



Daniel F. Caruso
Chairman

STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

Phone: (860) 827-2935 Fax: (860) 827-2950

E-Mail: siting.council@ct.gov

Internet: ct.gov/csc

February 17, 2010

TO: Council Members

FROM: S. Derek Phelps, Executive Director

RE: **DOCKET NO. 398** - Northeast Utilities Service Company, on behalf of The Connecticut Light and Power Company application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of the Sherwood Substation located at 6 New Creek Road, Westport, Connecticut.



Enclosed please find a copy of the Council's notice of public hearing.

SDP/laf

Enclosure (1)

c: Secretary of the State (via e-mail service)
Robert L. Marconi, Assistant Attorney General
Melanie A. Bachman, Staff Attorney
Parties and Intervenors
Application Service Recipients
Ginger Teubner, DPUC
Chris Tymniak, Director, Governor's Southwestern Office



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HEARING NOTICE

Pursuant to provisions of General Statutes § 16-50m and Section 16-50j-21 of the Regulations of Connecticut State Agencies, notice is hereby given that the Connecticut Siting Council (Council) will conduct a public hearing on March 31, 2010, beginning at 3:00 p.m., and continued at 7:00 p.m., at the Westport Town Hall Auditorium, 110 Myrtle Avenue, Westport, Connecticut, and thereafter as necessary. The hearing will be on an application from Northeast Utilities Service Company, on behalf of The Connecticut Light and Power Company for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of the Sherwood Substation located at 6 New Creek Road, Westport, Connecticut.

The purpose of the hearing is to hear evidence on the applicant's contentions that the public need for the facility outweighs any adverse environmental effects that would result from the construction, operation, or maintenance of the proposed substation, associated facilities, and access road.

The 3:00 p.m. hearing session will provide the applicant, parties, and intervenors an opportunity to cross-examine positions. The applicant will be allowed a final rebuttal. Briefs will be entertained after the close of the last hearing session. The 7:00 p.m. hearing session will be reserved for the public to make brief statements into the record. Cross-examination of parties and intervenors will resume, if necessary, after all statements have been heard.

The Council will conduct a public field review of the proposed site on March 31, 2010, beginning at 2:00 p.m.

Applicable law for this proceeding includes the Public Utility Environmental Standards Act, General Statutes § 16-50g, et seq., and Sections 16-50j-1 through 16-50v-1a of the Regulations of Connecticut State Agencies.

The Council will hold a pre-hearing conference on procedural matters on March 1, 2010, beginning at 10:00 a.m. at the Council's office, 10 Franklin Square, New Britain, Connecticut.

The Council directs that all testimony and exhibits be pre-filed with the Council and all parties and intervenors by March 24, 2010. In accordance with the State Solid Waste Management Plan, the Council requests that all filings be submitted on recyclable paper, primarily regular weight white office paper. Please avoid using heavy stock paper, colored paper, and metal or plastic binders and separators.

Individuals are encouraged to participate through their elected officials, and other party/intervenor groupings.

Any person seeking to be named or admitted as a party or intervenor to the proceeding may file a written request to be so designated at the office of the Connecticut Siting Council, 10 Franklin Square, New Britain, Connecticut 06051, on or before March 24, 2010.

Parties and intervenors will be allowed to submit briefs and proposed findings of fact within 30 days after the close of the hearing.

Any person who is not a party or intervenor to this proceeding may file a written statement with the Council at the hearing or any time up to 30 days thereafter. Such statements will become part of the record. No written statement or any other material, evidence, or other information will be accepted from any person not a party or intervenor to the proceeding after 30 days following the close of the hearing, except as otherwise prescribed by law or the Council.

A verbatim transcript of the hearing session(s) will be made and deposited with the Town Clerk's Office of the Westport Town Hall for the convenience of the public.

Requests for information in alternative formats or for sign-language interpreter services must be submitted in writing by March 24, 2010.

The applicant of this facility is represented by the following:

Applicant

Northeast Utilities Service Company d/b/o
The Connecticut Light and Power Company

Its Representative

Marianne Barbino Dubuque, Esq.
Robert S. Golden, Jr., Esq.
Carmody & Torrance LLP
50 Leavenworth Street
P.O. Box 1110
Waterbury, CT 06721-1110

A copy of the application is available for review at the Council's office during office hours at 10 Franklin Square, New Britain, Connecticut, (860) 827-2935. The Council has assigned this application docket no. 398.

February 17, 2010

Connecticut Siting Council

**LIST OF PARTIES AND INTERVENORS
SERVICE LIST**

Status Granted	Document Service	Status Holder (name, address & phone number)	Representative (name, address & phone number)
Applicant	<input checked="" type="checkbox"/> E-mail	Northeast Utilities Service Company d/b/o The Connecticut Light and Power Company	John R. Morissette, Manager Transmission Siting and Permitting Northeast Utilities Service Company P.O. Box 270 Hartford, CT 06141-0270 (860) 665-2036 morisjr@nu.com
	<input checked="" type="checkbox"/> U.S. Mail		Chris Swan, Director Municipal Relations Siting and Permitting Northeast Utilities Service Company 9 Tindall Avenue Norwalk, CT 06851 (203) 845-3421 swancc@nu.com
	<input checked="" type="checkbox"/> U.S. Mail		Kris Aberg, Project Manager Northeast Utilities Service Company P.O. Box 270 Hartford, CT 06141-0270 (860) 665-6733 abergk@nu.com
	<input checked="" type="checkbox"/> E-mail <input checked="" type="checkbox"/> U.S. Mail		Duncan MacKay, Esq. Jeffery Cochran, Esq. Legal Department Northeast Utilities Service Company P.O. Box 270 Hartford, CT 06141-0270 (860) 665-3495 mackadr@nu.com cochrid@nu.com
	<input checked="" type="checkbox"/> E-Mail		Marianne Barbino Dubuque, Esq. Robert S. Golden, Jr., Esq. Carmody & Torrance LLP 50 Leavenworth Street P.O. Box 1110 Waterbury, CT 06721-1110 (203) 573-1200 mdubuque@carmodylaw.com rgolden@carmodylaw.com



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Daniel F. Caruso
Chairman

February 17, 2010

The Honorable Gordon F. Joseloff
First Selectman
Town of Westport
110 Myrtle Avenue
Westport, CT 06880

RE: Hearing Date – March 31, 2010 in connection with **DOCKET NO. 398** - Northeast Utilities Service Company, on behalf of The Connecticut Light and Power Company application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of the Sherwood Substation located at 6 New Creek Road, Westport, Connecticut.

Dear Mr. Joseloff:

The Connecticut Siting Council (Council) has scheduled a public hearing in your town in connection with the above-referenced proceeding. I am writing to invite you to participate in this hearing.

The Council fully understands that municipal input and guidance is absolutely necessary to achieve a thoughtful and balanced decision in matters such as this. Accordingly, I am extending to you my personal invitation to participate in the hearing that is scheduled on March 31, 2010.

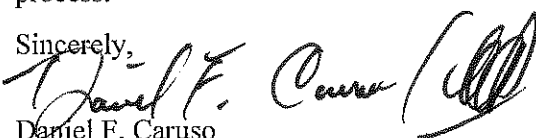
Please be advised that the Council's processes enable the affected municipal governments to engage in meaningful discourse and, if they choose, to even assert a legal role in the proceedings of applications that come before the Council. Municipalities are afforded a right of pre-filed technical information and consultation with applicants 60 days before an application is filed with the Council. During this period the municipality may conduct public hearings and meetings, as it deems necessary. Both the municipal and applicant filings become part of the Council's record.

Once an application is filed with the Council at least one public hearing is held in the affected community as well as a public inspection of the proposed site. Your participation at such hearing may take many forms; municipal officials may make opening statements to the Council, present written documents, or may seek Party or Intervenor Status and put on a case with witnesses.

Our staff is available to assist you in understanding our process and your options. If you have questions, please contact Executive Director S. Derek Phelps (860 827-2935). In the event you have legal questions, please contact our Staff Attorney Melanie Bachman (860 827-2951) or our Assistant Attorney General Robert Marconi (860 827-2682).

The Council weighs many issues before rendering its decisions. It is important that we know the Town's views as part of that decision making process. We hope you will take part in our hearing process.

Sincerely,


Daniel F. Caruso
Chairman

DFC/SDP/laf



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Chairman

February 17, 2010

TO: Classified/Legal Supervisor
398110331
The Westport News
Brooks Community Newspaper (Weekly)
15 Myrtle Avenue
Westport, CT 06881

Classified/Legal Supervisor
398110331
The Norwalk Hour
346 Main Avenue
Norwalk, CT 06851 *laf*

FROM: Lisa A. Fontaine, Fiscal Administrative Officer

RE: **DOCKET NO. 398** - Northeast Utilities Service Company, on behalf of The Connecticut Light and Power Company application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of the Sherwood Substation located at 6 New Creek Road, Westport, Connecticut.

Please publish the attached legal notice for one day on the first day possible from receipt of this notice, except on Saturday, Sunday, or holiday.

Pursuant to General Statutes § 16-50m(c), the general notice to be public shall be published in its entirety in not less than **TEN POINT BOLDFACE TYPE**. If you have any questions concerning the ten point type, please contact me. If your newspaper does not have ten point type, please so state and also state the size type actually used in the legal notice in your affidavit.

Please send affidavit of publication and invoice to: Connecticut Siting Council
10 Franklin Square
New Britain, CT 06051

laf

Enclosure (1)



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Daniel F. Caruso
Chairman

February 17, 2010

Joseph Reese
Tech Theatrical Services, LLC
98 Knight Street
Watertown, CT 06795

RE: **DOCKET NO. 398** - Northeast Utilities Service Company, on behalf of The Connecticut Light and Power Company application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of the Sherwood Substation located at 6 New Creek Road, Westport, Connecticut.

Dear Mr. Reese:

Your attendance will be required at a hearing of the Connecticut Siting Council regarding the subject docket on:

Wednesday, March 31, 2010
3-5:00 p.m./7:00 to conclusion
Westport Town Hall Auditorium
110 Myrtle Avenue, Westport, CT 06880

I am enclosing a copy of our hearing notice for your convenience. If you have any questions concerning this matter, please call me.

Very truly yours,

Lisa A. Fontaine
Fiscal Administrative Officer

laf

Enclosure



CONNECTICUT SITING COUNCIL

Affirmative Action / Equal Opportunity Employer



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Ruth Girolomo
Post Reporting Service, Inc.
2015 Dixwell Avenue
Hamden, CT 06514

RE: **DOCKET NO. 398** - Northeast Utilities Service Company, on behalf of The Connecticut Light and Power Company application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of the Sherwood Substation located at 6 New Creek Road, Westport, Connecticut.

Dear Ms. Girolomo:

Your attendance will be required at a hearing of the Connecticut Siting Council (Council) regarding the subject docket on:

Wednesday, March 31, 2010
3-5:00 p.m./7:00 to conclusion
Westport Town Hall Auditorium
110 Myrtle Avenue, Westport, CT 06880

The Council will require delivery of the complete transcript, an original and one copy, within one week of the hearing. I am enclosing a copy of the application filing and our hearing notice for your convenience. If you have any questions concerning this matter, please call me.

Very truly yours,

Lisa A. Fontaine
Fiscal Administrative Officer

laf

Enclosure (2)



CONNECTICUT SITING COUNCIL

Affirmative Action / Equal Opportunity Employer



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TO: Commissioner Amey Marrella
Department of Environmental Protection

Commissioner F. Philip Prelli
Department of Agriculture

Commissioner J. Robert Galvin
Department of Public Health

Karl Wagener, Executive Director
Council on Environmental Quality

Commissioner Kevin M. DelGobbo, Chairman
Department of Public Utility Control

Robert Genuario, Secretary
Office of Policy and Management

Commissioner Joan McDonald
Department of Economic and Community Development

Thomas A. Harley, P.E., Chief Engineer
Bureau of Engineering and Construction
Department of Transportation

Commissioner Peter J. Boynton
Department of Emergency Management and Homeland Security

FROM: S. Derek Phelps, Executive Director *SDP/laf*

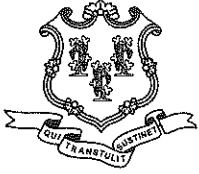
RE: **DOCKET NO. 398** - Northeast Utilities Service Company, on behalf of The Connecticut Light and Power Company application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of the Sherwood Substation located at 6 New Creek Road, Westport, Connecticut.

Pursuant to General Statutes § 16-50j(h), the Connecticut Siting Council hereby solicits your written comments and consultation. Your response by or before March 24, 2010 will be appreciated.

A copy of the application with location maps has previously been provided to you, pursuant to General Statutes § 16-50l.

SDP/RDM/laf

c: Parties & Intervenors
Council Members



Daniel F. Caruso
Chairman

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Screening Checklist

Connecticut Department of Transportation

Potential Transportation Infrastructure Impacts

Connecticut Siting Council Docket# 398

Location: 6 New Creek Road, Westport, Connecticut

1. Is the proposed facility abutting the right-of-way of a State maintained highway?

No
2. Is access for construction or maintenance of the proposed facility needed directly from a State maintained highway

No
3. Does the proposed construction or maintenance of the proposed facility impact any licensed aviation facility (L.A.F.)? Definition: L.A.F. is a facility licensed to operate by DOT, airport, heliport or parachute coop area.

No
4. Is the proposed facility within or abutting a State owned Railroad Right-of-Way?

Yes – Please refer to Figure A-2



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Electric Generation

Screening Checklist

Connecticut Department of Public Health

Potential Public Health Impacts

Connecticut Siting Council Docket# 398

Location: 6 New Creek Road, Westport, Connecticut

1) Does the project involve the combustion of coal, waste oil, tires, recycled materials, wood products, hazardous wastes or any other non-traditional fuel source that may contain toxics?

No

2) Will the project be sited within a short distance (500 feet) of schools, day care facilities, hospitals, or residential neighborhoods?

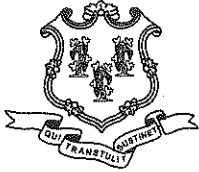
Yes - Please refer to Figure A-2

3) Are there other major air releases (smoke stacks, bus garages, etc) in the area that could combine with the proposed application to create air quality issues?

Not applicable.

4) Does the project involve major transmission line or substation installation within 300 feet of schools, day care facilities, hospitals or residential neighborhoods?

Yes – Please refer to Figure A-2



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February 17, 2010

Patricia Scully
Office of the First Selectman
Westport Town Hall
110 Myrtle Avenue
Westport, CT 06880

RE: **DOCKET NO. 398** - Northeast Utilities Service Company, on behalf of The Connecticut Light and Power Company application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of the Sherwood Substation located at 6 New Creek Road, Westport, Connecticut.

Dear Ms. Scully:

Confirming our telephone conversation of January 26, 2010, I appreciate the reservation of the Auditorium at the Westport Town Hall for a public hearing on Wednesday, March 31, 2010 from 1:00 p.m. to 10:00 p.m.

For your information, I have attached a general plan for seating arrangements.

If any other information is needed, please contact me at my office. Thank you for your assistance.

Very truly yours,

Lisa A. Fontaine
Fiscal Administrative Officer

laf

Enclosure (2)



Daniel F. Caruso
Chairman

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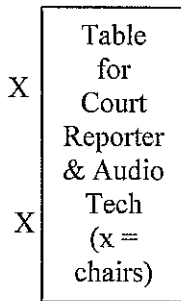
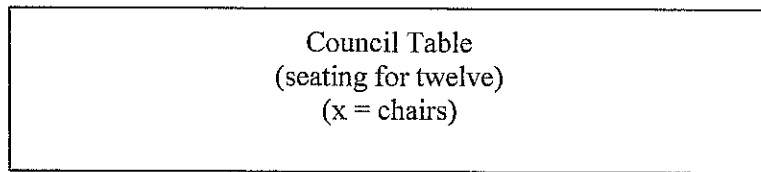
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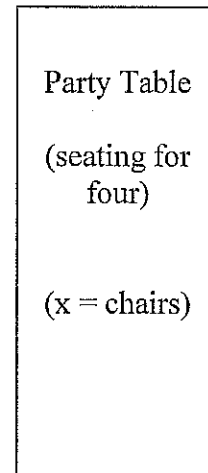
Seating Arrangements:

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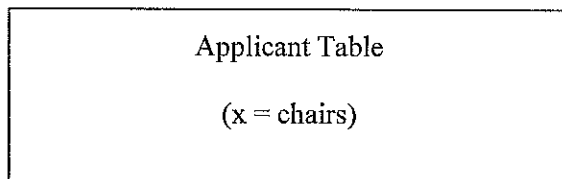


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