



# STATE OF CONNECTICUT

## CONNECTICUT SITING COUNCIL

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VIA ELECTRONIC MAIL

July 2, 2014

Jennifer D. Arasimowicz, Esq.  
Fuel Cell Energy, Inc.  
3 Great Pasture Road  
Danbury, CT 06810

**RE: PETITION NO. 1109** – UB Fuel Cell, LLC petition for declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the construction and operation of a 1.4 MW Fuel Cell facility to be located at the University of Bridgeport located at 446 University Avenue, Bridgeport, Connecticut.

Dear Ms. Arasimowicz:

The Connecticut Siting Council (Council) received the petition for the above-referenced facility on July 1, 2014.

According to Section 16-50j-39a of the Regulations of Connecticut State Agencies, “no declaratory ruling shall be issued to any person until a complete petition containing all information relevant by the Council has been filed.”

Staff has reviewed this petition for completeness and has identified a deficiency in notice to the University of Bridgeport and abutting property owners. Pursuant to Section 16-50j-40 of the Regulations of Connecticut State Agencies, “Prior to submitting a petition for a declaratory ruling to the Council, the petitioner shall, where applicable, provide notice to each person other than the petitioner appearing as record as an owner of property which abuts the proposed primary or alternative sites of the proposed facility, each person appearing of record as an owner of the property or properties on which the primary or alternative proposed facility is to be located, and the appropriate municipal officials and government agencies. Proof of such notice shall be submitted with the petition for declaratory ruling.”

Therefore, the petition is incomplete at this time. The Council recommends that the petitioner provide proof of service of a copy of the petition for a declaratory ruling on the University of Bridgeport and abutting property owners on or before July 16, 2014.

Thank you for your attention to this matter. Should you have any questions, please feel free to contact me at 860-827-2951.

Sincerely,

Melanie A. Bachman

Acting Executive Director/Staff Attorney

Cc: Ben Toby, UB Fuel Cell, LLC

S:petitions/1101-/1109/incompletepetnotice

