

CITY OF TORRINGTON PLANNING & ZONING COMMISSION SITE PLAN APPLICATION

Application # 1432

Date: 12/13/2022

Property Location/Address: 539 Technology Park Drive, Torrington CT 06790

Assessor's Map: 245 Block 002 Lot 104

Zoning District: IP

Project: Multiple upgrades; reconfigure the Industrial Bulk Gas Storage area and add equipment; relocate and repurpose a 300kW diesel generator; reconfigure and add equipment to existing fuel cell test facility

Is a Special Exception application being filed for this property at the same time as this Site Plan application?

Yes No

Is this property within 500 feet of another municipality? Yes No

If yes, give name of municipality: _____

Are there wetlands on the property or construction or drainage within a regulated wetlands area? Yes No
(75 feet from wetlands and 100 feet from watercourse or water body)

If yes, has an application been submitted to the Inland Wetlands Commission? Yes No (Not Required)

Is there a conservation or preservation restriction on the property? Yes No

I, the undersigned applicant, understand that this application is based on the information submitted by me and that falsification by misrepresentation, omission, or failure to comply with the Zoning Regulations shall constitute a violation of the Zoning Regulations.

Applicant: Joseph Ulevicus, Chief of Staff - Operations / FuelCell Energy

Address: 539 Technology Park Drive, Torrington CT 06790

Signature: Joseph Ulevicus

Phone # (860) 496-2273 FAX # (860) 496-2222 E-mail julevicus@fce.com

I, the undersigned owner, authorize the City's agents to enter my property during and after construction for the purpose of inspection with regards to this application.

Owner: Allan Borges: - Member TPR Assoc LLC

Address: PO Box 245 Farmington CT 06034

Phone # 860-482-7613 FAX # 860-482-5082 E-mail allan@borgesbuilding.com

Signature: Allan Borges Member

Site Plans: Eight (8) copies of the site plan must be submitted at time of application.

Fees: For site plans with no new construction, the application fee is \$135.00. For new construction with gross floor areas 5,000 square feet or less, the application fee is \$135.00. For new construction with a gross floor area greater than 5,000 square feet, the application fee is \$135.00 plus \$.01 per square foot of gross floor area over 5,000 square feet. (All base fees include \$60.00 state tax)

Fee of \$ 485.00 paid on _____

**CITY OF TORRINGTON
PLANNING & ZONING COMMISSION
SITE PLAN APPLICATION
EXPLANATION OF PROCEDURES**

General:

"Site plan approval from the Planning and Zoning Commission shall be obtained prior to obtaining a Zoning Permit for the construction, expansion, outside alteration or change of use of any building or structure. Site plan approval shall also be obtained prior to the erection of any sign, the alteration or expansion of a parking area, or any change of use of a lot. Only one, two, or three family residences shall be exempt from site plan approval." *Torrington Zoning Regulations, Section 8.4.1.*

Information Required:

A site plan application must be filed and the application fee must be paid. Additional information needed for a site plan application is described in *Sections 8.4.2 and 8.4.3 of the Torrington Zoning Regulations*. Other information on setbacks, impervious surface, landscaping, parking, architectural review, and tree preservation is also found in the regulations. It is strongly recommended that an applicant purchase a copy of the Zoning Regulations.

Along with the site plan application the applicant must also submit a form entitled "*Environmental Compliance Certification*".

Failure of the applicant to submit the required information is grounds for denial of the application.

Approval Process:

Applications are submitted to the Planning and Zoning Department. The Department will place the application on the Planning and Zoning Commission agenda and distribute the application to the relevant City departments. The Department will inform the applicant of meeting times and locations.

From the day the Commission accepts the application at its meeting, the Planning and Zoning Commission has 65 days in which to make a decision on a site plan application. The applicant may consent to one or more extensions of the 65 day period provided the total period of such extensions does not exceed 130 days. No public hearing is generally held on a site plan application.

The applicant must meet with the Architectural Review Committee. This Committee advises the Commission and the applicant on the design of the buildings and the site layout.

Special Exception:

The Planning and Zoning Commission decides on all special exceptions. If a project requires a special exception as well as site plan approval, the applicant may apply for both approvals at the same time. Site plan approval, however, cannot be given prior to the approval of a special exception.

Inland Wetlands:

An application to the Inland Wetlands Commission must be filed prior to, or at the same time as, site plan or special exception applications. No action can be taken until after the Inland Wetlands Commission's decision.

Conservation and/or Preservation Restrictions:

If the property subject to site plan approval has a conservation or preservation restriction on the land, the holder of the restriction is required to be noticed of the application. The applicant must notify the holder of the land restriction regarding the application by certified mail, return receipt requested, no later than 60 days prior to the filing of the application. In lieu of such notice the applicant may submit a letter from the holder of such restriction (or their agent) verifying that the application is in compliance with the terms of the restriction.

CITY OF TORRINGTON
PLANNING & ZONING COMMISSION
SITE PLAN APPLICATION
ENVIRONMENTAL COMPLIANCE CERTIFICATION

Date: 12/12/2022

Property Location: 539 Technology Park Drive, Torrington CT 06790

Assessor's Map: 245 Block 002 Map 104

Project: Multiple upgrades; reconfigure the Industrial Bulk Gas area and add equipment; relocate and repurpose a 300 kW diesel generator; reconfigure and add equipment to existing fuel cell test facility

Company: FuelCell Energy, Inc.

Applicant: Joseph Ulevicus - Chief of Staff - Operations / FuelCell Energy

Applicant's Address: 539 Technology Park Drive, Torrington CT 06790

Air Quality:

Will this facility produce emissions into the air? Yes No (nothing new, emissions already accounted for)

If yes, will this require registration or a permit from any State or Federal agency? Yes No

If yes, list the agency's name and the registration or permit numbers:

Attach a description of the processes that will produce the emissions. Include an estimate of the amounts of industrial materials that will be used on an hourly basis and any pollution control equipment that will be installed. Attach copies of all air quality permits or applications.

Hazardous Wastes

Will this facility generate, transport, treat, store or dispose of hazardous wastes? Check all that apply:

Generate Transport Store Treat Dispose (all waste streams currently accounted for)

If the facility is a generator, it will do the following. Check all that apply:

- Establish spill control measures
 Compile a contingency plan
 Store the wastes in a manner that protects the environment
 Conduct personnel training

Attach a list of the hazardous wastes that will be generated by the facility, the estimated amounts generated per month and the generating processes. Attach EPA Identification Number of Application. Note that a violation of any State or Federal regulation regarding hazardous materials shall also be a violation of the City Zoning Regulations.

In-Ground Tanks

Will this facility use an in-ground tank for the storage of petroleum products, derivatives, or chemicals?

Yes No

If yes, attach a copy of the Connecticut Department of Environmental Protection In-Ground Tank Registration form.

Water Quality

Other than sanitary wastes, will this facility discharge process wastewaters or non-contact cooling water?

Yes No (WTWW already captured, MIU permit in place)

If yes, will the discharges be to the environment or to the local publicly owned treatment plant?

Environmental Treatment Plant (WTWW already captured, MIU permit in place)

Attach a description of the processes that will generate the discharges, the materials used in the processes, the characteristics of the effluent, and any treatment conducted prior to discharge. Attach a copy of a NPDES Permit or Application.

This is to certify that this facility has complied, or will comply with the environmental regulations of the Agencies listed in Section 7.0 of the City's Zoning Regulations and will take the steps indicated above to maintain compliance with those regulations. Upon receipt of any permits or registration numbers, copies will be forwarded to the City of Torrington Planning and Zoning Department. Copies of any monitoring reports required by the State Department of Environmental Protection, the State Department of Health or the U.S. Environmental Protection Agency shall also be sent to the Torrington Planning and Zoning Department.

Applicant's Signature: Joseph Ulevicus

Printed Name of Applicant: Joseph Ulevicus

Applicant's Title: Joseph Ulevicus, Chief of Staff - Operations

Date: 12/12/2022