

----- Forwarded Message -----

From: don bergmann <donlbergmann@sbcglobal.net>

To: sitingcouncil@ct.gov <sitingcouncil@ct.gov>

Cc: Stephen Goldstein <stephengoldstein@gmail.com>; ira bloom <ibloom@berchemmoses.com>

Sent: Wednesday, June 22, 2022, 11:11:02 AM EDT

Subject: Cell Tower Proposed for Greens Farms Road Westport CT

To: Melanie Bachman, Executive Director, CT Siting Council

From: Don Bergmann 32 Sherwood Drive Westport CT 06880 203 226 8712

Re: Cell Tower Proposal of Tarpon Towers for a Residential Site at 92 Greens Farms Rd. Westport CT ("The Cell Tower Proposal")

Dear Executive Director Bachman,

I am a long term resident of Westport CT and am troubled by the Cell Tower Proposal on a private, residential site. While others are also troubled, I am working primarily with Stephen Goldstein, a neighbor whose family lives even closer to this site than do I. Stephen and I are attorneys, though I have long retired.

We are in contact with Town Attorney Ira Bloom. I believe you know Ira. Ira and his team will be addressing the Cell Tower Proposal from the viewpoint of the applicable law, though I do not know just what form that effort will take. Ira has advised me that the Cell Tower Proposal was filed by Tarpon Towers last month and that the matter will be first presented to the Siting Council on June 23rd. I expect my efforts to try to convince the Siting Council to deny this application will focus on general concepts and concerns and not the niceties of CT law.

I write now to begin our dialogue. My hope is to be provided with a person, whether you or someone you select, with whom I can interact. Among likely topics of interest to me are,

1. The name and e mail address of the Staff Person with whom to interact,
2. The names of all on the Siting Council, including how long they have served and the most effective means to communicate directly to those individuals,
3. An understanding of the process, including access to all filings and other public documents submitted, meeting dates, filing deadline dates, most effective means to communicate, presumably by e mail, letter of attendance at meetings, the likely timetable expected to reach resolution and other procedural steps that you know to be relevant but which I have failed to reference,
4. An understanding of the history of the decisions of the Siting Council over the past five years in which the Siting Council denied or modified a proposed application, but including applications that were withdraw,
5. The aggregate number of applications heard by the Siting Council over the past five years,
6. An understanding of the role of the Siting Council staff in reviewing and providing guidance to the Siting Council. I believe this could include the extent, if at all, whereby the Siting Council staff or its own experts to investigate, possibly challenge, the factual submissions of applicants as to relevant matters, e.g. the need for a cell tower, the degree to which existing cell tower service is inadequate, the areas in which such service is inadequate (as to The Cell Tower Proposal it appears that the greatest need, if any, is to service automobiles driving along I-95), the extent to which modeling versus actual reality serves as a basis for determining need and the extent to which existing cell service is adequate if a customer was to select a carrier other than those engaged in support of The Cell Tower Proposal,
7. The role of the Siting Council in addressing the likely reality that Cell Towers will become less and less important as service is expanded with carrier units located on telephone poles and as 5G service is introduced,
8. The significance of the fact that Tarpon Towers knew that a family living next door was about to have a new born baby before the submission of the Cell Tower Proposal,
9. The relevance of an alternative site along the nearby railroad right of way that the CT has not been able to fully address due to staffing shortcomings, and

10. The process whereby the future removal of a Cell Tower is properly addressed and paid for.

The above is a long list and far from comprehensive. It occurs to me that you or staff might want to talk to me first or even meet to better understand my effort and to provide information that might alter that effort. If so, please contact me. In all events, I do expect a response in whatever form you think best.

Ultimately, my effort will be to try to convince the Siting Council to determine that a time has come for the Siting Council to think broadly about the Cell Tower Proposal and try to bring a sense of fairness, almost morality to the process.

Thank you, Don Bergmann

In discussing the above with Westport's Town Attorney, Ira Bloom, Esq., it is my understanding that the Siting Council will be receiving and opening an application from Tarpon Towers on June 23rd. for a new cell tower to be located at Greens Farms Rd.