

Waterford Youth & Family Services

To: Board of Selectmen

From: Dani Gorman, Human Services Administrator

Cc: Mike Buscetto, Chairman
Brett Mahoney, Parent
Michelle Mahoney, Parent
Elizabeth Sutman, Parent
Heston Sutman, Parent
Meaghan Lineburgh, Record Secretary

Re: Youth Appointments to the Waterford Youth & Family Services Advisory Board

Date: September 6, 2023

On behalf of Youth & Family Services advisory board chairman Mike Buscetto, I respectfully ask that consideration and appointments be given to the following students as follows:

Clara Mahoney (Waterford resident / address omitted)
Waterford High School
Grade: 11

Representation: Student Representative
Term: Present – 05/31/24 (06/01/23-05/31/24)

Brady Sutman (Waterford resident / address omitted)
Waterford High School
Grade: 11

Representation: Student Representative
Term: Present – 05/31/24 (06/01/23-05/31/24)

Both students have been involved with Youth and Family Services and Camp DASH. Each exemplifies the qualities we look for in our youth; especially in advocating for the interests and needs of their peers.

From: Laurette Saller <laurettesaller@gmail.com>
Sent: Tuesday, August 15, 2023 10:22 AM
To: Robert Brule <rbrule@waterfordct.org>
Subject: Data center proposal

**CAUTION: This email originated from outside of the organization.
Do not click links or open attachments unless you recognize the sender's email address
and know the content is safe.**

"We are encouraged to see our largest taxpayer reinvest in our community," said Waterford First Selectman Rob Brule. "This particular collaboration will undoubtedly benefit every taxpayer in the Town of Waterford, not only today, but for generations to come."

Dear Mr Brule,

I do not support the construction of a data center near Millstone Point as proposed. I am a taxpayer that will not benefit. Our property value will go down and we will not be able to live in peace. In light of our location next to a noisy nuclear power plant, it is untenable that we should suffer insult to injury with an additional source of noise. The combined effect of daily operation, construction and special events(over heating)noise in addition to the nuclear power plant drone would prevent the peaceful sleep and enjoyment of our home on Gun Shot Rd. (So many nights, I am awakened by loud diesel generators, back up tones from trucks working on the silos for spent fuel etc. .

Our neighborhood has done enough for the good and well being of Waterford . NIMBY does not apply because we already have a nuclear power plant in our backyard. What's in yours?

I am disturbed that you and Ms Sabilia are promoting this project near our neighborhood in newspapers using such glowing terms without considering the effects on nearby residences. These articles quoting you, in the Day have only stated the positive but not the negative effects.

Just a few...

- This company was not allowed to build in both Groton and Montville for good reasons . The track record of their business practices is poor and perhaps unethical. (<https://www.datacenterdynamics.com/en/news/groton-connecticut-ceases-data-center-discussions-with-ne-edge-with-prejudice/>)

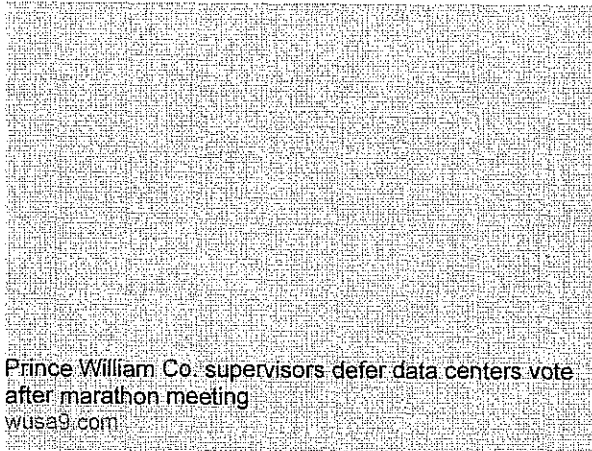
-We have many elderly and compromised residents that would suffer from disturbance.

-Waterford has other land designated for industrial purposes and even a large half empty mall, near a highway that could be utilized .

-baseball fields (another source of noises)utilized by many children are located too close to the proposed site.

-Environmental impacts, especially noise. we live next to a NUCLEAR power plant with silos full of spent radioactive fuel.

-Regulatory oversight is nonexistent or "self" regulatory.



Prince William Co. supervisors defer data centers vote
after marathon meeting
wusa9.com

(The article above is just one of many illuminating the problems created when a Data Center is placed near residences.)

I urge you to respect our property rights to peace as well as the \$\$\$rights for profit of Dominion.

Laurette Saller
4 Gun Shot Rd

August 21, 2023

Dear Mr. Brule:

I felt gratified when I saw that the sign at the Waterford Duck Pond which dedicated the park to a Vietnam veteran had been taken down. Later

I realized that it might have been taken down temporality while the park is being re-landscaped. I hope not.

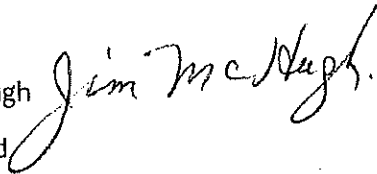
I realize that we lost over 58,000 service members during the war and another 110,000 troops to suicide after they returned. Nevertheless, the war has not been shown to be justified and the war cost millions of the lives of the people of Southeast Asia. Because Agent Orange was used to defoliate the landscape, Vietnamese women became contaminated with it and left to experience the highest rates of reproductive system cancers in the world. Also, many children were born with defects.

It isn't clear that our nation has ever come to grips with what it did in Vietnam. The dedication therefore seems wrong-minded and I hope the park will be returned to its duck pond identity.

Sincerely,

Jim McHugh

Waterford

A handwritten signature in cursive script that reads "Jim McHugh". The signature is written in dark ink and is positioned to the right of the printed name "Jim McHugh".

KENNETH C. BALDWIN

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Also admitted in Massachusetts
and New York

August 30, 2023

Via Hand Delivery

Melanie A. Bachman, Esq.
Executive Director/Staff Attorney
Connecticut Siting Council
10 Franklin Square
New Britain, CT 06051

Re: **Petition No. 1586 - Dominion Energy Nuclear Connecticut, Inc. – Petition for a Declaratory Ruling on the Need to Obtain a New or Modify an Existing Siting Council Certificate to Modify the Boundary of the Site at the Millstone Power Station, Waterford, Connecticut**

Interrogatory Responses

Dear Attorney Bachman:

On behalf of Dominion Energy Nuclear Connecticut, Inc. ("Petitioner"), enclosed please find the original and fifteen (15) copies of the Petitioner's Responses to the Council Interrogatories for Petition No. 1586. Electronic copies of these responses have also been sent to the Council today.

If you have any questions or need any additional information, please do not hesitate to contact me.

Sincerely,



Kenneth C. Baldwin

KCB/kia
Enclosure

STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

IN RE:	:	
	:	
A PETITION OF DOMINION ENERGY	:	PETITION NO. 1586
NUCLEAR CONNECTICUT, INC. FOR A	:	
DECLARATORY RULING ON THE NEED TO	:	
OBTAIN A NEW OR MODIFY AN EXISTING	:	
SITING COUNCIL CERTIFICATE TO MODIFY	:	
THE BOUNDARY OF THE SITE AT THE	:	
MILLSTONE POWER STATION, WATERFORD,	:	
CONNECTICUT	:	AUGUST 30, 2023

**RESPONSES OF DOMINION ENERGY NUCLEAR CONNECTICUT, INC
TO CONNECTICUT SITING COUNCIL INTERROGATORIES**

On August 9, 2023, the Connecticut Siting Council ("Council") issued Interrogatories to Dominion Energy Nuclear Connecticut, Inc. ("Petitioner"), relating to Petition No. 1586. Below are the Petitioner's responses.

Notice

Question No. 1

Has Dominion Energy Nuclear Connecticut, Inc. (DENC) met with the Town of Waterford (Town) and/or submitted any proposed site plans or applications for land use and environmental permitting with the Town? What comments and concerns were expressed by the Town?

Response

As discussed in the Petition, NE Edge, LLC ("NE Edge") is leading the development of the data center project and interacting directly with the Town of Waterford on this opportunity. We understand the Town of Waterford entered into a Municipal Host Fee Agreement with NE Edge for this data center. We are not aware of any concerns expressed by the Town.

Question No. 2

Has DENC received any comments from the Town since the filing of the Petition?

Response

Yes. In the First Selectman's letter dated August 23, 2023, to Melanie A. Bachman, Executive Director of the Connecticut Siting Council, the Town of Waterford supports DENC's petition and agrees with DENC that neither a new Certificate of Environmental Compatibility and Public Need nor a modification to its existing certificate is required to revise the boundaries of MPS.

Question No. 3

What United States Nuclear Regulatory Commission (USNRC) requirements apply to the proposed site boundary revision for the lease and collocation of the data center within DENC property boundaries? How will DENC comply with these requirements?

Response

The site boundary is described within the Final Safety Analysis Reports (FSAR). Revisions to the FSAR's are governed by the 10CFR50.59 process to evaluate changes. DENC will review the FSAR's, and assess the changes needed using the 50.59 process. It is not anticipated that prior USNRC approval will be required as it is expected that the changes will have minimal to no impact on safety.

Question No. 4

What ISO-New England, Inc. (ISO-NE) requirements apply to the proposed interconnection of the data center switchyard to the Millstone Power Station (MPS) switchyard?

Response

One potential ISO-NE requirement is that ISO-NE might need to review its existing Interconnection Agreement with MPS to determine whether the description of the MPS facilities would need to change in the existing Interconnection Agreement. Dominion does not believe that there are ISO-NE interconnection requirements that apply to NE Edge itself.

Existing Facility Site

Question No. 5

Referencing Petition p. 3, Lease Area 1 is a vacant area used periodically for equipment and material storage during site development activities. Where on the existing facility site would DENC establish a new area for this purpose?

Response

DENC currently utilizes several existing open areas on the 526 acres MPS parcel for equipment and material storage, from time to time, as needed for site development projects. Presently, DENC is not using any portion of Lease Area 1 for this purpose. Most of the area identified as Lease Area 1 remains wooded.

Question No. 6

Referencing Petition p. 3, Lease Area 2 is partially wooded, contains the existing salt shed and is used to store equipment or trailers temporarily. Where on the existing facility site would DENC establish a new area for these purposes? How would DENC continue to access/manage the salt shed during the lease term?

Response

DENC would plan to relocate the existing sand and salt shed to another nearby location on MPS property, yet to be determined. DENC will notify the Council once a new location has

been selected.

Question No. 7

Referencing Petition p. 3, Lease Area 3 is a vacant area used periodically for equipment and material storage during site development activities. Where on the existing facility site would DENC establish a new area for these purposes?

Response

Presently, DENC is not using any portion of Lease Area 3 for equipment and material storage. When needed, DENC would plan to use other areas on MPS property for equipment and material storage, yet to be determined.

Facility Site Revision

Question No. 8

What is the term of the lease for the three areas? Are there any lease provisions for restoration of the three areas at the end of the data center's useful life?

Response

The terms of the ground lease between DENC and NE Edge are not yet final, but it is expected to be in place for a long-term period. DENC would also expect that the ground lease would require removal of all equipment and restoration of the three areas at the end of the data center's useful life.

Question No. 9

Could the data center buildings and/or switchyard be repurposed by DENC for MPS operations at the end of the lease term? If not, are there lease provisions for decommissioning of the data center and/or its switchyard at the end of the lease term?

Response

The ground lease between DENC and NE Edge has not yet been finalized. At this time, neither DENC nor NE Edge are considering repurposing the buildings or switchyard at the end of the lease term.

Question No. 10

How would construction and operation of the data center and its switchyard impact current access to MPS? For example, would there be increased traffic, separate driveway entrances and gates, additional security protocols, etc.? Explain.

Response

If the data center use is approved by the Town of Waterford, DENC would work with NE Edge to develop a traffic safety and access plan for construction and operation of the data center use. With this plan in place, no adverse traffic impacts are anticipated. Construction is expected to be phased to minimize active areas of work, and construction material, parking, and storage areas will be identified with separate driveway connections to Millstone Road. Adequate construction driveway lengths will be provided in advance of security fences and buildings to ensure adequate queuing without backup onto Millstone Road. During operations, we understand that the data center will employ 120 people, over 3 shifts, potentially 40 cars per shift. Each building will be surrounded by separate security fencing with 24/7/365 security staff on site.

Question No. 11

How would the data center switchyard interconnect with the existing MPS switchyard? What modifications would be required at the existing switchyard for this interconnection?

Response

The primary source of power for the data center will be from the MPS Units 2 and 3 generator terminals directly, which does not require a connection to the MPS/Eversource switchyard. The details of the electric interconnection design have not yet been completed.

Question No. 12

What system impact studies has DENC and/or Eversource conducted to ensure that the data center interconnection would not adversely affect the safe and reliable operation of MPS and Eversource's electric distribution system?

Response

The electrical supply from MPS to the data center is in the initial conceptual phase. When the final design has been vetted, it will be determined what studies are required by any third party(s), if any.

Question No. 13

Is the interconnection required to be reviewed by ISO-NE? Why or why not?

Response

See DENC's responses to Interrogatory Nos. 4 and 12 above.

Question No. 14

What is the anticipated maximum load in megawatts from operation of the data center?

Response

The anticipated maximum load is estimated to be approximately 300 MW.

Question No. 15

Would operation of the data center and its switchyard have any potential adverse impact on any of DENC's obligations to federal, state or regional entities under any permit, contract or license (ex. reserve margin, operating reserves, maintenance)? If so, how will DENC address

these potential impacts?

Response

No.

Question No. 16

Would interconnection of the data center to MPS have any impact on MPS' winter or summer reliability?

Response

No.

Public Safety

Question No. 17

In the event of a fire or other emergency associated with the data center and/or its switchyard, would MPS revise its Emergency Response Plan to include Lease Areas 1-3? Would the data center and its switchyard also have a separate Emergency Response Plan? Explain.

Response

NE Edge would be responsible for emergency planning for the data center use and operations. NE Edge will cooperate with DENC and the Town of Waterford to complete a response plan specific to the data center use.

Question No. 18

How would operation of the data center and its switchyard contribute to existing background noise levels at the MPS site? Would expected cumulative noise levels from the operation of MPS, the data center and its switchyard comply with state noise control regulations?

Response

DENC does not have information on the expected noise levels from the proposed data center and switchyard operations but would expect that those issues would be addressed through the Town's land use regulatory process. DENC understands that the NE Edge plans to install sound attenuation measures and will meet all state noise control regulation.

Question No. 19

Does the location of the data center and its switchyard comply with the NRC minimum distance requirement within an owner-controlled area?

Response

As discussed above in response to Interrogatory No. 3, DENC will assess the Site boundary revisions and any associated minimum distance requirements using the NRC's 50.59 process. It is not anticipated that prior USNRC approval will be required as it is expected that the changes associated with the data center will have minimal or no impact on safety at MPS.

Question No. 20

What is the distance from the rail line to the proposed data center switchyard? Does this distance comply with the National Electrical Safety Code (NESC)?

Response

The final design and layout of the new switchyard has not yet been completed. That said, the design, construction and operation of the switchyard will comply with all federal, state and local laws and regulations.

Question No. 21

Would the construction of the data center switchyard require notification to the operator of the rail line and/or require any construction-related safety measures?

Response

The design of the switchyard has not yet been fully developed. As a part of that design, all construction-related safety measures will be evaluated. Notice will be provided to the operator of the rail line if required.

Question No. 22

Do any Occupational Safety and Health Administration restrictions apply to activities beneath the electric lines associated with the data center in Lease Area 2?

Response

There are currently no overhead electrical lines through Lease Area 2.

Environmental Effects and Mitigation Measures

Question No. 23

Referencing Petition Exhibit 1, Connecticut Siting Council Site Plan, Map References 2A-2D, did any of the wetland scientists who performed the wetland and watercourse delineations recommend any mitigation measures for the protection of the wetlands and watercourses on or traversing Lease Areas 1-3. If yes, what are the recommendations?

Response

According to NE Edge, the data center building footprints and associated roadways and site amenities have been located to minimize disturbance on inland wetlands and provide adequate separation to sensitive areas.

Question No. 24

Referencing the attached State Plan of Conservation and Development Map by GZA, dated December 20, 2011 (Attachment 9 to the Docket 265A application), what impact would development of Lease Areas 1-3 for the data center and its switchyard have on the identified

“Preservation Areas”?

Response

According to NE Edge, the “preservation areas” identified in green on the referenced map (Docket 265A Attachment 9) to the north of the railroad corridor and in the vicinity of Lease Areas 1-3 align with the limit of wetland soil types identified on Natural Resources Conservation Service Soil Survey mapping. There will be no work associated with the development of Lease Area 1-3 within these “preservation areas”. Further, each development will be designed with adequate separation to inland wetlands. No adverse impacts are anticipated.

Question No. 25

What is the approximate acreage of vegetative clearing required to develop Lease Areas 1-3 for the data center and data center switchyard?

Response

The area of wooded and scrub vegetation to be cleared and grubbed is estimated as follows:

Lease Area 1 approximately 24 acres
Lease Area 2 approximately 9 acres
Lease Area 3 approximately 1 acre

Question No. 26

How would construction of the data center and its switchyard change the visual character of the area surrounding the existing MPS site?

Response

DENC does not anticipate any significant change to the visual character of the MPS site. The location of the data center is deep within the MPS site and is not expected to be visible from most locations in the surrounding communities.

Question No. 27

How would construction of the data center and its switchyard impact the current open space areas on the MPS site? What is the current acreage of the existing open space areas on the MPS site and what would be the approximate acreage of the remaining open space areas on the MPS site post-data center development?

Response

As requested in the Petition, DENC seeks to remove 55 acres (Lease Areas 1 and 2 and 3) from the previously defined MPS site. With the exception of the developed portion of Lease Area 2 (existing Sand and Salt Shed ~ 2 acres) a majority of this area of land north of the rail line would currently be considered “open space” (currently approximately 257 acres of the MPS land area north of the railroad are considered open space). DENC estimates that the MPS land area north of the rail line would continue to maintain approximately 204 acres of open space following the development of the NE Edge data center ($257-55+2=204$ acres).

CERTIFICATE OF SERVICE

I hereby certify that on the 30th day of August, 2023, a copy of the foregoing was sent,
via electronic mail, to:

Robert A. Avena, Waterford Town Attorney
Nicholas F. Kepple, Waterford Town Attorney
Suisman Shapiro
20 South Anguilla Road
P.O. Box 1445
Pawcatuck, CT 06379
ravena@sswbagg.com
nkepple@sswbagg.com

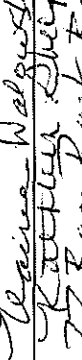
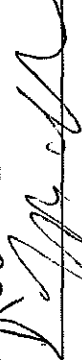
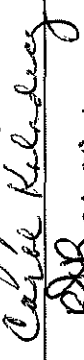
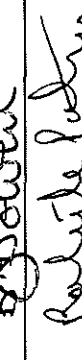
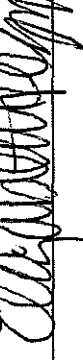
Robert J. Brule, First Selectman
Town of Waterford
15 Rope Ferry Road
Waterford, CT 06385
firstsel@waterfordct.org



Kenneth C. Baldwin

TO: FIRST SELECTMAN ROBERT BRULE

We, the undersigned resident, voter, and/or property owner in the town of Waterford, request an immediate Town Meeting for information on the Data Center projects at the Dominion Power Plant property.

NAME (Print)	SIGNATURE	STREET ADDRESS	PHONE	EMAIL
Warren Weigel		300 Millstone Rd	203-214-3526	wweigel@waterfordvt.com
Sue Côté		40 Windward Way	860-754-1147	suecote@waterfordvt.com
Phil Côté		40 Windward Way	860-794-1142	philcote@waterfordvt.com
CHRIS CACKINS		9 Star Larchwood LN	860-460-9834	chris@waterfordvt.com
Joan Donovan		2 Gun Shot Rd	808-344-9658	joan.donovan@gmail.com
Nancy Greilo		8 Windward Way	860-705-7871	nancygreilo@waterfordvt.com
Lich Greilo		8 Windward Way	860-705-7103	lichgreilo@waterfordvt.com
SHARINE WALCROSS		19 Race Rock	860-912-4952	sharinewalcross@waterfordvt.com
Kathy Sheaffer		22 Race Rock Rd	860-235-7007	sheaffer@waterfordvt.com
Toby Williams		56 Windward Way	978-328-8614	tobywilliams@waterfordvt.com
JOE WILLIAMS		56 Windward Way	978-728-9219	joewilliams@waterfordvt.com
Carol Koladiaz		1 Race Rock Rd	860-803-7048	carolkoladiaz@waterfordvt.com
Brian Bowen		22 Race Rock Rd	860-241-5765	brianbowen@waterfordvt.com
Robert Pstvin		4 Race Rock Rd	860-889-0653	robertpstvin@waterfordvt.com
John C. Valiere, Esq.		294 Millstone Road East	860-442-1294	Attorney@valiere.com
Elizabeth Pozzi		20 Race Rock Rd	203-214-0476	epavlick@hotmail.com

TO: FIRST SELECTMAN ROBERT BRULE & RTM MEMBERS

We, the undersigned resident, voter, and/or property owner in the town of Waterford, OPPOSE the development and implementation of Data Centers at the Dominion Power Plant property.

NAME (Print)	SIGNATURE	STREET ADDRESS	PHONE	EMAIL
Warren Weyant	<i>Warren Weyant</i>	300 Millstone Rd	203-214-3596	wweyant@windymail.com
Alary Pailla	<i>Alary Pailla</i>	200 Millstone Rd	860-705-1811	AlaryPailla@comcast.net
Richard Pailla	<i>Richard Pailla</i>	200 Millstone Rd	860-705-1103	RichardPailla@comcast.net
ELAINE WAZOWSKI	<i>Elaine Wazowski</i>	19 Race Rock Rd	860-912-4352	ELAINE@WAZOWSKI.COM
Kevin Flanagan	<i>Kevin Flanagan</i>	3 Race Rock Rd	860-884-1474	KFlan66@yahoo.com
Toby Flanagan	<i>Toby Flanagan</i>	3 Race Rock Rd	860-884-7864	Han5962@gmail.com
Joan Donovan	<i>Joan Donovan</i>	2 Gun Shot Rd	860-444-7553	jed.donovan@gmail.com
Jess Donovan	<i>Jess Donovan</i>	2 Gun Shot Rd	860-444-7553	jed.donovan@gmail.com
Caroleen Sheehan	<i>Caroleen Sheehan</i>	22 Face Rock Rd	860-235-7007	SBTooHady@gmail.com
Jody Williams	<i>Jody Williams</i>	56 Windward Way	978-328-8914	stan20527@gmail.com
Carol Koladiaz	<i>Carol Koladiaz</i>	1 Race Rock Rd	860-903-7048	carol.k957@gmail.com
Jim Williams	<i>Jim Williams</i>	56 Windward Way	978-328-8215	JimWilliams@comcast.net
Sue Cote	<i>Sue Cote</i>	40 Windward Way	860-794-1147	Susan.J.Cote@comcast.net
PHIL COTE	<i>Phil Cote</i>	40 WINDWARD WAY	860-794-1147	FRENCHCLEANER552@gmail.com
John CoValliere	<i>John CoValliere</i>	294 Millstone Rd East	860-442-1294	Attorney Valliere@att.net
Robin Grandiere	<i>Robin Grandiere</i>	3 Langand Ln	860-405-5633	r1bke@swet.net

TO: FIRST SELECTMAN ROBERT BRULE & RTM MEMBERS

We, the undersigned resident, voter, and/or property owner in the town of Waterford, OPPOSE the development and implementation of Data Centers at the Dominion Power Plant property.

[illegible]

TO: FIRST SEI FCTMAN ROBERT BRULE & RTM MEMBERS

[illegible][illegible]

TO: FIRST SELECTMAN ROBERT BRULE

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[illegible]

TO: FIRST SELECTMAN ROBERT BRULE

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NAME (Print)	SIGNATURE	STREET ADDRESS	PHONE	EMAIL
Christine Van Dusen	Christine Van Dusen	17 Gun Shot Rd		cvandusen.vandusen@gmail.com
Candace Wood	Candace Wood	15 Gun Shot Rd		cw@twconnect.net
Ann Mittelmeyer	Ann Mittelmeyer	18 Gun Shot Rd		annmittelmeyer@hotmail.com
Laurette Sallou	Laurette Sallou	4 Gun Shot Rd		laurettesallou@gmail.com
Margaret Belosky	Margaret Belosky	21 Gun Shot Rd		
Anthony Belosky	Anthony Belosky	21 Gun Shot Rd		
Dorothy Charbonneau	Dorothy Charbonneau	10 Gun Shot Rd		dstevenso8@dragline.net
Paul Brax	Paul Brax	285 Millstone		860-688-5031
Kathy Brax	Kathy Brax	285 Millstone Rd		Kathybrax1@gmail.com
Kathi Higley	Kathi Higley	7 Race Rock Rd		
Susan Sweet	Susan Sweet	14 Race Rock Rd		Sweetsue77@comcast.net
Art Ryane	Art Ryane	14 Race Rock Rd		
Lauree Sexton	Lauree Sexton	283 Millstone Rd		laureesexton@gmail.com
Robert Sexton	Robert Sexton	283 Millstone Rd		
Robert Corriveau	Robert Corriveau	297 Millstone Rd		rcorriveau@yahoo.com
RENE H. MARCUS	RENE H. MARCUS	300 Millstone Rd		hmarcus@comcast.net
Leonard Havens	Leonard Havens	13 Langard		
Nicholas Brago	Nicholas Brago	26 Windward Rd		bragonick@gmail.com
Kevin Murphy	Kevin Murphy	25 Windward Way		
Jane McCurdy	Jane McCurdy	36 Windward Way		michmac57@comcast.net
Christine Marcisette	Christine Marcisette	1 Langard Lane		christine.marcisette@comcast.net
Jeff Marcisette	Jeff Marcisette	1 Langard Lane		
Gregory Mittelmeyer	Gregory Mittelmeyer	18 Gun Shot Rd		
Elizabeth Perzi	Elizabeth Perzi	20 Race Rock Rd		ekpavlick@hotmail.com
Robin Brandt	Robin Brandt	3 Langard Ln		
Kathleen Pavlick	Kathleen Pavlick	11 Race Rock Rd		Kathleenpavlick@gmail.com

TO: FIRST SELECTMAN ROBERT BRULE & RTM MEMBERS

We, the undersigned resident, voter, and/or property owner in the town of Waterford, OPPOSE the development and implementation of Data Centers at the Dominion Power Plant property.

NAME (Print)	SIGNATURE	STREET ADDRESS	PHONE	EMAIL
Candace Wood	Candace B. Wood	15 Gun Shot Rd		cw@tvconnect.net
Inn Mittelmann	A. T. Mittelmann	18 Gun Shot Rd	860-336-2599	agmittelmann@comcast.net
Art Brax	Paul J. Brax	285 Millstone Rd	860-808-5011	pjbrax@aol.com
Kathy Brax	Kathy Brax	285 Millstone Rd		Kathybrax@aol.com
Laure H. Matulis	Laure H. Matulis	300 Millstone Rd		lmatulis@gmail.com
Laurette Saller	Laurette Saller	4 Gun Shot Rd		laurette.saller@gmail.com
Kathleen Pavlick	Kathleen Pavlick	11 Race Rock Rd.		Kathleenpavlick@gmail.com
Virginia D. Shaw	Virginia D. Shaw	298 Millstone Rd		ginnpshaw@gmail.com
Bert Pavlick	Bert Pavlick	11 Race Rock Rd. WFD		
Michael Pezz	Michael Pezz	20 Race Rock Rd	860-368-1370	pezz368137@aol.com
Leanne Filler	Leanne Filler	63 Windward Way	860-303-1424	leannefiller@aol.com
Jeffrey Morrisette	Jeffrey Morrisette	1 Lanyard Ln	416-0974	jimorefire@aol.com

From: rjmmddmd <rjmmddmd@aol.com>
Sent: Tuesday, September 5, 2023 8:19 PM
To: Robert Brule <rbrule@waterfordct.org>
Subject: Request of town wide meeting

**CAUTION: This email originated from outside of the organization.
Do not click links or open attachments unless you recognize the sender's email address
and know the content is safe.**

Dear First Selectman Brule,

As a resident of Waterford I think it is important to hold a town-wide meeting for information and listening session on the proposed data center.

My personal reservation is working with a company that has no proven track record. My secondary concern is the location and size.

Thank you for your attention in this matter.

Sincerely,
Richard Martin
62 in Windward Way

From: jenlowney@aol.com <jenlowney@aol.com>
Sent: Tuesday, September 5, 2023 6:57 PM
To: Robert Brule <rbrule@waterfordct.org>
Subject: Request of Town-wide meeting

**CAUTION: This email originated from outside of the organization.
Do not click links or open attachments unless you recognize the sender's email address
and know the content is safe.**

Dear First Selectman Brule,

As a resident of Waterford I think it is important to hold a town-wide meeting for information and listening session on the proposed data center.

My personal reservation is working with a company that has no proven track record. My secondary concern is the location and size.

Thank you for your attention in this matter.

Respectfully,
Jennifer Lowney
62 Windward Way
860-608-9563

Sent from the all new AOL app for iOS

From: James and Heather Fillion <eastfilli@aol.com>
Sent: Tuesday, September 5, 2023 5:01 PM
To: Robert Brule <rbrule@waterfordct.org>
Subject: Fwd: Proposed Data Center

**CAUTION: This email originated from outside of the organization.
Do not click links or open attachments unless you recognize the sender's email address
and know the content is safe.**

Sent from my iPhone

Begin forwarded message:

From: James and Heather Fillion <eastfilli@aol.com>
Date: September 5, 2023 at 12:54:03 PM EDT
To: rbrule@waterfordct.gov
Subject: Proposed Data Center

Sent from my iPhone

Begin forwarded message:

From: JAMES FILLION <eastfilli@aol.com>
Date: September 5, 2023 at 10:49:25 AM EDT
To: siting.council@ct.gov
Cc: rbrule@waterford.org
Subject: Re: The staggering ecological impacts of computation and the cloud - MIT
Schwarzman College of Computing

We are writing to the siting council and to notify Rob Brule, of our strong feelings of opposition towards the data center proposal. We live at 63 Windward Way, Waterford.

Residing approximately 1500 feet from the suggested data site. It is obviously the most vulnerable location in terms of being exposed to chronic noise pollution, but we do not feel any resident of Waterford should be expected to live with the damaging effects of constant, inescapable noise. We have been told that the proximity to Millstone is beneficial to NE edge and and to the power plant for uninterrupted power.

This should not be at the expense of ruining the quality of life for thousands of residents. There should be an industrial location at least a mile from any residential area that would be more appropriate. Perhaps the town of Waterford can negotiate for less money to offset the expense of keeping the facility away from our cherished neighborhoods. The article published by MIT that we have included, speaks to all of our concerns and hopefully yours as well. Even the most accomplished data centers throughout the world have promised noise cancellation prior to

building, but have not been able to follow through with that pledge. The residents of these areas are left fighting an endless battle to rectify a new, intolerable, quality of life. It then becomes easier for the centers to pay the fines as there is nothing that can be done to stop the noise. It seems that the questions asked by the siting counsel were answered with very vague responses. There has not been an effort to include the residents of Waterford in this process. It is also very concerning that the developer has never built a data center before, and that his reputation is in question. The research on noise and environmental pollution related to data centers is overwhelming and hard to deny.

We also have research on the large number of data center fires, which is a huge concern being so close to the site. <https://dgtlinfra.com/data-center-fires/>
Please refer to this as well.

Sent from my iPad

On Sep 1, 2023, at 9:06 AM, JAMES FILLION <eastfilli@aol.com> wrote:

<https://computing.mit.edu/news/the-staggering-ecological-impacts-of-computation-and-the-cloud/>

Sent from my iPhone

TO: FIRST SELECTMAN ROBERT BRULE & RTM MEMBERS

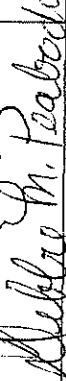
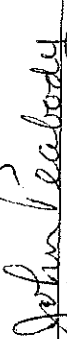
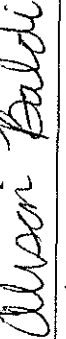
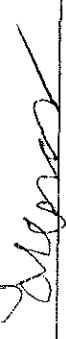
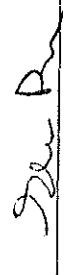
We, the undersigned resident, voter, and/or property owner in the town of Waterford, OPPOSE the development and implementation of Data Centers at the Dominion Power Plant property.

NAME (Print)	SIGNATURE	STREET ADDRESS	PHONE	EMAIL
GARY PIVARD	<i>[Signature]</i>	5 Windward Way	860-460-4120	g.pivard@comcast.net
GARY RUMPH	<i>[Signature]</i>	2 Windward Way	860-941-9885	gump90723@comcast.net
ELAINE RUMPH	<i>[Signature]</i>	2 Windward Way	860-941-9899	elaine.rumph@comcast.net
ALISON KRE	<i>[Signature]</i>	5 Windward Way	860-917-0092	akre2280@yahoo.com
Ryan Gallo	<i>[Signature]</i>	129 Spillhead Rd	860-912-7105	rgallo1308@comcast.net
Jessica Ryder	<i>[Signature]</i>	9 Windward Way	860-287-0295	jryder1093@yahoo.com
Deborah Sherman	<i>[Signature]</i>	10-4 Windward Way	860-614-9173	lissade@tdi.com
Tracey Sherman	<i>[Signature]</i>	"	860-659-7210	"
John Guernsey	<i>[Signature]</i>	3 Wilcox Court	860-329-2045	"
Steven Petrar	<i>[Signature]</i>	19 Millstone Rd	860-594-5566	stpetrar@comcast.net

[Handwritten mark]

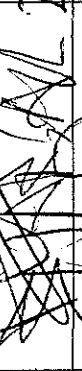
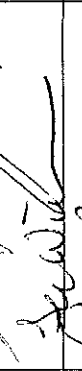
TO: FIRST SELECTMAN ROBERT BRULE & RTM MEMBERS

We, the undersigned resident, voter, and/or property owner in the town of Waterford, OPPOSE the development and implementation of Data Centers at the Dominion Power Plant

NAME (Print)	SIGNATURE	STREET ADDRESS	PHONE	EMAIL
Linda Olsen		60 Millstone Rd West	860-471-1878	hoyeshapp51@yahoo.com
Elaine Lisitano		58 Millstone Rd West	860-287-3985	mlisitano@yahoo.com
Michael Olsen		60 Millstone Road West	860-405-5588	xanx1950@yahoo.com
Camilla Buckley		62 Millstone Rd W	734-231-1114	camibuckley@aol.com
Steve Cleary		50 Millstone Rd W	860-235-3298	scleary@me.com
Serviter Taylor		50 Millstone Rd W	860-235-3298	" " "
Debbie Peabody		49 Millstone Rd. W.	860-326-8313	
John Peabody		49 Millstone Rd West	860-333-7882	
DAVID ENGDALE		41 Millstone Rd West	860-867-6121	dengdall@aol.com
Mahra Engdall		41 Millstone Rd West	860-389-2939	mahraengdall@icloud.com
Alison Baldi		41 Millstone Rd West	860-910-8424	alisonbaldi@icloud.com
Liam Folsom		41 Millstone Rd West	860-285-8000	lfolsham@gmail.com
STEVE BYRNE		36 Millstone Rd West		SBYRNZY@gmail.com

TO: FIRST SELECTMAN ROBERT BRULE & RTM MEMBERS

We, the undersigned resident, voter, and/or property owner in the town of Waterford, OPPOSE the development and implementation of Data Centers at the Dominion Power Plant

NAME (Print)	SIGNATURE	STREET ADDRESS	PHONE	EMAIL
DOUGLAS FERGUSON		28 MILLSTONE RD	860 235 9416	blackradon@netmail
ROBERT MARIANI		28 MILLSTONE RD	860-772-7367	" "
Amy Ferguson		28 millstone rd	860-235-1712	amy@ymase@gmail.com
Madeline Casillas		28 millstone Rd (Box)	941-8148	madeline3casillas@gmail.com
Kyle Traficante		2 HANSON ST	(959) 231-9001	Kyle.Traficante@gmail.com
Lee Williams		48 Millstone Rd	413 364 1178	lee.williams@yahoo.com
Cathy Read		20 Millstone Rd West	860-475-1342	Read.Cathy@yahoo.com
Michael Reedy		19 Millstone Rd West	860-324-2599	MichaelReedy75@yahoo.com
Yesenia Ruidra		50 Millstone Rd W.	860-961-0826	yessenialydia@yahoo.com
ERRAIN RUIZ		56 Millstone Rd W.	860-961-6448	Edg378@gmail.com
Mike Lisitano		58 millstone rd w	860 287-3985	
Fernny Keyes		57 Millstone Rd W	508-388-1587	fernnykeyes@gmail.com
Royce I Davis		57 Millstone Rd W	508-918-9885	RTD3279@verizon.net

TO: FIRST SELECTMAN ROBERT BRULE & RTM MEMBERS

We, the undersigned resident, voter, and/or property owner in the town of Waterford, OPPOSE the development and implementation of Data Centers at the Dominion Power Plant

[illegible]

TO: FIRST SELECTMAN ROBERTI BRULE
We, the undersigned resident, voter and/or property owner in the Town of Waterford,
request an immediate Town Meeting for information on the data center projects

We, the undersigned resident, voter and/or property owner in the Town of Waterbury, request an immediate Town Meeting for information on the data center projects at the Dominion Power Plant property.

[illegible]

We, the undersigned resident, voter and/or property owner in the Town of Waterford, request an immediate Town Meeting for information on the data center projects at the Dominion Power Plant property.

[illegible]

Shannon Withey

From: LaFountain, Dakota <Dakota.LaFountain@ct.gov>
Sent: Wednesday, September 6, 2023 11:42 AM
To: attorneyvalliere@aol.com
Cc: Robert Avena; Nicholas Kepple; kbaldwin@rc.com; First Selectman; CSC-DL Siting Council
Subject: RE: Petition # 1586 from Dominion Energy Nuclear Connecticut, Inc.
Attachments: PE1586_Valliere_a.pdf

CAUTION: This email originated from outside of the organization.

Do not click links or open attachments unless you recognize the sender's email address and know the content is safe.

Good Morning,

Please see the attached correspondence.

Thank you,

Dakota LaFountain
Clerk Typist
Connecticut Siting Council
10 Franklin Square,
New Britain, Connecticut, 06051
P: 860.827.2940 | E: dakota.lafountain@ct.gov



From: attorneyvalliere@aol.com <attorneyvalliere@aol.com>
Sent: Wednesday, September 6, 2023 8:06 AM
To: CSC-DL Siting Council <Siting.Council@ct.gov>; Bachman, Melanie <Melanie.Bachman@ct.gov>; Fontaine, Lisa <Lisa.Fontaine@ct.gov>
Cc: Robert Avena <ravena@sswbgg.com>; Nicholas Kepple <nkepple@sswbgg.com>; kbaldwin@rc.com; Rob Brule <firstsel@waterfordct.org>
Subject: Petition # 1586 from Dominion Energy Nuclear Connecticut, Inc.

Some people who received this message don't often get email from attorneyvalliere@aol.com. [Learn why this is important](#)

EXTERNAL EMAIL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Please accept my submission in opposition of a declaratory ruling.

Attached are my letter (which includes Exhibit # 3) and Exhibits # 1 and 2.

Thank you.

John C. Valliere



STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

Phone: (860) 827-2935 Fax: (860) 827-2930

E-Mail: siting.council@ct.gov

Web Site: portal.ct.gov/csc

VIA ELECTRONIC MAIL

September 6, 2023

John Valliere
294 Millstone Road East
Waterford, CT 06385
attorneyvalliere@aol.com

RE: **PETITION NO. 1586** – Dominion Energy Nuclear Connecticut, Inc. petition for a declaratory ruling, pursuant to Connecticut General Statutes §4-176 and §16-50k, that neither a new Certificate of Environmental Compatibility and Public Need (Certificate) nor a modification to its existing Certificate is required to revise the boundaries of the Millstone Power Station electric generating facility site located off Rope Ferry Road, Waterford, Connecticut.

Dear John Valliere:

The Connecticut Siting Council (Council) is in receipt of your recent correspondence concerning Petition No. 1586.

Before reaching a final decision on any petition, the Council must carefully consider all of the facts contained in the evidentiary record that is developed by the Council, the petitioner, parties and intervenors in the proceeding, and consider all of the concerns received from members of the public who submit written statements to the Council.

This petition will be placed on a future Council meeting agenda for discussion and decision. Please note that you can view the petition filing on our website at portal.ct.gov/csc under the "Pending Matters" link. You may also keep apprised of Council events on the website calendar and agenda.

Thank you for your interest and concern in this very important matter. Your correspondence will be entered in the public comment file related to this petition.

Sincerely,

Melanie A. Bachman
Executive Director

MAB/dll

c: Council Members

From: attorneyvalliere@aol.com <attorneyvalliere@aol.com>
Sent: Wednesday, September 6, 2023 8:06 AM
To: CSC-DL Siting Council <Siting.Council@ct.gov>; Bachman, Melanie <Melanie.Bachman@ct.gov>; Fontaine, Lisa <Lisa.Fontaine@ct.gov>
Cc: Robert Avena <ravena@sswbgg.com>; Nicholas Kepple <nkepple@sswbgg.com>; kbaldwin@rc.com; Rob Brule <firstsel@waterfordct.org>
Subject: Petition # 1586 from Dominion Energy Nuclear Connecticut, Inc.

Please accept my submission in opposition of a declaratory ruling.

Attached are my letter (which includes Exhibit # 3) and Exhibits # 1 and 2.

Thank you.

John C. Valliere

John C. Valliere, Esq.
Attorney At Law

**294 Millstone Road East
Waterford, CT 06385**

**Phone (860) 442-1294
Fax (860) 442-1295
AttorneyValliere@aol.com**

Via Email and Priority Mail

September 6, 2023

Melanie A. Bachman, Executive Director
State of Connecticut
Connecticut Siting Council
Ten Franklin Square
New Britain, CT 06051

RE: PETITION # 1586 from Dominion Energy Nuclear Connecticut, Inc.

Dear Ms. Bachman and Members of the Siting Council:

This is written requesting the Siting Council deny the Petition (#1586) from Dominion Energy Nuclear Connecticut, Inc (DENC). DENC is seeking a declaratory ruling regarding the Dominion property on Millstone Road (off Rope Ferry Road) in Waterford. While there are dozens of reasons why almost 20 percent of the site's north unallocated land should not be leased out and be used for data center projects, I will highlight a few.

First, as you are aware, this property was specifically designed over 50 years ago to accommodate nuclear reactors. Frankly, that plan and the critical thinking put into it 50 years ago, has been a success and has enabled the property to host 3 nuclear reactors and generate 50% of Connecticut's energy for many years.

The plan 50 years ago enabled the facility to have large swaths of land around it, presumably for safety, security, and to offer a large buffer to protect the surrounding neighborhoods and communities, including Waterford and East Lyme.

The current site plan allows the reactors, personnel working in the facility, and the surrounding community to remain safe. The site, with its large tracts of land, allows the energy producing equipment to be free from outside interlopers (including but not limited to, domestic terrorists and ill-intentioned persons) and allows the energy *producing* equipment to be the sole equipment on the property.

In terms of security, the long-term design for the property greatly assists Dominion to keep the reactors from harm. The reality of domestic terrorism in today's world is real. The current plan and layout of the property allows Dominion to control and secure the important nuclear reactors by keeping them at a significant distance from the public and

public thoroughfares. (It was only about 20 years ago when military Humvees with military personnel were stationed outside the entrances of the property to protect the property during the 9-11 crisis). Allowing other outside entities to develop on the property complicates the ability to keep the reactors safe and secure. Given the proposal in the Petition, there will be a much smaller buffer to keep the reactors isolated, safe, and secure, reducing the buffer from about a mile down to a little over 1000 feet.

Protection of the surrounding community is also part of the long-planned design of the property. The site as it currently sets, has done a great job of buffering the negative effects of the power plant from the surrounding neighborhoods. Allowing data centers on leased land on the Dominion property does not follow that plan. The data center projects have not been well publicized to the surrounding neighborhoods, and the ill effects, including but not limited to low level hum noise and environmental damage, have not been explained nor publicized. There is growing opposition to the plan as it becomes known.

Issuing a declaratory ruling without any stated long-term plan and allowing data centers takes away Dominion's (or any future owner's) ability to develop the land for energy generation. The property should be used exclusively for the generation of nuclear energy as it was designed and intended. Although reactor #1 has completed its planned mission, there are opportunities for newer nuclear reactor technologies to replace it, technologies that are smaller and more efficient than #1 ever was. Dismantling # 1 and building smaller and more efficient reactors, as is being done in Wyoming, is the type of construction that should be occurring on the Dominion site, not energy drawing data centers. Building nuclear reactors is what the site logically should be used for and fits into the past and future long-term plans.

If the Siting Council allows the 50-year plan to be destroyed and allows leasing for non-energy producing entities, where will it stop? Currently, the plan is for 2 data centers, one 1.132 million square feet (*11 times* the size of the average full scale data center) and a second 428,000 square feet in size (*4 times* the size of the average full scale data center). Although it is not outwardly shown, there is a plan for an additional 2 more data centers on the site in the future. If the Siting Council allows for one or two, it would be easier to then request for number three and four. The Siting Council would lose control of the ability to limit other "industrial uses" if it allows the data centers to start to grow on the property.

Issuing a declaratory judgment allowing the leasing and building of data centers on the Dominion site with no specifics of how the data center will affect the future of energy generation at the property is imprudent. There is no plan or documents offered on how the construction of the massive data centers and their long-term placement on the property affects the current operation of the facility as a power generator. Dominion is asking your permission to allow a company to lease and build data centers *4 and 11 times* the normal size of average centers by a company that is less than 2 years old and has never successfully built a data center. In fact, at least three other towns have rejected the project, even though it would not have been placed in such a sensitive and secure location

as the Dominion site. This project should not just to be allowed to be developed on the Dominion site just by asking a simple declaratory ruling.

Enclosed, please find pictures of the site as Exhibits 1 and 2. In contrast to the map provided by Dominion as their Exhibit 1, the enclosed Exhibits 1 & 2 demonstrate the proximity to the neighborhoods and recreational sports fields, the significant amount of trees, vegetation and woods that would be cleared and destroyed, and the proximity to a large pond on the property, with no study of how this project will affect the numerous osprey nests at that pond as well as other wildlife on the property as a whole.

Also, of concerning note, is the August 30, 2023 responses to interrogatories by Dominion, which some at best are disingenuous and at worst misleading.

Question 1 and 2's Responses about the Town's expressed concerns and received comments are misleading. This project appears to be spearheaded by Waterford's First Selectman Robert Brule, who ironically is quoted by a local newspaper as saying he would not want a data center near his residence given the data center's extreme noise generation. As stated herein, this project has had very little publicity, as has Waterford's entering the Municipal Host Fee Agreement with NE Edge. The "unanimous" vote from the Board of Selectmen and the Representative Town Meeting (RTM) members was done, as some would say, "under the radar."

Enclosed as Exhibit # 3 is an email thread between RTM member Dan Radin and myself regarding this project. Coming from one of the RTM's own members, he states on page One in paragraph # 4 about the approval being "purely ceremonial" and about "optics" as opposed to the proposed project being thoroughly explained to town residents and vetted. He further expressed the First Selectman Brule could have signed the Agreement without any approval from the Board or RTM.

Even more disturbing is Dan Radin's assertion in Paragraph #6 that the meeting was "poorly publicized" and "held on short notice." This unprecedented, massive project was well in the works long before that meeting and yet the document to start the project was "approved" and entered into with little public comment or any reasonable notice to the Town residents, especially and including to the surrounding neighborhoods. If such a project was truly good for Waterford and the Dominion site, why the secrecy and lack of candor to the public and allowance for real public review and response early on? There will be mounting opposition to this project as more details are given to the Town's residents. Even with the mounting opposition, certain town officials continue to be not forthcoming with information and deadlines, including this Siting Council Petition and the ability to offer comment. This is concerning on many levels.

Question 3's Response is also concerning in that there is no way to know the impact on safety. Nobody knows or has demonstrated the effects of removing the large, long planned buffer of land or what placing non-energy generating buildings on the property will do to safety, but there is one thing for sure; it will take away any planned safety margin in the site's design.

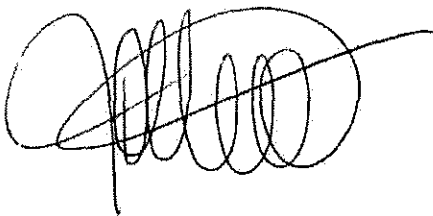
Question 9's Response regarding the plan at the end of the lease term (or the end of the useful life of the data centers) shows the lack of planning and forethought as given to the original site plan of 50 years ago. Although the data center is supposed to be a 30-year lease, given the speed of technology, there is no guarantee the data centers will be viable for that long. As pointed out by RTM member Dan Radin, just think back to the technology from 30 years ago as opposed to today. Who gets the cleanup mess if NE Edge abandons the project early and is gone?

Question 14, 15 and 16's Responses in relation to the number of megawatts the data centers will consume is quite telling, and disturbing. Yanking out 300 MW of power from the ISO-NE grid would be minimally disastrous. There is already energy insecurity in Connecticut, New England and the country, given the current demand (especially at peak times) and the known large future increases in demand in the years ahead. Once the data centers are plugged in, they will continue to suck out 300 megawatts per year and run 24/7 no matter what the other demands are for Connecticut and New England. Unlike residential and business consumers, data centers cannot cut back on their energy use when electricity demand is at its peaks in summer and winter. The data centers will continue to draw and have the need. Such a draw will lead to higher prices overall for the residential and business consumers, as simple supply and demand economics occur. As stated earlier, the Dominion site should be used for future power *generation*. Leasing large swathes of land only detracts from this ability and does not allow for good future planning of energy generation versus energy draining and depletion endeavors.

Question 17's Response leaving any emergency planning to NE Edge is also eye opening. This is a company that is less than 2 years old, with no previous experience building data centers, including no completed projects, and is looking to build minimally 2 hyper-sized data centers in a sensitive nuclear site. Any data projections, including in Response #23, are just that--projections. The Dominion site should not be gambled with in hopes of getting it right, especially with no future oversight from the Siting Council.

Given the foregoing, it is respectfully requested the Siting Council deny Petition #1586 for a declaratory ruling for the Dominion property.

Sincerely

A handwritten signature in black ink, appearing to read 'John C. Valliere', with a large, sweeping flourish extending from the end of the signature.

John C Valliere, Esq.

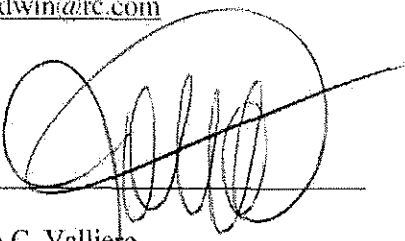
CERTIFICATE OF SERVICE

I hereby certify that on the 6th day of September 2023, a copy of the foregoing was sent, via email mail to:

Robert A. Avena, Waterford Town Attorney
Nicholas F. Kepple, Waterford Town Attorney
Suisman Shapiro
20 South Anguilla Road
P.O. Box 1445
Pawcatuck, CT 06379
ravena@sswbagg.com
nkepple@sswbagg.com

Robert J. Brule, First Selectman
Town of Waterford
15 Rope Ferry Road Waterford, CT 06385
firstsel@waterfordct.org

Kenneth C. Baldwin, Attorney for Dominion
Robinson & Cole
280 Trumbull Street
Hartford, CT 06103
kbaldwin@rc.com



John C. Valliere

Exhibit 3

Re: Proposed Data Center at Millstone

From: Dan Radin (dan.radin.waterford@gmail.com)

To: attorneyvalliere@aol.com

Date: Friday, August 25, 2023 at 12:14 PM EDT

Attorney Valliere —

Thank you for your note. My apologies for the tardy response.

Attached is my memo to the RTM and Board of Selectman from February when the Special Meeting was held on this topic. I believed the time—and still do—that there are significant financial benefits to the data center if the portfolio of risks is mitigated. I further raised concerns about noise control, deal term, and the competence of the developer in the Special Meeting.

Before purchasing our home, my family lived in a house we rented in Millstone Point. I know the quiet, peaceful, beachfront way of life for the neighborhoods surrounding Millstone because I've lived there.

My understanding of the role of the RTM in the Special Meeting, based on guidance from Town Attorney Kepple, is that the body's vote was purely ceremonial, and that the Board of Selectman did not need RTM approval to authorize the First Selectman to sign. In other words, the RTM's vote, and the joint meeting, was about optics.

Attorneys also informed us that signing the MOU was the first step in a lengthy, complex process of subsequent approvals and checkpoints on the path toward the data center getting built, and that its signing did not constitute a binding agreement to build; rather it opened the possibility that it *might* be built.

I agree that the Special Meeting was poorly publicized and held on short notice; and I agree with concerns that sufficient safeguards are not in place to protect the peaceful character of the MPA neighborhood. However, as the RTM, or more directly as a single representative, we and I lack authority.

I have reinforced my concerns and the concerns shared with me by other Millstone Point neighbors with the First Selectman. He has not responded in any substantive way across a number of occasions. I wholeheartedly encourage you and your neighbors to advocate strongly with him. He has decision authority.

Thanks,
Dan Radin
475 470 6535

On Aug 20, 2023, at 12:42 PM, attorneyvalliere@aol.com wrote:

Dear 4th District RTM members:

I live in the 4th district at Millstone Point and am writing to get your positions on the proposed data center at Dominion Power Plant.

My understanding is that the MOU was unanimously approved by the RTM and the Selectboard.

This is written to get your position on if the data center should really go forward, and what you are doing to actively protect our district, and specifically the Millstone Point

neighborhood, from the ill ramifications this project will cause.

Many feel that this project process was started with little fanfare and is now being pushed given the millions being offered in payments.

I look forward to your expedient response.

Thank you.

John C. Valliere, Esq.



Waterford RTM Data Centers Memo Feb 2023.pdf
92.5kB

Re: Proposed Data Center at Millstone

From: Dan Radin (dan.radin.waterford@gmail.com)

To: attorneyvalliere@aol.com

Date: Tuesday, August 29, 2023 at 04:45 PM EDT

Dear Attorney Valliere —

Thank you again for sharing your detailed and thoughtful insights.

As the October meeting will be my last on the RTM, I intend to submit a memo to the RTM and Board of Selectmen summarizing the consistent voice of District 4 residents in opposition to the data center project.

I have reinforced my concerns and the concerns shared with me by you and other neighbors with the First Selectman. I wholeheartedly encourage you and your neighbors to advocate strongly with him. He has decision authority.

Sincerely,
Dan Radin

On Aug 26, 2023, at 9:36 PM, attorneyvalliere@aol.com wrote:

Dear Mr. Radin:

Thank you for taking the time to respond to my email. Sadly, only you and Mr. Bono showed any consideration of a response to this point. Maybe the other four 4th District RTM members are on vacation this week and will reply in due time.

I have read your email and your statement about the data center. You raised some points which I did not think about, the most important one being the data center's potential obsolescence in 30 years (or less). My similar thought was that if the licenses for Dominion's reactors 2 and 3 are not renewed in the upcoming decades, where will the data centers obtain the necessary 300 megawatts per year? (And they say there is a shortage of electricity now especially in the summer! Can't wait for those future bills given the lack of supply and the huge demand!!)

I also think your analysis about the guaranteed money is also on track. (This is not even taking into consideration the viability of the developer whose company is 20 months old).

There is a lot to unpack on the data center issue.

Here are some of my many concerns about this project (the proverbial tip of the iceberg):

1. Who drafted the Memorandum of Understanding (MOU)? I have read it and found quite a few flaws that do not protect the Town of Waterford and leaves Waterford open to future litigation. There are other MOU sections that leave Waterford in the lurch, especially if the state Legislature changes the law regarding data centers. This legislative change is prone given the changing technology and given the fact the current legislation is flawed in itself and subject to change.

2. Did all RTM members and Board of Selectmen read the MOU, or just rely on Town Attorney Nick Kepple's opinion of it? How much questioning was brought forth from the RTM and BOS and what changes were made from that questioning before voting? I know that complex contracts take a long time especially if many eyes are reviewing it and making constructive and beneficial comments. The collective eyes and knowledge of our representatives should have perfected this MOU.

3. I am guessing that NE Edge drafted the MOU because of how Section 8 regarding Sound Analysis was written.

- a. Why is there only a week's worth of testing? Does sound not change in seasons, weather and in vegetation cycles (ie leaves on trees)?
- b. Should there not be yearlong analysis so the proper sound baseline can be created?
- c. Why are the current levels of sound being used as the baseline as outlined in the MOU? As you may be aware, Dominion can be very noisy at times (in violation of Waterford's noise ordinances.) Why should the Millstone neighborhood have to endure additional noise and additional violations of the noise ordinances?
- d. Will the passing trains through Millstone (which take 12 seconds on average) be allowed to increase the average decibel levels of sound allowed for the data centers? The 7 minutes a day of passing trains (35 X 12 seconds) should not be the basis for allowing the same sound level of 24/7 hum of data center fans.

What is interesting (and very disturbing) is that FS Brule went to a data center in Manassas, Virginia and is on record as saying he didn't need the decibel reader he had, saying he could hear the data center noise clearly, and also stated he wouldn't want that next to his house. That center in Virginia is about 135,000 square feet. N E Edge's proposal for the first building is about **10 times** that Virginia plant. I have not seen what buffer exists for the VA data center but the buffer for the proposed data center at Millstone is about 2000 feet from the Millstone Road neighborhood.

Has the sound issue also been thought out for the Waterford families who enjoy the recreational sports fields in the Millstone area? My guess is that parents and families that enjoy the youth's games would not really want to hear the data centers humming in the background.

4. How will low level hum of the data centers effect the Millstone neighborhood and the environment? There is **nothing** in the MOU about this. This is a problem at other data centers and low-level hum has been shown to be detrimental to humans and animals alike.

5. I understand N E Edge is dangling lots of money to Waterford and town officials' eyes shine green, but has anyone really assessed the whole situation and thought it through? Has anyone from Waterford spoken with Montville Mayor Ronald McDaniel? I know he has extensive knowledge about the development of data centers and developers of data centers and their progeny. My understanding is that there is a lot of talk but very little in substance from the data center developers. A major concern nixing the project in Montville was the potential sale of the centers to another company. This makes sense in that a 20-month-old company starts the process, and then at some point of more viability, the project is sold to another. The MOU has no assurances that N E Edge will make sure any future purchaser will follow through. Waterford could potentially have to deal with some unknown entity or potentially be left holding the bag.

Has anyone spoken to any of the other towns who rejected data centers to find the issues?

6. Does Waterford think it can outmaneuver and outsmart Montville, Groton, Norwich, Griswold, Wallingford and Bozrah and bring success to a 20-month-old company that has yet to build any data center? The MOU says there is no litigation that would affect the company from completing its outlined duties in the MOU. I think a \$30 billion lawsuit may have some impact and make the MOU assertion false. Is every selectperson and RTM member sure that the \$30 billion dollar suit will just go away and won't affect N E Edge? Or just because it's written in the MOU it must be true?

7. The current MOU allows for 2 data centers (a 1.1 million SQFT and a 350 thousand SQFT). The MOU does not allow Waterford to stop the second if the first goes awry. Why did not one town official raise that issue (or not include it in the MOU)?

Additionally, it's been alleged, there are plans for data center number 3 and 4 and N E Edge will be looking for a bigger break on those from Waterford. Building these data centers as proposed is just like eating chips....once you have one and two, you just can't stop.

8. Lastly, in response to your email below, I am quite disappointed that you and others of the RTM all voted yes in the "purely ceremonial" vote and that it was done just for "optics." Why even vote on it if FS Brule can just sign the MOU? Why does there need to be optics portraying something that is not accurate? Trying to create optics leads me to believe that something is amiss. In my opinion, doing so just shows the RTM and the Board of Selectman have no independent thought, but rather going through the motions and approving a plan that is not very well thought out.

I would also disagree that the RTM, and specifically one member, would not have made a difference. In fact, I think by rubber stamping the MOU unanimously gives Waterford residents the wrong impression as to whether this project is truly good for the Town, and specifically, good for the 4th District.

In closing, I am not sure if you represent the 4th District directly or just a member at large of the RTM who is from the 4th District. If you do direct representation, I suggest a serious discussion with all 4th District residents to see their feelings on this project.

Again, just like you, I am pro-growth and want the Town to have a solid economic base, which will hopefully lead to a solid tax base and continued great town services at reasonable taxes. However, that growth must be done prudently and not at the cost to the 4th District's quiet enjoyment, quiet enjoyment that you know from experience.

Given how this project has been handled to this point, including, but limited to, the severe lack of information and total lack of candor from town representatives (as you have honestly admitted to (and which is appreciated)), I am not confident at all the issues affecting the quality of life in the 4th District (and Waterford as a whole) will be properly dealt with and that town representatives will be concerned about the Millstone neighborhood and its property values.

I would request that you oppose the further development of this project and actively advocate that opposition to FS Brule and the rest of the RTM on behalf of the 4th District.

Thank you for your time in reading this. Please feel free to contact me if you have any questions about my position.

John C. Valliere, Esq.

On Friday, August 25, 2023 at 12:14:43 PM EDT, Dan Radin <dan.radin.waterford@gmail.com> wrote:

Attorney Valliere —

Thank you for your note. My apologies for the tardy response.

Attached is my memo to the RTM and Board of Selectman from February when the Special Meeting was held on this topic. I believed the time—and still do—that there are significant financial benefits to the data center if the portfolio of risks is mitigated. I further raised concerns about noise control, deal term, and the competence of the developer in the Special Meeting.

Before purchasing our home, my family lived in a house we rented in Millstone Point. I know the quiet, peaceful, beachfront way of life for the neighborhoods surrounding Millstone because I've lived there.

My understanding of the role of the RTM in the Special Meeting, based on guidance from Town Attorney Kepple, is that the body's vote was purely ceremonial, and that the Board of Selectman did not need RTM approval to authorize the First Selectman to sign. In other words, the RTM's vote, and the joint meeting, was about optics.

Attorneys also informed us that signing the MOU was the first step in a lengthy, complex process of subsequent approvals and checkpoints on the path toward the data center getting built, and that its signing did not constitute a binding agreement to build; rather it opened the possibility that it *might* be built.

I agree that the Special Meeting was poorly publicized and held on short notice; and I agree with concerns that sufficient safeguards are not in place to protect the peaceful character of the MPA neighborhood. However, as the RTM, or more directly as a single representative, we and I lack authority.

I have reinforced my concerns and the concerns shared with me by other Millstone Point neighbors with the First Selectman. He has not responded in any substantive way across a number of occasions. I wholeheartedly encourage you and your neighbors to advocate strongly with him. He has decision authority.

Thanks,
Dan Radin
475 470 6535

On Aug 20, 2023, at 12:42 PM, attorneyvalliere@aol.com wrote:

Dear 4th District RTM members:

I live in the 4th district at Millstone Point and am writing to get your positions on the proposed data center at Dominion Power Plant.

My understanding is that the MOU was unanimously approved by the RTM and the Selectboard.

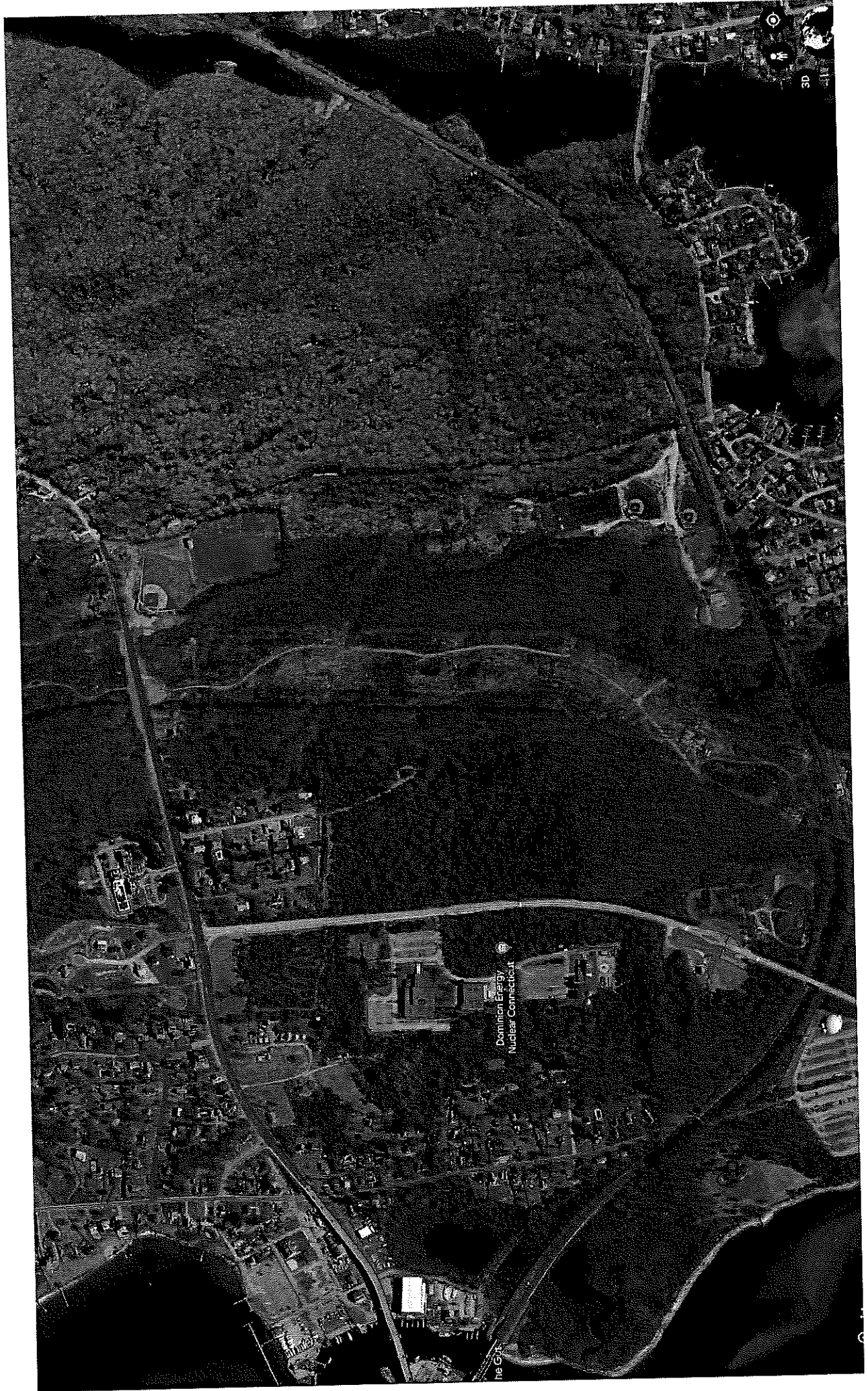
This is written to get your position on if the data center should really go forward, and what you are doing to actively protect our district, and specifically the Millstone Point neighborhood, from the ill ramifications this project will cause.

Many feel that this project process was started with little fanfare and is now being pushed given the millions being offered in payments.

I look forward to your expedient response.

Thank you.

John C. Valliere, Esq.





Dominion Energy
Nuclear Connecticut

FIFTEEN ROPE FERRY ROAD
WATERFORD, CT 06385-2886



PHONE: 860-442-0553
www.waterfordct.org

RECEIVED FOR RECORD
WATERFORD, CT

2023 SEP -5 A 11:50

ATTEST: *[Signature]*

MINUTES

THE BOARD OF SELECTMEN SPECIAL MEETING

Tuesday, August 8, 2023

5:00pm

Waterford Town Hall

(Procedural Action: Check register to be signed by the Board of Selectmen in accordance with CGS 7-83)

1. **Call to Order:** 5:04 pm

2. **Pledge of Allegiance:**

3. **Public Comment:** NONE

4. **New Business:**

- a. Executive session pursuant to Connecticut General Statutes Section 1-200(6)(B) for the purpose of discussing strategy related to pending employment (FMLA) litigation, *Peterson v. Town of Waterford*.

MOTION by Muckle, and seconded by Attanasio, VOTING IN FAVOR: 3-0

- b. To consider and act upon a motion authorizing First Selectman Brule to consent to CIRMA's proposed full and final settlement of pending employment (FMLA) litigation, *Peterson v. Town of Waterford*, and to execute a settlement and release agreement to resolve the pending litigation contingent upon approval by the Board of Finance of the necessary Town funds.

MOTION by Muckle, and seconded by Attanasio, VOTING IN FAVOR: 3-0

- c. To consider and act upon a motion authorizing the Board of Selectmen to request that the Board of Finance authorize the

expenditure of \$75,000 as settlement proceeds to resolve the pending employment (FMLA) litigation, *Peterson v. Town of Waterford*.

MOTION by Muckle, and seconded by Attanasio, VOTING IN FAVOR: 3-0

5. Adjournment: 6:27 pm