

**STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL**

.....)	
DWW SOLAR II, LLC PETITION FOR)	PETITION NO. 1313
DECLARATORY RULING THAT NO)	
CERTIFICATE OF ENVIRONMENTAL)	
COMPATIBILITY AND PUBLIC NEED)	
IS REQUIRED FOR A 26.4 MEGAWATT)	
AC SOLAR PHOTOVOLTAIC ELECTRIC)	August 18, 2017
GENERATING FACILITY IN SIMSBURY)	
CONNECTICUT)	
.....)	

RESPONSE TO REQUEST FOR COMMENTS

The Town of Simsbury (“Town”), through counsel, respectfully responds to the Request for Comments issued by the Connecticut Siting Council (“Council”), dated August 9, 2017. The Town concurs with the Department of Energy and Environmental Protection (“DEEP”) that DEEP is a party to the above captioned matter because it filed a notice of intent pursuant to General Statutes § 16-50n.

Section 16-50n provides in relevant part that the “parties to a certification or amendment proceeding or to a declaratory ruling proceeding shall include: (1) The applicant, certificate holder, or petitioner” and “each person entitled to receive a copy of the application or resolution under section 16-50l, if such person has filed with the council a notice of intent to be a party” Section 16-50n expressly references petitions for declaratory rulings.

General Statutes § 16-50l(5) includes DEEP through its reference to General Statutes 16-50j. Additionally, the Council’s regulations require a petitioner under General Statutes § 16-50k¹ to provide notice to “the appropriate municipal official and government agencies.” Section 16-50j-40(a) defines “the appropriate municipal official and government agencies” to mean, “in

¹ The Town does not acknowledge that the instant Petition properly falls under General Statutes § 16-50k; rather, the Town only agrees with DEEP that it is a party to these proceedings under the present circumstances.

the case of a facility required to be approved by declaratory ruling, the same officials and agencies to be noticed in the application for a certificate under Section 16-50l of the Connecticut General Statutes.”

Respectfully submitted by,

THE TOWN OF SIMSBURY

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CERTIFICATION

I hereby certify that on this day that the foregoing was delivered by electronic mail and regular mail, postage prepaid, in accordance with § 16-50j-12 of the Regulations of Connecticut State Agencies, to all parties and intervenors of record, as follows:

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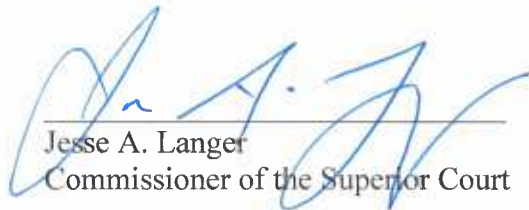
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Jesse A. Langer
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