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CONNECTICUT SITING COUNCIL
PARTY STATUS REQUEST FORM

Docket/Petition No. 374

Town/City: Farmington, CT

Name: Claude Brouillard

ORIGINAL

Address: 152 Town Farm Road

City: Farmington

State: CT

Zip: 06032

Phone: 860-778-5090

Fax: 860-232-4970

E-Mail: claude.brouillard@comcast.net

1. Manner in which petitioner claims to be substantially and specifically affected:

I am the owner of the farm located at 152 Town Farm Road. The Town of Farmington is the owner of the farm at the applicant's proposed site, 199 Town Farm Road. The Town of Avon is the owner of the farm adjacent thereto (collectively, the "farms"). By virtue of a partnership agreement dated May 4, 2007, a copy of which is attached hereto, these three farms are operated as an integral whole. My legal rights and/or privileges will be affected by the location and appearance of the proposed structure and the decision of the Council.

2. Contention of the petitioner:

Location of the proposed construction is part of an "open-space/agricultural farmland preservation" site. In the approval process of the Towns of Farmington and Avon there was a lack of proper notification to all parties of interest; a lack of proper process under the Towns' regulations; and a lack of consideration of the need to protect and minimize damage to the scenic, historic, and recreational value of this historic farmland and the views of same from Town Farm Road and Tillotson Road. Petitioner will suffer damages as a result.

3. Relief sought by the petitioner:

Withdrawal of application from 199 Town Farm Road and use of an alternate site that does not so gravely impact the above matters.

4. Statutory or other authority therefore; and

Connecticut General Statutes Section 16-50p; section 16-50j-14.

5. Nature of evidence that the petitioner intends to present:

Sworn testimony, cross-examination and exhibits.

6. Other comments for the Siting Council's consideration:

n/a

Copies of this request shall be mailed to all participants at least five (5) business days before the date of the hearing.

Signed 

Date: 05/06/09

AGREEMENT

THIS AGREEMENT is made as of the 4th day of May, 2007, by and among Ronnie Simmons ("Ronnie"), Frank Simmons ("Frank") and Claude Brouillard ("Claude") to form a partnership.

BACKGROUND

- A. Frank owns a long-term lease of the Simmons Dairy Farm located partly in Farmington and partly in Avon, Connecticut (the "Dairy").
- B. Ronnie and Frank have experience operating dairy farms and are currently operating the Dairy for the production of milk.
- C. Claude is a lawyer licensed to practice in Connecticut and has experience investing in and advising businesses.
- D. The parties desire to form a partnership (the "Partnership") for the purpose of increasing the production and sale of milk produced at the Dairy ("Simmons Milk").

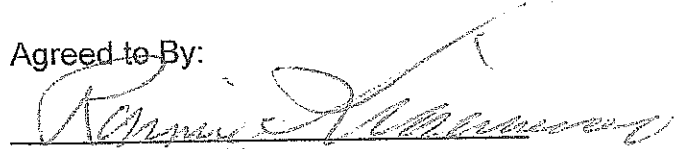
AGREEMENT

- 1) Claude has provided Ronnie and Frank with \$50,000 (the "Funds") to invest in the Dairy operations for the purpose of increasing the production, quality, marketing and sales of Simmons Milk. Claude will use his best efforts to find additional funding sources and sales outlets to support the Partnership's goal of increasing the production and sale of Simmons Milk.
- 2) Ronnie and Frank will invest the Funds in the Dairy operation and will continue to run the Dairy to the best of their ability to increase the production and sale of Simmons Milk.
- 3) In return for his investment, Claude shall receive 30% of the net profits from the sale of Simmons Milk. Until such time as Claude has received back his investment and a six (6%) return, the Farmington Polo Grounds may (a) deposit its production of manure and shavings at the Dairy, and (b) purchase its requirements for hay from the Dairy upon favorable terms.

Date:

5/5/07

Agreed to By:


Ronnie Simmons

5/5/07


Frank Simmons

5/6/07


Claude Brouillard

FRANK SIMMONS

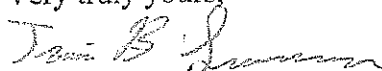
May 4, 2007

Farmington Show Grounds, LLC
152 Town Farm Road
Farmington, CT 06034
Attention: Claude Brouillard

Dear Claude:

I hereby authorize you to deliver, at your convenience, all manure and shavings from your horse operations at the Farmington Polo Grounds to the Simmons Family Farm in Avon and we will spread it on our fields weather and crop conditions permitting.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Frank B. Simmons".

Frank Simmons