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November 26, 2011

Ms Linda Roberts, Executive Director
Mr. Robert Stein, Chair
Connecticut Siting Council
Ten Franklin Square
New Britain, CT 06051

RE Petition #984
Mr. and Mrs. Mow, Comments on BNE D&M Plan

Dear Ms Roberts, Chairman Stein and Members of the Siting Council:

I write to you on behalf of Kristin and Benjamin Mow, parties in this petition and abutting property owners to the site of these turbines. Please consider their comments on BNE's Development and Management Plan and request the appropriate actions to address them.

The Mows are particularly concerned about BNE submissions regarding their proposed D&M plan for this petition, especially the noise monitoring plan, which seems weak and ineffective, and the lack of a plan to monitor and mitigate shadow flicker. The Siting Council seemed very receptive to comments from the Town of Colebrook at its meeting on BNE's D&M plan for Petition #983 and expressed concern about protecting the town. The Mows are hoping the Council's concern for the Town extends to a concern for its citizens.

Noise Monitoring. The proposed noise monitoring plan BNE submitted does not propose any noise monitoring at the property boundaries. Instead, BNE has selected locations hundreds of feet away from the property boundaries to do its noise monitoring, and picked a location on Greenwoods Turnpike that is not near the Mows or their immediate neighbors.

The Mows expressly request that the Council require BNE to put noise monitoring equipment at the property boundary near the Mows. They also request the Council require BNE to *continuously* monitor the noise at that location for one year, instead of the three months it proposes for its chosen locations (and, at that, their proposal is for only one week at a time each month).

And the Mows request the Council require that BNE submit those noise monitoring results to both the Siting Council and to them, the Mows, monthly in a easily-understandable format, so they can see if BNE is violating the noise requirements without being required to hire a noise expert to interpret the results for them.

As most of this noise monitoring should be performed electronically and remotely, these requirements for monitoring and reporting should not excessively burden BNE.

Shadow Flicker. BNE's D&M plan contains no proposal to monitor and mitigate shadow flicker. For the Mows, as they have made clear in their testimony during the hearing process and throughout, this is an essential concern due to the health needs of their now-nine year old son Daniel, who has benign paroxysmal vertigo. The Mows (and others) have raised concerns that the Siting Council did not require BNE to provide a report on the health effects of these turbines for people living nearby, and a means of mitigating those health effects. Considerable evidence during the hearing demonstrated the effect of shadow flicker on anyone living nearby; for the Mows it is especially troublesome.

The Mows' property is 90% open farmland. There is very little tree cover to prevent shadow flicker from reaching their yard. The property is surrounded by trees but only with a very thin 15-foot barrier of tree cover on the edges. Shadow flicker — and noise — will affect their property directly, and with the health effects on their son, this is a particular concern to them.

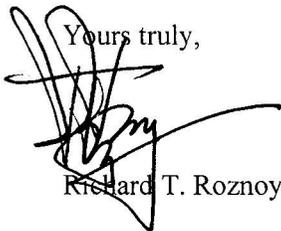
Licensed Survey. The Mows also request the Council require BNE provide an A-2 survey of their property by a licensed Connecticut surveyor, and that the Mows be provided with printed copies of it. The survey should very clearly delineate the Mows' property boundary with the turbine site. BNE should be required to provide the Council with evidence that the survey has been completed and provided to the Mows *prior to* being allowed to start construction.

As of now, BNE's plans are not certified by a licensed surveyor. They have marked some of the property lines with orange tags which the Mows can view from their son's bedroom window. One of the orange tags is approximately 30 feet from the rear window of their home, a distance that seems too close for BNE's proposed siting requirements.

Requiring BNE to clearly mark the boundary, and to provide copies of the printed survey, will allow the Mows to monitor whether BNE is trespassing on their property during the construction process and that work proceeds in the areas proposed, if the Council approves the D&M plan.

The Mows hope their concerns will be taken into serious consideration. Please feel free to contact me if you have questions or need additional information.

Yours truly,

A handwritten signature in black ink, appearing to read 'Roznoy', is written over the typed name. The signature is stylized and somewhat illegible.

Richard T. Roznoy

C E R T I F I C A T I O N

This certifies that a copy of the foregoing was sent via electronic transmission and/or U.S. mail, as appropriate, to the following Connecticut Siting Council service list on this the 26th day of the month of November 2011 :

Lee D. Hoffman
Bonnie L. Heiple
Paul Corey
Emily A. Gianquinto
Nicholas J. Harding
Thomas D. McKeon
David M. Cusick
John R. Morissette
Christopher R. Bernard
Joaquina Borges King
David R. Lawrence and Jeannie Lemelin
Walter M. Zima and Brandy Grant
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Richard T. Roznoy
Commissioner of the Superior Court