

Meeting Minutes
Meeting of December 3, 2009

A meeting of the Connecticut Siting Council (energy/telecommunications) was held on Thursday, December 3, 2009, in Hearing Room One, Ten Franklin Square, New Britain, Connecticut. The meeting was called to order with a quorum present by Daniel F. Caruso at 2:10 p.m.

Council Members Present:

Judge Daniel F. Caruso
Chairman
Wayne V. Estey
(designee for Commissioner DelGobbo)
Brian Golembiewski
(designee for Commissioner Marrella)
Philip T. Ashton

Colin C. Tait
Vice Chairman
Barbara Currier Bell
Daniel P. Lynch, Jr.
James Murphy
Edward S. Wilensky

Staff Members Present:

S. Derek Phelps
Executive Director
Melanie Bachman
Staff Attorney
Fred Cunliffe
Siting Analyst Supervisor
Christina Walsh
Siting Analyst

Robert Mercier
Siting Analyst
David Martin
Siting Analyst
Michael Perrone
Siting Analyst

Recording Secretary:

Lisa Fontaine

Minutes of November 19, 2009.

Dr. Bell moved to approve the minutes of November 19, 2009, seconded by Mr. Golembiewski. The motion passed with Mr. Estey and Mr. Lynch abstaining.

DOCKET NO. 381 - New Cingular Wireless PCS, LLC (AT&T) application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 27 Gungy Road/322 Beaver Brook Road, Lyme, Connecticut. Draft Findings of Fact.

After reviewing the draft Findings of Fact, Chairman Caruso polled the Council members with Mr. Tait, Mr. Murphy, Dr. Bell, Mr. Lynch, Mr. Wilensky, Mr. Golembiewski, Mr. Estey, and Mr. Ashton unanimously in favor of granting a Certificate for the proposed 180-foot self-supporting monopole.

Chairman Caruso directed staff to draft a favorable Opinion and Decision and Order to be reviewed at the next meeting.

DOCKET NO. 382 - Cellco Partnership d/b/a Verizon Wireless application for a Certificate of Environmental Compatibility and Public need for the construction, maintenance and operation of a telecommunications facility located off of Lane Street, Shelton, Connecticut. Draft Findings of Fact, Opinion, and Decision and Order.

After reviewing the draft Findings of Fact, Opinion, and Decision and Order, Chairman Caruso requested a written vote on the record with Mr. Tait, Mr. Murphy, Dr. Bell, Mr. Lynch, Mr. Wilensky, Mr. Golembiewski, Mr. Estey, and Mr. Ashton unanimously in favor of granting a Certificate for the proposed telecommunications facility. It was decided that the type of telecommunications structure would be discussed and decided upon during the Development and Management portion of this docket.

DOCKET NO. 389 - Cellco Partnership d/b/a Verizon Wireless Message Center Management application for a Certificate of Environmental Compatibility and Public need for the construction, maintenance and operation of a telecommunications facility located at one of two locations off Dayton Road, Glastonbury, Connecticut. Request for Party/Intervenor Status.

Mr. Ashton moved to approve party status to the Town of Glastonbury; seconded by Mr. Murphy. The motion passed unanimously.

PETITION NO. 921 - DFC-ERG CT, LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the installation of a Fuel Cell generating facility located at 535 Simsbury Road, Bloomfield, Connecticut. Decision.

Mr. Lynch moved to approve this petition with the following conditions:

- a) Erosion and sedimentation controls shall be installed consistent with the Connecticut Guidelines for Soil Erosion and Sediment Control, May 2002.
- b) Locating the water storage tank and water treatment system adjacent to the switchgear/transformer enclosure to preserve a woodland buffer along Simsbury Road.

- c) Submitting final construction plans to the Council prior to the commencement of construction.

The motion was seconded by Mr. Murphy and passed unanimously.

PETITION NO. 922 - DFC-ERG CT, LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the installation of a Fuel Cell generating facility located at 1835 Hebron Avenue, Glastonbury, Connecticut. Decision.

Mr. Golembiewski moved to approve this petition with the following conditions:

- a) Erosion and sedimentation controls shall be installed consistent with the Connecticut Guidelines for Soil Erosion and Sediment Control, May 2002.
- b) Minimizing the extent of clearing along Chalker Hill Road and Hebron Avenue to the greatest practical extent possible.
- c) The installation of evergreens on the embankment between Chalker Hill Road and the proposed access drive and along the west side of the existing gate station.
- d) Submitting final construction plans to the Council prior to the commencement of construction.

The motion was seconded by Mr. Lynch and passed unanimously.

PETITION NO. 923 - Fuel Cell Energy, Inc. petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the installation and operation of a Fuel Cell test facility located at 539 Technology Park Drive, Torrington, Connecticut. Decision.

Mr. Ashton moved to approve this petition with the following condition:

- In the event a fuel cell larger than 3 MW is to be tested at the site, the Council shall be notified in writing at least two weeks prior to operation.

The motion was seconded by Mr. Lynch and passed unanimously.

Upon discussion, Mr. Ashton moved to amend the approval to change the condition from 3 MW to 5 MW; seconded by Mr. Lynch. The motion passed unanimously.

TS-CLEARWIRE-051-091030 - Clearwire Corporation request for an order to approve tower sharing at an existing telecommunications facility located at 281 Woodhouse Road, Fairfield, Connecticut.

Mr. Ashton moved to approve this tower sharing request, seconded by Mr. Estey. The motion passed unanimously.

Administrative Matters.

Mr. Phelps announced that the next energy/telecommunications meeting is scheduled for Friday, December 18, 2009, at 2:00 p.m., in Hearing Room One. Other calendar dates were also discussed.

Mr. Lynch discussed UTC Fuel Cells and FuelCell Energy, Inc. offers for a Council tour of their facilities.

Adjournment.

Mr. Ashton moved to adjourn the meeting at 3:25 p.m.; seconded by Mr. Lynch. The motion passed unanimously.

Respectfully submitted,

Daniel F. Caruso
Chairman

DFC/laf