

STATE OF CONNECTICUT

SITING COUNCIL

Re: The Connecticut Light and Power Company and) Docket 272
The United Illuminating Company Application for a)
Certificate of Environmental Compatibility and)
Public Need for the Construction of a New 345-kV)
Electric Transmission Line and Associated)
Facilities Between Scovill Rock Switching Station)
in Middletown and Norwalk Substation in Norwalk,)
Connecticut Including the Reconstruction of)
Portions of Existing 115-kV and 345-kV Electric)
Transmission Lines, the Construction of the Beseck)
Switching Station in Wallingford, East Devon)
Substation in Milford, and Singer Substation in) October 5, 2006
Bridgeport, Modifications at Scovill Rock)
Switching Station and Norwalk Substation and the)
Reconfiguration of Certain Interconnections)
)
Supplemental Hearing Pursuant to Conn. Gen.)
Stats. § 4-181a(b))

**COMPANIES' COMMENTS REGARDING THE
DRAFT SUPPLEMENTAL AND ADDITIONAL SUPPLEMENTAL
FINDINGS OF FACT CONCERNING ROUTE MODIFICATIONS IN
WOODBIDGE, CONNECTICUT OF THE CONNECTICUT SITING COUNCIL**

The Connecticut Light and Power Company ("CL&P") and The United Illuminating Company (collectively, "The Companies") file these comments regarding the draft findings of fact circulated for comment by the Connecticut Siting Council on September 29, 2006 concerning the modification, pursuant to Conn. Gen. Stats. § 4-181a(b), of the Council's Decision and Order and Certificate to approve certain variations of the overhead route through Woodbridge, Connecticut.

A. “Additional Supplemental Findings of Fact”

• First Bullet Point (to replace FOF # 20)

- (i) “Werth’s” in line 3 of the first full paragraph should be “Werths”
- (ii) The citations at the end of the last paragraph should include App. Ex. 6, the map showing the Werth property in relation to the existing, certified, and proposed right-of-way and lines. The referenced testimony refers to this map, and the map itself (since it is to scale) provides independent evidence of the stated distances.
- (iii) Citations to Tr. 1, 48, 50, and 52 should be added. It is at these pages that the testimony concerning the 70’ reduction described in subparagraph (c) is found.

• Third Bullet Point (to go in cost section)

- (i) “1.5 billion” should be corrected to “1.05 billion” to match the testimony at Tr. 1, p. 72 (“one billion forty-seven million dollars”). The resulting value of “\$21 million” is arithmetically correct once that change is made.
- (ii) The incremental cost is stated to be “1.4” million. That is incorrect. If CL&P’s \$200,000 contribution to the B’nai Jacob purchase of the Reis property is not included, the correct figure would be \$1.5 million.
- (iii) The citations should be expanded to include App. Ex. 7 (the list of incremental costs) and Tr. 1, 72.

B. Additional Findings of Fact

FOF 18: (i) The statement that both the existing and the relocated right-of-way are “approximately 300 feet” from the Root home should be changed to “more than 300 feet” to correspond with the referenced testimony. (ii) The citations should be expanded to include “Tr. 1, 96” and “Tr. 2, 71.”

FOF 24: The latest draft does not cure the mistake in this proposed finding, which the Companies pointed out in their comments of September 22 on the previous draft. The previous comments are reproduced below:

Draft Finding: The distance between the boundary of the existing ROW and the north side of the B’Nai Jacob building is 15 feet at its closest point. The proposed modification on the B’Nai Jacob property moves the ROW to the northwest. With the proposed modification, the edge of the ROW would be approximately 165 feet from the building, the closest 115-kV circuit conductor would be 205 feet, and the closest 345-kV conductor would be 260 feet from the building. (CL&P 1, Tab B)

Comment: The measurements in the last sentence of the draft finding are incorrect because they are based on the distance between the building and certain points *under the terms of the Siting Council’s April 7, 2005 Decision and Order, not under the terms of the proposed ROW relocation that is the subject of this proceeding.* (See CL&P 1, Tab B, CL&P Response dated October 28, 2005 to Ezra Academy Request for Information.) The draft finding therefore needs to be corrected and supplemented, as set forth below.

Recommended Change: Revise the finding as follows (new language in italics):

The distance between the boundary of the existing ROW and the north side of the B’Nai Jacob building is 15 feet at its closest point. *Under the Council’s April 7, 2005 Decision and Order, the ROW on the B’Nai Jacob property was shifted to the north, toward the boundary line of the Reis Property but within the B’Nai Jacob Property, to a point approximately 165 feet away from the existing buildings. (D&O, p. 2, ¶ 6; Opinion, p. 14 § XVIIb).* The proposed modification on the B’Nai Jacob property moves the ROW *further* to the northwest, *about 40 feet, in part onto a small portion of the Reis Property that Congregation B’Nai Jacob proposes to acquire.* ~~With the proposed modification, the edge of the ROW would be approximately 165 feet from the building, the closest 115-kV circuit conductor would be 205 feet, and the closest 345-kV conductor would be 260 feet from the building.~~ (CL&P 1, Tab B; CL&P 3, *Test. of Bartosewicz, et al., pp. 3 and Ex. A & C; Woodbridge Org. 1, Test. of Oren, et al., p. 5.*)”

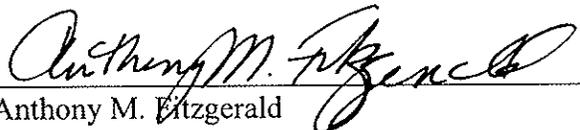
FOF 26: The citations should be expanded to include a reference to App. Ex. 7, the list of incremental costs.

FOF 27: The statement that “CL&P and B’Nai Jacob would purchase a portion of the adjacent Reis property...” should refer only to B’Nai Jacob. Although, as stated in the following sentence, CL&P will contribute to the purchase price, it will not take title.

FOF 41: The draft finding contains a typographical error in that the phrase: “take into consideration residential areas, private or public schools, licensed child day care facilities, licensed youth camps, or public playgrounds adjacent to the proposed route of overhead portions with further definitions by the Council...” is repeated, and thus appears twice.

Respectfully submitted,

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