



Daniel F. Caruso
Chairman

STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

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July 16, 2008

Ronald F. Ochsner, Esq.
Branse, Willis & Knapp, LLC
148 Eastern Boulevard
Suite 301
Glastonbury, CT 06033-2037

RE: **PETITION NO. 794** - Clearview Renewable Energy, LLC petition for a declaratory ruling no Certificate of Environmental Compatibility and Public Need is required for the construction, maintenance, and operation of a 29.0 MW Mixed Biomass Generating Project located at the Kofkoff Egg Farm, Bozrah, Connecticut.

Dear Attorney Ochsner:

We are in receipt of your letter of July 19, 2008, requesting intervenor status for the Town of Franklin in Petition No. 794.

Your request will be placed on the next meeting agenda, a copy of which will be sent to you. Your attendance is welcome, but is not required. You will be notified of the Council's determination immediately thereafter.

All documents filed to date are available at the Council's office.

Please contact me if you have any questions.

Very truly yours,

S. Derek Phelps
Executive Director

SDP/RDM/cm

c: Parties and Intervenors

BRANSE, WILLIS & KNAPP, LLC

148 EASTERN BOULEVARD

SUITE 301

GLASTONBURY, CT 06033-2038

MARK K. BRANSE
MATTHEW J. WILLIS*
ERIC KNAPP

* Also in Massachusetts

RONALD F. OCHSNER
Of Counsel

BRENDAN SCHAIN

RECEIVED
JUL 16 2008
CONNECTICUT
SITING COUNCIL

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July 19, 2008

Daniel F. Caruso, Chairman
Connecticut Siting Counsel
Ten Franklin Square
New Britain, CT 06051

Re: Petition No. 794 - Clearview Renewable Energy, LLC petition for a declaratory ruling no Certificate of Environmental Compatibility and Public Need is required for the construction, maintenance, and operation of a 29.0 MW Mixed Biomass Generating Project located at the Kofkoff Egg Farm, Bozrah, Connecticut.

Dear Chairman Caruso:

The Town of Franklin requests intervenor status in the above referenced proceeding for the reasons more fully stated in the enclosed Request to Intervene.

Respectfully submitted,



Ronald F. Ochsner
Town Attorney
Town of Franklin

Enclosure

cc: Service List
First Selectman
Board of Selectmen

**STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL**

Clearview Renewable Energy, LLC
Petition for a Declaratory Ruling no
Certificate of Environmental Compatibility : Petition No. 794
and Public Need is required for the construction,
maintenance, and operation of a 29.0 MW Mixed
Biomass Generating Project located at the Kofkoff
Egg Farm, Bozrah, Connecticut : July 15, 2008

**REQUEST TO INTERVENE BY
THE TOWN OF FRANKLIN**

The Town of Franklin ("Franklin") hereby applies pursuant to Connecticut General Statute §16-50n(b) and Regulations of Connecticut State Agencies §16-50j-15a to be designated as an intervenor in this proceeding. In support of this application, Franklin states as follows:

1. Franklin is a Connecticut municipality with offices at 7 Meetinghouse Hill Road, Franklin, Connecticut.

2. Franklin owns and maintains all local roadways within its boundaries. Franklin is affected by this proceeding in that the proposed project has potential impacts on portions of Brush Hill Road, Old Route 87, Kahn Road and Blue Hill Road which lie between Route 87 and the Bozrah-Franklin boundary line.

Manner in which Intervenor Franklin is Substantially and Specifically Affected

3. According to the Petition, (1) vehicles destined to the Project's Plant Yard from the north would travel via Stockhouse, Brush Hill and Blue Hill roads; and (2) Brush Hill Road is under the jurisdiction of the Town of Bozrah. Portions of Brush Hill, Old Route 87, Kahn and Blue Hill roads are located within the corporate boundaries of Franklin and Franklin continues to exercise jurisdiction over those portions of these roadways. Additionally, access to Brush Hill Road and Blue Hill Road from the north requires transit across Old Route 87 and Kahn Road,

both Franklin roadways. Franklin seeks to intervene to determine the potential impacts of the project on traffic density and roadway maintenance requirements on these roadways.

4. Additionally, in light of the project's proximity to the Franklin, the potential for substantial adverse impacts on the quality of air, water, ecology and cultural resources within Franklin exists and warrants Franklin's input and attention.

Intervenor's Proposed Participation

5. Franklin would like to participate in all proceedings in the above-referenced docket. Franklin may provide, amongst other things, prefiled testimony, witnesses, briefs or comments as appropriate.

Legal Name and Address

6. Town of Franklin
7 Meetinghouse Hill Road
Franklin, CT 06254

7. Correspondence and other communications in regard to this matter should be served upon the following persons:

First Selectman
Town of Franklin
7 Meetinghouse Hill Road
Franklin, CT 06254
(860) 642 6055, Ext. 16
franklin@99main.com

With copies to:

Ronald F. Ochsner
Town Attorney
c/o Branse, Willis & Knapp, LLC
Suite 301
148 Eastern Boulevard
Glastonbury, CT 06066
(860) 659 3735
Rochsner@bransewillis.com

Respectfully submitted:
THE TOWN OF FRANKLIN

By: 

Ronald F. Ochsner
Town Attorney

Service to the attached service list by first class mail is hereby certified.



Ronald F. Ochsner

**LIST OF PARTIES AND INTERVENORS
SERVICE LIST**

<u>Status Granted</u>	<u>Status Holder</u>	<u>Representatives</u>
Applicant	Clearview Renewable Energy, LLC	James S. Potter, President Clearview Power, LLC One Harbour Place, Suite 11 Portsmouth, NH 03801 (603) 433-2022 JimPotter@verizon.net Scott R. Singer, Esq. Nixon Peabody, LLC 437 Madison Ave., 18 th Floor New York, NY 10022-7001 Joel M. Rinehold, Vice President 194 Mansion Road Wallingford, CT 06492 William C. Miller, Jr., PE, Vice President 242 Miller Place Road Miller Place, NY 11764-2806
Party	Town of Bozrah	Julie D. Kohler, Esq. Jesse A. Langer, Esq. Cohen and Wolf, P.C. 1115 Broad Street Bridgeport, CT 06604 (203) 368-0211 jkohler@cohenandwolf.com jlanger@cohenandwolf.com
Intervenor	The Connecticut Light and Power Company 107 Selden Street Berlin, CT 06037	Paul Sousa Senior Engineer-Transmission Interconnections Northeast Utilities Service Company P.O. Box 270 Hartford, CT 06141-0270 (860) 665 2481 sousapm@nu.com Kathleen A. Shea Associate Counsel Northeast Utilities Service Company P.O. Box 270 Hartford, CT 06141-0270 (860) 665-3395 sheak@nu.com

Status Granted

Intervenor

Status Holder

The Connecticut Light and Power
Company
107 Selden Street
Berlin, CT 06037

Representatives

Robert Carberry
Manager-Transmission Siting and Permitting
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