



STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

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January 11, 2019

Lee D. Hoffman, Esq.
Pullman & Comley, LLC
90 State House Square
Hartford, CT 06103-3702

RE: **PETITION NO. 1184** - Beacon Falls Energy Park, LLC declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction, operation, and maintenance of a 63.3 Megawatt AC fuel cell facility located on Lopus Road, Beacon Falls, Connecticut.

Dear Attorney Hoffman:

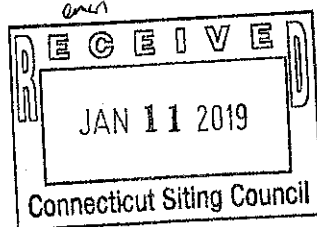
The Connecticut Siting Council (Council) is in receipt of the request for an extension of construction time for this declaratory ruling, dated January 11, 2019. Pursuant to Condition No. 9 of the Council's decision letter dated January 11, 2016, I have considered your request for an extension of construction time for this project and grant a three-year extension of time until January 11, 2022 to complete construction of this project.

This extension is granted with the understanding that the Council will be notified should Beacon Falls Energy Park, LLC decide not to proceed with construction.

Sincerely,

Melanie A. Bachman
Executive Director

c: The Honorable Christopher J. Bielik, First Selectman, Town of Beacon Falls
Kevin McDuffie, Planning & Zoning Chairman, Town of Beacon Falls



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January 11, 2019

Melanie Bachman
Executive Director/Staff Attorney
Connecticut Siting Council
Ten Franklin Square
New Britain, CT 06051

RE: PETITION NO. 1184 - Beacon Falls Energy Park, LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction, operation, and maintenance of a 63.3 Megawatt AC fuel cell facility located on Lopus Road, Beacon Falls, Connecticut.

Dear Ms. Bachman:

As you are aware, the Siting Council approved the Petition for the above-referenced facility and issued a Decision Package for this Petition on January 11, 2016. In that Decision Package, the Council decreed that if the facility was to be completed by January 11, 2019. For the reasons set forth in greater detail below, Beacon Falls Energy Park, LLC formally requests that the Council extend its Order on this Petition for an additional three years.

The Beacon Falls Energy Park consists of 63.3 MW of fuel cells, which would provide a significant impact to the renewable energy portfolio of Connecticut. As the Council is well aware, however, fuel cell technology has had difficulties in competing with other forms of renewable energy in the various competitive bid programs promulgated by the Connecticut Department of Energy and Environmental Protection ("DEEP").

Beacon Falls Energy Park has spent the past three years diligently seeking approvals through a variety of competitive procurements sponsored by DEEP. Unfortunately, it has not met with success through the DEEP RFP process. However, Beacon Falls Energy Park believes that it still has a viable project.

Beacon Falls Energy Park believes that it has a strategy that will allow it to be financed, and therefore built. Although Beacon Falls Energy Park will continue to participate in those RFPs for which it is qualified, Beacon Falls Energy Park does not intend to rely solely on Connecticut's RFP process.

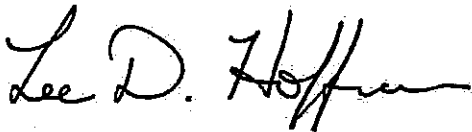
Beacon Falls Energy Park is looking to solicit development partners for the creation of a collocation data center development which would be able to take advantage of the energy component to provide less expensive distributed combined heat and power. Beacon Falls Energy Park is currently in the process of soliciting such credit-worthy partners and believes that its unique approach, using a Class 1 Renewable Energy Source, coupled with its ability to provide baseload, rather than intermittent generation, situates Beacon Falls Energy Park uniquely in the electricity development market.

As the Council is fully aware, Beacon Falls Energy Park has all of its necessary permits and approvals, including DEEP permits, approval of its D&M Plan and approval of its interconnection with ISO-NE. Beacon Falls Energy Park is therefore well-situated to find its partner, obtain its financing and complete construction.

However, before Beacon Falls Energy Park can complete such financing, it will need to obtain an extension of its time to complete construction under this Petition from Council. Beacon Falls Energy Park has done everything in its power to diligently pursue its project, and will continue to do so. Beacon Falls Energy Park remains committed to completing its project as expeditiously as possible. Accordingly, Beacon Falls Energy Park respectfully requests that the Siting Council approve its request for a three year extension for the completion of construction of its project.

I hereby certify that copies of this letter have been provided to all parties and intervenors to this Petition as of this date. Should you have any questions concerning the foregoing, please contact me at your convenience.

Sincerely,



Lee D. Hoffman

Enclosures

cc: Parties and Intervenors