

STATE OF CONNECTICUT  
DEPARTMENT OF ENVIRONMENTAL PROTECTION



September 22, 2010

Daniel F. Caruso, Chairman  
Connecticut Siting Council  
10 Franklin Square  
New Britain, Connecticut 06051

RE: Milford Power LLC  
Petition to Modify Decision and Order  
Suspension of Back-up Fuel System  
Milford, Connecticut  
Docket No. 187

Dear Chairman Caruso:

Staff of this department has reviewed the petition of Milford Power LLC to modify the Council's Decision and Order in Docket 187 to eliminate the requirement that the certificated facility maintain the capacity to operate on low sulfur distillate fuel oil in addition to its primary fuel of natural gas. In support of this petition, the petitioner has submitted a report dated July 28, 2010, prepared by R. W. Beck, to demonstrate changed conditions in the supply and delivery of natural gas and in the regional electricity generation and transmission options available since the certificate was issued in 1999.

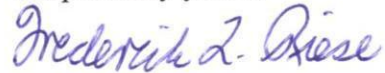
Though the R.W. Beck report presents a detailed argument in support of the claim of changed conditions over the last eleven years, DEP suggests that the Council, if it has not already done so, solicit comments from ISO-New England regarding the implications to the reliability of the regional electric system arising from the loss of dual fuel capability at the Milford Power generating plant. ISO-NE is in the best position to offer such an analysis.

DEP offers one minor comment concerning the statement in line 1 of page 6 of Milford Power's petition that it will not seek to alter its air permit to permanently reduce or eliminate its ability to operate on fuel oil. While this department has instructed the petitioner that no such permit alteration is necessary to remove the fuel oil burning systems at the plant, DEP does request that, in the event the Council does approve the applicant's petition, Milford Power contact DEP to request a minor modification of its permit to cover the eventuality of re-commissioning and reactivating the fuel oil-fired generating equipment. Milford Power should request a minor modification that requires it to: 1) submit notice to DEP 15 days in advance of the commencement of modifications to reinstall the fuel-oil fired system, 2) submit an Intent to Test (ITT) form and Test Protocol for NOx testing to DEP within 60 days of completing the equipment reinstallation, 3) perform stack testing of the reinstalled equipment within 45 days of receipt of the protocol approval, and 4) submit test results to DEP within 30 days of the

completion of the stack testing. David Lariviere of the DEP Bureau of Air Management can be contacted at (860) 4240 3549 concerning the requested minor permit modification.

Thank you for the opportunity to review this petition and to submit these comments to the Council. Should you, other Council members or Council staff have any questions, please feel free to call me at (860) 424-4110.

Respectfully yours,



Frederick L. Riese  
Senior Environmental Analyst

cc: Amey Marrella, Commissioner