

From: Bachman, Melanie <Melanie.Bachman@ct.gov>
Sent: Wednesday, September 21, 2022 7:32 AM
To: don bergmann <donlbergmann@sbcglobal.net>
Cc: CSC-DL Siting Council <Siting.Council@ct.gov>; Ball, David A. <DBall@cohenandwolf.com>; ppires@cohenandwolf.com; Chiocchio, Lucia <LChiocchio@cuddyfeder.com>; Motel, Kristen <KMotel@CUDDYFEDER.COM>; Baldwin, Kenneth <KBALDWIN@RC.com>; Ira Bloom <ibloom@berchemmoses.com>; Nicholas R. Bamonte <nbamonte@berchemmoses.com>
Subject: RE: #510

Good morning, Don.

Since we are a public agency engaged in a public process, all correspondence is public, and since this is a pending matter with other parties and intervenors, any questions you ask may also be of interest to the other parties and intervenors in the proceeding. This is why I copy the entire service list on any response.

If you would like to reference Docket No. 502 in the proceeding or in your post-hearing brief, you may request the record of Docket 502 to be administratively noticed as part of your case for the record.

Thanks. Have a great day.

Melanie

Melanie A. Bachman, Esq.
Executive Director/Staff Attorney
Connecticut Siting Council
10 Franklin Square
New Britain, CT 06051
860-827-2951



CONFIDENTIALITY NOTICE: This message is intended only for the use of the individual(s) named above. Information in this e-mail or any attachment may be confidential or otherwise protected from disclosure by state or federal law. Any unauthorized use, dissemination, or copying of this message is prohibited. If you are not the intended recipient, please refrain from reading this e-mail or any attachments and notify the sender immediately. Please destroy all copies of this communication.

From: don bergmann <donlbergmann@sbcglobal.net>
Sent: Tuesday, September 20, 2022 6:22 PM
To: Bachman, Melanie <Melanie.Bachman@ct.gov>
Subject: Re: #510

EXTERNAL EMAIL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Melanie,

Thank you. That is the answer I expected and want you to know I feel no annoyance. I simply wanted something for the record.

A couple of points.

I see you copied all. While I do not really care, I was surprised.

Apparently, the Siting Council and staff do not set up any kind of system for accessing decisions etc. based upon various facts or holdings, as does our Court system. As a matter of curiosity and because I feel comfortable being direct with you, I ask if that issue has ever been raised and if so, was it rejected.

An answer to me from Cellco/Verizon referenced Docket No. 502, a submission for a new cell tower site in Woodbridge CT. I read aspects on the matter in the file and it appeared to me that the Siting Council had a very close vote, 3 for, 2 against, one abstention, with two members absent. My sense is that those opposed to the site, which included Sen. Blumenthal and many others, almost carried the day in their efforts to secure a denial. This made me think that there could be circumstances in which the Siting Council might issue a denial even though the applicants appear to satisfy the regulatory requirements that the CT system appears to either require or desire. I will be referencing Docket No. 502 in my closing submission, hoping that the Siting Council may decide that the 92 Greens Farms Rd. application is one on which the Council might draw a line consistent with what is truly needed and what a town such as Westport would like.

I share the above simply as a sharing of thoughts. My views are totally my own, have nothing to do with our Town and the efforts of our Town Counsel and First Selectwoman. I do not seek the approval of Ira Bloom as to anything that I think worthwhile to at least explore, though I greatly respect his commitment and legal capabilities. .

Stay well, Don Bergmann