



# 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)

August 12, 2019

Lucia Chiocchio, Esq.  
Cuddy + Feder LLP  
445 Hamilton Avenue, 14<sup>th</sup> Floor  
White Plains, New York 10601

RE: **TS-CING-105-190808** – New Cingular Wireless PCS, LLC (AT&T) request for an order to approve tower sharing at an existing telecommunications facility located at 232 Shore Road, Old Lyme, Connecticut.

Dear Attorney Chiocchio:

The Connecticut Siting Council (Council) received the tower share request for the above-referenced facility on August 8, 2019.

According to Section 16-50j-90 of the Regulations of Connecticut State Agencies, “no tower share application shall be approved until a complete application containing all information deemed relevant by the Council has been filed. Relevant information shall at a minimum include that listed in Section 16-50j-89 of the Regulations of Connecticut State Agencies...”

Staff has reviewed this tower share request for completeness and has identified the following deficiencies:

1. The submittal lacks proof that the tower share request was physically mailed the planning and zoning department of the Town of Old Lyme and the underlying property owner;
2. The Tower Analysis (SA) prepared by Maser Consulting and dated July 22, 2019 references the 2012 International Building Code (IBC). The 2015 IBC as amended in the 2018 Connecticut State Building Code (CSBC) became effective on October 1, 2018.

Therefore, the tower share request is incomplete at this time. The Council recommends that Cuddy+Feder LLP provide proof of notice to the chief elected official and the planning and zoning department of the Town of Old Lyme and the underlying property owner, and a SA that references the 2015 IBC, on or before September 4, 2019. If additional time is needed to gather the requested information, please submit a written request for an extension of time prior to September 4, 2019. **Please provide an electronic version and one hard copy of the response for the incomplete request to be rendered complete and the tower share processed.**

This notice of incompleteness shall have the effect of tolling the Federal Communications Commission (FCC) 60-day timeframe in accordance with Paragraph 217 of the FCC Wireless Infrastructure Report and Order issued on October 21, 2014 (FCC 14-153).

Thank you for your attention to this matter. Should you have any questions, please feel free to contact me at 860-827-2951.

Sincerely,

Melanie Bachman  
Executive Director

MAB/IN/emr

c: The Honorable Bonnie A. Reemsnyder, First Selectwoman, Town of Old Lyme  
Kim Groves, Land Use Officer, Town of Old Lyme

