

CITY OF BRIDGEPORT
OFFICE OF THE CITY ATTORNEY

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Bridgeport, Connecticut 06604-4328

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Arthur C. Laske III
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Stephen J. Sedensky, Jr.

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Salvatore C. DePiano

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John H. Barton
Melanie J. Howland
Russell D. Lisk
Barbara Brazzel-Mas
John R. Mitola
Ronald J. Pacachia
Lisa R. Trachtenburg



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SITING COUNCIL

LEGAL ADMINISTRATOR
Kathleen Pacacha

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FACSIMILE TRANSMITTAL SHEET

TO: <i>Deed Helms</i>	DATE: <i>11/16/05</i>
FROM: <i>M Hamilton</i>	FAX#: <i>860-827-2950</i>
RE: <i>List of Tel Comm & Res in BDV</i>	
TOTAL NUMBER OF PAGES INCLUDING COVER SHEET: <i>(4)</i>	
MESSAGE: <i>Thanks for waiting!!!</i>	

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OPERATOR: _____

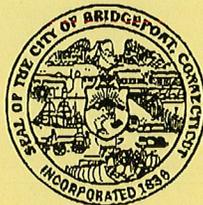
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Via Facsimile, Electronic mail, and Overnight mail

November 16, 2005

Derek S. Phelps, Executive Director
Connecticut Siting Council
10 Franklin Square
New Britain, Connecticut 06051

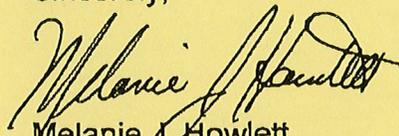
Re: Telecommunication Sites in the City of Bridgeport

Dear Mr. Phelps:

Enclosed please find the list of telecommunications sites within the City of Bridgeport, both rooftop and tower/pole locations. For each site we have listed the telecommunications provider which was granted permission to place antennas and equipment at that location, and the number of antennas installed, except for one carrier for which said information no longer appears to be in our files.

If there is any other information you require, please do not hesitate to contact me.

Sincerely,


Melanie J. Howlett
Associate City Attorney

Enc.

Cc: William Shaw, Clerk Planning & Zoning Commission
Barbara Brazzel-Massarò, Associate City Attorney

TELECOMMUNICATION FACILITY SITES IN THE CITY OF BRIDGEPORT

9 Antennas	803 East Washington Ave.	T-Mobile (was Omnipoint)
9 Antennas	2875 Main St.	T-Mobile (was Omnipoint)
9 Antennas	3885 Main St.	T-Mobile (was Omnipoint)
9 Antennas	1757 East Main St.	T-Mobile (was Omnipoint)
9 Antennas Approved – But not in Use-Cingular; 9 Antennas-T-Mobile	1069 Connecticut Ave- Monopole	Cingular Wireless; T-Mobile
9 Antennas	568 Newfield Ave.	T-Mobile (was Omnipoint)
9 Antennas-T-Mobile; 9 Antennas-Cingular; 6 Antennas- Sprint	3200 Park Ave-Rooftop	T-Mobile (was Omnipoint); Cingular (was AT&T Wireless); Sprint Spectrum
6 Antennas	126 Park Ave-Rooftop (also known as 301 University Ave)	Sprint Spectrum
9 Antennas	80 Cartwright St.	T-Mobile (was Omnipoint)
12 Antennas –Verizon 9 Antennas-Cingular	120 Huntington Tpk.	Verizon Wireless; Cingular Wireless
9 Antennas	2102 Main St-Steeple	T-Mobile (was Omnipoint)
9 Antennas	280 Oxbrook Ave- CL&P Tower	T-Mobile (was Omnipoint)
9 Antennas Removed	889 Barnum Ave-Rooftop	Cingular (was AT & T Wireless)
9 Antennas	955 Main St.-Rooftop	Cingular (was AT & T Wireless); Sprint Spectrum
9 Antennas	115 Washington Ave -Rooftop	T-Mobile (was Voicestream)
12 Antennas-Verizon; 12 Antennas-Nextell-Approved 2001 by Siting Council but not City P&Z; refiled 2005/Pending @ Siting Council– City approval not needed; 9 Antennas-T-Mobile; Approved – not installed-MetriCom	623 Pine St.- Paging Tower	Verizon Wireless; Nextell Communications; T-Mobile (was VoiceStream); and MetriCom
2 Antennas	585 Norman St.-Rooftop	XM Satellite Radio
9 Antennas-T-Mobile; 6 Antennas –Sprint	1491 Central Ave-Rooftop	T-Mobile (was Voicestream); Sprint Spectrum
9 Antennas – T-Mobile; 9 Antennas approved 2005 - Not yet Installed-Cingular; No info re Antennas-SNET Cellular.	2625 Park Ave- Rooftop	T-Mobile (was Omnipoint) and Cingular Wireless; SNET Cellular
9 Antennas – T-Mobile; 9 Antennas – Cingular; 4 Antennas – Nextell; Approved-not installed-Northcoast	1069 Connecticut Ave-Tower	T-Mobile (was Omnipoint); Cingular (was AT&T Wireless); Nextell Communications; and Northcoast Communications

TELECOMMUNICATION FACILITY SITES IN THE CITY OF BRIDGEPORT

9 Antennas- Cingular; 6 Antennas – Sprint; 4 Antennas- Nextell; Approved-not installed-Northcoast	370 North Ave-side of water tank	Cingular (was A T & T Wireless); Sprint Spectrum; Nextell Communications; and Northcoast Communications
9 Antennas – T-Mobile 9 Antennas Approved Not Installed- Cingular 6 Antennas – Nextell - Application Pending @ Siting Council	1875 Noble Ave-Flag Pole	T-Mobile (was Omnipoint); Cingular (was AT&T Wireless); and Nextell Communications
9 Antennas-T-Mobile; 9 Antennas-Cingular; Approved-not installed-Northcoast	3200 Park Ave-Rooftop	T-Mobile (was Omnipoint); Cingular (was A T & T Wireless); Northcoast Communications
9 Antennas	38 Kaechele Place-Rooftop	Cingular (was A T & T Wireless)
9 Antennas – (2 Approvals; 2 nd approval to replace original antennas)-T-Mobile; 9 Antennas-Cingular; 4 Antennas-Nextell; 3 Antennas-Marcus; Approved-not installed-Northcoast	1000 Trumbull Ave (also known as 1330 Chopsey Hill Rd)- Tower.	T-Mobile (was Voicestream); Cingular (was A T & T Wireless); Nextell Communications; Marcus Communications LLC; and Northcoast Communications
12 Antennas-Cingular; 6 Antennas – Sprint; Approved-not installed-Northcoast	2370 North Ave-Rooftop	Cingular (was A T & T Wireless); Sprint Spectrum; Northcoast Communications
4 Antennas-Nextell	2400 North Ave-Rooftop	Nextell Communications
12 Antennas-Cingular	914 Artic Street-Rooftop	Cingular Wireless
9 Antennas-Cingular	430 John Street-7 th Floor-side of building	Cingular Wireless
Approved – Not yet Installed-Sprint	1 Lincoln Blvd (Central HS, Kennedy Stadium)-Light Pole	Sprint Spectrum
4 Antennas-Nextell	10 Whiting Street-Rooftop	Nextell Communications

ROBINSON & COLE LLP

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Kenneth C. Baldwin
860-275-8345
kbaldwin@rc.com

April 30, 2001

Via Facsimile

Robert L. Marconi
Assistant Attorney General
Attorney General's Office
State of Connecticut
10 Franklin Square
New Britain, CT 06051

**Re: City of Bridgeport - Existing Telecommunications Tower Located at 623 Pine Street,
Bridgeport, Connecticut**

Dear Bob:

Thank you for taking the time to talk with me last week regarding our problems in Bridgeport. As you requested, I have attached two letters from Assistant City Attorney Melanie Howlett. The first letter, dated August 30, 2000, was written to the Council in response to the Verizon Wireless and VoiceStream Wireless tower share petitions. Both petitions were approved by the Council. A similar petition was filed by Metricom Incorporated and was also approved by the Council. The second letter from Attorney Howlett dated April 11, 2001, is in response to a more recent Nextel Communications, Inc. filing for shared use of the same tower.

As we discussed and as you know, Verizon Wireless disagrees with Attorney Howlett's position that the Council does not have exclusive jurisdiction over the shared use of the existing tower. Notwithstanding that position, Verizon Wireless filed a local Site Plan Application to appease the City. Much to our chagrin, the application for a simple co-location approval was denied. The only reason given by the Planning and Zoning Commission for denying the application was that information regarding the tower's capability to support the proposed antennas (structural analysis) was inconsistent with the site plan proposal.

Verizon Wireless intends to appeal this decision in U.S. District Court. Our claims will likely include a number of State administrative law claims as well as claims under the Federal Telecommunications Act of 1996. In addition, we are filing a request for reconsideration with the City Planning and Zoning Commission. We intend to provide the Commission with an updated structural analysis verifying that the tower is capable of supporting the existing

ROBINSON & COLE LLP

Robert L. Marconi
April 30, 2001
Page 2

antennas, and the proposed Verizon Wireless, Metricom, VoiceStream and Nextel antenna. The Planning and Zoning Commission will not consider this request until their meeting of May 29, 2001.

We would welcome the participation of the Attorney General's Office, most importantly on the issue of the Siting Council's jurisdiction. I will speak with you again shortly to discuss how the Attorney General's Office could become involved in the case. I appreciate your time and consideration.

Sincerely,



Kenneth C. Baldwin

KCB/kmd

Attachment

cc: Sandy M. Carter
J. Brendan Sharkey, Esq.
David I. Bass, Esq.
Joel M. Rinebold

AUG. 30. 2000

6:55PM

CITY ATTORNEY

NO. 488

P.2

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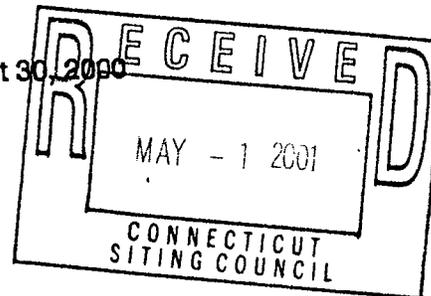
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LEGAL ADMINISTRATOR

Kathleen Pacacha

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August 30, 2000



Via Facsimile and Overnight Mail

Joel M. Rinebold, Executive Director
Connecticut Siting Council
10 Franklin Square
New Britain, Connecticut 06051

Re: Petition No. TS-VOICESTREAM-015-000808 – VoiceStream Wireless request for an order to approve tower sharing at an existing telecommunications tower at 623 Pine Street, Bridgeport, Connecticut

Petition No. TS-BAM -015-000807 – Cellco Partnership d/b/a Verizon Wireless request for an Order to approve tower sharing at an existing telecommunications tower located at 623 Pine Street, Bridgeport, Connecticut

Dear Mr. Rinebold:

I am in receipt on August 22, 2000, of your letter dated August 21, 2000, and the Notice of Meeting Agenda for August 31, 2000, regarding the applications noted above ("Petitions") as filed by VoiceStream Wireless, formerly known as Omnipoint Communications, Inc., and Verizon Wireless, formerly known as Bell Atlantic Mobile ("Petitioner") together the ("Petitioners"); to install antennas and equipment at an existing tower located at 623 Pine Street, Bridgeport, Connecticut ("Tower"). The Petitioners have forwarded a copy of their respective Petitions to the City of Bridgeport ("City") and they was received in my office on August 11, 2000, and August 24, 2000, respectively. Please enter my appearance in these matters on behalf of the City.

The City has reviewed the Petitions and finds that we have the following objections and conditions to their approval, as set forth below.

- The Site Plan for the Tower was approved by the City's Planning & Zoning Commission on September 28, 1998, limited to the installation of certain equipment as set forth in that application, and further discussed below. The City has continuing jurisdiction over the activities at this location.
- The Tower is not an existing telecommunications tower, and may or may not be a facility that is being used for transmitting and receiving signals in the electromagnetic spectrum pursuant to a Federal Communications ("FCC") license, in accordance with Section 16-50aa(b) of the General Statutes of Connecticut.

- The Petitions should clearly state that the equipment on the existing tower used by the unnamed "Radio Communications Company" transmits and receives signals in the electromagnetic spectrum. The City believes that the paging equipment and/or television transmitter used by this "Company" may not meet this definition. Since the Petitions are silent on this issue, the City is just not sure. If this is not the case, the Siting Council does not have jurisdiction over this matter, pursuant to Section 16-50aa of the General Statutes of Connecticut, and then one of the Petitioners must first obtain approval from the City Planning & Zoning Commission to place its antennas and equipment on and/or at the Tower. Once such an application has been approved, and the antennas and equipment has been installed, your Agency would have jurisdiction to review and approve additional requests for tower sharing from other telecommunication providers (including the other Petition under review by your Agency if that entity chooses not to return to the Planning & Zoning Commission at this time.
- The Petitions do not include a copy of the license issued by the FCC to the unnamed radio communications company that owns the Tower (Paging Associates) as required by Section 16-50aa(c)(1) of the General Statutes of Connecticut, and, therefore, the Petition, as filed, is incomplete. The City objects to the review of an incomplete application.
- The Petitions do not include the completed form executed by the owner of the Tower which indicates that the owner is in agreement with the proposed shared use of the facility, as required by Section 16-50aa(c)(1) of the General Statutes of Connecticut, and, therefore, the Petition, as filed, is incomplete. The City objects to the review of an incomplete application.
- The Petitions do not indicate why the antennas and equipment are needed at this time. Generally, there are two reasons for such requests: to eliminate a dead zone in coverage to serve existing customers, or to increase capacity for anticipated new customers. The City, upon the submission of the proper engineering data indicating how this location will eliminate the dead zone, does not object to the approval of a completed petition on those grounds, if that petition is properly before your Agency as discussed above. However, the City also believes that requests for tower sharing to address future capacity require an intense review to insure that the "need" is current or imminent, and is confined to this municipal area. The City finds it difficult to believe that Verizon Wireless has a current need of twelve (12) antennas to serve customers in the Bridgeport area. The City objects to the approval of these Petitions until this information has been verified by your Agency.
- The prior Site Plan approved by the Planning and Zoning Commission did not consider the safety and environmental impact of additional antennas on this Tower because, at that time, there was insufficient information provided regarding the nature of any such future requests for additional equipment at this site. It was anticipated that such a review would occur during future applications to amend the Site Plan. The approval of the use of this site by the Planning & Zoning Commission was specifically limited to the installation of equipment on the Site Plan that belongs to the current owner. (See attached letter from my office dated May 1, 2000, to the Attorney for Paging Associates.) The City requests a clarification as to whether or not the chart that appears on page 9 of the Petition filed by Verizon Wireless indicates the total combined electromagnetic radiation levels for all the antennas requested by both Petitioners and the existing equipment currently located on the Tower.
- The location at 623 Pine Street requires an amendment to the Site Plan previously approved by the Planning and Zoning Commission of the City of Bridgeport in order to modify the Tower base for the installation by multiple users of equipment that is necessary to power the antennas. See attached Decision and Exhibit filed by Paging Associates in the Site Plan Application to the P&Z Commission. Additional fencing may be required at this location if the application for approval of an Amended Site Plan indicates the proposed installation of additional antennas on the Tower described in this Petition.

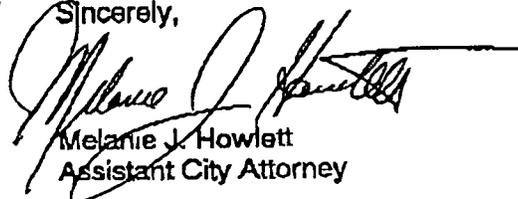
- The permit for air emissions for the back-up generator falls under the jurisdiction of the State Department of Environmental Protection as well as the City's Planning & Zoning Commission. The City does not believe that the Siting Council can approve the Verizon Wireless Petition without requiring that Petitioner to obtain proper State and Local permits and approvals before installation.
- The City objects to the issuance of an approval in any name that does not mirror the name that appears on the wireless telecommunications license issued by the FCC and will only issue building permits to a FCC license holder that obtains approval from your Agency. Accordingly, we request that your Agency require the submission of written verification that Omnipoint's FCC license has been transferred to VoiceStream and that such a transfer has been approved by that Federal Agency.
- The approval of this Petition, if granted, should not be issued to the unnamed radio communications company but in the name of the appropriate wireless communications company.
- If and when the Petitions have been properly filed, the City's Planning & Zoning Commission and the Siting Council have overlapping jurisdiction over these matters.
- The issuance of a building permit is required and will be conditioned upon the Petitioner obtaining and maintaining a performance bond for the future removal of its equipment, if it remains out of service for a period of six (6) months, in an amount to be determined by the Office of the City Attorney based on estimated installation and removal costs to be prepared by the Petitioner.

The City respectfully requests that the review of these Petitions be continued until a future Agenda, without prejudice, for the reasons set forth above. In addition, if completed Petitions are submitted to the Siting Council, the City reserves the right to submit additional comments on these matters.

Finally, the City requests that any approval granted of these Petitions by this Agency specifically state that the Petitioners and or the site must obtain all local permits/approvals prior to the installation of additional telecommunications equipment on the Tower at this site.

If you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,



Melanie J. Howlett
Assistant City Attorney

Enc.

Cc: William Shaw - Bridgeport Clerk Planning & Zoning Commission
Brendan Sharkey, Attorney for VoiceStream
Sandy M. Carter, Manager Regulatory, Verizon Wireless
Ken Baldwin, Robinson & Cole for Verizon Wireless

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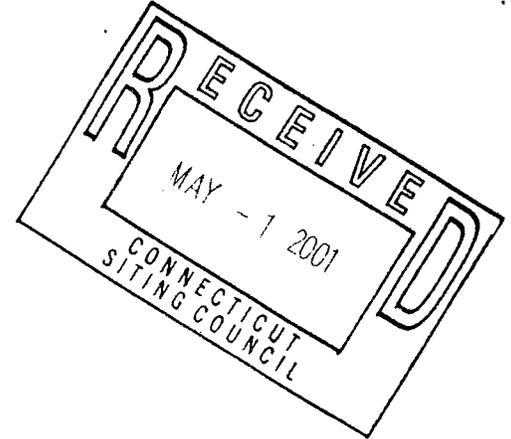
LEGAL ADMINISTRATOR
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April 11, 2001

Via Facsimile and Overnight Mail

Joel M. Rinebold, Executive Director
Connecticut Siting Council
10 Franklin Square
New Britain, Connecticut 06051



Re: Petition No. TS-NEXTELL-015-010327 – Nextell Communications, Inc.
Notice of Intent to Modify an Existing Telecommunications facility located
at 623 Pine Street, Bridgeport, CT

Dear Mr. Rinebold:

I am in receipt on March 30, 2001, of your letter dated March 29, 2001, and on April 6, 2001, of the Notice of Meeting Agenda for April 12, 2001, regarding the application noted above ("Petition") filed by Nextel Communications, Inc. ("Nextell"), to modify an existing telecommunications facility located at 623 Pine Street, Bridgeport, Connecticut ("Tower"). Please enter my appearance in this matter on behalf of the City of Bridgeport ("City").

The City has reviewed the Petition and finds that we have the following objections and conditions to its approval, as set forth below.

- The Site Plan for the Tower was approved by the City's Planning & Zoning Commission on September 28, 1998, limited to the installation of certain equipment as set forth in that application, and further discussed below. The City has continuing jurisdiction over the activities at this location.

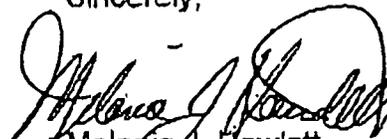
- The prior Site Plan approved for the property owners of 923 Pine Street by the Planning and Zoning Commission did not consider the safety and environmental impact of additional antennas on this Tower because, at that time, there was insufficient information provided regarding the nature of any such future requests for additional equipment at this site. It was anticipated that such a review would occur during future applications to amend the Site Plan. The approval of the use of this site by the Planning & Zoning Commission was specifically limited to the installation of equipment on the Site Plan that belongs to the current owner. (See comments of the City dated August 30, 2000, filed in Siting Council Petition No. TS-VOICESTREAM-015-000808 – VoiceStream Wireless request for an order to approve tower sharing at an existing telecommunications tower at 623 Pine Street, Bridgeport, Connecticut, and Petition No. TS-BAM –015-000807 – Cellco Partnership d/b/a Verizon Wireless request for an Order to approve tower sharing at an existing telecommunications tower located at 623 Pine Street, Bridgeport, Connecticut.)
- The Tower is not an existing telecommunications tower, since the owners of the property at location failed to file an amended Site Plan application with the City Planning and Zoning Commission and a Cease and Desist Order was issued by the Commission regarding 923 Pine Street on November 7, 2000. Applications filed by Cellco Partnership d/b/a Verizon Wireless and Voice Stream Wireless on behalf of the property owners are currently pending before the Planning & Zoning Commission. This office anticipates that decisions on both these applications will be issued on April 23, 2001.
- The location at 623 Pine Street requires an amendment to the original Site Plan previously approved by the Planning and Zoning Commission by the property owners in order to modify the Tower base for the installation by multiple users of equipment that is necessary to power the antennas, in addition to any expanded use of the Tower itself, by Nextell. Additional fencing may be required at this location if the application for approval of an Amended Site Plan indicates the proposed installation of additional antennas on the Tower described in this Petition.
- The data supplied by Nextell in this Petition regarding the total radio frequency power density levels and/or electromagnetic radiation levels at 923 Pine Street does not include the proposed installations of MetriCom, Inc., a FCC license holder which has also filed an amended Site Plan application with the Planning and Zoning Commission on behalf of the property owners of 923 Pine Street. That application is also scheduled for a decision by the City's Planning & Zoning Commission on April 23, 2001.

- The Petition by Nextell does not indicate why the antennas and equipment are needed at this time. Generally, there are two reasons for such requests: to eliminate a dead zone in coverage to serve existing customers, or to increase capacity for anticipated new customers. The City, upon the submission of the proper engineering data indicating how this location will eliminate the dead zone, does not object to the approval of a completed petition on those grounds, if that petition is properly before your Agency as discussed above. However, the City also believes that requests for tower sharing to address future capacity require an intense review to insure that the "need" is current or imminent, and is confined to this municipal area. The City finds it difficult to believe that Nextell has a current need of twelve (12) antennas to serve customers in the Bridgeport area. The City objects to the approval of this Petition until this information has been verified by your Agency.
- If and when this Petitions has been properly filed, the City's Planning & Zoning Commission and the Siting Council have overlapping jurisdiction over these matters.
- The issuance of a building permit is required and will be conditioned upon the Petitioner obtaining and maintaining a performance bond for the future removal of its equipment, if it remains out of service for a period of six (6) months, in an amount to be determined by the Office of the City Attorney based on estimated installation and removal costs to be prepared by the Petitioner.

Finally, the City requests that any approval granted for this Petition by this Agency specifically state that the Petitioner and or the site must obtain all local permits/approvals prior to the installation of additional telecommunications equipment on the Tower at this site.

If you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,



Melanie J. Howlett
Assistant City Attorney

Cc: William Shaw - Bridgeport Clerk Planning & Zoning Commission
Ronald C. Clark - Manager of Real Estate Operations, Nextell Communications



STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

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Web Site: www.state.ct.us/csc/index.htm



April 16, 2001

Ronald C. Clark
 Manager, Real Estate Operations
 Nextel Communications
 100 Corporate Park
 Rocky Hill, CT 06067

RE: **EM-NEXTEL-015-010327** - Nextel Communications, Inc. notice of intent to modify an existing telecommunications facility located at 623 Pine Street, Bridgeport, Connecticut.

Dear Mr. Clark:

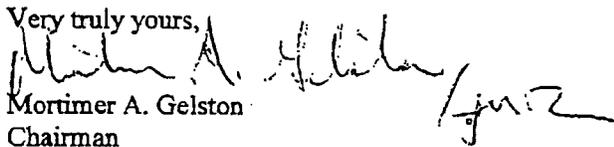
At a public meeting held on April 12, 2001, the Connecticut Siting Council (Council) acknowledged your notice to modify this existing telecommunications facility, pursuant to Section 16-50j-73 of the Regulations of Connecticut State Agencies.

The proposed modifications are to be implemented as specified here and in your notice dated March 27, 2001. The modifications are in compliance with the exception criteria in Section 16-50j-72 (b) of the Regulations of Connecticut State Agencies as changes to an existing facility site that would not increase tower height, extend the boundaries of the tower site, increase noise levels at the tower site boundary by six decibels, and increase the total radio frequencies electromagnetic radiation power density measured at the tower site boundary to or above the standard adopted by the State Department of Environmental Protection pursuant to General Statutes § 22a-162. This facility has also been carefully modeled to ensure that radio frequency emissions are conservatively below State and federal standards applicable to the frequencies now used on this tower.

Although the City of Bridgeport may require the issuance of a Building Permit, this decision for the modification and use of this facility is under the exclusive jurisdiction of the Council. Any additional change to this facility will require explicit notice to this agency pursuant to Regulations of Connecticut State Agencies Section 16-50j-73. Such notice shall include all relevant information regarding the proposed change with cumulative worst-case modeling of radio frequency exposure at the closest point of uncontrolled access to the tower base, consistent with Federal Communications Commission, Office of Engineering and Technology, Bulletin 65. Any deviation from this format may result in the Council implementing enforcement proceedings pursuant to General Statutes § 16-50u including, without limitation, imposition of expenses resulting from such failure and of civil penalties in an amount not less than one thousand dollars per day for each day of construction or operation in material violation.

Thank you for your attention and cooperation.

Very truly yours,


 Mortimer A. Gelston
 Chairman

MAG/RKE/laf

- c: Honorable Joseph P. Ganim, Mayor, City of Bridgeport
- Michael P. Nidoh, City Planner, City of Bridgeport
- Melanie J. Howlett, Assistant City Attorney, City of Bridgeport
- Robert Knapp, Radio Communications Corp.
- Stephen J. Humes, Esq., LeBoeuf, Lamb, Greene & MacRae
- Sandy M. Carter, Verizon Wireless
- David I. Bass, Esq., Rubenstein & Green, LLC



STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

Ten Franklin Square
New Britain, Connecticut 06051
Phone: (860) 827-2935
Fax: (860) 827-2950

September 5, 2000

J. Brendan Sharkey, Esq.
VoiceStream Wireless Corporation
100 Filley Street
Bloomfield, CT 06002

RE: TS-VOICESTREAM-015-000808 - VoiceStream Wireless request for an order to approve tower sharing at an existing telecommunications tower located at 623 Pine Street, Bridgeport, Connecticut.

Dear Attorney Sharkey:

At a public meeting held August 31, 2000, the Connecticut Siting Council (Council) ruled that the shared use of this existing tower site is technically, legally, environmentally, and economically feasible and meets public safety concerns, and therefore, in compliance with General Statutes § 16-50aa, the Council has ordered the shared use of this facility to avoid the unnecessary proliferation of tower structures, subject to the issuance of a Building Permit and notification to the Tax Commissioner of the City of Bridgeport, Connecticut. This facility has also been carefully modeled to ensure that cumulative radio frequency emissions are conservatively below State and federal standards applicable to the frequencies now used on this tower.

This decision is under the exclusive jurisdiction of the Council. Any additional change to this facility may require an explicit request to this agency pursuant to General Statutes § 16-50aa or notice pursuant to Regulations of Connecticut State Agencies Section 16-50j-73, as applicable. Such request or notice shall include all relevant information regarding the proposed change with cumulative worst-case modeling of radio frequency exposure at the closest point uncontrolled access to the tower base, consistent with Federal Communications Commission, Office of Engineering and Technology, Bulletin 65. Any deviation from this format may result in the Council implementing enforcement proceedings pursuant to General Statutes § 16-50u including, without limitation, imposition of expenses resulting from such failure and of civil penalties in an amount not less than one thousand dollars per day for each day of construction or operation in material violation.

This decision applies only to this request for tower sharing and is not applicable to any other request or construction.

The proposed shared use is to be implemented as specified in your letter dated August 6, 2000, and additional information dated August 31, 2000.

Thank you for your attention and cooperation.

Very truly yours,


Mortimer A. Gelston
Chairman

MAG/RKE/laf

- c: Honorable Joseph P. Ganim, Mayor, City of Bridgeport
Mark T. Anastasi, City Attorney, City of Bridgeport
John D. Guman, Jr., Deputy City Attorney, City of Bridgeport
Melanie J. Howlett, Assistant City Attorney, City of Bridgeport
Sandy M. Carter, Verizon Wireless

ROBINSON & COLE LLP

HARTFORD • STAMFORD • GREENWICH • NEW YORK • BOSTON

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Kenneth C. Baldwin
860-275-8345
Internet: kbaldwin@rc.com

August 31, 2000

Via Facsimile

Joel M. Rinebold, Executive Director
Connecticut Siting Council
10 Franklin Square
New Britain, CT 06051

RECEIVED
AUG 31 2000
CONNECTICUT
SITING COUNCIL

Re: TS-015-000807 – Cellco Partnership, d/b/a Verizon Wireless

Dear Mr. Rinebold:

I am writing in response to the August 30, 2000 letter from the City of Bridgeport regarding the Cellco Partnership tower share request for the existing tower facility at 623 Pine Street in Bridgeport. I offer the following comments in response.

1. The telecommunications tower at 623 Pine Street in Bridgeport is a "facility" as that term is defined in Section 16-50aa(b) of the General Statutes. Attached to this letter is a copy of the FCC Antenna Structure Registration for the Pine Street tower. This information includes the FCC License No. KUC 925 of Paging Associates, Inc., which currently owns and operates antennas mounted on the Pine Street tower. As you know from numerous previous filings, Cellco Partnership is licensed by the FCC to provide cellular radio service throughout the State of Connecticut.
2. Cellco has not proposed any changes to ground mounted structures or equipment at this site. Cellco's radio equipment will be located in the existing equipment shelter. The emergency generator proposed at the site would be located on the roof of the existing structure. Cellco is aware of its obligation to file a stationary source air bureau general permit with the Department of Environmental Protection and will take the appropriate steps to do so.
3. The Cellco filing includes authorization from the tower owner, Radio Communications Service Co. to apply for the necessary permits to share this tower in the form of a letter dated June 9, 2000 from Andrew Knapp, Lillian Knapp and Robert Knapp.

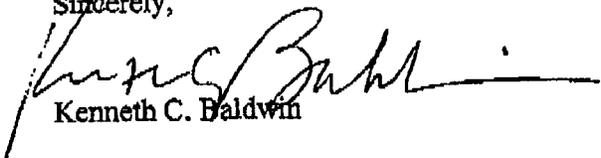
ROBINSON & COLE LLP

Joel M. Rinebold
August 30, 2000
Page 2

4. The worse case radio frequency power density calculations included in the tower share request take into consideration all existing and proposed carriers on the Pine Street tower. These combined radio frequency power density calculations fall well within the FCC standard as measured for mixed frequency sites.
5. If, following the Council's approval of its tower share request, Celco is required to file for additional permits or approval from the City's land use boards or commission's it will do so. The fact that these additional approvals may be required should not keep the Siting Council from acting on Celco's request at their meeting this afternoon.

Consistent with Section 16-50aa(a) of the General Statutes, we are confident that the Siting Council currently has all of the necessary information for it to make a finding that the proposed sharing of this tower is technically, legally, environmentally, and economically feasible. The sharing of this facility meets public safety concerns and avoids the unnecessary proliferation of towers in the Bridgeport area and is in the public interest. We, therefore, respectfully request the Council's approval the Celco Partnership tower share request.

Sincerely,



Kenneth C. Baldwin

KCB/jt

CC: Sandy Carter
Brendan Sharkey
Melanie J. Howlett

15929 ON XR/XL] 10:60 DRL 00/1E/80



UNITED STATES OF AMERICA
FEDERAL COMMUNICATIONS COMMISSION
ANTENNA STRUCTURE REGISTRATION



Owner: PAGING ASSOCIATES, INC.

PAGING ASSOCIATES, INC. 24 ROCKDALE ROAD WEST HAVEN, CT 06516	Registration Number: 1200872
	Issue Date: 07-30-1999
Location of Antenna Structure: 623 PINE STREET BRIDGEPORT, CT	Ground Elevation (AMSL): 4.6 meters
	Overall Height Above Ground (AGL): 84.4 meters
Latitude Longitude 41-9-58.3N 73-13-1.4W NAD83	Overall Height Above Mean Sea Level (AMSL): 89.0 meters
Painting and Lighting Requirements: FAA Chapters 4, 6, 13 Paint and Light in Accordance with FAA Circular Number 70/7460-1J	
Special Conditions:	

This registration is effective upon completion of the described antenna structure and notification to the Commission. **YOU MUST NOTIFY THE COMMISSION WITHIN 24 HOURS OF COMPLETION OF CONSTRUCTION OR CANCELLATION OF YOUR PROJECT.** Use FCC Form 854. To file electronically, connect to the antenna structure registration system by pointing your web browser to <http://www.fcc.gov/wtb/antenna>. Electronic filing is recommended. You may also file manually by submitting a paper copy of FCC Form 854. Use purpose code "NT" for notification of completion of construction; use purpose code "CA" to cancel your registration.

The Antenna Structure Registration is not an authorization to construct radio facilities or transmit radio signals. It is necessary that all radio equipment on this structure be covered by a valid FCC license or construction permit.

You must immediately provide a copy of this Registration to all tenant licensees and permittees sited on the structure described on this Registration (although not required, you may want to use Certified Mail to obtain proof of receipt), and display your Registration Number at the site. See reverse for important information about the Commission's Antenna Structure Registration rules.

87
FCC 854R
July 1999

[9826 ON YR/XL] 10:50 DEL 09/16/80

Tower Sites
(Available July 1999)

SITE NAME: Radio Communications (Bridgeport)

Ground Elevation: 25'

N. LAT.: 41-09-58

W. LONG: 73-13-03

Address/Location: 623 Pine Street
City: Bridgeport
County: Fairfield
State: CT

Existing Licensee on Structure: Paging Associates, Inc.
-Call Sign Name....: KUC 925
-Radio Service.....: DPLMRS

Structure Type.....: Tower
Structure Height.....: 250'
Overall Height.....: 277'
(including all antennas)

FAA Study Number: 91-ANE-122-OE
-Name Filed Under...: Paging Associates, Inc.
-FAA Regional Office: New England Region
-Dated Filed.....: 04/26/91

Name of Nearest Aircraft Landing Area: Sikorsky Airport
-Distance to " " : 4.4 miles
-Direction to " " : East

SITE MANAGER/Tel. No. (if applicable):

Bob Knapp 203-933-2432
600-343-9333

FAX: 203-933-2259

Site Manager Address : Radio Communications
24 Rockdale Road
West Haven, CT 06516



100 Filley Street, Bloomfield, CT 06002
(860) 692-7154 phone
(860) 692-7159 fax

31 August, 2000

Melanie Howlett, Esq.
Assistant City Attorney
City of Bridgeport
999 Broad Street
Bridgeport, CT 06604

RECEIVED
AUG 31 2000
CONNECTICUT
SITING COUNCIL

RE: Petition No. TS-VOICESTREAM-015-00808

Dear Attorney Howlett:

I am in receipt of your August 30, 2000 letter to the Joel Rinebold at the Connecticut Siting Council regarding the above-referenced tower sharing application. As you know, you and I discussed your concerns with this application last Monday night when VoiceStream appeared before the Bridgeport Planning and Zoning Commission on an unrelated matter. You were kind enough to provide me with advance notice of your concerns, and after reading your letter to Mr. Rinebold, I would offer the following in responses:

1. There is no question that the tower at 623 Pine Street falls under the definition of "facility" as found in C.G.S. §16-50aa. Furthermore, and with all due respect, I believe that your question over the Siting Council's jurisdiction over VoiceStream's application is more properly the concern of the Siting Council and not the City of Bridgeport. Therefore, on these points, VoiceStream will defer to the decision of the Siting Council as to their proper jurisdiction.
2. Similarly, the other technical issues that you raise in your letter, such as evidence of Omnipoint's/VoiceStream's FCC license and the use of a specific application form, are also the subject of the Siting Council's scope of review.
3. On the issue of "need," as we discussed, there is no logical reason why any carrier would propose an installation of antennas where no need exists. In this case, VoiceStream is seeking to replace an existing antenna site located on a billboard near Interstate 95 to increase VoiceStream's capacity and coverage of the area. With so much area yet to be covered in the State of Connecticut pursuant to our FCC license, I can assure you VoiceStream has neither the time nor the funding to construct sites that will not satisfy an immediate and compelling need in our system.

M. Howlett, Esq.
8/31/00
Page 2

- 4. As to the city's review of the equipment compound, I believe that further review by the city is a function of what was approved at the time of the original tower approval, and obviously our application for a building permit will provide the city with the opportunity to determine whether our equipment cabinet satisfies that approval. Nevertheless, if you wish to have the Commission review a revised site plan that includes our equipment, we will be happy to do so.

In closing, and on a personal note, I believe that Omnipoint/VoiceStream has demonstrated its *bona fides* to the city in all of its existing and proposed antenna locations. In many cases, we have waited several months for the opportunity to have our sites presented to the Commission for review, in part because you have been working with your Commission to help them understand the complexities of the telecommunication carriers' needs. I believe that you and I have established a solid working relationship as part of this effort.

In this case, I would only express to you my feeling from working with you that this application to the Siting Council is precisely the type of installation that you and the city are encouraging the carriers to build. It is an existing tower that requires no new construction and minimal ground work. It increases our ability to provide our service to customers living and working in Bridgeport without imposing new and unsightly structures on its residents. In short, it does not appear that three pages of detailed objections to our application is consistent with what we both are seeking to achieve. VoiceStream wants to continue working with you toward accomplishing our mutual goals, and we hope that we can have reciprocal cooperation from the city in these efforts.

In the meantime, please feel free to contact me if you have any questions.

Sincerely,



J. Brendan Sharkey, Esq.
for VoiceStream Wireless Corp.

- cc: Joel Rinebold, CT Siting Council
- Ken Baldwin, Esq.
- Sandy Carter, Verizon Wireless
- William Shaw, Bridgeport Clerk Planning and Zoning Commission

CITY OF BRIDGEPORT
OFFICE OF THE CITY ATTORNEY

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Stephen J. Sedensky, Jr.

LEGAL ADMINISTRATOR
Kathleen Pacacha

Telephone (203) 576-7647
Facsimile (203) 576-8252

August 30, 2000

RECEIVED

AUG 31 2000

CONNECTICUT
SITING COUNCIL

Via Facsimile and Overnight Mail

Joel M. Rinebold, Executive Director
Connecticut Siting Council
10 Franklin Square
New Britain, Connecticut 06051

Re: Petition No. TS-VOICESTREAM-015-000808 – VoiceStream Wireless request for an order to approve tower sharing at an existing telecommunications tower at 623 Pine Street, Bridgeport, Connecticut

Petition No. TS-BAM –015-000807 – Cellco Partnership d/b/a Verizon Wireless request for an Order to approve tower sharing at an existing telecommunications tower located at 623 Pine Street, Bridgeport, Connecticut

Dear Mr. Rinebold:

I am in receipt on August 22, 2000, of your letter dated August 21, 2000, and the Notice of Meeting Agenda for August 31, 2000, regarding the applications noted above ("Petitions") as filed by VoiceStream Wireless, formerly known as Omnipoint Communications, Inc., and Verizon Wireless, formerly known as Bell Atlantic Mobile ("Petitioner") together the ("Petitioners"), to install antennas and equipment at an existing tower located at 623 Pine Street, Bridgeport, Connecticut ("Tower"). The Petitioners have forwarded a copy of their respective Petitions to the City of Bridgeport ("City") and they was received in my office on August 11, 2000, and August 24, 2000, respectively. Please enter my appearance in these matters on behalf of the City.

The City has reviewed the Petitions and finds that we have the following objections and conditions to their approval, as set forth below.

- The Site Plan for the Tower was approved by the City's Planning & Zoning Commission on September 28, 1998, limited to the installation of certain equipment as set forth in that application, and further discussed below. The City has continuing jurisdiction over the activities at this location.
- The Tower is not an existing telecommunications tower, and may or may not be a facility that is being used for transmitting and receiving signals in the electromagnetic spectrum pursuant to a Federal Communications ("FCC") license, in accordance with Section 16-50aa(b) of the General Statutes of Connecticut.

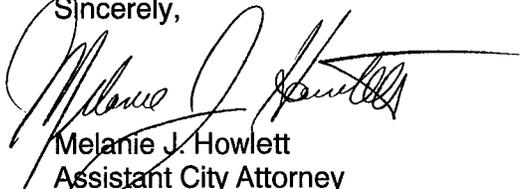
- The Petitions should clearly state that the equipment on the existing tower used by the unnamed "Radio Communications Company" transmits and receives signals in the electromagnetic spectrum. The City believes that the paging equipment and/or television transmitter used by this "Company" may not meet this definition. Since the Petitions are silent on this issue, the City is just not sure. If this is not the case, the Siting Council does not have jurisdiction over this matter, pursuant to Section 16-50aa of the General Statutes of Connecticut, and then one of the Petitioners must first obtain approval from the City Planning & Zoning Commission to place its antennas and equipment on and/or at the Tower. Once such an application has been approved, and the antennas and equipment has been installed, your Agency would have jurisdiction to review and approve additional requests for tower sharing from other telecommunication providers (including the other Petition under review by your Agency if that entity chooses not to return to the Planning & Zoning Commission at this time.
- The Petitions do not include a copy of the license issued by the FCC to the unnamed radio communications company that owns the Tower (Paging Associates) as required by Section 16-50aa(c)(1) of the General Statutes of Connecticut, and, therefore, the Petition, as filed, is incomplete. The City objects to the review of an incomplete application.
- The Petitions do not include the completed form executed by the owner of the Tower which indicates that the owner is in agreement with the proposed shared use of the facility, as required by Section 16-50aa(c)(1) of the General Statutes of Connecticut, and, therefore, the Petition, as filed, is incomplete. The City objects to the review of an incomplete application.
- The Petitions do not indicate why the antennas and equipment are needed at this time. Generally, there are two reasons for such requests: to eliminate a dead zone in coverage to serve existing customers, or to increase capacity for anticipated new customers. The City, upon the submission of the proper engineering data indicating how this location will eliminate the dead zone, does not object to the approval of a completed petition on those grounds, if that petition is properly before your Agency as discussed above. However, the City also believes that requests for tower sharing to address future capacity require an intense review to insure that the "need" is current or imminent, and is confined to this municipal area. The City finds it difficult to believe that Verizon Wireless has a current need of twelve (12) antennas to serve customers in the Bridgeport area. The City objects to the approval of these Petitions until this information has been verified by your Agency.
- The prior Site Plan approved by the Planning and Zoning Commission did not consider the safety and environmental impact of additional antennas on this Tower because, at that time, there was insufficient information provided regarding the nature of any such future requests for additional equipment at this site. It was anticipated that such a review would occur during future applications to amend the Site Plan. The approval of the use of this site by the Planning & Zoning Commission was specifically limited to the installation of equipment on the Site Plan that belongs to the current owner. (See attached letter from my office dated May 1, 2000, to the Attorney for Paging Associates.) The City requests a clarification as to whether or not the chart that appears on page 3 of the Petition filed by Verizon Wireless indicates the total combined electromagnetic radiation levels for all the antennas requested by both Petitioners and the existing equipment currently located on the Tower.
- The location at 623 Pine Street requires an amendment to the Site Plan previously approved by the Planning and Zoning Commission of the City of Bridgeport in order to modify the Tower base for the installation by multiple users of equipment that is necessary to power the antennas. See attached Decision and Exhibit filed by Paging Associates in the Site Plan Application to the P&Z Commission. Additional fencing may be required at this location if the application for approval of an Amended Site Plan indicates the proposed installation of additional antennas on the Tower described in this Petition.

- The permit for air emissions for the back-up generator falls under the jurisdiction of the State Department of Environmental Protection as well as the City's Planning & Zoning Commission. The City does not believe that the Siting Council can approve the Verizon Wireless Petition without requiring that Petitioner to obtain proper State and Local permits and approvals before installation.
- The City objects to the issuance of an approval in any name that does not mirror the name that appears on the wireless telecommunications license issued by the FCC and will only issue building permits to a FCC license holder that obtains approval from your Agency. Accordingly, we request that your Agency require the submission of written verification that Omnipoint 's FCC license has been transferred to VoiceStream and that such a transfer has been approved by that Federal Agency.
- The approval of this Petition, if granted, should not be issued to the unnamed radio communications company but in the name of the appropriate wireless communications company.
- If and when the Petitions have been properly filed, the City's Planning & Zoning Commission and the Siting Council have overlapping jurisdiction over these matters.
- The issuance of a building permit is required and will be conditioned upon the Petitioner obtaining and maintaining a performance bond for the future removal of its equipment, if it remains out of service for a period of six (6) months, in an amount to be determined by the Office of the City Attorney based on estimated installation and removal costs to be prepared by the Petitioner.

The City respectfully requests that the review of these Petitions be continued until a future Agenda, without prejudice, for the reasons set forth above. In addition, if completed Petitions are submitted to the Siting Council, the City reserves the right to submit additional comments on these matters.

Finally, the City requests that any approval granted of these Petitions by this Agency specifically state that the Petitioners and or the site must obtain all local permits/approvals prior to the installation of additional telecommunications equipment on the Tower at this site.

If you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

Melanie J. Howlett
Assistant City Attorney

Enc.

Cc: William Shaw - Bridgeport Clerk Planning & Zoning Commission
Brendan Sharkey, Attorney for VoiceStream
Sandy M. Carter, Manager Regulatory, Verizon Wireless
Ken Baldwin, Robinson & Cole for Verizon Wireless

CITY ATTORNEY
Mark T. Anastasi

CITY OF BRIDGEPORT
OFFICE OF THE CITY ATTORNEY

ASSISTANT CITY ATTORNEYS

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Russell D. Liskov
John R. Mitola
Ronald J. Pacacha



May 1, 2000

LEGAL ADMINISTRATOR
Kathleen Pacacha

Telephone (203) 576-7647
Facsimile (203) 576-8252

Via Facsimile

Austin Wolfe
Cohen & Wolf, P. C.
1115 Broad Street
Bridgeport, Connecticut 06601

Re: Premises at 623 Pine Street, Bridgeport CT

Dear Attorney Wolfe:

I am in receipt of your letter dated April 18, 2000, regarding: (1) the pending request of your client, Paging Associates, before the Planning & Zoning Commission (P & Z Commission) to amend, via the submission of Amended Construction Notes, the site plan for 623 Pine Street which received approval on September 28, 1998, to construct a new Radio Tower at the height of 250 feet and remove an existing 115 foot Radio Tower at that site; and (2) a summary of our telephone conversation which also occurred the week of April 18th regarding the legal issues that pertain to this filing.

In attempting to summarize our earlier conversation, your letter misstates my opinion that the 1996 Federal Telecommunication Act, and subsequent Federal case law, requires that any changes to the approved site plan must be returned to the P & Z Commission for an additional review and approval. What I said was that the P & Z Commission has determined that there is nothing in the Federal Act or subsequent Federal cases to prevent our review procedures, as long as they are applied uniformly to these competitive companies and adapt certain environmental guidelines established by the Federal Communications Commission ("FCC").

The P & Z Commission established a review procedure for the co-location of antennas in 1999, after the submission of your clients' application. Under this new procedure, neither the application to construct a Tower, or an application to modify a rooftop, for the installation of an antenna and associated equipment can be submitted to the Zoning Board of Appeals ("ZBA") for a variance, nor can a secondary application for a site plan be submitted to the P & Z Commission, unless the licensed wireless Telecommunications Company is a co-applicant at the time of the initial application so that the issues discussed below can be addressed.

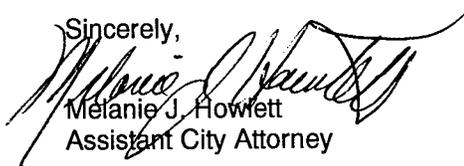
In addition, if the site plan was already approved prior to 1999, and its approval was "conditioned upon the development of the property in accordance with the plans submitted and on file with the Commission", then the site plan must be returned for another review if changes to the buildings or structures in the original site plan are being proposed, or were not approved as part of the initial application. This amended application also requires the company that will own and operate said equipment as a co-applicant. However, if the equipment to be installed or building to be modified will not require a modification to the initial variance awarded by the ZBA, then an amended site plan submitted for review by the P & Z Commission is all that is required. This procedure has been required since 1999 if additional equipment is being proposed for co-location on an existing tower or rooftop site.

Your client's 1998 original application stated that the new Tower was being constructed to accommodate all the equipment on the existing Tower including a Television transmitter for broadcasting, point to point microwave services, common carrier paging, internet services, and that your client "hoped" to lease space to wireless telecommunication companies to co-locate their antennas on the Tower. However, the building upon which the Tower was to be built was not designed to provide separate areas for locating associated equipment from different companies. In addition, there was no information in the then "current application" confirming the size of the future antennas to be installed, the identity of the licensed wireless telecommunications companies who would use this equipment, or their need to locate their equipment on the Tower and in the building at this particular site. Only speculative information was provided regarding the future height location and/or placement of the antennas on the Tower, the MHz capacity and the potential impact of the equipment on the community. Indeed, the information dated August 4, 1998, submitted by your engineering expert, Kenneth Foster, Ph. D University of Pennsylvania, stated that his report addressed "anticipated applications for which no detailed engineering information is available", and the information provided regarding wireless cellular antennas was marked "future anticipated applications". (See Report dated August 4, 1998, pgs. 1 and 2.) **The P & Z Commission assumed future applications for use of the Tower by other entities for new equipment was not pending before them and only approved the site plan for the relocation of existing tower equipment onto this new facility. Accordingly, there has been no approval of a site plan for "future anticipated" applications for the use of new equipment that would be installed at a later date and/or utilized by entities other than your client.**

More importantly, while wireless telecommunications companies are afforded some protection from zoning oversight by the 1996 Telecommunications Act, local zoning commissions are not pre-empted from conducting a review of these site plans to verify that the proposed site is the best available location based on the engineering needs of that particular wireless telecommunications company, and that the equipment to be installed is necessary for the company's operations. In addition, while the FCC has established limits as to the level of public exposure to radio-frequency energy emissions, the local zoning authority is not pre-empted from a review of these proposed installations to verify that they will be operated on the site within the environmental limits established by the FCC. A review and/or orders for the modification of proposed installations to address other relevant safety factors regarding either the type of antennas to be installed, the manner in which the antennas and associated equipment will be installed and maintained, and when and how the equipment will be removed from the site if it is ever taken out of service for after a period of time, are also permissible.

The pending application submitted by your client provides a list of "Amended Construction Notes" which pertain to subdividing the building under the Tower into six (6) separate rooms. However, a revised site plan for the building and for the addition of antennas to the Tower has not been provided. **Since your client's FCC Construction Permit dated August 9, 1998, will expire on October 9, 2000, and all equipment listed therein must be installed and operational prior to that date, I would suggest that your client and the appropriate wireless telecommunications companies submit both the revised site plan applications for additional antenna installations on the Tower and proposed modifications to the building simultaneously, or as one application to the ZBA and/or P & Z Commission as applicable, as expeditiously as possible. If the identity of the telecommunications companies that will own and operate the antennas and associated equipment are still not known, then this application is premature and I will recommend to the Commissioners that it be denied without prejudice.**

If there are any additional questions regarding this matter, please do not hesitate to contact me.

Sincerely,

Melanie J. Howett
Assistant City Attorney

cc: William Shaw, Zoning Enforcement Officer



STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

Ten Franklin Square
New Britain, Connecticut 06051
Phone: (860) 827-2935
Fax: (860) 827-2950

August 21, 2000

Honorable Joseph P. Ganim
Mayor
City of Bridgeport
City Hall
45 Lyon Terrace
Bridgeport, CT 06604

RE: TS-VOICESTREAM-015-000808 - VoiceStream Wireless request for an order to approve tower sharing at an existing telecommunications tower located at 623 Pine Street, Bridgeport, Connecticut.

Dear Mr. Ganim:

The Connecticut Siting Council (Council) received this request for tower sharing, pursuant to Connecticut General Statutes § 16-50aa.

The Council will consider this item at the next meeting scheduled for August 31, 2000, at 1:30 p.m. in Hearing Room One, Ten Franklin Square, New Britain, Connecticut.

Please call me or inform the Council if you have any questions or comments regarding this proposal.

Thank you for your cooperation and consideration.

Very truly yours,

A handwritten signature in black ink, appearing to read "Joel M. Rinebold".

Joel M. Rinebold
Executive Director

JMR/RKE/rgg

Enclosure: Notice of Tower Sharing

c: Ms. Melanie J. Howlett, Assistant City Attorney, City of Bridgeport

#6012
#500
VoiceStream

TS **VoiceStream** WIRELESS -015-000808

100 Filley Street, Bloomfield, CT 06002
(860) 692-7154 phone
(860) 692-7159 fax

6 August, 2000

Mortimer A. Gelston, Chairman
Connecticut Siting Council
10 Franklin Square
New Britain, CT 06051

RECEIVED

AUG - 8 2000

CONNECTICUT
SITING COUNCIL

Re: Request by VoiceStream Wireless for an Order to Approve the Shared Use of a Tower Facility 623 Pine Street, Bridgeport, Connecticut

Dear Chairman Gelston and Members of the Council:

Pursuant to Connecticut General Statutes §16-50aa, VoiceStream Wireless, Inc. ("VoiceStream") hereby requests an order from the Connecticut Siting Council ("Council") to approve the proposed shared use of an existing lattice tower located at 623 Pine Street in Bridgeport, Connecticut. The tower is owned and operated by Radio Communications Service Company ("RCSC"). VoiceStream proposes to install antennas on the existing tower located within RCSC's leased compound area, and to install related equipment near the base of the tower within the existing compound (see "Exhibit A"). VoiceStream requests that the Council find that the proposed shared use of the tower satisfies the criteria stated in §16-50aa and issue an order approving the proposed use. This application is filed concurrently with a similar request from Verizon Wireless ("Verizon").

Background

VoiceStream is licensed by the Federal Communications Commission (FCC) to provide PCS wireless telecommunications service in the State of Connecticut, which includes the area to be served by the proposed installation.

The RCSC tower on 623 Pine Street in Bridgeport is a 250-foot lattice tower located on an approximately 35' x 79' compound that includes an equipment building. The coordinates for this location are 41-09-58 N and 73-13-03 W. VoiceStream and Verizon are the first telecommunications carriers to propose the installation of antennas on the tower, though the owner has installed panel antennas at various heights. Verizon proposes to install its antennas at 110 feet AGL. VoiceStream and RCSC have agreed to mutually acceptable terms and conditions for the proposed shared use of this tower, and RCSC has authorized VoiceStream to act on its behalf to apply for all necessary local, state and federal permits, approvals, and authorizations which may be required for the proposed shared use of this facility.

VoiceStream's Proposal

As shown on the site plan drawings and tower elevations attached as Exhibit A, VoiceStream proposes to install a total of six antennas, EMS Dual-Pol Model RR90-17-02DP, on a platform with centerlines at 180-feet AGL. The radio transmission equipment associated with these antennas, two Nortel S8000 cabinets, would be mounted within an equipment room in the building at the base of the tower.

623 Pine Street, Bridgeport

Page 2

C.G.S. §16-50aa (c) (1) provides that, upon written request for approval of a proposed shared use, "if the council finds that the proposed shared use of the facility is technically, legally, environmentally and economically feasible and meets public safety concerns, the council shall issue an order approving such shared use." The shared use of the tower satisfies those criteria as follows:

A. **Technical Feasibility** - The existing tower was recently built and was designed to accommodate multiple carriers. As the structural analysis attached as Exhibit C indicates, the tower is structurally sound and capable of supporting the proposed antennas. The proposed shared use of this tower therefore is technically feasible.

B. **Legal Feasibility** - Under C.G.S. § 16-50aa, the Council has been authorized to issue orders approving the proposed shared use of an existing tower facility such as the facility on Old 623 Pine Street in Bridgeport. (Public Acts 93-268, Section 2; and 94-242, Section 6 (c)). This authority complements the Council's prior-existing authority under C.G.S. § 16-50p to issue orders approving the construction of new towers that are subject to the Council's jurisdiction. C.G.S. § 16-50x (a) vests exclusive jurisdiction over these facilities in the Council, which shall "give such consideration to other state laws and municipal regulations as it shall deem appropriate" in ruling on requests for the shared use of existing towers facilities. Under this statutory authority vested in the Council, an order by the Council approving the shared use would permit the applicant to obtain a building permit for the proposed installations.

C. **Environmental Feasibility** - The proposed shared use would have a minimal environmental effect, for the following reasons:

1. The proposed installations would have an insignificant incremental visual impact, and would not cause any significant change or alteration in the physical or environmental characteristics of the existing site. In particular, the proposed installations would not increase the height of the existing tower, and would not extend the boundaries of the existing RCSC compound area.
2. The proposed installations would not increase the noise levels at the existing facility by six decibels or more.
3. Operation of antennas at this site would not exceed the total radio frequency electromagnetic radiation power density level adopted by the American National Standards Institute ("ANSI"). The "worst-case" exposure calculated for operation of this facility (i.e., calculated at the base of the tower, which represents the closest publicly accessible point within the broadcast field of the antennas), with the Verizon, VoiceStream and owner's antennas, would be 28.25% of the ANSI standard. These calculations are provided in the companion application submitted by Verizon.

623 Pine Street, Bridgeport
Page 3

4. The proposed installations would not require any water or sanitary facilities, or generate air emissions or discharges to water or sanitary facilities, or generate air emissions or discharges to water bodies. After construction is complete (approximately two weeks), the proposed installations would not generate any traffic other than for periodic maintenance visits.

The proposed use of this facility would therefore have a minimal environmental effect, and is environmentally feasible.

E. Economic Feasibility - As previously mentioned, VoiceStream has entered into an agreement with RCSC to share the use of the existing tower on terms agreeable to the parties. The proposed tower sharing is therefore economically feasible.

F. Public Safety Concerns - As stated above, the existing tower is structurally capable of supporting the proposed VoiceStream antennas. The tower and equipment building stand on a compound at 623 Pine Street. The size and location of the tower have been approved by the City of Bridgeport which considered public health and safety in its review. VoiceStream is not aware of any other public safety concerns relative to the proposed sharing of the existing tower. In fact, the provision of new or improved phone service through shared use of the existing tower is expected to enhance the safety and welfare of area residents and travelers.

Conclusion

For the reasons discussed above, the proposed shared use of the existing tower facility on 623 Pine Street in Bridgeport, Connecticut satisfies the criteria stated in C.G.S. §16-50aa, and advances the General Assembly's and the Siting Council's goal of preventing the proliferation of towers in Connecticut. VoiceStream therefore request that the Siting Council issue an order approving the proposed shared use.

Thank you for your consideration of this matter.

Sincerely,



J. Brendan Sharkey, Esq.
for VoiceStream Wireless

attachments

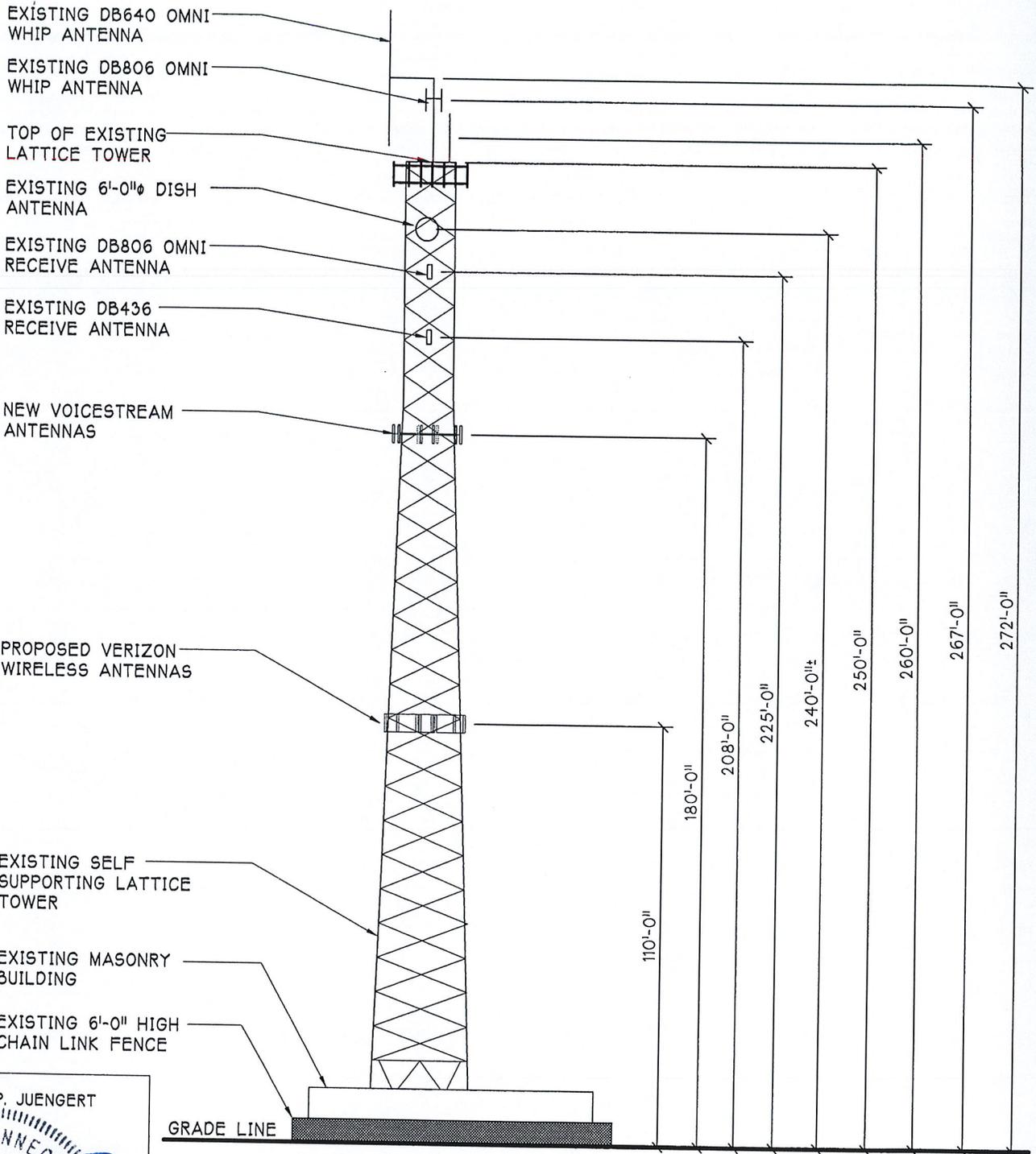
cc: Joseph Ganim, Mayor
Melanie Howlett, Assistant City Attorney

Exhibit A

Design Drawings

623 Pine Street

Bridgeport, CT

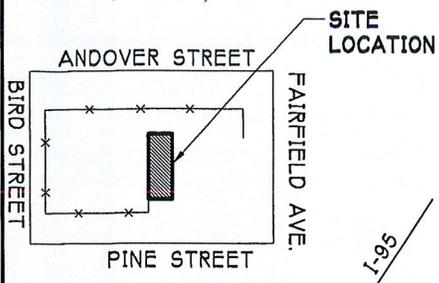


1 EAST ELEVATION
A-3a SCALE: 1"=40'-0"

ROBERT P. JUENBERT

CT # 4208

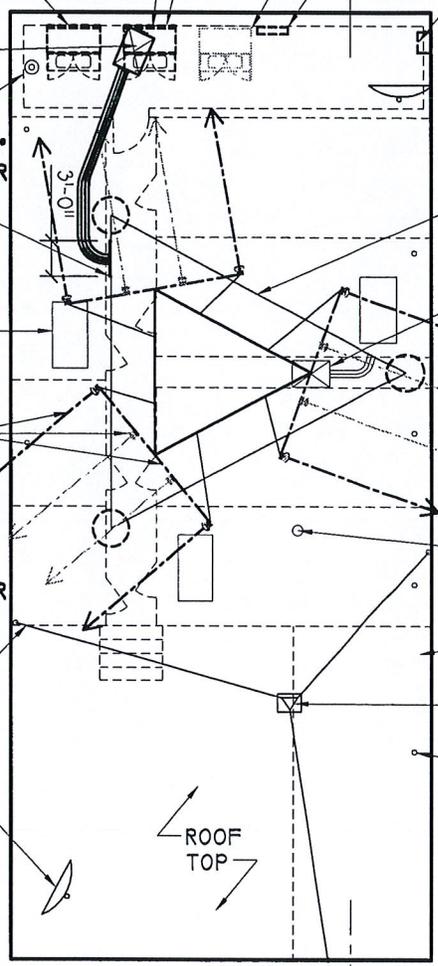
 670 North Beers Street, Building 2, Holmdel, NJ 07733 Tel: 732.739.3200 Fax: 732.739.0440	Drawing Title: EAST ELEVATION		Project: R.C.C.-BRIDGEPORT TOWER		Revision No. _____ Date: _____			
	Client: OCS <small>Orangeport Communications Inc. is a subsidiary of VoiceStream Wireless Corporation</small>		Address: 623 PINE STREET FAIRFIELD, CT. Search Area: BRIDGEPORT Site ID No: CT-11-014B					
	P.C.: JDi	P.C. Chkd: _____	Chkd by: _____	ARCNET Project No. 10521	Drawn: DKe	Date: 7/9/00	Approved By: _____ CLIENT: _____ DATE: _____	Drawing No. A-3a



1 KEY MAP
A-1 SCALE: NOT TO SCALE

- NEW OCS EXPANSION EQUIPMENT CABINET (NORTEL S8000) SERVING 90° SECTOR MOUNTED TO FUTURE SLAB FLOOR (SEE DRAWING A-2)
- NEW OCS DOG HOUSE (SEE DRAWING A-6a)
- NEW OCS EXHAUST FAN ON ROOF (OPENING & STRUCTURAL SUPPORT PROVIDED BY OWNER)
- NEW OCS CABLE LADDER TO SUPPORT 12 NEW COAXIAL CABLES & 12 FUTURE CABLES (SEE DRAWING A-5)
- EXISTING ROOF HATCH (TYPICAL OF 3)
- NEW EMS DUAL-POL ANTENNAS (TYPICAL OF 4, 2 NEW, 2 FUTURE) MOUNTED TO NEW 13'-4" WIDE FACE MOUNTED FRAME (TYPICAL OF 3) (SEE DRAWING A-4)
- EXISTING PIPE THRU-ROOF (TYPICAL)
- EXISTING SATELLITE DISH (TYPICAL OF 2)

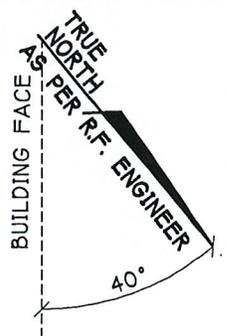
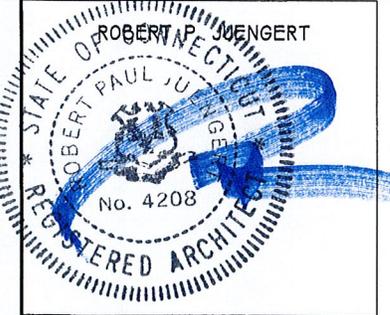
- NEW OCS COAXIAL CABLES ROUTED UP WALL TO ROOF (SEE DRAWING A-6)
- NEW OCS EQUIPMENT CABINET (NORTEL S8000) SERVING 210° & 330° SECTORS MOUNTED TO FUTURE SLAB FLOOR (CONCRETE SLAB FLOOR PROVIDED BY OWNER MUST BE 6" THICK WITH 1 LAYER 6x6-6/6 W.W.F.) (BELOW) (SEE DRAWING A-2)
- FUTURE OCS EQUIPMENT CABINET (TYPICAL OF 2) (BELOW)
- NEW ELECT/TELCO PANELS (BELOW) (SEE DRAWING A-8)
- NEW OCS EXHAUST VENT (TYPICAL OF 2 EACH SIDE) (BELOW)



NOTE:
TOWER IS ADEQUATE FOR ALL NEW VOICESTREAM ANTENNAS. HOWEVER, THE TOWER MUST BE RE-EVALUATED PRIOR TO ANY FUTURE INSTALLATION.

- EXISTING 250'-0" HIGH LATTICE TOWER
- EXISTING QUIKPORT DOG HOUSE
- EXISTING VENT THRU-ROOF (TYPICAL)
- EXISTING FOUNDATION WALL (BELOW)
- EXISTING GUYED TOWER (TO BE REMOVED)
- EXISTING PIPE THRU-ROOF (TYPICAL)

2 ROOF LAYOUT
A-1 SCALE: 1/16"=1'-0"



CT # 4208

 670 North Beers Street, Building 2, Holmdel, NJ 07733 Tel: 732.739.3200 Fax: 732.739.0440	Drawing Title: KEY MAP & ROOF LAYOUT		Project: R.C.C.-BRIDGEPORT TOWER		
	Client: OCS <small>Omnipoint Communications Inc. is a subsidiary of VoiceStream Wireless Corporation.</small>		Address: 623 PINE STREET FAIRFIELD, CT.		
	P.C.:	P.C. Chkd.:	Chkd. by:	ARCNET Project No.:	Drawn:
JDj				10521	DKe
				Date:	7/9/00
				Approved By:	DATE:
				CLIENT:	
					A-1

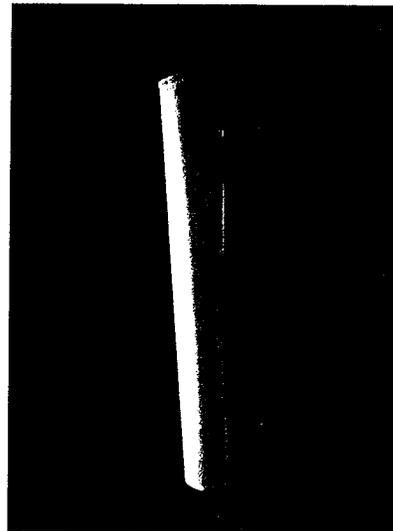
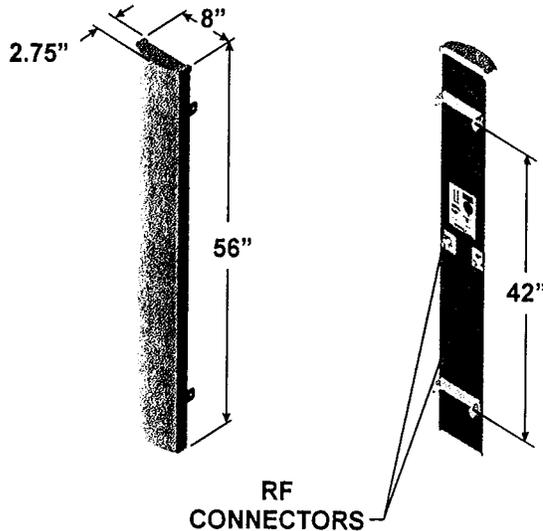
Exhibit B

Equipment Specifications

623 Pine Street

Bridgeport, CT

1850 MHz - 1990 MHz (P)



- 90° beamwidth
- 16.5 dBi gain
- ±45° DualPol™
- 56 inch

SPECIFICATIONS

Electrical

Azimuth Beamwidth	90°
Elevation Beamwidth	6°
Gain	16.5 dBi (14.4 dBd)
Polarization	Slant, ±45°
Port-to-Port Isolation	≥ 30 dB
Front-to-Back Ratio	≥ 25 dB (≥ 30 dB Typ.)
Electrical Downtilt Options	0°, 2°, 4°, 6°
VSWR	1.35:1 Max
Connectors	2; Type N or 7-16 DIN (female)
Power Handling	250 Watts CW
Passive Intermodulation	<-147 dBc (2 tone @ +43 dBm (20W) ea.)
Lightning Protection	Chassis Ground

Mechanical

Dimensions (L x W x D)	56in x 8in x 2.75in (142 cm x 20.3 cm x 7.0 cm)
Rated Wind Velocity	150 mph (241 km/hr)
Equivalent Flat Plate Area	3.1ft (.29 m ²)
Front Wind Load @ 100 mph (161 kph)	90 lbs (400 N)
Side Wind Load @ 100 mph (161 kph)	31 lbs (139 N)
Weight	18 lbs (8.2 kg)

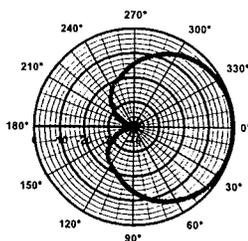
Note: Patent Pending and US Patent number 5, 757, 246.

Values and patterns are representative and variations may occur. Specifications may change without notice due to continuous product enhancements. Digitized pattern data is available from the factory or via the web site www.emswireless.com and reflect all updates.

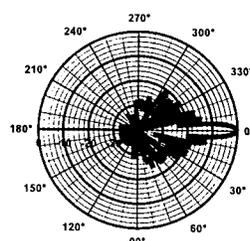
MOUNTING OPTIONS

Model Number	Description	Comments
MTG-P00-10	Standard Mount (Supplied with antenna)	Mounts to Wall or 1.5 inch to 5.0 inch O.D. Pole (3.8 cm to 12.7 cm)
MTG-S02-10	Swivel Mount	Mounting kit providing azimuth adjustment.
MTG-DXX-20*	Mechanical Downtilt Kits	0° - 10° or 0° - 15° Mechanical Downtilt
MTG-CXX-10*	Cluster Mount Kits	3 antennas 120° apart or 2 antennas 180° apart
MTG-C02-10	U-Bolt Cluster Mount Kit	3 antennas 120° apart, 4.5" O.D. pole.
MTG-TXX-10*	Steel Band Mount	Pole diameters 7.5" - 45"

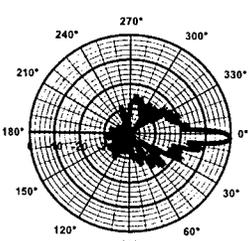
* Model number shown represents a series of products. See mounting options section for specific model number.



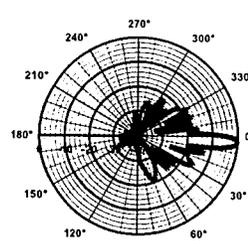
Azimuth



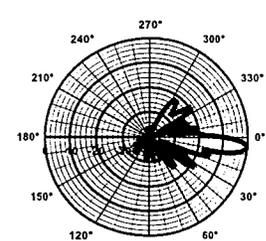
Elevation
0° Downtilt



Elevation
2° Downtilt



Elevation
4° Downtilt

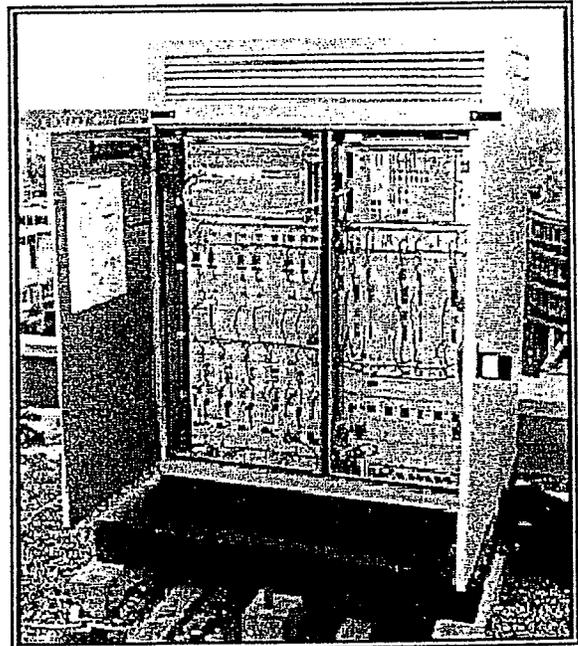
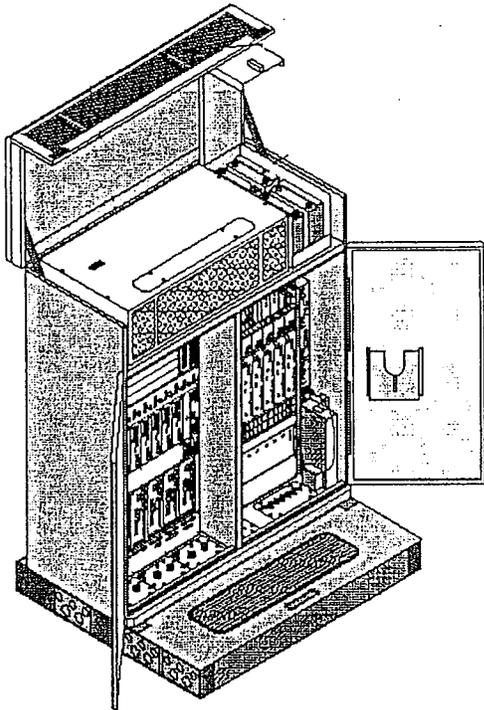


Elevation
6° Downtilt

NORTEL
NETWORKS™

S8000 BTS

Site Specifications



Electrical Specifications

Split Single-Phase

3 wires plus ground

L1: Black 6 gauge

L2: Red 6 gauge

Neutral: White 6 gauge

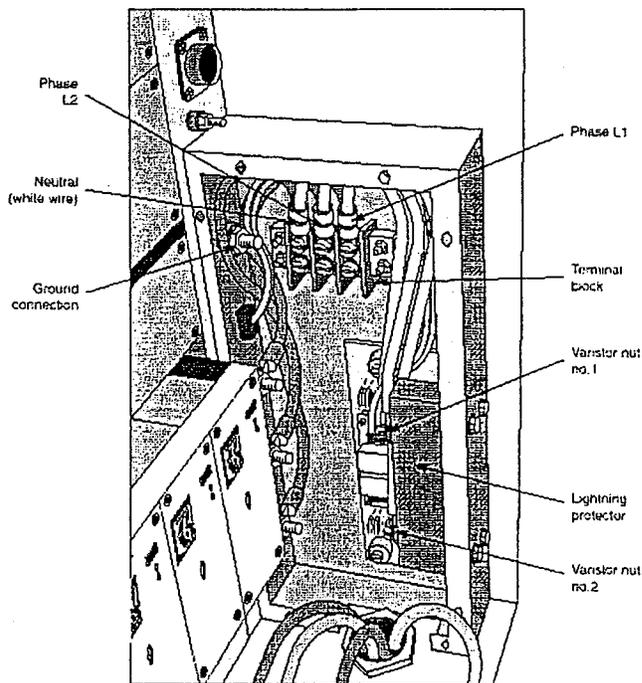
Ground: Yellow/Green 6 gauge

Maximum distance between AC box and BTS: 105 feet

187 ~ 254 VAC between L1 and L2

99 ~ 127 VAC between Neutral and L1 or L2

45 ~ 65 Hertz



AC connection to BTS located at the front, lower, right-hand side of BTS

Circuit Breaker in AC Box

Up to 4 transmitters

30 A, bipolar, C curve

5 or more transmitters

40A, bipolar, C curve

BTS to Ground connection

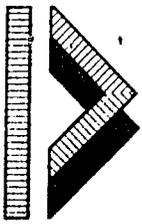
Minimum 2 AWG, run in most direct route as possible towards true earth, minimizing bends. No bend shall be less than 90 degrees.

Exhibit C

Structural Analysis

623 Pine Street

Bridgeport, CT



PAUL BECK ASSOCIATES, P.A.

Structural Engineers

May 5, 2000

Mr. Joe DiBernardo
ArcNet Architects
c/o Voicestream Wireless
100 Filley Street
Bloomfield, CT 06002

**Re: Voicestream Site CT-11-014B
625 Pine Street
Bridgeport, Connecticut
PBA Project No. A-926**

Dear Mr. Di Bernardo:

At Voicestream's request, a structural review was made of the tower located at the above referenced site. The purpose of this review was to determine if the existing 250'-0", three-sided Rohn lattice tower will be structurally adequate for Voicestream's use.

In reviewing the tower and the tower foundation analyses, it was found that the structure had been designed by Rohn. The tower was designed to support 12 Swedcom antennas (model ALP9212) on a platform at the tower's top and on mounting frames at elevations of 110'-0", 130'-0", and 150'-0" above base level. The tower was also designed to support (2) 10'-0" diameter dishes at 230'-0" above base level and (1) 10'-0" diameter dish at 200'-0" above base level. In total, the tower was designed to support 51 antennas, three mounting frames and a top platform.

This analysis was performed in accordance with the TIA/EIA-222-E-1991 Standard and conforms with the requirements of the updated TIA/EIA 222-F-1996 Standard, utilizing a basic wind speed of 85 miles per hour. As per these standards, the structure was analyzed for two cases:

Page 2

May 5, 2000

Voicestream Site CT-11-014B

PBA Project No. A-926

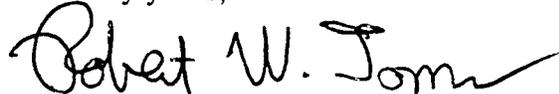
1. 100% wind load and gravity loads.
2. 75% wind load with 1/2" radial icing and gravity loads.

Voicestream is proposing that six RR90-17-XXDP dual polarized antennas and Airtech MHAs be mounted to gates from each tower leg at an elevation of 180'-0". Since the effective wind areas for these antennas and those given by the attached owner's inventory are less than that utilized for design purposes and the top arrangement does not increase overturning in any section, the existing towers will be structurally adequate for Voicestream's use.

In concluding, Voicestream's installation will not compromise the existing tower's structural integrity. The foundation will also be structurally adequate to support the proposed installation if this construction had been performed in direct accordance with the design documents.

Should you have any question or comments, please do not hesitate to contact our office.

Sincerely yours,



Robert W. Toms, P.E.
PAUL BECK ASSOCIATES, P.A.



Paul C. Beck, P.E.
President
PAUL BECK ASSOCIATES, P.A.

RWT/tcs

Enclosure

cc: Mr. Dave Weinpahl, P.E.

A-926 Voicestream Site, Bridgeport, CT.wpd