

Meeting Minutes
Meeting of July 28, 2011

A meeting of the Connecticut Siting Council (energy/telecommunications) was held on Thursday, July 28, 2011, in Hearing Room One, Ten Franklin Square, New Britain, Connecticut. The meeting was called to order with a quorum present by Robert Stein at 1:13 p.m.

Council Members Present:

Robert Stein
Chairman
Colin Tait
Vice Chairman
Daniel P. Lynch, Jr.
Philip T. Ashton

Brian Golembiewski
(designee for Commissioner Esty)
Edward S. Wilensky
Larry Levesque
(designee for Commissioner DelGobbo)
Barbara Currier Bell

Council Members Absent:

James J. Murphy, Jr.

Staff Members Present:

Linda Roberts
Executive Director
Melanie Bachman
Staff Attorney

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

Staff Members Absent

Christina Walsh
Siting Analyst Supervisor

Recording Secretary:

Carriann Mulcahy

Minutes of July 14, 2011.

Mr. Ashton moved to approve the minutes of July 14, 2011, seconded by Dr. Bell. The motion passed unanimously.

DOCKET NO. 391 - T-Mobile Northeast, LLC Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located 232 Shore Road, Old Lyme, Connecticut. Development and Management Plan.

Mr. Lynch moved to table this item, seconded by Mr. Wilensky. The motion passed unanimously.

DOCKET NO. 408 - New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 95 Balance Rock Road, Hartland, Connecticut. Draft Findings of Fact, Opinion, and Decision and Order.

Mr. Ashton moved to approve the Draft Findings of Fact, Opinion, and Decision and Order, as amended, seconded by Dr. Bell.

Chairman Stein requested a written vote on record with Mr. Ashton, Dr. Bell, Mr. Golembiewski, and Chairman Stein in favor of the proposed facility; and with Mr. Levesque, Mr. Tait, Mr. Lynch and Mr. Wilensky opposed. The motion to approve failed.

DOCKET NO. 409 - New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 8 Barnes Road, Canaan (Falls Village), Connecticut. Draft Findings of Fact. Renewed Motion of Falls Village IWCC to Strike the Application and for Costs.

Mr. Ashton moved to deny the motion from the Falls Village Inland Wetlands and Conservation Commission to strike the application and for costs, seconded by Dr. Bell. The motion passed with Chairman Stein abstaining.

Mr. Tait moved to deny the Objection from AT&T to the Falls Village Inland Wetlands and Conservation Commission post hearing brief and draft findings of fact, seconded by Mr. Wilensky. The motion passed with Chairman Stein abstaining and Mr. Ashton voting no.

After reviewing the Draft Findings of Fact, Chairman Stein conducted a non-binding straw poll of the Council members with Mr. Ashton in favor of the proposed facility; Mr. Tait, Dr. Bell, Mr. Golembiewski, Mr. Levesque and Mr. Wilensky against the proposed facility; and Mr. Lynch and Chairman Stein abstaining.

Chairman Stein directed staff to draft an Opinion and Decision and Order denying the proposed facility to be reviewed at the next meeting.

The Council took a short break and reconvened without Council Member Levesque.

DOCKET NO. 413 - 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 at 723 Leetes Island Road, Branford, Connecticut. Draft Findings of Fact, Opinion, and Decision and Order.

This item was passed temporarily.

DOCKET NO. 415 - 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 at 87 West Quasset Road, Woodstock, Connecticut. Draft Findings of Fact.

Mr. Ashton moved to remove this item from the table, seconded by Mr. Lynch. The motion passed unanimously.

Mr. Golembiewski moved to reopen the proceeding, seconded by Mr. Ashton. The motion passed unanimously.

Mr. Ashton moved to approve intervenor status to American Tower Corporation, seconded by Mr. Golembiewski. The motion passed unanimously.

Mr. Ashton moved to table the Draft Findings of Fact, seconded by Mr. Golembiewski. The motion passed unanimously.

DOCKET NO. 413 - 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 at 723 Leetes Island Road, Branford, Connecticut. Draft Findings of Fact, Opinion, and Decision and Order.

Dr. Bell moved to approve the Draft Findings of Fact, Opinion, and Decision and Order, seconded by Mr. Wilensky. The motion passed with Chairman Stein abstaining.

DOCKET NO. 416 - 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 Day Hill Road, Bloomfield, Connecticut. Motion to Reopen.

Mr. Ashton moved to grant Cellco's motion to reopen and approve the schedule set by staff, seconded by Mr. Golembiewski. The motion passed unanimously.

DOCKET NO. 420 - SBA Towers III and New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and management of a telecommunications facility at one of three sites located at 49 Mountain Avenue; 23/25 Northwest Corner Road; or 350B Cossaduck Hill Road, North Stonington, Connecticut. Completeness Review and Schedule.

Mr. Ashton moved to approve the application as complete, approve the schedule for processing the docket as per staff recommendations, the appointment of Lisa Fontaine as custodian of the docket, the deposition of the transcript in the Town of North Stonington, and a public field review and hearing in North Stonington on Tuesday, September 20, 2011; seconded by Mr. Tait. The motion passed unanimously.

PETITION NO. 996 - UTC Power Corporation petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the installation of a 400 kW Fuel Cell located on High Street, Hartford, Connecticut.

Mr. Ashton moved to approve this petition, seconded by Mr. Tait. The motion passed unanimously.

PETITION NO. 997 - The Connecticut Light and Power Company petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed modifications to an existing Connecticut Light and Power substation located at 315 Bellview Avenue, Southington, Connecticut.

Mr. Ashton moved to approve this petition, seconded by Mr. Lynch. The motion passed unanimously.

TS-METROPCS-110-110713MA - MetroPCS Massachusetts, LLC d/b/a MetroPCS request for an order to approve tower sharing at an existing telecommunications facility located at 10 Sparks Street, Plainville, Connecticut.

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

TS-METROPCS-049-110713MA - MetroPCS Massachusetts, LLC d/b/a MetroPCS request for an order to approve tower sharing at an existing telecommunications facility located at 4 Oliver Road, Enfield, Connecticut.

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

TS-METROPCS-043-110713MA - MetroPCS Massachusetts, LLC d/b/a MetroPCS request for an order to approve tower sharing at an existing telecommunications facility located at 148 Roberts Street, East Hartford, Connecticut.

Mr. Wilensky moved to approve this tower sharing request, seconded by Dr. Bell. The motion passed unanimously.

Administrative Matters.

Chairman Stein announced that the next energy/telecommunications meeting is scheduled for Thursday, August 11, 2011.

Other calendar dates are as follows:

- Tuesday, August 9, 2011, beginning at **2:00 p.m.** (field review)/**3:00 p.m.**(hearing)/**7:00 p.m.**(public session) public hearing for Docket No. 419 (Cellco) at the Waterford Town Hall Auditorium, 15 Rope Ferry Road, Waterford, Connecticut.
- Tuesday, August 16, 2011, beginning at **2:00 p.m.** (field review)/**3:00 p.m.**(hearing)/**7:00 p.m.**(public session) public hearing for Docket No. 407 (T-Mobile) at the Black Stone Library, 758 Main Street, Branford, Connecticut.
- Thursday, August 18, 2011, beginning at **2:00 p.m.** (field review)/**3:00 p.m.**(hearing)/**7:00 p.m.**(public session) public hearing for Docket No. 417 (T-Mobile) at the Community Center, Guilford Room, 32 Church Street, Guilford, Connecticut.
- Thursday, August 25, 2011, beginning at **1:00 p.m.**, energy/telecommunications meeting in Hearing Room One, Ten Franklin Square, New Britain.

Adjournment.

Chairman Stein adjourned the meeting at 3:50 p.m.

Respectfully submitted,

Robert Stein
Chairman

RS/cm