STATE OF CONNECTICUT

*PUBLIC UTILITIES REGULATORY AUTHORITY*

### Small Cell Application Instructions and Form

A Commercial Mobile Radio Service (CMRS) provider must obtain authorization from the Public Utilities Regulatory Authority (Authority) to install telecommunications fixtures in the public right-of-way (ROW) in accordance with Conn. Gen. Stat. §§ 16-234(f) and 16-247h.

After providing Adjoining Property Owners (APO)s[[1]](#footnote-2) and the host municipality with notice letters,[[2]](#footnote-3) applicants must electronically file the enclosed **Application to Install a Telecommunications Facility in the Public Right-of-Way** (Application), including attachments, via the Authority’s Web Filing System.

First-time applicants must file the Application as a New Docket Application.

For Applicants who have previously been approved to construct Facilities in the ROW:

* **Unopposed Application:** Applications with no objections from APOs and/or host municipalities are to be filed as a **motion** in your primary small cell application docket.
* **Opposed Application:** Applications with objections from APOs and/or host municipalities are to be filed as a New Docket Application in the Authority’s Web Filing System.

Instructions regarding electronic filing with the Authority can be found under the following website, <https://portal.ct.gov/PURA/About/Filing-and-Forms/Electronic-Filing>.

If you need assistance in completing this Application or with the application process, please contact Zachary Alexander at (860) 827-2876 or by email at Zachary.Alexander@ct.gov.

**Enclosed:**

Application

State of Connecticut

Public Utilities Regulatory Authority

10 Franklin Square

New Britain, CT 06051

http://www.ct.gov/pura

APPLICATION TO INSTALL A TELECOMMUNICATIONS FACILITY IN THE PUBLIC RIGHT OF WAY

# A. applicant information:[[3]](#footnote-4)

|  |  |
| --- | --- |
| *Name:* | *Attn.:* |
| *Address:* |  |
| *Address:* |  |
| *Phone:* |  |
| *Email:* |  |

#  Attorney’s information (if any):

|  |  |
| --- | --- |
| *Law Firm:* | *Attn.:* |
| *Address:* |
| *Address:* |
| *Phone:* |
| *Email:* |

# B. FACILITY INFORMATION

1. General Information:

|  |  |
| --- | --- |
| Purpose of the Facility |  |
| Facility Identification |  |
| Type of Mount (Top/Side) |  |
| MPE Value |  |
| Manufacturer and Model Number of Proposed Telecommunications Equipment |  |

1. Utility Pole Information:

|  |  |
| --- | --- |
| Utility Pole Number |  |
| Address of Adjacent Property |  |
| Pole Owners |  |
| Does Applicant have a Master Pole Agreement with the Pole Owner?  | [Yes/No] |
| Is the pole being replaced? | [Yes/No] |

1. Compliance with Legal Requirements

|  |  |
| --- | --- |
| Does the municipality have regulations related to wireless facilities, including for the aesthetics or location of the facility? If yes, identify the regulations and state whether the proposed facility complies with the regulations.  |  |
| Did any APOs or municipality object to the Facility?  | [Yes/No] If yes, answer the following two questions. |
| Identify the objector, the specific objection, and the reason why the objection could not be resolved.  |  |
| Explain why public convenience and necessity require the proposed facility notwithstanding the objection. |  |

**C**. **ATTACHMENTS**

 Provide as **Attachment 1**, details of the installation, geographic location of the utility pole, and schematic of the pole attachments. Indicate whether and how the construction will comply with Conn. Agencies Regs. Sec. 16-247c-5.

Provide as **Attachment 2,** an explanation of why the location and specific pole was selected, including the need for the facility and a suitability analysis of nearby utility poles. Additionally, explain why the proposed use of the ROW is in the public interest.

Provide as **Attachment 3,** a certification that the facility complies with Federal Communications Commission (FCC) requirements for Radio Frequency (RF) emissions, including aCumulative Power Density Table for RF emissions from the Facility. See 47 C.F.R. Sec. 1.1310. Additionally, if the distance from the antenna to the closest habitable structure is less than the distance from the antenna to the identified point of maximum permissible exposure (MPE), identify the structure, the distance to the structure from the antenna, and the MPE calculation at the closest structure.

Provide as **Attachment 4,** the certificate of mailing to the host municipality and all APOs.

Provide as **Attachment 5,** a copy of the text of the letter to APOs and copies of any correspondence or objections received from APOs.

Provide as **Attachment 6,** a copy of the text of the letter to host municipalities and copies of any correspondence or objections received from municipalities.

**D. SIGNATURE OF APPLICANT**

The undersigned certifies that the information contain in this Application is true and accurate.

Signature:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Name:

Title:

1. APOs are the property owners whose property is physically contiguous to the affected section of the ROW as well as property owners across the street from the affected section. [↑](#footnote-ref-2)
2. In its Decision dated August 12, 2009, in Docket No. 07-03-34RE01, Application of the Cities of Bridgeport, Danbury, and Stamford for Declaratory Ruling Regarding the Safety of VRAD Boxes – Judgment on Stipulation (VRAD Decision), the Authority established the process for seeking the consent of adjoining property owners. In addition, by correspondence dated August 19, 2009, the Authority appended a Form Notice Letter referenced in the VRAD Decision, which provides the standard information that must be included in letters sent to APOs. VRAD Decision, p. 22, fn. 28. [↑](#footnote-ref-3)
3. The term “Applicant” refers to the Commercial Mobile Radio Service (CMRS) provider as described in 47 C.F.R. Part 20, *et. seq*. [↑](#footnote-ref-4)