

Meeting Minutes
Meeting of June 12, 2014

A meeting of the Connecticut Siting Council (energy/telecommunications) was held on Thursday, June 12, 2014, in Hearing Room Two, Ten Franklin Square, New Britain, Connecticut. The meeting was called to order with a quorum present by Chairman Stein at 1:05 p.m.

Council Members Present:

Robert Stein
Chairman
James J. Murphy
Vice Chairman
Larry Levesque
(designee for Chairman House)

Philip T. Ashton
Michael W. Klemens
Eileen M. Daily
Daniel P. Lynch
Robert Hannon
(designee for Commissioner Klee)

Council Members Absent:

Barbara C. Bell

Staff Members Present:

Melanie Bachman
Acting Executive Director/Staff Attorney
Fred Cunliffe
Supervising Siting Analyst
Christina Walsh
Supervising Siting Analyst

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

Recording Secretary:

Carriann Mulcahy

Minutes of May 29, 2014.

Mr. Murphy moved to approve the minutes of May 29, 2014; seconded by Dr. Klemens. The motion passed unanimously.

Mr. Lynch and Mr. Ashton arrived at 1:06 p.m.

DOCKET NO. 446 – 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 the Pilot Corporation of America property, 60 Commerce Drive, Trumbull, Connecticut. Draft Findings of Fact.

Dr. Klemens stated for the record that he read the transcripts of the proceeding.

After reviewing the Draft Findings of Fact, Chairman Stein conducted a non-binding straw poll with Mr. Murphy, Dr. Klemens, Mr. Lynch, Ms. Daily, Mr. Hannon, Mr. Ashton, and Chairman Stein in favor of the proposed facility, and with Mr. Levesque not voting.

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

DOCKET NO. 448 – 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 831 Derby Milford Road, Orange, Connecticut. Completeness Review, Schedule, Custodian of the Docket, Deposition of the Transcript. Motion for Protective Order.

Mr. Ashton moved to deem the application as complete, approve the schedule for processing the docket as per staff recommendations, the appointment of Carriann Mulcahy as custodian of the docket, the deposition of the transcript in the Town of Orange and City of Shelton, a public field review in Orange on Thursday, July 17, 2014, and a public hearing in the City of Shelton on Thursday, July 17 2014, as there were no accommodations for a public hearing venue available in the Town of Orange seconded by Mr. Murphy. The motion passed unanimously.

Mr. Lynch moved to approve the Motion for Protective Order, seconded by Mr. Ashton. The motion passed unanimously.

DOCKET NO. 449 – Message Center Management and 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 Redding Tax Assessor Map 23, Lot 72, Redding Ridge Fire Department, 186 Black Rock Turnpike, Redding, Connecticut. Completeness Review, Schedule, Custodian of the Docket, Deposition of the Transcript, Request for Party/Intervenor Status. Motion for Protective Order.

Mr. Ashton moved to deem the application as complete, approve the schedule for processing the docket as per staff recommendations, the appointment of Carriann Mulcahy as custodian of the docket, the deposition of the transcript in the Town of Redding, a public field review and hearing in the Town of Redding on Tuesday, July 29, 2014, seconded by Mr. Lynch. The motion passed unanimously.

Mr. Murphy moved to grant intervenor status to Cellco Partnership d/b/a Verizon Wireless, seconded by Dr. Klemens. The motion passed unanimously.

Mr. Lynch moved to approve the Motion for Protective Order, seconded by Mr. Ashton. The motion passed unanimously.

PETITION NO. 1099 - New Cingular Wireless PCS, LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required to replace an existing silo with a telecommunications facility designed as a silo located at 743 Murdock Avenue, Meriden, Connecticut. Decision.

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

- A Development and Management Plan (D&M Plan) shall be submitted for Council review and approval. Such plan would include, but not be limited to, a site plan, tower and foundation structural design drawings, a landscaping plan, and further details regarding the color and texture of the tower, the noise mitigation measures, including fencing, and the backup generator;
- AT&T shall provide a copy of the D&M Plan to the City of Meriden (City) and consult with the City regarding the architectural and aesthetic details of the tower and equipment shelter;
- Within 45 days after completion of construction, the Council shall be notified in writing that construction has been completed; and
- Any nonfunctioning antenna and associated antenna mounting equipment on this facility shall be removed within 60 days of the date the antenna ceased to function.

The motion was seconded by Mr. Lynch. The motion passed with Dr. Klemens opposed and Mr. Ashton recusing.

PETITION NO. 1103 - New Cingular Wireless PCS, LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed installation of a telecommunications facility at an existing Connecticut Light and Power Company transmission structure located at 227 Whitewood Road, Waterbury, Connecticut. Decision.

Mr. Levesque moved to approve the petition with the following conditions:

- Within 45 days after completion of construction, the Council shall be notified in writing that construction has been completed; and
- Any nonfunctioning antenna and associated antenna mounting equipment on this facility shall be removed within 60 days of the date the antenna ceased to function.

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

TS-VER-062-140522– Cellco Partnership d/b/a Verizon Wireless request for an order to approve tower sharing at an existing telecommunications facility located at 2895 State Street, Hamden, Connecticut.

Mr. Ashton moved to approve this tower share request with the following conditions:

- The proposed coax and remote radio heads shall be installed in accordance with the recommendations made in the Structural Analysis Report prepared by FDH Engineering Inc. dated February 11, 2014 and stamped by Bradley Newman;
- Sprint/Nextel's equipment, coax, and mount shall be removed prior to Cellco's installation per the same structural analysis report;
- Not more than 45 days following completion of the antenna installation, Cellco shall provide documentation certifying that its installation complied with the engineer's recommendation; and
- Any nonfunctioning antenna and associated antenna mounting equipment on this facility shall be removed within 60 days of the date the antenna ceased to function.

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

TS-AT&T-128-140506 - AT&T request for an order to approve tower sharing at an existing telecommunications facility located at 345 Bushy Hill Road, Simsbury, Connecticut.

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

Mr. Ashton moved to approve this tower share request with the following conditions:

- Prior to antenna installation, the reinforcements detailed in Section 4 of the "Structural Analysis and Reinforcement Design Report" prepared by Centek Engineering dated April 10, 2014, and stamped by Carlo Centore shall be implemented;
- Within 45 days following completion of the antenna installation, AT&T shall provide documentation certified by a professional engineer that its installation complied with the requirements of the structural analysis; and
- Any nonfunctioning antenna and associated antenna mounting equipment on this facility shall be removed within 60 days of the date the antenna ceased to function.

The motion was seconded by Dr. Klemens. The motion passed unanimously.

Administrative Matters.

EM-CING-085-121218 – New Cingular Wireless PCS, LLC notice of intent to install a temporary cellular telephone facility for use at town owned property located at 375 Fan Hill Road, Monroe, Connecticut. Request for Extension.

Dr. Klemens moved to add this item to the agenda, seconded by Mr. Lynch. The motion passed unanimously.

Mr. Ashton moved to grant an extension of time to June 30, 2015, for this temporary facility, seconded by Mr. Murphy. The motion passed unanimously.

PETITION NO. 1056 - GRE 314 East Lyme, LLC declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction and operation of a 5.0 MW Solar Photovoltaic Renewable Energy Generating Project located on Grassy Hill Road and Walnut Hill Road, East Lyme, Connecticut. Development & Management Plan Revision.

Mr. Murphy moved to add this item to the agenda, seconded by Mr. Ashton. The motion passed unanimously.

Mr. Ashton moved to approve the revisions to the D&M Plan, seconded by Mr. Murphy. Mr. Ashton withdrew his motion, seconded by Mr. Murphy.

Mr. Ashton moved to approve the corrective actions for erosion and sedimentation issues at the site within the Council's jurisdiction, as set forth in the Town of East Lyme's letter of June 10, 2014, to recommend that the petitioner work with the town on remediation issues within the town's jurisdiction; and suggests that this remediation includes restoration of the vernal pool as described on page 1 of the EPS letter of April 30, 2014. The motion was seconded by Mr. Murphy. The motion passed unanimously.

The following calendar events were discussed:

- Tuesday, June 17, 2014, beginning at **1:00 p.m.** evidentiary hearing continued for Docket No. 445 (Homeland Towers & New Cingular Wireless) in Hearing Room One, Ten Franklin Square, New Britain, Connecticut.
- Tuesday, June 24, 2014, beginning at **6:30 p.m.** public comment hearing session for Docket F-2014-2015, in Hearing Room One, Ten Franklin Square, New Britain, Connecticut.
- Thursday, June 26, 2014, beginning at **1:00 p.m.** energy/telecommunications meeting, in Hearing Room Two, Ten Franklin Square, New Britain, Connecticut.
- Thursday, July 10, 2014, beginning at **1:00 p.m.** energy/telecommunications meeting, in Hearing Room Two, Ten Franklin Square, New Britain, Connecticut.

Adjournment.

Mr. Ashton moved to adjourn the meeting, seconded by Mr. Lynch. The motion passed unanimously.

Chairman Stein adjourned the meeting at 2:00 p.m.

Respectfully submitted,

Robert Stein
Chairman

RS/cm