

The Connecticut General Assembly

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Memorandum

To: Legislative Regulation Review Committee
From: Legislative Commissioners' Office
Committee Meeting Date: April 22, 2014

Regulation No:	2012-54E
Agency:	Connecticut Siting Council
Subject Matter:	Wind Turbine Regulations
Statutory Authority: (copy attached)	16-50kk

	Yes or No
Mandatory	Y
Federal Requirement	N
Permissive	N

For the Committee's Information:

This is a resubmittal of regulations that were rejected without prejudice at the committee's meeting on September 24, 2013. Subsequent to the committee's meeting on September 24, 2013, this regulation was resubmitted for consideration at the committee's November 26, 2013 meeting. During that November 26, 2013 meeting, the agency withdrew the regulation and, as a result, no action was taken by the committee on the regulation at that time. This resubmittal addresses the substantive concerns and technical corrections noted in the September 24, 2013 report. Additionally, the Connecticut Siting Council added language to the regulation subsequent to the committee's November 26, 2013 meeting. On April 15, 2014, the Connecticut Siting Council submitted substitute pages 1, 10 and 11. This report is based, in part, on those substitute pages.

Substantive Concerns:

Technical Corrections:

Recommendation:

- | |
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| <p>X Approval in whole
with technical corrections
with deletions
X with substitute pages
Disapproval in whole or in part
Rejection without prejudice</p> |
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Reviewed by: Bradford M. Towson / Richard Hanratty

Date: April 15, 2014

Sec. 16-50kk. Regulations re wind-powered generation. (a) On or before July 1, 2012, the Connecticut Siting Council, in consultation with the Department of Energy and Environmental Protection, shall adopt regulations, in accordance with the provisions of chapter 54, concerning the siting of wind turbines. Such regulations shall include, but not be limited to, (1) a consideration of (A) setbacks, including considerations of tower height and distance from neighboring properties; (B) flicker; (C) a requirement for the developer to decommission the facility at the end of its useful life; (D) ice throw; (E) blade shear; (F) noise; and (G) impact on natural resources; and (2) a requirement for a public hearing for wind turbine projects.

(b) The Connecticut Siting Council shall not act on any application or petition for siting of a wind turbine until after the adoption of regulations pursuant to subsection (a) of this section.