



STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

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VIA ELECTRONIC MAIL

August 22, 2019

Kenneth C. Baldwin, Esq.
Robinson & Cole LLP
280 Trumbull Street
Hartford, CT 06103-3597

RE: **DOCKET NO. 470B** - NTE Connecticut, LLC 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.

Dear Attorney Baldwin:

The Connecticut Siting Council (Council) requests your responses to the enclosed questions no later than August 29, 2019. To help expedite the Council's review, please file individual responses as soon as they are available.

Please forward an original and 15 copies to this office, as well as send a copy via electronic mail. In accordance with the State Solid Waste Management Plan and in accordance with Section 16-50j-12 of the Regulations of Connecticut State Agencies the Council is requesting that all filings be submitted on recyclable paper, primarily regular weight white office paper. Please avoid using heavy stock paper, colored paper, and metal or plastic binders and separators. Fewer copies of bulk material may be provided as appropriate.

Please be advised that the original and 15 copies are required to be submitted to the Council's office on or before the August 29, 2019 deadline.

Copies of your responses shall be provided to all parties and intervenors listed on the service list, which can be found on the Council's website under the "Pending Matters" link.

Any request for an extension of time to submit responses to interrogatories shall be submitted to the Council in writing pursuant to §16-50j-22a of the Regulations of Connecticut State Agencies.

Sincerely,

Melanie Bachman
Executive Director

MB/MP

c: Council Members

Docket No. 470B
NTE Connecticut, LLC
180 and 189 Lake Road, Killingly, CT
D&M Plan – Phase I Interrogatories

1. Referencing Appendix A – Attachment 2, Sheet 1 of 2 of the Phase I D&M Plan, would all dump piles on the Generating Facility Site (GFS) and the Switchyard Site be removed?
2. Referencing page 15 and Appendix B – Attachment 1 of the Phase I D&M Plan, security fencing would be installed around much of the GFS and additional fence would be installed to maintain a larger area as construction progresses. How tall would the proposed security fence be? Would it have barbed wire on top? Would it be a temporary, construction-only fence that would be later removed and replaced with a permanent fence design to be included in a later D&M Plan phase, or would the construction fence be modified as construction progresses to later become the permanent fence?
3. Page 13 of the Phase I D&M Plan includes the clearing acreage, and attached drawings include the clearing limits. Please identify (generally) the, “location and species of vegetation to remain for aesthetic and wildlife value” per the Regulations of Connecticut State Agencies (RCSA) §16-50j-61(b)(6) and Section 2a (Development and Management Plan) of the Council’s Decision and Order in Docket No. 470B.
4. RCSA §16-50j-61(b)(7)(B) requires the identification of, “Areas of high erosion potential.” While NTE Connecticut, LLC (NTE) has included its Erosion and Sedimentation Control Plans (ESCP) in the Phase I D&M Plan, as part of such ESCP design, identify which areas have high erosion potential and how the ESCP mitigates such erosion potential.
5. Referencing the Vernal Pool Protection measures on page 16 of the Phase I D&M Plan, would such measures be consistent with the 2015 U.S. Army Corps of Engineers Vernal Pool Best Management Practices?
6. Finding of Fact #299 of Docket No. 470B states that, “NTE estimates that there would be approximately 220,000 cubic yards of material relocated on site, resulting in balanced cut and fill.” Page 14 of the Phase I D&M Plan indicates that, “The Grading Plan for the Project has been developed to minimize the total net import or export of material.” Is 220,000 cubic yards still approximately correct? If no, please provide a revised estimate.
7. Referencing Appendix D – Attachment 1, Drawing No. CG300-B, would retaining walls be installed as part of the Phase I D&M Plan construction, or would retaining wall construction be in a later phase?