

**Meeting Minutes**  
**Meeting of October 31, 2013**

A meeting of the Connecticut Siting Council (energy/telecommunications) was held on Thursday, October 31, 2013, in Hearing Room Two, Ten Franklin Square, New Britain, Connecticut. The meeting was called to order with a quorum present by Chairman Stein at 1:00 p.m.

**Council Members Present:**

Robert Stein Chairman	Philip T. Ashton
James J. Murphy Vice Chairman	Daniel P. Lynch
Robert Hannon (designee for Commissioner Esty)	Michael W. Klemens
Barbara C. Bell	Edward S. Wilensky
	Michael Caron (designee for Chairman House)

**Staff Members Present:**

Melanie Bachman Acting Executive Director/Staff Attorney	Robert Mercier Siting Analyst
Fred Cunliffe Siting Analyst Supervisor	Michael Perrone Siting Analyst
Christina Walsh Siting Analyst Supervisor	David Martin Siting Analyst

**Recording Secretary:**

Carriann Mulcahy

**Minutes of October 17, 2013.**

Mr. Ashton moved to approve the minutes of October 17, 2013, seconded by Mr. Murphy. The motion passed with Dr. Bell abstaining.

Mr. Caron arrived at 1:02 p.m.

Mr. Ashton is recused from the following proceeding.

**DOCKET NO. 190B – Meriden Gas Turbines, LLC Certificate of Environmental Compatibility and Public Need for a 530 MW combined cycle generating plant in Meriden, Connecticut. Reopening of this docket pursuant to Connecticut General Statutes § 4-181a(b) limited to Council consideration of changed conditions and Decommissioning Plan. Site Conditions Report.**

Mr. Lynch moved that no remediation actions are required of MGT/NRG, seconded by Mr. Wilensky. The motion passed with Mr. Caron and Dr. Klemens abstaining.

**DOCKET NO. 424 - The Connecticut Light & Power Company Certificate of Environmental Compatibility and Public Need for the Connecticut portion of the Interstate Reliability Project that traverses the municipalities of Lebanon, Columbia, Coventry, Mansfield, Chaplin, Hampton, Brooklyn, Pomfret, Killingly, Putnam, Thompson, and Windham, which consists of (a) new overhead 345-kV electric transmission lines and associated facilities extending between CL&P's Card Street Substation in the Town of Lebanon, Lake Road Switching Station in the Town of Killingly, and the Connecticut/Rhode Island border in the Town of Thompson; and (b) related additions at CL&P's existing Card Street Substation, Lake Road Switching Station, and Killingly Substation. Development and Management Plan for New 345-KV Transmission Lines and Related Minor Modifications to Adjacent Lines. Material Laydown Sites.**

Mr. Ashton moved to approve the D&M Plan with the following conditions:

- CL&P shall immediately notify the Council in any case when an environmental permit is issued to CL&P by a federal and/or state regulatory agency that contains a provision inconsistent with the record in Docket 424.
- CL&P shall provide the Council with a final report containing all agreements with abutters or other property owners regarding special maintenance precautions; significant changes to the D&M Plan that have been approved by the Council; locations of special planting and seeding; and actual construction cost of the project.
- CL&P shall comply with the notice and reporting requirements of § 16-50j-62 of the Regulations of Connecticut State Agencies.
- CL&P shall provide copies to the Council upon receipt of federal and state regulatory permits.
- CL&P shall provide to the Council a copy of the USACE conveyance of the easement in the Mansfield Hollow area.
- CL&P shall submit to the Council mitigation strategies for NRHP/SRHP sites prior to construction.
- CL&P shall utilize syncopated fencing in project work areas around vernal pools.

The motion was seconded by Mr. Murphy. The motion passed with Dr. Klemens abstaining.

Mr. Murphy moved to approve the material laydown/staging locations with the following conditions:

1. That no heavy equipment be used at the 2 of the 5 identified sites (at 79 Boston Post Road in Windham and 891 North Main Street in Killingly) prior to 6:30 a.m. due to the proximity of nearby residences; and

2. For the property at 87 Boston Post Road in Windham:
  - a. A sweep of the property is conducted for the presence of the eastern hognose snake prior to any activities or other use of the property related to Interstate;
  - b. Exclusionary silt fencing be installed around the entire laydown area to ensure that the eastern hognose snake cannot enter the site; and
  - c. Eastern hognose snake mitigation measures to be implemented for the Interstate transmission line construction also are used for this laydown site.

The motion was seconded by Mr. Ashton. The motion passed with Dr. Klemens abstaining.

**DOCKET NO. 434 – Cellco Partnership d/b/a Verizon Wireless Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a relocated telecommunications facility at 139 North Main Street, West Hartford, Connecticut. Development & Management Plan.**

Mr. Ashton moved to approve the Development and Management Plan, seconded by Mr. Caron. The motion passed with Dr. Klemens abstaining.

**DOCKET NO. 439 - Message Center Management, Inc. and New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a telecommunications facility located at Bates Woods Park, New London, Connecticut. Draft Findings of Fact, Opinion, and Decision & Order.**

Mr. Ashton moved to approve the Findings of Fact, Opinion, and Decision & Order, as amended, seconded by Dr. Bell. The motion passed with Dr. Klemens abstaining.

**PETITION NO. 1068 – BE 2012 A LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the location and construction of a Customer-Side 400 kW Fuel Cell to be located at 26 Washington Street, New London, Connecticut. Decision.**

Mr. Murphy moved to approve this petition with the condition that the brick sound attenuation wall be designed and certified by a structural engineer constructed in accordance with appropriate building codes and wind loading criteria, seconded by Mr. Ashton. The motion passed unanimously.

**PETITION NO. 1072 – Algonquin Gas Transmission, LLC Petition for a Declaratory Ruling Regarding the Jurisdiction of the Connecticut Siting Council over the construction or replacement of natural gas pipeline facilities in the towns of Danbury, Cromwell/Rocky Hill, Lebanon/Franklin/Norwich and Montville, Connecticut; modifications to compressor stations in the towns of Oxford, Cromwell and Chaplin Connecticut; modifications to metering stations in the towns of Berlin, Danbury, Farmington, Glastonbury, Guilford, Middletown, Montville, North Haven, Norwich, Plainville, Pomfret, Putnam, Southbury,**

**Vernon and Windham, Connecticut; and for recommendations regarding siting, environmental mitigation measures, and construction procedures to the Federal Energy Regulatory Commission. Decision.**

Mr. Ashton moved to rule that the Council does not have jurisdiction over this project and that the Council will send comments during the FERC pre-application process as well as when the formal application has been filed with FERC, seconded by Mr. Murphy. The motion passed with Mr. Wilensky abstaining.

**PETITION NO. 1076 – ClearEdge Power Corporation petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the installation of a Customer-Side 400 kW Fuel Cell to be located at CT Transit Bus Maintenance Facility, 2061 State Street, Hamden, Connecticut. Decision.**

This petition was withdrawn on October 25, 2013. No action was taken.

**TS-CING-054-131008 – New Cingular Wireless PCS, LLC request for an order to approve tower sharing at an existing telecommunications facility located at 58A Montano Road, Glastonbury, Connecticut. Decision.**

Dr. Bell moved to approve this tower sharing request with the following conditions:

- The proposed feedlines and accessory equipment shall be installed as recommended in the Structural Analysis Report prepared by FDH Engineering dated September 10, 2013 and stamped by Bradley Newman; and
- Within 45 days following completion of the antenna installation, AT&T shall provide documentation certified by a professional engineer that its installation complied with the recommendations of the structural analysis.

The motion was seconded by Mr. Ashton. The motion passed unanimously.

**TS-VER-115-131009 – Cellco Partnership d/b/a Verizon Wireless request for an order to approve the shared use of an existing telecommunications facility located at 37 Peach Orchard Road, Prospect, Connecticut. Decision.**

Mr. Ashton moved to approve this tower sharing request, seconded by Mr. Wilensky. The motion passed unanimously.

**EM-CING-085-121218 – New Cingular Wireless PCS, LLC notice of intent to install a temporary cellular telephone facility for use at town owned property located at 375 Fan Hill Road, Monroe, Connecticut. Request for Extension.**

Mr. Ashton moved to grant an extension for this facility until June 30, 2014, seconded by Mr. Caron. The motion passed unanimously.

### **Wind Regulations**

Mr. Ashton moved to table this item, seconded by Mr. Murphy. The motion passed unanimously.

### **Administrative Matters**

Assistant Attorney General Marconi provided a litigation update on the Falls Village matter: AT&T v CSC.

#### **The following calendar events were discussed.**

- ❖ Thursday, November 7, 2013, **Docket 440** (AT&T/Colebrook) beginning at **1:00 p.m.**, continued evidentiary hearing, Hearing Room One, Ten Franklin Square, New Britain, Connecticut
- ❖ Thursday, November 14, 2013, beginning at **1:00 p.m.** energy/telecommunications meeting, in Hearing Room Two, Ten Franklin Square, New Britain, Connecticut.
- ❖ Tuesday, December 3, 2013, **Docket No. 441** (Homeland/AT&T-Washington) beginning at **2:00 p.m.**, Field Review and Public Hearing in Washington.
- ❖ Thursday, December 12, 2013, beginning at **1:00 p.m.** energy/telecommunications meeting, in Hearing Room Two, Ten Franklin Square, New Britain, Connecticut.
- ❖ Thursday, December 19, 2013, **Docket No. 442** (AT&T-Norwalk) beginning at **2:00 p.m.**, Field Review and Public Hearing in Norwalk.

### **Adjournment.**

Mr. Ashton moved to adjourn the meeting, seconded by Mr. Wilensky. The motion passed unanimously.

Chairman Stein adjourned the meeting at 2:09 p.m.

**Respectfully submitted,**

**Robert Stein**  
**Chairman**

RS/cm