



STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

Phone: (860) 827-2935 Fax: (860) 827-2950

E-Mail: siting.council@ct.gov

Web Site: portal.ct.gov/csc

VIA ELECTRONIC MAIL

August 10, 2022

TO: Service List, dated July 21, 2022

FROM: Melanie Bachman, Executive Director *MB*

RE: **DOCKET NO. 510** - New Cingular Wireless PCS, LLC d/b/a AT&T and Tarpon Towers II, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a telecommunications facility located at 92 Greens Farms Road, Westport, Connecticut.

Motions

During a public hearing of the Connecticut Siting Council (Council) held on August 9, 2022 the Council ruled on the following motion:

Applicants' Motion for Protective Order, dated August 1, 2022

The motion was granted consistent with the Council's Procedures for Filing a Protective Order and the Council's Conclusions of Law adopted in Docket 366.

Continuation of Evidentiary Hearing

The Council shall continue the evidentiary hearing for the above-referenced proceeding on Thursday, September 22, 2022, via Zoom conferencing, beginning at **2:00 p.m.** A copy of the Instructions for Public Access to the Continued Evidentiary Hearing is attached.

The hearing shall commence with the continued cross examination of the Applicants by Verizon Wireless to be followed by cross examination of the Applicants by the Town of Westport and Donald Bergmann, and continuing with cross examination of the Applicants on the late-filed exhibits by the Council. Thereafter, the hearing will continue with the appearance of the parties and intervenors in the order listed on the hearing program for cross-examination by the Council, Applicants and other parties and intervenors.

Applicants' Late-Filed Exhibits

During the August 9, 2022 evidentiary hearing session, the Council requested that the Applicants submit the following information as late-filed exhibits:

1. Construction Drawings with detailed Erosion and Sediment Control measures, including, but not limited to, silt soxx;
2. Referencing the response to Council Interrogatory 48, photo 7B, what is the distance at its closest point from the proposed access drive to the fence in the background?;
3. Photosimulation of a monopine tower design at the proposed site;

4. An estimate from the local gas distribution company for extension of the gas line to the proposed site to fuel emergency backup generators;
5. Breakdown of total project cost between Tarpon, ATT, and Verizon
6. Maximum cumulative noise emissions from the operation of the backup generators at the property line; and
7. Design and construction perspectives to limit disturbance within the upland review area.

The Council requests these late-filed exhibits be submitted to the Council before the close of business on **September 15, 2022**.

The final deadline for exchange of interrogatories between parties and intervenors is before the close of business on **September 8, 2022**. The final deadline for responses to interrogatories is **September 15, 2022**.

If you have any questions about Council procedures, please do not hesitate to contact me at the Council office at 860-827-2935.

Thank you.

MAB/IN/laf

Enclosures: Revised Schedule, dated August 10, 2022
Instructions for Public Access to Docket No. 510 Remote Continued Evidentiary Hearing Session

c: Council Members
BCT Reporting LLC
Pryme Tyme Entertainment



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**Instructions for Public Access to Docket No. 510 Remote Continued
Evidentiary Public Hearing Session – September 22, 2022 – 2 PM**

PLEASE NOTE:

- Interested persons may join the continued evidentiary session to listen, but **no public comments will be received** during the continued evidentiary session. Public comments may be submitted to the Council by email at siting.council@ct.gov or by regular mail.
- Any person may be removed from the remote continued evidentiary session at the discretion of the Council.
- All participants are requested to mute sound notifications on their computer, smartphone or tablet. Telephones are often equipped with a “do not disturb” feature for the dial-in option.

Access to Continued Evidentiary Hearing Session

1. Attendees can join by clicking (or entering) the following link:
<https://us06web.zoom.us/j/89504603774?pwd=KzdjbmREMzZSZk9FS0FoSzNFL3V4Zz09> from a computer, smartphone, or tablet. No prior software download is required.
Meeting ID: 895 0460 3774 and Passcode: L7pcLv
2. For audio-only participation, attendees can join by dialing in at **1 (929) 205 6099 (not toll free)** and then enter the **Meeting ID: 895 0460 3774 and Passcode: 076123** from a telephone.
3. All microphones will be muted upon entry into the meeting and will be turned on in the order of party appearances and cross examination governed by the Hearing Program.
4. **No public comments will be received during the continued evidentiary hearing session.**



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REVISED SCHEDULE

DOCKET NO. 510 - New Cingular Wireless PCS, LLC d/b/a AT&T and Tarpon Towers II, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a telecommunications facility located at 92 Greens Farms Road, Westport, Connecticut.

Application received	05/26/22
Completeness review	06/23/22
Council Interrogatories	
• Set-One Filed	07/08/22
• Set-One responses due	07/22/22
• Set-one responses with extension due	08/01/22
• Set Two Filed	
• Set-Two responses due	
Pre-hearing conference via Zoom - 11:00 a.m	07/13/22
Exchange of Interrogatories between Parties and Intervenors	07/26/22
Deadline for Pre-filed Testimony and Responses to Interrogatories	08/02/22
Deadline to request Party/Intervenor status	08/02/22
Public Hearing 2:00 p.m. evidentiary session and 6:30 p.m. public comment session via Zoom conferencing <i>(refer to Hearing Information section on Docket 510 project webpage for Zoom conferencing log in/call in)</i>	08/09/22
Final Exchange of Interrogatories between Parties and Intervenors	09/08/22
Final Deadline for Pre-filed Testimony and Responses to Interrogatories	09/15/22
Continued Evidentiary Session via Zoom conferencing – 2:00 p.m. <i>(refer to Hearing Information section on Docket 500 project webpage for Zoom conferencing log in/call in)</i>	09/22/22
Continued Evidentiary Session(s)	TBD
Close of Evidentiary Record	09/22/22
Close of Public Comment Period	10/22/22
Draft Findings of Fact	10/27/22
Draft Findings of Fact, Opinion & Decision & Order	11/10/22
Deadline for Decision	10/23/22
90-day extension of Deadline for Decision per Council’s request and with Applicants Consent	01/21/23

Siting Analyst: Ifeanyi Nwankwo