



STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

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May 16, 2014

John Lawrence
Real Estate Consultant
95 Ryan Drive, Suite #1
Raynham, MA 02767

RE: TS-CING-138-140509 - New Cingular Wireless PCS, LLC request for an order to approve tower sharing at an existing telecommunications facility located at 200 Oronoque Lane, Stratford, Connecticut.

Dear Mr. Lawrence:

The Connecticut Siting Council (Council) received the tower share request for the above-referenced facility on May 9, 2014.

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 a deficiency in compliance with the criteria set forth in Conn. Gen. Stat. §16-50aa. The tower share request dated May 1, 2014 states, "The existing and **replacement tower** is and will be owned by the Stratford Fire Department. **AT&T is proposing to construct a new monopole tower** which will become the ownership of the Town of Stratford" (Emphasis added). Furthermore, the request indicates that the **existing tower** is a 120 foot lattice tower and the **replacement tower** would be a 150 foot monopole.

It is evident that AT&T is not requesting to share the **existing tower** that is currently owned and operated by the Town of Stratford, but **plans to construct a replacement tower** upon which, once constructed, AT&T plans to install telecommunications equipment that is used in a cellular system. This request clearly does not seek approval to share an existing tower pursuant to Conn. Gen. Stat. §16-50aa; this request clearly seeks approval to construct a replacement tower and to install telecommunications equipment thereon. Such a request is properly submitted to the Council in the form of a petition for a declaratory ruling.

Therefore, this request does not qualify as a tower share request and it is hereby rejected on that basis. The Council recommends that AT&T submit a petition for a declaratory ruling.

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 A. Bachman
Acting Executive Director/Staff Attorney

CC: Michele Briggs, AT&T
Town of Stratford

