



STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

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Hearing Program

Docket No. 535

Tuesday, September 9, 2025

2:00 p.m.

I. Opening by Council

A. Statement read by Vice Chair

B. Motions

1. Intervenor Paska Nayden Motion to Continue/Reset Hearing Date, received September 4, 2025

C. Administrative Notice taken by Council

FEDERAL

1. Federal Communications Commission, Office of Engineering and Technology, *Questions and Answers About Biological Effects and Potential Hazards of Radiofrequency Electromagnetic Fields*, OET Bulletin No. 56, August 1999, available at https://transition.fcc.gov/Bureaus/Engineering_Technology/Documents/bulletins/oet56/oet56e4.pdf
2. Federal Communications Commission, Office of Engineering and Technology, *Evaluating Compliance with FCC-Guidelines for Human Exposure to Radiofrequency Electromagnetic Fields*, OET Bulletin No. 65, August 1997, available at https://transition.fcc.gov/Bureaus/Engineering_Technology/Documents/bulletins/oet65/oet65.pdf
3. Federal Communications Commission, *Guidelines for Evaluating the Environmental Effects of Radiofrequency Radiation Report and Order*, August 1, 1996, available at https://transition.fcc.gov/Bureaus/Engineering_Technology/Orders/1996/fcc96326.pdf
4. Telecommunications Act of 1996, as amended, Pub. L. No. 104-104, 110 Stat. 56 (codified as amended in scattered sections of 47 U.S.C), available at <https://transition.fcc.gov/Reports/tcom1996.pdf>
5. Federal Communications Commission, *Warning, Alert and Response Network Act*, Pub. L. No. 109-437, 120 Stat. 1936 (2006), (codified at 47 U.S.C. §332(d)(1)) (2006), available at <https://transition.fcc.gov/pshs/docs/emergency-information/emas-warn-act.pdf>
6. Wireless Communications and Public Safety Act of 1999, as amended, 47 U.S.C. §§ 615-615b, as amended, available at <https://www.congress.gov/bill/106th-congress/house-bill/438/text/ih>.
7. Enhance 911 Act of 2004, as amended, 47 U.S.C. § 942, as amended, available at <https://www.gpo.gov/fdsys/pkg/PLAW-108publ494/pdf/PLAW-108publ494.pdf>

8. Middle Class Tax Relief and Job Creation Act of 2012, Pub. L. No. 112-96, §6409 Wireless Facilities Deployment 2012, *available at* <https://www.gpo.gov/fdsys/pkg/PLAW-112publ96/pdf/PLAW-112publ96.pdf>
9. Actions That May Have a Significant Environmental Effect, for Which Environmental Assessments (EAs) Must be Prepared, 47 C.F.R. § 1.1307, as amended, *available at* <https://www.gpo.gov/fdsys/pkg/CFR-2013-title47-voll/pdf/CFR-2013-title47-voll-sec1-1307.pdf>
10. Radiofrequency Radiation Exposure Limits, 47 C.F.R. § 1.1310, as amended, *available at* <https://www.gpo.gov/fdsys/pkg/CFR-2002-title47-voll/pdf/CFR-2002-title47-voll-sec1-1310.pdf>
11. Presidential Proclamation No. 8460, 74 Fed. Reg. 234 (December 8, 2009), *available at* <http://www.presidency.ucsb.edu/ws/index.php?pid=86954>
12. Presidential Order No. 13616, Accelerating Broadband Infrastructure Development, 77 Fed. Reg. 119 (June 14, 2012), *available at* <http://www.gpo.gov/fdsys/pkg/FR-2012-06-20/pdf/2012-15183.pdf>
13. Presidential Policy Directive No. 21, Critical Infrastructure Security and Resilience, February 12, 2013, *available at* <https://obamawhitehouse.archives.gov/the-press-office/2013/02/12/presidential-policy-directive-critical-infrastructure-security-and-resil>
14. Division of Migratory Bird Management, United States Fish & Wildlife Service, United States Department of the Interior, *Recommended Best Practices for Communication Tower Design, Siting, Construction, Operation, Maintenance and Decommissioning*, last updated March 2021, *available at* <https://www.fws.gov/sites/default/files/documents/usfws-communication-tower-guidance.pdf>
15. National Park Service, United States Department of the Interior, *National Register of Historic Places*, *available at* <https://www.nps.gov/subjects/nationalregister/index.htm>
16. Federal Aviation Administration, *Obstruction Marking and Lighting, Advisory Circular AC No. 70/7460-1M*, November 16, 2020, *available at* https://www.faa.gov/documentLibrary/media/Advisory_Circular/Advisory_Circular_70_7460_1M.pdf
17. Federal Aviation Administration, *Specification for Obstruction Lighting Equipment, Advisory Circular AC No. 150/5345-43J*, March 11, 2019, *available at* https://www.faa.gov/documentLibrary/media/Advisory_Circular/150-5345-43J.pdf
18. Federal Aviation Administration, *Obstruction Evaluation Version 2023-Sep.3*, Notice Criteria Tool *available at* <https://oeaaa.faa.gov/oeaaa/external/gisTools/gisAction.jsp?action=showNoNoticeRequiredToolForm>
19. Federal Communications Commission, *Tower Owners: Save Birds, Save Money*, updated August 2, 2021, *available at* <https://www.fcc.gov/guides/towers-and-birds>

20. Stephen J. Blumberg, et al, *Wireless Substitution: Early Release of Estimates from the National Health Interview Survey, July – December 2021*, Division of Health Interview Statistics, National Center for Health Statistics, U.S. Center of Disease Control, May 2022, available at <https://www.cdc.gov/nchs/data/nhis/earlyrelease/wireless202205.pdf>
21. Federal Communications Commission, *Public Notice – Wireless Telecommunications Bureau Offers Guidance on Interpretation of Section 6409(a) of the Middle Class Tax Relief and Job Creation Act of 2012*, DA 12-2407, January 25, 2013, available at https://apps.fcc.gov/edocs_public/attachmatch/DA-12-2047A1.pdf
22. Federal Communications Commission, *Connecting America: The National Broadband Plan*, 2010, available at <https://transition.fcc.gov/national-broadband-plan/national-broadband-plan.pdf>
23. Federal Communications Commission, *Text-to-911: Quick Facts & FAQs*, last updated January 6, 2020, available at <http://www.fcc.gov/guides/text-911-quick-facts-faqs>.
24. Federal Communications Commission, *Acceleration of Broadband Deployment by Improving Wireless Facilities Siting Policies*, et al, *Wireless Infrastructure Report and Order*, FCC 14-153, October 21, 2014, available at <http://www.fcc.gov/document/wireless-infrastructure-report-and-order>
25. Federal Communications Commission, *Accelerating Wireless Broadband Deployment by Removing Barriers to Infrastructure Investment, Second Report and Order*, FCC 18-30, March 30, 2018, available at <https://docs.fcc.gov/public/attachments/FCC-18-30A1.pdf>
26. Federal Communications Commission, *Accelerating Wireline Broadband Deployment by Removing Barriers to Infrastructure Investment, Fourth Report and Order and Declaratory Ruling*, FCC 23-109, January 12, 2024, available at <https://www.federalregister.gov/documents/2024/01/12/2024-00416/accelerating-wireline-broadband-deployment-by-removing-barriers-to-infrastructure-investment>
27. Federal Communications Commission, *FCC Fact Sheet: Accelerating Wireless Broadband Deployment by Removing Barriers to Infrastructure Investment; Accelerating Wireline Broadband Deployment by Removing Barriers to Infrastructure Investment, Third Report and Order*, FCC 18-133, September 27, 2018, available at <https://docs.fcc.gov/public/attachments/DOC-353962A1.pdf>
28. Federal Communications Commission, *Implementation of State and Local Governments' Obligation to Approve Certain Wireless Facility Modification Requests Under Section 6409(a) of the Spectrum Act of 2012, Declaratory Ruling and Notice of Proposed Rulemaking*, FCC 20-75, June 10, 2020, available at <https://docs.fcc.gov/public/attachments/FCC-20-75A1.pdf>

29. Federal Communications Commission, Implementation of State and Local Governments' Obligation to Approve Certain Wireless Facility Modification Requests Under Section 6409(a) of the Spectrum Act of 2012, *Report and Order*, FCC 20-153, November 3, 2020, available at <https://docs.fcc.gov/public/attachments/FCC-20-153A1.pdf>
30. United States Department of Agriculture, Soil Survey Manual, Handbook No. 18, March 2017, available at <https://www.nrcs.usda.gov/sites/default/files/2022-09/The-Soil-Survey-Manual.pdf>
31. United States Fish and Wildlife Service, New England Field Office, Addressing Northern Long-eared Bat and Tricolored Bat, available at <https://www.fws.gov/office/new-england-ecological-services/endangered-species-project-review#Step4>

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Connecticut Siting Council

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33. Connecticut Siting Council, *Telecommunications Facilities: An Illustrated Primer on the Siting of Facilities Within Connecticut and Throughout the Nation, Version II*, available at <https://portal.ct.gov/-/media/CSC/CSCtower307pdf.pdf>
34. Connecticut Siting Council, *Statewide Telecommunications Coverage Database*, available at <https://portal.ct.gov/CSC/Common-Elements/Common-Elements/Connecticut-Siting-Council---Disclaimer>
35. Connecticut Siting Council, Docket No. 432 – Feasibility study of back-up power requirements for telecommunications towers and antennas pursuant to Public Act 12-148, available at https://portal.ct.gov/CSC/1_Applications-and-Other-Pending-Matters/Applications/3_DocketNos400s/Docket-No-432
36. Connecticut Siting Council, Docket No. 369 - Cellco Partnership d/b/a Verizon Wireless Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located off Sherman Road, Woodstock, Connecticut. Record and Final Decision, available at https://portal.ct.gov/csc/1_applications-and-other-pending-matters/applications/2_docketnos200-399/docket-369--woodstock
37. Connecticut Siting Council, Docket No. 397 - Cellco Partnership d/b/a Verizon Wireless Certificate of Environmental Compatibility and Public need for the construction, maintenance and operation of a telecommunications facility at 445 Prospect Street, Woodstock, Connecticut. Record and Final Decision, available at https://portal.ct.gov/csc/1_applications-and-other-pending-matters/applications/2_docketnos200-399/docket-no-397--woodstock

38. Connecticut Siting Council, Docket No. 415 - Cellco Partnership d/b/a Verizon Wireless Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 87 West Quasset Road, Woodstock, Connecticut. Record and Final Decision, *available at* https://portal.ct.gov/csc/1_applications-and-other-pending-matters/applications/3_docketnos400s/docket-no-415-verizonwoodstock
39. Connecticut Siting Council, Docket No. 423 – American Towers, LLC Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a telecommunications facility located off Route 198, Woodstock, Connecticut. Record and Final Decision, *available at* https://portal.ct.gov/csc/1_applications-and-other-pending-matters/applications/3_docketnos400s/docket-no-423--woodstock
40. Connecticut Siting Council, Docket No. 512 - Infra Towers, LLC Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a telecommunications facility located at 60 Vale Road, Brookfield, Connecticut. Record and Final Decision, *available at* https://portal.ct.gov/csc/1_applications-and-other-pending-matters/applications/4_docketnos500s/docket-no-512
41. Connecticut Siting Council, Docket No. 534 - The Towers, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a telecommunications facility and associated equipment located at 90 Woodstock Avenue West (Route 171), Woodstock, Connecticut. Record. *available at* https://portal.ct.gov/csc/1_applications-and-other-pending-matters/applications/4_docketnos500s/docket-no-534
42. Connecticut Siting Council, Petition No. 1119 - Cellco Partnership d/b/a Verizon Wireless Declaratory Ruling that no Certificate of Environmental Compatibility and Public Need is required for the construction, maintenance, and operation of three pole-mounted small cell telecommunications facilities on the Woodstock Fairgrounds property located at 281 Route 169, Woodstock, Connecticut *available at* https://portal.ct.gov/csc/2_facility/facility/facility-list---woodstock
43. Connecticut Siting Council, Petition No. 1449 New Cingular Wireless PCS, LLC (AT&T) Declaratory Ruling, pursuant to Connecticut General Statutes §4-176 and §16-50k, for the installation of a small cell wireless telecommunications facility on a new approximately 34-foot privately-owned wood pole to be located at the Woodstock Fair Grounds, 39 North Gate Road, Woodstock, Connecticut. *available at* https://portal.ct.gov/csc/3_petitions/petition-nos-1441-1450/petition-no-1449-att_woodstock
44. Connecticut Siting Council, Petition No. 1589, petition for a declaratory ruling, pursuant to Connecticut General Statutes §4-176 and §16-50k, for the construction, maintenance and operation of a 3.0-megawatt AC solar photovoltaic electric generating facility located at 360 Somers Road, Ellington, Connecticut, and associated electrical interconnection, July 30, 2021 State Historic Preservation Office correspondence related to Area of Potential Effect, *available at* https://portal.ct.gov/-/media/CSC/3_Petitions-medialibrary/Petitions_MediaLibrary/MediaPetitionNos1501-1600/PE1589/PetitionerSubmissions/Appendix-B---Environmental-Assessment.pdf

45. Bill of Lading shipped from Paska Nayden to Connecticut Siting Council and attachments, received April 4, 2025.
46. Bill of Lading shipped from Paska Nayden to Connecticut Siting Council and attachments, received August 11, 2025
47. Freedom of Information Act Request from Paska Nayden to Connecticut Siting Council, dated February 21, 2023 and Council Response with attachments.
48. Freedom of Information Act Request from Paska Nayden to Connecticut Siting Council, dated June 15, 2023 and Council Response with attachments.
49. Freedom of Information Act Request from Paska Nayden to Connecticut Siting Council, dated September 26, 2023 and Council Response.

Department of Energy and Environmental Protection

50. Department of Energy and Environmental Protection, Connecticut Council on Soil and Water Conservation, *Connecticut Guidelines for Soil Erosion and Sediment Control*, effective date March 30, 2024, available at <https://portal.ct.gov/DEEP/Water/Soil-Erosion-and-Sediment-Control-Guidelines/Guidelines-for-Soil-Erosion-and-Sediment-Control>
https://portal.ct.gov/-/media/DEEP/water/water_quality_management/Guidance/SESCG_CleanFinal.pdf
51. Department of Energy and Environmental Protection, *Connecticut Stormwater Quality Manual*, effective date March 30, 2024, available at https://portal.ct.gov/-/media/DEEP/water/water_quality_management/Guidance/SWM_Feb_2024.pdf
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55. Department of Public Utility Control, Docket No. 08-06-19, DPUC Investigation into the Deployment of Distributed Antenna System (DAS) in the Public Rights of Way, September 29, 2010.

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57. Department of Energy and Environmental Protection, Bureau of Natural Resources, Connecticut's Wildlife Action Plan, 2015 Revision, available at <https://portal.ct.gov/DEEP/Wildlife/CT-Wildlife-Action-Plan/CT-2015-Wildlife-Action-Plan>
58. Public Utilities Regulatory Authority, Connecticut Public Utilities Cybersecurity Action Plan, May 2, 2018, available at <https://portal.ct.gov/-/media/das/best/security-services/ct-cybersecurity-action-plan-final.pdf>
59. Public Utilities Regulatory Authority, 2022 Connecticut Public Utility Annual Cybersecurity Report, March 31, 2023, available at <https://portal.ct.gov/-/media/PURA/electric/2022-Connecticut-Public-Utility-Annual-Cybersecurity-Report.pdf>
60. Department of Energy and Environmental Protection, Bureau of Water Management, Wetlands Management Section, Guidelines: Upland Review Area Regulations, Connecticut's Inland Wetlands and Watercourses Act, June 1997, available at <https://portal.ct.gov/-/media/DEEP/water/wetlands/uplandreviewdocumentjune1997PDF.PDF?la=en>
61. Department of Energy and Environmental Protection, [Coldwater Habitat Interactive Map](https://ctdeepwatermonitoring.github.io/ColdWaterHab/), available at <https://ctdeepwatermonitoring.github.io/ColdWaterHab/>

Department of Transportation

62. Department of Transportation, ConnDOT Drainage Manual 2000, last revised July 2016, available at <https://portal.ct.gov/DOT/Hydraulics-and-Drainage/Drainage-Manual>
63. Department of Transportation, Policy Statement for Telecommunications Installations Within the State Highway Right of Way, Policy No. E&H.O. – 53, August 7, 2006, available at https://portal.ct.gov/lib/csc/row_ps.pdf

Other State Agencies

64. Office of Policy and Management, Conservation and Development Policies Plan for Connecticut 2018-2023, May 4, 2022, available at <https://portal.ct.gov/OPM/IGPP/ORG/Conservation-and-Development-Policies-Plan/Conservation-and-Development-Policies-Plan>
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71. Department of Emergency Services and Public Protection, *CT Text to 911*, available at <https://portal.ct.gov/DESPP/Division-of-Statewide-Emergency-Telecommunications/Home>
72. *Woodbridge Newton Neighborhood Environmental Trust, et al v. Connecticut Siting Council*, 349 Conn. 619 (2024)

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83. Christopher Barton and Karen Kinkead, *Do Erosion Control and Snakes Mesh?*, *Journal of Science and Water Conservation* 2005, Volume 60, Number 2, *available at* <https://www.fs.usda.gov/research/treearch/21050>
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89. Connecticut Agricultural Experiment Station, *Jumping Worms in Connecticut*, September 28, 2023, available at https://portal.ct.gov/-/media/caes/documents/publications/fact_sheets/entomology/jumping-worms-in-connecticut.pdf

MAPS

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98. Town of Woodstock, Woodstock Geographical Information System Map, *available at* <https://www.woodstockct.gov/planning-and-zoning-commission/pages/woodstock-gis-map>
99. United States Geological Survey, National Map Viewer, *available at* <https://apps.nationalmap.gov/viewer/>
100. Connecticut Department of Energy and Environmental Protection and University of Connecticut, Connecticut Environmental Conditions on-line, Interactive Parcel Viewer, *available at* <https://cteco.maps.arcgis.com/apps/webappviewer/index.html?id=0ff5596f2ca84f0e9aa96b baf8ede14c&extent=-8208492.848%2C4959710.4595%2C-7961754.1207%2C5222042.3406%2C102100>

D. State Agency comments

1. Connecticut Airport Authority, dated May 7, 2025
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II. Appearance by Applicant

Applicant:	The Towers, LLC (APP)
Representatives:	Jonathan Schaefer, Esq. Kenneth C. Baldwin, Esq. Robinson & Cole, LLP

A. Administrative Notice.

- 1.

B. Exhibits for Identification.

1. Application for a Certificate of Environmental Compatibility and Public Need filed by The Towers, LLC and attachments, received April 7, 2025, and bulk file exhibits as follows:
 - a. Technical Report
 - b. Town of Woodstock Zoning Regulations
 - c. Town of Woodstock Inland Wetlands and Watercourses Regulations
 - d. Town of Woodstock Plan of Conservation and Development
2. Affidavit of Publication in *The Bulletin*, dated April 15, 2025
3. Sign-Posting Affidavit, dated July 14, 2025
4. Responses to Council Interrogatories, dated July 14, 2025
5. Signed Protective Order – Lease Agreement Financial Terms, dated July 31, 2025

6. Supplemental Response to Council Interrogatory No. 54, dated September 2, 2025
7. Responses to Nayden Interrogatories and Requests for Production, dated September 2, 2025

C. Swear Witnesses

1. Brian Paul, Project Manager, Vertical Bridge REIT, LLC
2. Kip DiVito, Radio Frequency Engineer, Verizon Wireless
3. Elizabeth Glidden, Real Estate Regulatory Specialist, Verizon Wireless
4. Jason Margelot, Project Manager, Engineering Implementation, Airosmith Development, Inc.
5. Matthew Gustafson, Soil Scientist & Forester, All-Points Technology Corporation
6. Rick Landino, Senior Designer/Analyst, All-Points Technology Corporation

D. Full Exhibits - Verification of exhibits by witnesses and admission by the Council.

E. Cross Examination.

1. Council
2. Paska Nayden

III. Appearance by Intervenor:

Paska Nayden (PN)

A. Administrative Notice.

- 1.

B. Exhibits for Identification.

1. Request for Intervenor Status, dated July 31, 2025
2. Pre-Filed Testimony with attachments, dated August 26, 2025

C. Swear Witnesses

1. Paska Nayden

D. Full Exhibits - Verification of exhibits by witnesses and admission by the Council.

E. Cross Examination.

1. Council
2. Applicant

IV. Closing by Connecticut Siting Council.