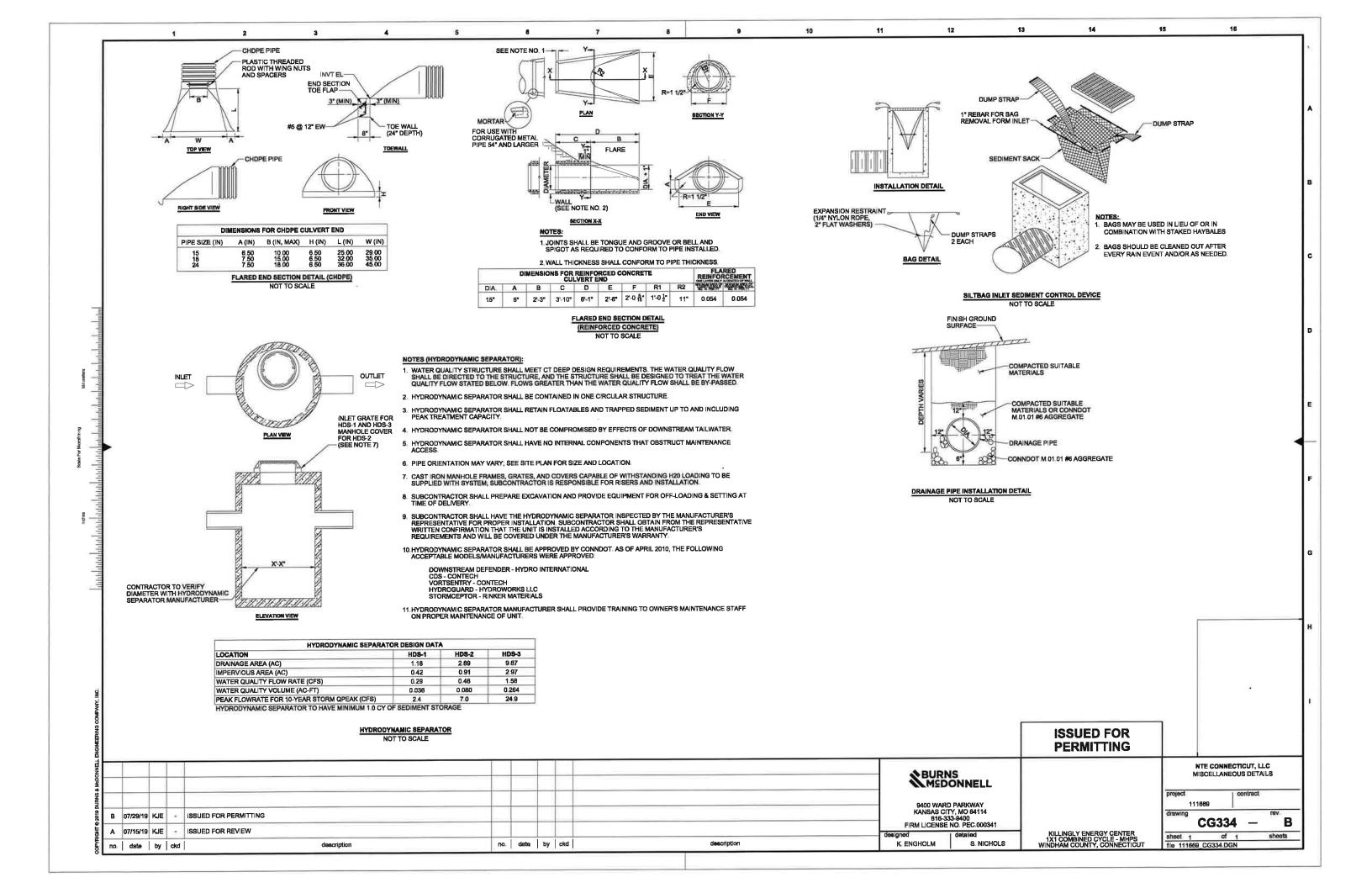












## Appendix E

In accordance with RCSA 16-50j-60 through 16-50j-62, NTE hereby submits information as required under the applicable section of RCSA 16-50j-61.

Requirement	Description
16-50j-61 (c) (2) (C)	Precautions and all reasonable mitigation measures to be taken in areas within or adjoining the site to minimize any adverse impacts of such actions or modifications on endangered, threatened or special concern plant or animal species listed by federal and state governmental agencies and critical habitats that are in compliance with federal and state recommended standards and guidelines, as amended;
16-50j-61 (c) (2) (D)	Plans for modification and rehabilitation of surface, drainage, and other hydrologic features;
16-50j-61 (c) (2) (E)	Plans for watercourse bank restoration in accordance with the provisions of Chapter 440 of the Connecticut General Statutes;
16-50j-61 (c) (2) (F)	Plans for the protection of historical and archaeological resources with review and comment from a state historic preservation officer of the Department of Economic and Community Development, or its successor agency

Protection of Listed Species and Critical Habitats (16-50j-61 (c) (2) (F))

Detailed habitat investigation and correspondence with both CT DEEP and the United States Fish and Wildlife Service ("USFWS") was completed as a part of proceedings associated with Docket 470B. As a result of this review and consultation, protective and mitigation measures were identified for several species that have the potential for presence in the vicinity of KEC. The specific measures are noted below, with identification of the relevance for this phase of construction activity:

- Creation of upland Lepidoptera habitat A 3,700 square foot area has been identified for future creation of a habitat area conducive to certain butterfly and moth usage. The area identified will be demarcated with construction fencing to separate it from the construction work area in order to minimize the potential for compaction due to heavy equipment travel. The fencing will be placed as a part of the activities addressed in the Phase 1 D&M Plan. Additional details regarding the implementation of the habitat creation and invasives control, consistent with CT DEEP requirements, will be provided in the Phase 3 D&M Plan.
- Tree clearing will not occur during the months of June or July in order to avoid the pup season for listed bat species. If clearing occurs outside of these months, no special bat protection measures will be required.
- If the Phase 1 construction activities occur between the eastern box turtles' active period of April 1 through November 1, precautionary turtle protection measures will be implemented as follows:
  - Prior to construction (including blasting and grading, as well as major tree clearing), silt fencing will be installed around the work area. Limited tree clearing, to allow for silt fencing installation will occur prior to fencing installation, but equipment traffic will be

limited until it is established. The area within the perimeter of the fencing will be canvassed by a qualified individual one day prior to installation of the silt fencing, and for five consecutive days following installation for the presence of turtles. Any turtles found within the bounds of the silt fence shall be relocated outside the bounds of the silt fence.

#### During construction:

The work crews will be apprised of the species description and possible presence.

Work crews will be required to search the work area for turtles prior to the start of

each construction day.

Any turtle encountered in the work area will be moved unharmed to an area immediately outside the fenced area and oriented in the same direction it was walking when found.

All precautionary measures will be taken to avoid degradation to wetland habitats. No work is proposed in such areas on the GFS. On the SYS, authorized work in the wetland should occur with special care to not harm basking or foraging turtles.

Precautions will be taken to avoid turtles when heavy machinery or vehicles are

traveling to the work area.

All silt fencing will be removed after work is completed (after Phase 3 construction activities) when soils are stable so that reptile and amphibian movement between uplands and wetlands is not restricted.

Modification and Rehabilitation of Surface, Drainage and Other Hydrologic Features (16-50j-61 (c) (2) (D))

KEC construction activities will be conducted in accordance with an approved SWPCP that is intended to preserve existing drainage patterns and provide for water quality protection. Although KEC-related activities will alter existing ground surface, both temporary and permanent BMPs will be integrated into the construction effort to minimize the effect of those modifications on surrounding areas. The DEEP approval of the SWPCP will be provided to the CSC once received.

Watercourse Bank Restoration (16-50j-61 (c) (2) (E))

No watercourse bank impact is proposed and, therefore, no watercourse bank restoration will be required.

Protection of Historical and Archaeological Resources (16-50j-61 (c) (2) (F))

Detailed surveys for potential historical and archaeological resources were completed as part of Docket 470B. None of the structures proposed to be demolished were determined to have historic resource value and the Connecticut Department of Economic and Community Development concurred that no historic properties will be affected by KEC. In addition, no significant archaeological resources were identified within the KEC work area.

The private cemetery located on the SYS will be protected during construction. As recommended by the Deputy State Historic Preservation Officer, the area within 50 feet of the cemetery will be marked on construction maps as a sensitive resource. Although limited work will occur within that area, it will be undertaken with special precautions to avoid impact to the cemetery.

### Appendix F

#### Attachment 1 - Water Connection Route

#### Attachment 2 - Sewer Connection Route

In accordance with the CECPN Findings of Fact for Docket No. 470b, NTE hereby submits the Water and Sewer Connection Routes, which include the following features as required under the applicable section of the CECPN Findings of Fact.

Requirement	Description
CECPN Req. (c)	Water and sewer connection routes;

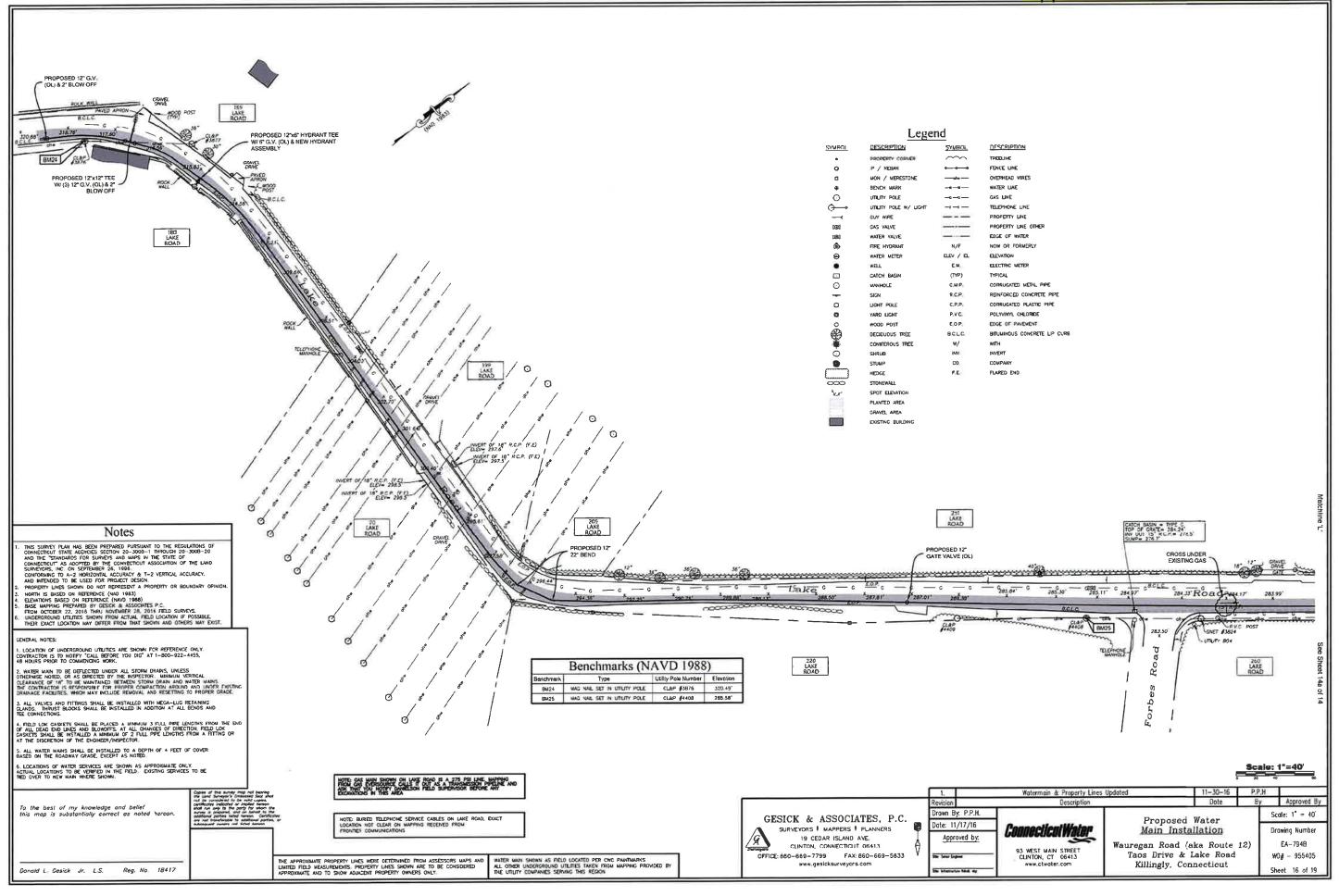
The existing water and sewer connections are currently located on Lake Road; near the intersections of Lake Road/Louisa Viens Drive and Lake Road/Forbes Road respectively, approximately 3,150 and 2,700 linear feet from the KEC Site entrance. Both the water and sewer connections will be extended to the KEC Site. This work will take place in tandem with the Lake Road improvements in order to minimize disruptions.

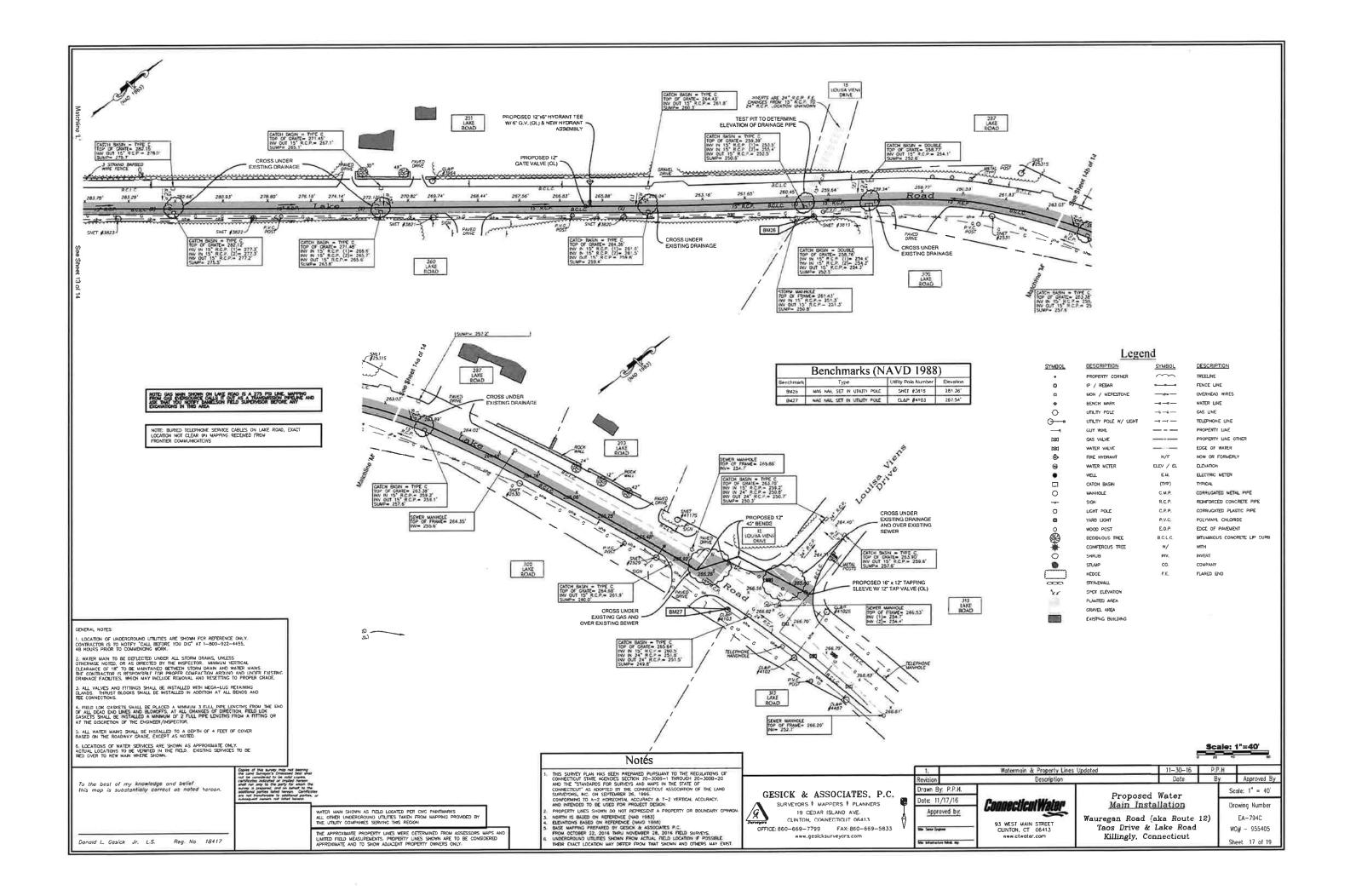
NTE has executed a Customer Refundable Advance Payment Agreement to allow for Connecticut Water to install 3,150 linear feet of 12-inch ductile iron water main between Louisa Viens Drive and the KEC Site. This work will be completed within 90 days after NTE provides Connecticut Water notice to proceed, which will be provided upon KEC's financial close. The water main extension and all other work installed will be property of Connecticut Water.

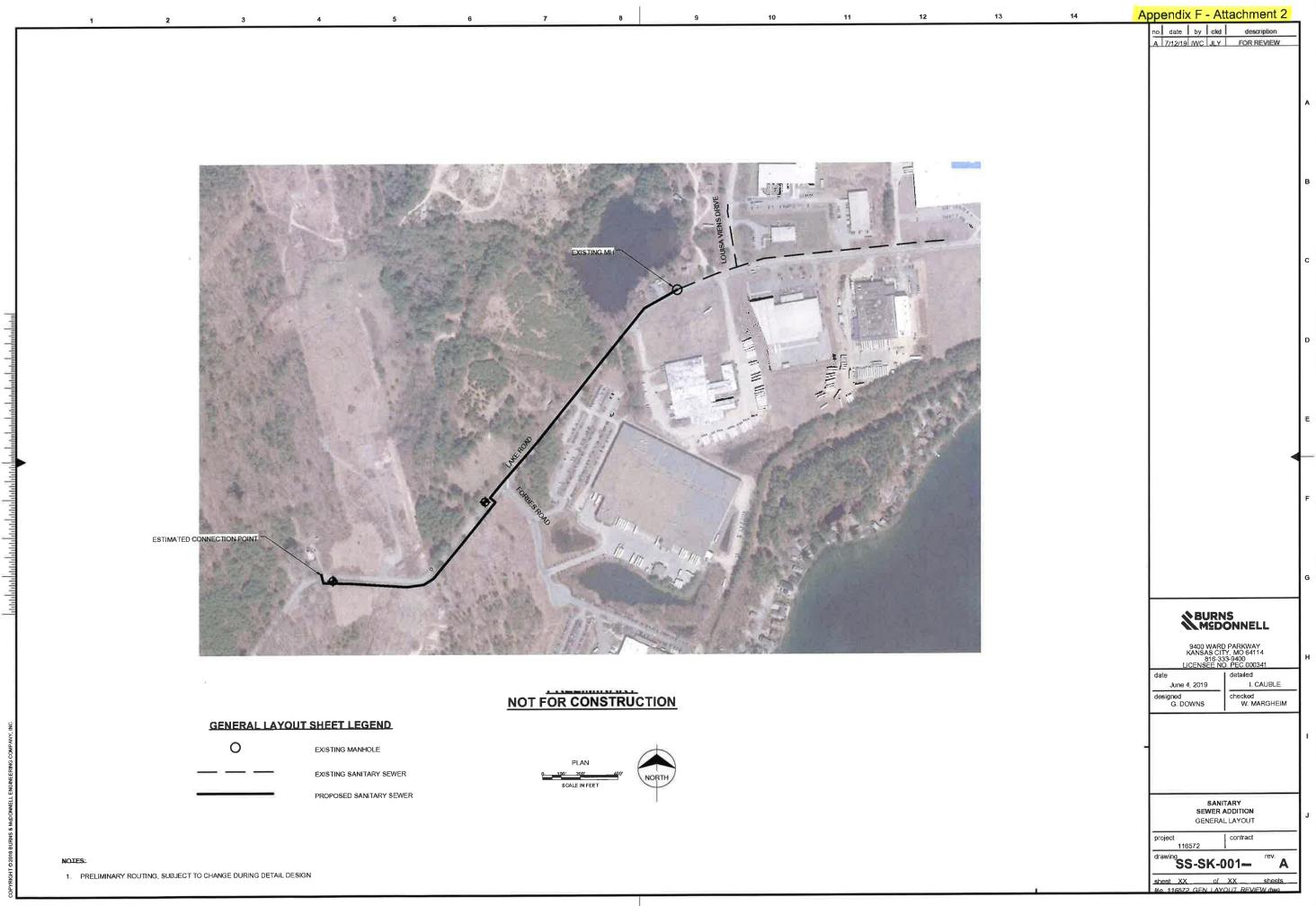
In addition, under a separate Customer Refundable Advanced Payment Agreement, Connecticut Water will install approximately 11,750 linear feet of 12-inch ductile iron water main and 1,400 feet of 16-inch ductile iron main in order to interconnect Connecticut Water's Plainfield water system with its Crystal water system, ensuring reliability on both systems. This work will be completed within 16 months after NTE provides Connecticut Water notice to proceed, which will be provided upon KEC's financial close.

Wastewater from the facility will be discharged into an existing municipal wastewater treatment system, which has been certified to be capable of meeting the facility's projected discharge volumes. The existing sewer main is located west of the intersection of Lake Road and Louisa Viens Drive, and would require an extension of approximately 2,700 linear feet to the KEC access drive. Piping work would be located within limits of local roadways as shown in Attachment 2 of this Appendix.

In accordance with CSC Finding of Fact #210 (Killingly Regulate and Restrict Order), the respective contractors responsible for the work will apply to the Town of Killingly for the required permits and gain approval prior to starting any work in the Town's right-of-way or roadway.







### Appendix G

#### Attachment 1 - Phase 1 Project Schedule

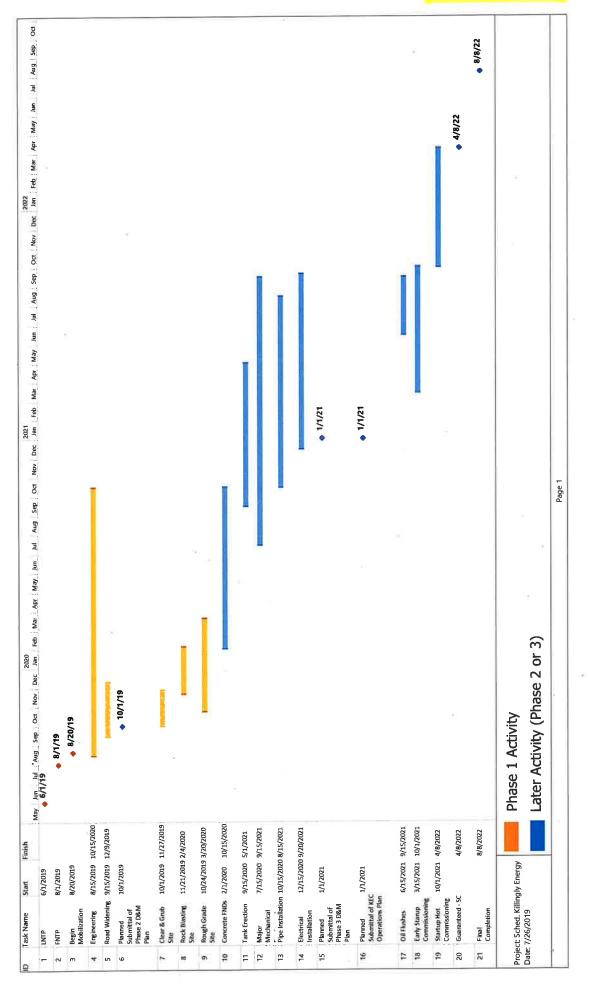
In accordance with CECPN Findings of Fact for Docket No. 470b, NTE hereby submits the Phase 1 Project Schedule, which includes the following features as required under the applicable section of the CECPN Findings of Fact.

Requirement	Description
CECPN Req. (d)	Detailed project schedules for all work activities and proposed construction hours

The attached Project Schedule includes all activities to be performed under the Phase 1 of this D&M plan, including site mobilization, clearing and grubbing, limited blasting, and rough grading. Several other high-level activities are listed in this schedule, however, schedule details for other activities not covered under Phase 1 of this D&M Plan will be included in both Phases 2 and 3. Anticipated submittal dates for Phases 2 and 3 of this D&M plan are shown in the schedule contained in Attachment 1 of this Appendix.

The KEC project team will meet with the Town of Killingly prior to start of any construction to walk through the Project Schedule and will thereafter submit an update electronically on a frequency agreed to between the Town of Killingly and NTE, which is consistent with CSC Finding of Fact #222 (Town of Killingly Regulate and Restrict Order).

Regularly planned construction work hours will be from 7:00 am to 7:00 pm Monday through Saturday. Sunday work will only be used for make-up days and during commissioning. Limited night shift work will occur Monday through Friday on a as needed basis. No night shift work will occur during Phase 1 activities.



### Appendix H

### Attachment 1 - Emergency Response Action and Fire Prevention Plan

In accordance with RCSA 16-50j-60 through 16-50j-62, and the CECPN Findings of Fact for Docket No. 470b, NTE hereby submits the Emergency Response Action and Fire Prevention Plan, which includes the following features as required under the applicable sections of RCSA 16-50j-61 and the CECPN Findings of Fact.

Requirement	Description		
16-50j-61 (c) (8)	Contact information for the personnel of the contractor assigned to the project;		
CECPN Req. (g)	Emergency response/safety plan per Condition No. 1(g) of the Decision		

In accordance with Condition 1 (g) of the CSC Findings of Fact, NTE, in close coordination with its selected contractor, is currently developing a comprehensive Emergency Response/Safety Plan in cooperation with the Town of Killingly which will include the establishment of an emergency responder/local community notification system for on-site emergencies and planned construction-related activities that could cause community alarm. As outlined in the Condition, this system will include notification to local emergency responders, city or town officials, state legislators, and residents that wish to participate. This notification system will be provided to the CSC and the Town of Killingly prior to the start of construction activities.

Consistent with CSC Findings of Fact #201 through #205 (Town of Killingly Regulate and Restrict Orders), a designated team of on-site personnel will be available during construction and will be trained to respond to emergency situations. A permanent first aid station/trailer will be established and maintained throughout construction. Permanent access/egress and signage will be established immediately upon the start of construction for emergency vehicles.

Contact information for key NTE and contractor personnel, as well as applicable local hospital, police, fire and Town of Killingly representatives are integrated into the attached plan.





# KILLINGLY ENERGY CENTER

# Emergency Response Action and Fire Prevention Plan

THIS IS A DRAFT VERSION OF THE EMERGENCY ACTION PLAN THAT WILL BE USED AT THE KILLINGLY ENERGY CENTER. THIS DOCUMENT WILL BE REVISED ON A REGULAR BASIS AS THE PROJECT PROGRESSES. REVISION 0 OF THIS DOCUMENT WILL BE ISSUED WITHIN 30 DAYS OF MOBILIZING THE SITE

Implementation Date: 10/01/2019

Review/Revision Date: 08/01/2019 (Draft)

Approved By:	Title:	Date:	Effective Date:
Approved By:			Review Date:
Approved By:			Supersedes:





## **Table of Contents**

1.0	PURPOSE	
1.1 1.2 1.3	EMERGENCY CONTACT INFORMATION	3 4
2.0	TYPES OF EMERGENCY EVACUATIONS	4
2.1	Types of Alarm Tones & Designation	
3.0	EMPLOYEE TRAINING	
4.0	FLOOR PLANS AND MAPS	
4.1	EMERGENCY ESCAPE PROCEDURES AND ASSIGNMENTS	
5.0	CRITICAL PLANT PROCEDURES	
6.0	EVACUATION PROCEDURES	5
7.0	RESCUE AND MEDICAL DUTY ASSIGNMENTS	6
8.0	FIRE AND EMERGENCY REPORTING PROCEDURES	8
9.0	TORNADO PROCEDURES	8
10.0	EMERGENCY COORDINATOR	
11.0	FIRE PREVENTION PLAN	
11.1		
11.2		
11.3		
12.0	APPENDIX A - FLOOR PLANS AND MAPS	10





#### 1.0 Purpose

It is Burns & McDonnell policy to protect its personnel, community, and environment. As such, this facility maintains an Emergency Action Plan (EAP) which details procedures to prevent and minimize hazards to human health and the environment. This written document is prepared to demonstrate compliance with 29 CFR 1910.38.

The Plan addresses medical emergencies and emergencies resulting from fires, explosions, bomb threats, civil disturbances, weather, and any potential releases of toxic chemicals. The provisions of the Plan will be implemented during any event, which may threaten human health or the environment.

#### 1.1 Emergency Contact Information

Site Emergencies Call	
Ambulance:	911
Fire:	911
Police:	911
Killingly Town Manager:	860-779-5335
Poison Control Center:	800-222-1222
National Response Center:	800-424-8802
Spills:	
US EPA	312-886-7187
CT EPA	800-424-8802
Hospital (Emergency Care):	

NOTE: Burns & McDonnell is in process of vetting local spill response services and additional hospitals prior to mobilizing to the job site. Contact information for the selected organizations will be inserted above.

860-928-6541

#### 1.2 Non-Emergency Contact Information

Day Kimball (Putnam)

#### Law Enforcement Agency

Killingly Police Dept: 860-779-4900 or 860-779-3900

Fire Department

Dayville Fire Company: 860-774-4817

Town of Killingly

Killingly Town Manager: 860-779-5335 Killingly Engineering: 860-779-5360





#### 1.3 Important Project Numbers:

Position	Name	Mobile #
Site Manager	Earle Cianchette	816-333-9400
Construction Manager	TBD	TBD
Safety Manager	TBD	TBD
NTE Representative	Timothy Eves	904-687-1857

#### 2.0 Types of Emergency Evacuations

At this location, the following types of emergencies exist:

- 1. Fire or Explosion
- 2. Severe Weather
- 3. Tornado
- 4. Hurricane
- 5. Flooding
- 6. Toxic chemical release
- 7. Workplace violence
- 8. Bomb threat

This section will be updated after a complete review of the site, surrounding area, and locality has been evaluated.

#### 2.1 Types of Alarm Tones & Designation

- 1. Siren
- 2. Air Horn
- 3. Project Radio

#### 3.0 Employee Training

All employees are trained in safe evacuation procedures during orientation, and refresher training is conducted whenever the employee's responsibilities or designated actions under the plan change and whenever the plan itself is changed. In addition, the employer must review with each employee upon initial assignment the parts of the plan which the employee must know to protect the employee in the event of an emergency. The training includes the use of floor plans and workplace maps which clearly show the emergency escape routes included in the Emergency Action Plan.

#### 4.0 Floor Plans and Maps

Floor plans and maps will be developed for this location to show the emergency escape routes. These floor plans and maps will always be available and posted in key areas of the facility to provide guidance in an emergency. A copy of the floor plans and map will be in Appendix A.

#### 4.1 Emergency Escape Procedures and Assignments

The following are the evacuation procedures for a fire, tornado, severe weather, bomb threat, workplace violence, and/or toxic chemical release.





1. Employees are to proceed to the nearest available and safe exit or shelter as quickly as possible.

2. Personnel operating moving machinery (trucks, forklifts, hand tools, etc.) are to shut equipment off in a safe manner and proceed to the nearest evacuation point.

3. Personnel are to gather at a refuge zone. The refuge zones provide sufficient space to accommodate the employees. During evacuation procedures, employees are to move away from the exit discharge doors of the building and to avoid congregating close to the building(s) and/or location main entrance area where they may hamper emergency operations.

4. After the determination has been made that re-entry is safe by the Emergency Coordinator, employees may re-enter the building or facility.

The refuge zones for fire, bomb threat, workplace violence or toxic chemical release are as follows:

Department	Designated Refuge Zone
Office Staff	Primary- Primary Conference Room
Š.	Secondary- Office Area Parking Lot
Craft & Field Personnel	Primary- Craft Break Tent
	Secondary- Office Area Parking Lot

#### 5.0 Critical Plant Procedures

Only in the event of an incipient fire will employees address the fire and care for critical plant operations. Should the fire exceed the incipient fire stage, the employee is to sound the evacuation warning system and evacuate the area immediately.

The procedures to be taken to care for essential plant operations until a total evacuation becomes absolutely necessary include:

- Monitoring the facility power
- Maintaining water supplies
- Maintaining Communication Systems

#### 6.0 Evacuation Procedures

Should evacuation of the facility and/or building(s) be required, the following procedures will be followed to ensure safe evacuation of all employees, contractors, and/or visitors.

- 1. The Emergency Coordinator will verify that an emergency situation exists. If so, the local fire department service will be notified.
- 2. The Emergency Coordinator will utilize the alarm system or a means of communication (e.g., bull horn, public address system, radio, etc.) to effectively communicate that evacuation of the building and/or facility is required.
- 3. The responsible Emergency Coordinator will verify that the visitor log has been removed from the site.
- 4. The Emergency Coordinator will conduct a head count to verify that all employees, contractors, and/or visitors have been accounted for and safely evacuated.
- 5. The Emergency Coordinator will communicate to the fire department either that all personnel have been safely evacuated or who remains unaccounted for.





6. No one may leave or return to the building or facility until the Emergency Coordinator authorizes such action.

#### 7.0 Rescue and Medical Duty Assignments

Should rescue be required, the local fire department responding to the emergency is responsible for performing any rescue.

Designated onsite personnel who have been trained in first aid and cardiopulmonary resuscitation (CPR) are to provide medical assistance within their capabilities. A list of all onsite personnel trained in first aid and CPR will be maintained by the Safety Department.

Professional emergency services responding to an emergency will assist with and direct all rescue and medical duty assignments upon their arrival.



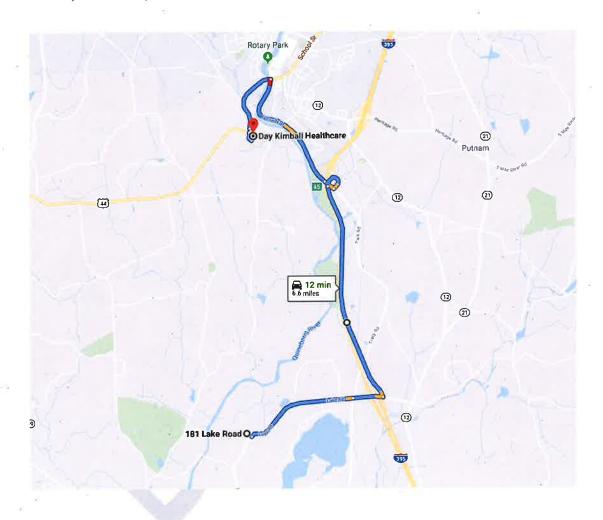


#### Hospital (Emergency Care):

860-928-6541

Day Kimball Healthcare
320 Pomfret Street,

Putnam, Connecticut, 06260



Turn left out of GFS or right out of SYS. Continue on Lake Road 1 mile to I-395 on-ramp. Enter I-395-northbound. Continue 4 miles on I-395-northbound. Take exit 45, turn right at end of off-ramp. Continue on Kennedy Drive for 1 mile. Turn left onto US-44W/Pomfret Street. Continue 0.6 miles to hospital entrance. Follow signs for Emergency services.

Approximate travel distance is 6.6 miles.

Approximate travel time is 12 minutes.





Fire and Emergency Reporting Procedures

In the event of a fire and/or any other type of emergency, the following reporting procedures are to be followed.

When a fire is detected, activate the alarm immediately. The alarm will notify all personnel.

- 1. Personnel are to verify what type of alarm is sounding. Then, act according to the alarm. The Emergency Coordinator or their designee will contact the local fire department to summon assistance.
- 2. The local fire department will perform all emergency rescue and fire fighting duties. The Emergency Coordinator or their designee will meet with the fire department to give them information concerning the emergency and to notify them of any missing persons.
- 3. Employees are not to return to the facility or buildings until authorized by the Emergency Coordinator.

#### 8.0 Tornado Procedures

A radio and/or television is located at the facility. If a tornado warning or watch has been issued by the local weather service(s), the Emergency Coordinator will notify all employees. Should evacuation be required, personnel will evacuate to a protection shelter. The area(s) which have been designated to provide shelter during a tornado will be determined upon a thorough evaluation of the surrounding area.

#### 9.0 Emergency Coordinator

Selected personnel are trained as an Emergency Coordinators; they will conduct a head count of employees once an evacuation has been completed. There is at least one trained Emergency Coordinator for every twenty employees in the workplace to provide adequate guidance and instruction at the time of an evacuation. The employees selected are trained in the complete workplace layout and various alternative escape routes from the workplace.

All Emergency Coordinators are made aware of:

- any physically handicapped employees who may require additional assistance and of hazardous areas to be avoided during emergencies; and
- any visitors or personnel who are not permanently assigned to work at this facility.

Emergency Coordinator(s) for this facility is as follows in the order of availability or presence:

Title	Name	
Site Manager:	Earle Cianchette	
Const. Manager:	TBD	
Safety Manager;	TBD	

A guest log will be maintained for all visitors, contractors, and/or company personnel

#### 10.0 Fire Prevention Plan

The Fire Prevention Plan has been established to control and reduce the possibility of a fire and to specify the type of equipment required to be available in case of a fire.





#### 10.1 Housekeeping Procedures

Accumulations of combustible waste materials must be controlled to ensure that a fast-developing fire, a rapid spread of toxic vapors or gases, or an explosion does not occur.

Good housekeeping in the workplace will ensure that hazardous accumulations of oil soaked rags and/or large accumulations of waste paper, or corrugated boxes do not pose a significant fire hazard.

#### 10.2 Equipment Maintenance

Certain equipment is installed in a workplace to control heat sources or to detect combustible fuel leaks (a temperature limit switch, storage tank high level alarms, etc.). If these devices are not properly maintained or if they become inoperative, a definite fire hazard exists. Employees and supervisors are to be aware of the specific type of hazard control devices utilized in the workplace and to ensure through periodic inspection and/or testing that such devices are operable. The manufacturer's instructions are to be followed to ensure proper operation and maintenance procedures are followed.

#### 10.3 Fire Protection Equipment

The fire protection equipment utilized at this facility includes various sizes of multipurpose dry chemical (ABC) portable fire extinguishers and/or fire suppression systems to protect employee and property from the various types of fire hazards.





### 11.0 Appendix A - Floor Plans and Maps

Floor Plans and Maps will be developed as the site is mobilized and buildings and structures are erected.

### Appendix I

#### Attachment 1 - Decommissioning Plan

In accordance with the CECPN Findings of Fact for Docket No. 470b, NTE hereby submits the Decommissioning Plan, which includes the following features as required under the applicable section of the CECPN Findings of Fact.

Requirement	Description	1000
CECPN Req. (g)	Decommissioning Plan	

A detailed Decommissioning Plan for the full combined-cycle facility will be prepared and submitted as part of Phase 2 of this D&M Plan. However, in the event that construction on KEC is commenced and subsequently cancelled or suspended, with activities covered under this Phase 1 having been commenced or completed, a limited Decommissioning Plan has been prepared to mitigate this scenario.

#### Phase 1 Decommissioning Activities

Established fencing, access roads, temporary power, safety facilities and other aspects required to facilitate general construction will remain in place to facilitate the decommissioning of the activities that will be carried out under Phase 1 of the D&M Plan. A revised set of Grading Plans and a new set of Landscaping Plans will be developed in conjunction with the Town of Killingly to re-establish the KEC Site as close to its existing condition as would be practical. As the options for land will have been executed, and the existing structures removed, the use case for these properties under this scenario is undetermined at this time.

The revised Grading and Landscaping Plans will preserve the wetlands and maintain existing flows in compliance with the 2002 Connecticut Guidelines for Soil Erosion and Sediment Control and the 2004 Connecticut Stormwater Quality Manual. The additional existing special habitat areas (e.g., wetlands, vernal pool), and cultural resources (e.g., cemetery) will remain undisturbed.

If authorized wetland fill has occurred, the plans for the mitigation area due to the disturbance to the wetlands on the SYS will be carried out during this decommissioning process. As part of the Community Environmental Benefits Agreement executed between NTE and the Town of Killingly, within 30 calendar days of KEC's financial close, NTE will post a surety bond or irrevocable letter of credit in the amount of \$2,000,000 for future decommissioning costs associated with KEC. These funds can be allocated towards the requirement for continued monitoring of the wetland mitigation area and invasive species removal.

Following approval of the revised Grading and Landscaping plans by the Town of Killingly and all applicable state agencies, the KEC site will be re-established in accordance with those plans, and construction facilities (fencing, roads, temporary power, safety facilities, etc.) will be demobilized and removed from the site.