

**DOCKET NO. 470** – NTE Connecticut, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a 550-megawatt dual-fuel combined cycle electric generating facility and associated electrical interconnection switchyard located at 180 and 189 Lake Road, Killingly, Connecticut. } Connecticut  
} Siting  
} Council

May 11, 2017

### **Decision and Order**

Pursuant to Connecticut General Statutes Section 16-50p and the foregoing Findings of Fact and Opinion for NTE’s application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a 550-megawatt dual-fuel combined cycle electric generating facility and associated electrical interconnection switchyard located at 180 and 189 Lake Road, Killingly, Connecticut, the Connecticut Siting Council (Council) finds that the public benefit for the Killingly Energy Center (KEC) has not been demonstrated.

Without a finding and determination of a public benefit for the facility, which is the first decision criterion under C.G.S. §16-50p, the Council does not reach any finding and determination on the second decision criterion regarding environmental impacts and the Council does not reach any finding and determination on the third decision criterion regarding why the environmental impacts are or are not sufficient reason to deny the application. There is no public benefit to balance with the environmental impacts.

Furthermore, without a finding and determination of a public benefit for the facility under C.G.S. §16-50p, the Council does not reach any finding or determination on the municipal regulate and restrict orders or a determination under CEPA. Therefore, at this time, the Council denies without prejudice a Certificate of Environmental Compatibility and Public Need for the KEC.

We hereby direct that a copy of the Findings of Fact, Opinion, and Decision and Order be served on each person listed in the Service List, dated November 3, 2016 and notice of issuance published in The Bulletin.

By this Decision and Order, the Council disposes of the legal rights, duties, and privileges of each party named or admitted to the proceeding in accordance with Section 16-50j-17 of the Regulations of Connecticut State Agencies.