

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](mailto:siting.council@ct.gov)

[www.ct.gov/csc](http://www.ct.gov/csc)

June 9, 2011

TO: Council Members

FROM: Linda Roberts, Executive Director 

RE: **DOCKET NO. 418** - New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located off Tolland Turnpike or off Old South Willington Road, Willington, Connecticut.

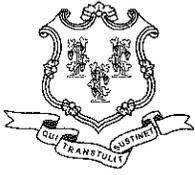
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Enclosed please find a copy of the Council's notice of public hearing.

LR/MP/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 (via e-mail service)



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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 Tuesday, July 12, 2011, beginning at 3:00 p.m., and continued at 7:00 p.m., at the Willington Public Library Community Room, 70 Ruby Road, Willington, Connecticut, and thereafter as necessary. The hearing will be on an application from New Cingular Wireless PCS, LLC for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located off Tolland Turnpike or off Old South Willington Road, Willington, 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 a tower, ground equipment, 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 sites on Tuesday, July 12, 2011, beginning at 2:00 p.m. at the Old South Willington Road site. The applicant will fly balloons during the field review to simulate the heights of the proposed facilities.

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 Wednesday, June 22, 2011, 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 July 5, 2011. 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 July 5, 2011.

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 up to 30 days after the close of the hearing. 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 Willington 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 July 5, 2011.

The applicant of this facility is represented by the following:

**Applicant**

New Cingular Wireless PCS, LLC

**Its Representative**

Daniel M. Laub, Esq.  
Christopher B Fisher, Esq.  
Cuddy & Feder LLP  
445 Hamilton Avenue, 14<sup>th</sup> Floor  
White Plains, NY 10601

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 or on Council website at <http://www.ct.gov/csc> under the link "Pending Proceedings." The Council has assigned this application docket no. 418.

June 9, 2011

Connecticut Siting Council

**LIST OF PARTIES AND INTERVENORS  
SERVICE LIST**

<b>Status Granted</b>	<b>Document Service</b>	<b>Status Holder (name, address &amp; phone number)</b>	<b>Representative (name, address &amp; phone number)</b>
<b>Applicant</b>	<input checked="" type="checkbox"/> U.S. Mail	New Cingular Wireless PCS, LLC	Daniel M. Laub, Esq. Christopher B Fisher, Esq. Cuddy & Feder LLP 445 Hamilton Avenue, 14 <sup>th</sup> Floor White Plains, NY 10601 (914) 761-1300 (914) 761-5372 fax <a href="mailto:dlaub@cuddyfeder.com">dlaub@cuddyfeder.com</a> <a href="mailto:cfisher@cuddyfeder.com">cfisher@cuddyfeder.com</a>  Michele Briggs AT&T 500 Enterprise Drive Rocky Hill, CT 06067-3900 <a href="mailto:michele.g.briggs@cingular.com">michele.g.briggs@cingular.com</a>



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June 9, 2011

The Honorable Christina B. Mailhos  
First Selectman  
Willington Town Office Building  
40 Old Farms Road  
Willington, CT 06279

RE: Hearing Date - July 12, 2011 in connection with **DOCKET NO. 418** - New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located off Tolland Turnpike or off Old South Willington Road, Willington, Connecticut.

Dear First Selectman Mailhos:

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 Tuesday, July 12, 2011.

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 sites. 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. In the event you have specific legal questions, please contact our Staff Attorney Melanie Bachman (860 827-2951). Otherwise, you may contact Executive Director Linda Roberts (860 827-2935).

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,

Robert Stein  
Chairman

RS/MP/laf



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June 9, 2011

TO: Kenneth C. Baldwin, Esq.  
Robinson & Cole LLP  
Thomas J. Regan, Esq.  
Brown Rudnick Berlack Israels LP  
Sandy M. Carter  
Verizon Wireless  
Julie M. Kohler, Esq.  
Cohen and Wolf P.C.  
Diane Whitney, Esq./Lee Hoffman, Esq.  
Pullman & Comley, LLC  
Hans Fiedler  
T-Mobile

FROM: Linda Roberts, Executive Director 

RE: **DOCKET NO. 418** - New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located off Tolland Turnpike or off Old South Willington Road, Willington, Connecticut.

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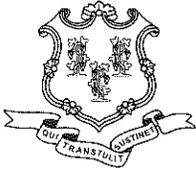
The Connecticut Siting Council has received an application for a proposed telecommunications facility in Willington.

If you would like to participate in this proceeding, your response on or before July 5, 2011, will be appreciated. Moreover, in furtherance of the spirit of C.G.S. §16-50aa, we ask that each carrier affirmatively state whether that carrier would likely seek to be located on this proposed facility any time within the foreseeable future.

LR/MP/laf

Enclosure: Hearing Notice

c: Parties & Intervenors  
Council Members



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June 9, 2011

TO: Commissioner Dan Esty  
Department of Environmental Protection

Commissioner Steven Reviczky  
Department of Agriculture

Commissioner Jewel Mullen  
Department of Public Health

Karl Wagener, Executive Director  
Council on Environmental Quality

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

Benjamin Barnes, Secretary  
Office of Policy and Management

Commissioner Catherine Smith  
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: Linda Roberts, Executive Director *LJR*

RE: **DOCKET NO. 418** - New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located off Tolland Turnpike or off Old South Willington Road, Willington, Connecticut.

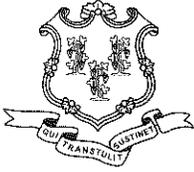
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Pursuant to General Statutes § 16-50j(h), the Connecticut Siting Council hereby solicits your written comments and consultation. Your response by or before July 5, 2011 will be appreciated.

A copy of the application with location maps has previously been provided to you, pursuant to General Statutes § 16-50i. You may access the application and other documents from this proceeding on our website at [www.ct.gov/csc](http://www.ct.gov/csc) under the link "Pending Proceedings."

LR/MP/laf

c: Parties & Intervenors  
Council Members



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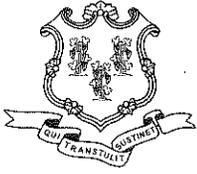
[www.ct.gov/csc](http://www.ct.gov/csc)

**Screening Checklist**  
**Connecticut Department of Transportation**  
**Potential Transportation Infrastructure Impacts**  
**Connecticut Siting Council Docket# 418**

**Locations:**

- 1) off Tolland Turnpike or**  
**2) off Old South Willington Road, Willington, Connecticut**

1. Is the proposed facility abutting the right-of-way of a State maintained highway?  
 No  
 Yes – Specify the location and show location on a detail site plan.
2. Is access for construction or maintenance of the proposed facility needed directly from a State maintained highway  
 No  
 Yes – Identify specific needs and access location.
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  
 Yes – Please provide an area and site plan.
4. Is the proposed facility within or abutting a State owned Railroad Right-of-Way?  
 No  
 Yes – Please provide an area and site plan.
5. Is the proposed facility within a two mile radius of any lands classified as preserved scenic land in accordance with CGS Section 13a-85a, "Acquisition of land adjacent to state highways for preservation and enhancement of scenic beauty and development of rest and recreation areas", or any designated scenic road in accordance with CGS Section 13b-31c, "Designation of scenic roads"?  
 No  
 Yes - Specify the location of the preserved scenic land and/or road on a detailed site plan.
6. Does the Department own any land within a two-mile radius of the proposed facility that it would be willing to lease to the applicant of the proposed facility?  
 No  
 Yes - Specify the location of the land for lease on a detailed site plan.



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June 9, 2011

Roberta S. Passardi  
Director  
Willington Public Library  
7 Ruby Road  
Willington, CT 06279

RE: **DOCKET NO. 418** - New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located off Tolland Turnpike or off Old South Willington Road, Willington, Connecticut.

Dear Ms. Passardi:

Confirming our telephone conversation of May 23, 2011, I appreciate the reservation of the Community Room at the Willington Public Library for a public hearing on Tuesday, July 12, 2011 from 1:00 p.m. to 9:00 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

Enclosures

# Seating Arrangements:

X X X X X X X X X X X X

Council Table  
(seating for twelve)  
(x = chairs)

X  
Table  
for  
Court  
Reporter  
& Audio  
Tech  
X  
(x =  
chairs)

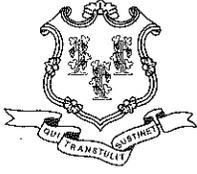
Party Table  
(seating for  
four)  
(x = chairs)  
X  
X  
X  
X

Applicant Table  
(x = chairs)

X X X X X

Podium for  
public

SEATING FOR PUBLIC  
(chairs facing Council table)



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June 9, 2011

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

RE: **DOCKET NO. 418** - New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located off Tolland Turnpike or off Old South Willington Road, Willington, Connecticut.

Dear Mr. Reese:

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

**Tuesday, July 12, 2011**  
**3:00 p.m. to 5:00 p.m./7:00 p.m. to conclusion**  
**Willington Public Library Community Room**  
**70 Ruby Road, Willington, CT 06279**

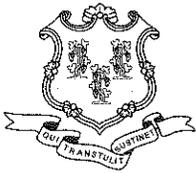
I am enclosing a copy of our hearing notice for your convenience. If you have any questions concerning this matter, please call me.

Very truly yours,

Lisa A. Fontaine  
Fiscal Administrative Officer

laf

Enclosure



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June 9, 2011

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

RE: **DOCKET NO. 418** - New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located off Tolland Turnpike or off Old South Willington Road, Willington, Connecticut.

Dear Ms. Girolomo:

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

**Tuesday, July 12, 2011**  
**3:00 p.m. to 5:00 p.m./7:00 p.m. to conclusion**  
**Willington Public Library Community Room**  
**70 Ruby Road, Willington, CT 06279**

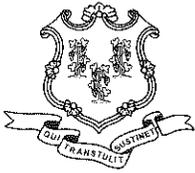
The Council will require delivery of the complete transcript, an original and one copy, within one week of the hearing. I am enclosing a copy of the application filing and our hearing notice for your convenience. If you have any questions concerning this matter, please call me.

Very truly yours,

Lisa A. Fontaine  
Fiscal Administrative Officer

laf

Enclosure (2)



STATE OF CONNECTICUT  
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June 9, 2011

TO: Classified/Legal Supervisor  
**418110712**  
Journal Inquirer (Daily)  
306 Progress Drive, P.O. Box 510  
Manchester, CT 06045-0510

FROM: Lisa A. Fontaine, Fiscal Administrative Officer

RE: **DOCKET NO. 418** - New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located off Tolland Turnpike or off Old South Willington Road, Willington, Connecticut.

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Please publish the attached legal notice for one day on the first day possible (Saturday) from receipt of this notice.

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)