

STATEHOUSE ASSOCIATES, LLC

GOVERNMENT RELATIONS

January 29, 2013

The Honorable Robert Stein
Chairman
Connecticut Siting Council
Ten Franklin Square
New Britain, CT 06051

RECEIVED
FEB - 1 2013

ORIGINAL
CONNECTICUT
SITING COUNCIL

Via First Class Mail

Re: PROPOSED WIND TURBINE REGULATIONS

Dear Chairman Stein:

I am writing on behalf of my client, FairWindCT Inc. ("FairWind"), which I represent on government relations matters, to request a meeting with you and/or other representatives/staff of the Connecticut Siting Council ("Council") as appropriate, to discuss the Council's proposed wind turbine regulations developed pursuant to Public Act 11-245.

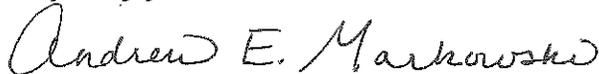
Despite the initial rejection of the proposed regulations by Regulations Review Committee at their meeting on December 18, 2012 FairWind has significant ongoing concerns with the proposed regulations. As such, FairWind would appreciate an opportunity to further discuss these concerns with the Council, offer suggestions for possible improvement, as well as hear the Council's thoughts and plans for revisions of the regulations following the initial rejection by the legislature.

It is FairWind's sincere belief that a collaborative process in which the Council and interested parties work together in partnership is a powerful tool for developing thoughtful, balanced regulations that protect public health, safety, the environment and make economic sense for our communities and others who may be impacted.

Representatives from FairWindCT and myself will be happy to schedule a meeting at your earliest convenience. Please let me know if there is any additional information I may be able to provide.

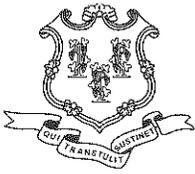
I look forward to hearing from you.

Very truly yours,



Andrew E. Markowski
On behalf of FairWindCT

Cc: Linda Roberts



STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

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E-Mail: siting.council@ct.gov

www.ct.gov/csc

February 6, 2013

Andrew E. Markowski
Statehouse Associates, LLC
304 W. Main Street, #205
Avon, CT 06001

RE: **WIND REGULATIONS** - Connecticut Siting Council adoption of regulations for the siting of wind projects pursuant to Public Act 11-245

Dear Mr. Markowski,

The Connecticut Siting Council (Council) is in receipt of your letter dated January 31, 2013. Thank you for the offer to set up a meeting with the Council and its staff to present the concerns and suggestions of your client, FairwindCT Inc., relative to the Council's proposed wind regulations.

Since the passage of Public Act 11-245, the Council has endeavored to strictly adhere to the open and transparent regulation-making process for formulation and adoption of the wind regulations pursuant to the Uniform Administrative Procedure Act (UAPA), § 4-166, *et seq* of the Connecticut General Statutes. In an effort to engage interested persons collaboratively in the regulation-making process, the Council held a public informational session at its office during the afternoon and evening hours on October 13, 2011. Several interested persons, including your client and its members, participated in the public informational session and provided comments, concerns and suggestions relative to the Council's adoption of statewide wind regulations. Thereafter, in response to the comments, concerns and suggestions received from interested persons during the public informational session, the Council drafted proposed wind regulations and pursuant to Section 4-168 of the UAPA, notice of intent to adopt the wind regulations was published in the Connecticut Law Journal on May 1, 2012.

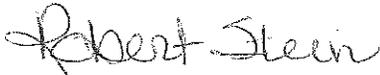
The Council afforded interested persons an opportunity to submit data and comments, and received several requests from interested persons for any opportunity to present oral argument. In response to those requests, the Council held a public hearing on the first draft of the wind regulations at the Council's office during the afternoon and evening hours on July 24, 2012. Several interested persons, including your client and its members, actively participated in the public hearing and provided invaluable comments, concerns and suggestions. Some of the suggestions were incorporated into the draft of the wind regulations that was submitted to the Legislative Regulation Review Committee (LRRC) on October 25, 2012. A detailed discussion of the incorporation of the suggestions presented by interested persons is contained in the Summary of the Proceeding, which, along with the entire regulation-making record and all of the comments received from the public on the proposed wind regulations, is posted on the Council's website.

The proposed wind regulations were submitted to the LRRC on October 25, 2012. Pursuant to Section 4-170(c) of the UAPA, the LRRC "shall review all proposed regulations and, in its discretion, may hold public hearings thereon..." The LRRC did not hold a public hearing.



As indicated in your letter, during the LRRRC meeting held on December 18, 2012, the wind regulations were denied without prejudice in accordance with the recommendations of the Legislative Commissioner's Office Report (LCO) authored by Bradford Towson and Angela Rehm. Pursuant to Section 4-170(e), if the LRRRC "rejects a proposed regulation without prejudice, in whole or in part, it shall notify the agency of the reasons for the rejection and the agency shall resubmit the regulation in revised form, if the adoption of such regulation is required by the general statutes..., not later than the first Tuesday of the second month following the rejection without prejudice..." The wind regulations were rejected without prejudice on December 18, 2012. The deadline for the Council to resubmit the revised form of the wind regulations was Tuesday, February 5, 2013. Therefore, a meeting at this time would be untimely; however, the Council sincerely appreciates your client's willingness to express their ongoing concerns.

Very truly yours,


Robert Stein
Chairman 

RS/MAB/laf

Enclosure: Copy of Resubmittal Cover Letter

c: Wind Regulations Service List dated September 13, 2012 (without enclosure)