

STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

Docket No. 538

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 1022 Trumbull Highway, Lebanon,
Connecticut.

Zoom Remote Council Meeting (Teleconference),
Continued Evidentiary Session, on Tuesday, December 16,
2025, beginning at 2 p.m.

H e l d B e f o r e :

JOHN MORISSETTE, THE VICE CHAIR

1 A p p e a r a n c e s:

2 Councilmembers:

3 JOHN MORISSETTE (Vice Chair)

4

5 BRIAN GOLEMBIEWSKI,

6 DEEP Designee

7

8 QUAT NGUYEN

9 PURA Designee

10

11 CHANCE CARTER

12 KHRISTINE HALL

13 DR. SCOTT WILLIAMS

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15 DANIEL P. LYNCH, JR.

16

17 Council Staff:

18 ROBERT MERCIER,

19 Siting Analyst

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21 MELANIE BACHMAN, ESQ.,

22 Executive Director and Staff Attorney

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(Begin: 2:00 p.m.)

THE VICE CHAIR: Good afternoon, ladies and gentlemen.

This continued evidentiary hearing session is called to order this Tuesday, December 16, 2025, at 2 p.m. My name is John Morissette, Vice Chair of the Connecticut Siting Council.

If you haven't done so already, I ask that everyone please mute their computer audio and/or telephones now. Thank you.

A copy of the prepared agenda is available on the Council's website, along with a record of this matter, the public hearing notice, instructions for public access to this public hearing, and the Council's citizens guide to the Siting Council's procedures.

Other members of the Council are Mr. Golembiewski, Mr. Nguyen, Mr. Carter, Ms. Hall, Dr. Williams, Mr. Syme, and Mr. Lynch. Members of the staff are Executive Director Melanie Bachman, Siting Analyst Robert Mercier, and Administrative Support Lisa Fontaine.

This evidentiary session is a continuation of the public hearing held on September 11, 2025. It is held pursuant to the provisions of Title 16 of

1 the Connecticut General Statutes and of the
2 Uniform Administrative Procedure Act upon an
3 application from The Towers, LLC, for a
4 certificate of environmental compatibility and
5 public need for the construction, maintenance, and
6 operation of a telecommunications facility and
7 associated equipment located on 1022 Trumbull
8 Highway in Lebanon, Connecticut.

9 A verbatim transcript will be made of this
10 hearing and deposited with the Lebanon's Town
11 Clerk's office for the convenience of the public.

12 We will take a 10- to 15-minute break at a
13 convenient juncture around 3:30 p.m.

14 We'll now move on to the continued appearance
15 by the Applicant. In accordance with the
16 September 11, 2025, continued evidentiary hearing
17 memo, we will continue with the appearance of the
18 Applicant, The Towers, LLC, for cross-examination
19 by the Council and parties and interveners on the
20 new exhibits, to swear in their new witnesses,
21 Elizabeth Glidden and Joe Johnston, and verify new
22 exhibits marked as Roman numeral two, items B7
23 through '12 on the hearing program.

24 Attorney Bachman, please begin by swearing
25 Elizabeth Glidden and Joe Johnston into the

1 record. Attorney Bachman, good afternoon.

2 ATTORNEY BACHMAN: Good afternoon, Vice Chair
3 Morissette.

4 If the Witnesses could please just raise your
5 right hands?

6 J O S E P H J O H N S T O N,
7 E L I Z A B E T H G L I D D E N,
8 called as witnesses, being sworn by THE
9 EXECUTIVE DIRECTOR, were examined and
10 testified under oath as follows:
11

12 ATTORNEY BACHMAN: Thank you.

13 THE VICE CHAIR: Thank you, Attorney Bachman.

14 Attorney Baldwin, good afternoon.

15 ATTORNEY BALDWIN: Good afternoon, Vice Chair
16 Morissette.

17 THE VICE CHAIR: Please begin by identifying the new
18 exhibits you have filed in this matter and
19 verifying the exhibits by the appropriate sworn
20 witnesses.

21 ATTORNEY BALDWIN: Vice Chair Morissette, just confirm
22 that you can hear me, please?

23 THE VICE CHAIR: I can. It's a little low. Maybe turn
24 the volume up a little smudge.

25 ATTORNEY BALDWIN: I'll try to keep my voice up as

1 well.

2 THE VICE CHAIR: That's good. That's good. Thank you.

3 ATTORNEY BALDWIN: Thank you, Vice Chair Morissette.

4 Again, I would also remind all of our other
5 witnesses previously sworn that they remain under
6 oath in this proceeding.

7 K I P D I V I T O,

8 B R I A N P A U L,

9 M A T T H E W G U S T A F S O N,

10 R I C K L A N D I N O,

11 J A S O N M A R G E L O T,

12 recalled as witnesses, having been previously
13 duly sworn, were examined and testified under
14 oath as follows:

15

16 ATTORNEY BALDWIN: For our new exhibits, Vice Chair
17 Morissette, as stated, they're listed in the
18 hearing program under Roman 2, subsection B, items
19 7 through 12, and they include our supplemental
20 information dated December 2nd; our responses to
21 the Council's interrogatory set 2; our responses
22 to Cynthia Arons' interrogatories; our responses
23 to the Roy's interrogatories; our supplemental
24 response to council interrogatory set 1,
25 interrogatory number 25; and resubmission of

1 Exhibit 3, sheet Z-2 from the December 2, 2025,
2 admission that is a plan that we submitted in
3 electronic format so that it is clearer for
4 everyone to view.

5 And I offer those for identification purposes
6 subject to verification by our witnesses.

7 So, I ask my witnesses, please respond to the
8 following questions. Did you prepare or assist in
9 the preparation of the new exhibits listed in the
10 hearing program under Roman two, section B,
11 subsections -- items seven through twelve?

12 Mr. Paul?

13 THE WITNESS (Paul): Yes.

14 ATTORNEY BALDWIN: Mr. DiVito?

15 THE WITNESS (DiVito): Yes.

16 ATTORNEY BALDWIN: Ms. Glidden?

17 THE WITNESS (Glidden): Yes.

18 ATTORNEY BALDWIN: Mr. Johnston?

19 THE WITNESS (Johnston): Yes.

20 ATTORNEY BALDWIN: Mr. Margelot?

21 THE WITNESS (Margelot): Yes.

22 ATTORNEY BALDWIN: Mr. Gustafson?

23 THE WITNESS (Gustafson): Yes.

24 ATTORNEY BALDWIN: Mr. Landino?

25 THE WITNESS (Landino): Yes.

1 ATTORNEY BALDWIN: And do you have any corrections,
2 modifications, or clarifications to offer to any
3 of those exhibits at this time? Mr. Paul?

4 THE WITNESS (Paul): No.

5 ATTORNEY BALDWIN: Mr. DiVito?

6 THE WITNESS (DiVito): No.

7 ATTORNEY BALDWIN: Ms. Glidden?

8 THE WITNESS (Glidden): No.

9 ATTORNEY BALDWIN: Mr. Johnston?

10 THE WITNESS (Johnston): No.

11 ATTORNEY BALDWIN: Mr. Margelot?

12 THE WITNESS (Margelot): No.

13 ATTORNEY BALDWIN: Mr. Gustafson?

14 THE WITNESS (Gustafson): No.

15 ATTORNEY BALDWIN: Mr. Landino?

16 THE WITNESS (Landino): No.

17 ATTORNEY BALDWIN: And is the information contained in
18 those new exhibits true and accurate to the best
19 of your knowledge? Mr. Paul?

20 THE WITNESS (Paul): Yes.

21 ATTORNEY BALDWIN: Mr. DiVito?

22 THE WITNESS (DiVito): Yes.

23 ATTORNEY BALDWIN: Ms. Glidden?

24 THE WITNESS (Glidden): Yes.

25 ATTORNEY BALDWIN: Mr. Johnston?

1 THE WITNESS (Johnston): Yes.

2 ATTORNEY BALDWIN: Mr. Margelot?

3 THE WITNESS (Margelot): Yes.

4 ATTORNEY BALDWIN: Mr. Gustafson?

5 THE WITNESS (Gustafson): Yes.

6 ATTORNEY BALDWIN: Mr. Landino?

7 THE WITNESS (Landino): Yes.

8 ATTORNEY BALDWIN: And do you adopt the information
9 contained in those new exhibits as your testimony
10 in this proceeding? Mr. Paul?

11 THE WITNESS (Paul): Yes.

12 ATTORNEY BALDWIN: Mr. DiVito?

13 THE WITNESS (DiVito): Yes.

14 ATTORNEY BALDWIN: Ms. Glidden?

15 THE WITNESS (Glidden): Yes.

16 ATTORNEY BALDWIN: Mr. Johnston?

17 THE WITNESS (Johnston): Yes.

18 ATTORNEY BALDWIN: Mr. Margelot?

19 THE WITNESS (Margelot): Yes.

20 ATTORNEY BALDWIN: Mr. Gustafson?

21 THE WITNESS (Gustafson): Yes.

22 ATTORNEY BALDWIN: Mr. Landino?

23 THE WITNESS (Landino): Yes.

24 ATTORNEY BALDWIN: Vice Chair Morissette, I offer them
25 as full exhibits.

1 THE VICE CHAIR: Thank you, Attorney Baldwin.

2 Does any party or intervener object to the
3 admission of the Applicant's new exhibits?

4 Attorney Barall, good afternoon.

5 ATTORNEY BARALL: (Inaudible.)

6 THE VICE CHAIR: Attorney Barall?

7 ATTORNEY BARALL: I apologize.

8 THE VICE CHAIR: There you go. Do you object to the
9 admissions of the Applicant's new exhibits?

10 ATTORNEY BARALL: No, Your Honor. No.

11 THE VICE CHAIR: Thank you. Cynthia Arons?

12 CYNTHIA ARONS: No objections.

13 THE VICE CHAIR: Thank you. Good afternoon, by the
14 way.

15 Philip Griffin and Leslie Varszegi. Good
16 afternoon. Any objections?

17

18 (No response.)

19

20 THE VICE CHAIR: I don't see that they have joined us.

21 Very good. The exhibits are hereby admitted.

22 We will continue with cross-examination of
23 the Applicant on the new exhibits by the Council,
24 starting with Mr. Mercier, followed by
25 Mr. Golembiewski. Mr. Mercier, good afternoon.

1 MR. MERCIER: Good afternoon. Thank you.

2 Can you hear me?

3 THE VICE CHAIR: Yes, I can. Yes, we can. Thank you.

4 MR. MERCIER: Thank you very much.

5 I'd like to begin by reviewing the responses
6 to the Council's interrogatory set two. Those are
7 dated December 2nd, which is on the Council's
8 website under applicant exhibits. I'm actually
9 going to be referring to Exhibit 3 attached to
10 that set of interrogatories.

11 And as Attorney Baldwin mentioned, these were
12 also e-mailed yesterday and placed on our website.
13 This is just the same, the same plan, but just a
14 clearer version. So, I'll just begin by speaking
15 about that Exhibit 3.

16 Now, Exhibit 3, the site plan Z-2 shows the
17 new tower site on the host parcel. For the new
18 tower site, is this considered by the Applicant as
19 an alternate site, or a replacement for the
20 original site? So, would it be two sites under
21 consideration before the Council, or just one site
22 that's been revised?

23 THE WITNESS (Paul): This is Brian Paul with Vertical
24 Bridge.

25 That is a depiction of an alternate location

1 stemming from our last hearing discussion.

2 MR. MERCIER: Okay. Thank you.

3 I'm going to now look at the beginning of the
4 access road extending off Trumbull Highway. For
5 this site plan the access drive was modified to go
6 north of the residence instead of south where the
7 stone walls were. It goes up to the wetlands.

8 For the section between Trumbull Highway and
9 the wetland, which now goes north of the on-site
10 residence, is this an alternate road? Or is this
11 a revised road where the original was abandoned
12 that went through the stone wall?

13 THE WITNESS (Paul): This is Brian Paul with Vertical
14 Bridge.

15 This is actually an existing driveway that
16 goes to the property owner's home and then past
17 the home. So, we'll be utilizing the existing
18 driveway. Our plan is to utilize the existing
19 driveway and abandon the original proposed
20 driveway in lieu of excess tree clearing and
21 damage or potential damage to the stone wall in
22 that area.

23 If you recall, there was about 400 feet worth
24 of stone wall, which had to be potentially
25 disassembled and reassembled to allow for the road

1 to go through that area. So we've abandoned that
2 path for the access and chosen the existing path
3 that's in place as an alternate.

4 MR. MERCIER: Thank you for that. Thank you for that
5 clarification.

6 Staying with this site plan -- the two
7 revised site plans, once the access road crosses
8 the wetland it kind of turns north to northeast up
9 to a wooded strip of land that's separating some
10 field. I could see it going through the wooded
11 strip of land on its way northward.

12 Again, for that wooded strip of land where
13 this depiction shows the access road cutting
14 through, is there an existing farm path through
15 there? And if so, what are the types of upgrades
16 that you might need to widen it and install
17 gravel, or something of that nature?

18 THE WITNESS (Paul): This is Brian Paul with Vertical
19 Bridge.

20 So, there is -- there are some pathways to
21 and through those fields along the edge of that
22 wooded area. The paths don't actually go through
23 the wooded area there. I would say they're more
24 along the edge of that area than through it.

25 MR. MERCIER: Okay. And so, where the access road

1 follows the edge of the woods, it comes to a
2 narrow strip of land. Previously, it went
3 northeast up to the original site, and this plan
4 shows it cutting through the strip of trees.

5 I'm just trying to figure out if there's an
6 existing access through the existing tree band to
7 get to the next field or not.

8 THE WITNESS (Paul): Again, Brian Paul.

9 There, there's no clear access through the
10 trees. What is there is overgrown, some fallen
11 older trees in that area, something actually that
12 when we revisited the site the landlord had
13 intentions of cleaning up himself, anyway. That
14 responsibility would then fall on us to do that
15 cleanup and make that permanent pathway through
16 that area.

17 MR. MERCIER: Okay. Thank you.

18 So, once you're through that area, again,
19 does the access road just kind of follow the edge
20 of the field so there's no tree clearing involved
21 until you get to the new compound location?

22 THE WITNESS (Paul): Again, Brian Paul.

23 Yes, that's correct.

24 MR. MERCIER: Thank you.

25 I'm going to actually go backwards here and

1 scroll up to Exhibit 2, which were the sightlines,
2 the sightline graphs prepared for the alternate
3 tower to abutting properties. And this was
4 actually part of response to number 55 in the set
5 of interrogatories. So, I just want to actually
6 refer to the sightline graphs themselves.

7 ATTORNEY BALDWIN: Mr. Mercer, if I could just clarify
8 for you? There are two sets of sightline graphs.
9 And just to be clear for the record, Exhibit 2 are
10 the sightline graphs for the alternative location
11 that we're talking about now.

12 MR. MERCIER: Yes, that's good. That referred to
13 Exhibit 2, the sightline for the alternative site.

14 ATTORNEY BALDWIN: Thank you.

15 MR. MERCIER: For the sightline graphs themselves, that
16 it shows the tower with the red line going to a
17 certain point and with trees interspersed on some
18 of them of some density, some are taller than
19 others depending on what graph you're looking at.

20 How did you determine the extent of
21 vegetation and height for these sightline graphs?

22 THE WITNESS (Landino): This is Rick Landino with
23 All-Points Tech.

24 The way we determined the height of the trees
25 is, our GIS technician along with our CAD

1 technician worked together to get the LiDAR data
2 at those areas. So, if there was, say, an
3 80-foot -- and they took that red line, and that's
4 your kind of cross-section from your -- from the
5 viewer's eye to the top of the tower.

6 So, if there was a tree that intersects that
7 line, we used LiDAR to get the height of the tree
8 and then used a graphic to represent that tree
9 at -- at that height, if that makes sense.

10 MR. MERCIER: Okay. How did you get the density of
11 trees? Some have, you know, four trees. Some
12 have one tree.

13 THE WITNESS (Landino): They used the aerial photos
14 to -- to determine what the thickness of the
15 forest was at those locations throughout that,
16 throughout that red line.

17 MR. MERCIER: Okay. Thank you.

18 For the red line, that just goes to a
19 specific point, correct?

20 THE WITNESS (Landino): It goes from the viewer's eye,
21 which is approximately, I think, maybe five feet
22 from -- from the ground, to the top of tower.

23 MR. MERCIER: Okay. So, these just kind of represent
24 one specific view. So, if someone moves 50 feet
25 to the north or south, say, it might be slightly

1 different.

2 THE WITNESS (Landino): Correct.

3 MR. MERCIER: Was the sightline attempt to generalize,
4 or is it just specific to one point?

5 THE WITNESS (Landino): So, the way we determined where
6 our sightline -- where we were going to place
7 those locations was based on the visibility on the
8 viewshed mapping, the year-round vis. We looked
9 for the most exposed areas on those properties to
10 drop, drop those points.

11 So, our -- our goal was to give a couple of
12 representative views from those areas.

13 MR. MERCIER: Okay. Thank you.

14 The same with Exhibit 2. I just want to look
15 at the aerial photograph that is at the beginning
16 of the sightline graph. It shows the -- on this
17 particular aerial it shows the original site and
18 then north of their proposed tower location. And
19 on the proposed tower location are some contour
20 lines.

21 Now, I understand you'll have to build a
22 compound out in the woods there. Does the site
23 topography present any challenges in building a
24 compound around the tower where it's shown on
25 this, on this aerial photograph? Would you need a

1 retaining wall or extensive grading?

2 Please expand on that.

3 THE WITNESS (Margelot): This is Jason Margelot with
4 Airosmith.

5 No, no retaining wall will be needed. It's
6 relatively flat in that location.

7 MR. MERCIER: Okay. So, the topo lines are -- a high
8 scale, that is. So, it seems like an enhanced
9 slope, but it really isn't. Is that what you're
10 trying to say, like more of a gentle slope in that
11 wooded area?

12 THE WITNESS (Margelot): Correct.

13 MR. MERCIER: Now in the supplemental submission of
14 December 2nd, item one stated the original site
15 needed approximately 52,900 square feet of land
16 disturbance. Would this new alternate site --
17 would the alternate site, that is, require a
18 similar amount? A lot less or a lot more? Do you
19 have any sense of the disturbance required?

20 THE WITNESS (Margelot): This is Jason Margelot with
21 Airosmith.

22 It would be about 45,426 square feet,
23 approximately. And the original design was
24 52,000. So, it would be a reduction.

25 MR. MERCIER: Is the reduction related to the

1 construction required along the now abandoned
2 access along the stone walls?

3 THE WITNESS (Margelot): My apologies. Please let me
4 correct myself. The design we're looking at would
5 actually be a 74,560 feet increase.

6 MR. MERCIER: Okay. Thank you.

7 Okay. I'm going to scroll up to response 57
8 as part of this set 2 interrogatory response. In
9 the response it stated the owner requested the
10 Applicant consider painting the tower, if it was
11 approved, at either location.

12 Has the Applicant considered what type of
13 paint might -- if paint was applied, what paint
14 would possibly mitigate some of the seasonal or
15 year-round views of the tower? Would it be brown
16 or sky blue?

17 THE WITNESS (Paul): Yeah. This is -- this is Brian
18 with Vertical Bridge.

19 We're not necessarily in favor of painting
20 it. We feel as though the galvanized gray color
21 is really the best suitable application here.
22 Painting it leads to further maintenance down the
23 road, requesting that all installers on the tower
24 paint their equipment as well, and often we know
25 that doesn't always match or wear as well as other

1 parts of the tower. So, it just leads to, in my
2 estimation, a worse situation than leaving it
3 galvanized.

4 But I think if -- if we had to paint it, we
5 talked about doing it as a two-tone, some sort of
6 a brown color to blend into the trees on that, on
7 the lower portion. To -- to what extent? I can't
8 say. As far as height, the top would be, you
9 know, more of something that would blend with the
10 background of the sky in a blue or gray color on
11 the top portion.

12 But again, my first preference would be to
13 leave it as galvanized steel.

14 MR. MERCIER: Just for the tower itself, what's the
15 additional cost to have a paint applied to it?
16 And when the paint is applied, is it applied in
17 the field or at the factory?

18 THE WITNESS (Paul): This is Brian Paul with Vertical
19 Bridge.

20 The additional cost for painting a tower,
21 because it is also galvanized and then painted,
22 the additional cost to paint from the factory is
23 about \$10,000. I'm not that familiar with a
24 two-tone paint, but I imagine it's very similar.
25 I've only seen single color -- or only received

1 quotes on single-color paint. So, to have two
2 different colors painted should be about the same.
3 I can imagine they charge me a little more, but I
4 can't say what that would be.

5 There was a second part of the question?
6 Sorry. I started down the rabbit hole on the
7 painting.

8 MR. MERCIER: The second part was, is it applied at the
9 factory, and I think you answered yes.

10 THE WITNESS (Paul): Yeah, yeah. It's applied at the
11 factory and touched up in the field. You know,
12 any wear and tear that happens during shipping or
13 installation gets touched up in the field, and
14 that includes any mounts for the -- the equipment
15 on the tower. Those would be painted in the
16 field. Right?

17 We would have to match whatever color was
18 supplied by the manufacturer on the mounts and on
19 any equipment that we would do that on, on the
20 tower itself, keeping in mind that not every piece
21 of equipment installed on the tower can be
22 painted.

23 MR. MERCIER: Okay. Yes. I'm just referring to the
24 tower itself and possibly the mounts, and they're
25 stationary and don't host antennas.

1 THE WITNESS (Paul): So, the tower --

2 MR. MERCIER: Excuse me. Or not antennas -- yeah, go
3 ahead.

4 THE WITNESS (Paul): The tower painted by the
5 manufacturer, mounts painted in the field.

6 MR. MERCIER: And have you dealt with painted towers
7 before? Do you have any in your portfolio?

8 THE WITNESS (Paul): Brian at Vertical Bridge, again.

9 Yes, we have several painted towers within
10 our portfolio across the country. But again, it
11 is -- it is a maintenance issue down the road
12 being that, you know, there's wear and tear
13 depending on where it is. Those along the
14 shoreline certainly get beat up a little more than
15 those further north or away from the shoreline.

16 But nonetheless, maintenance is required on
17 it. It's additional costs down the road to make
18 sure the paint, you know, the appearance of it
19 stays the same over the course of its life.

20 MR. MERCIER: Yes, I was just wondering what the
21 durability of the paint is. I wasn't sure if you
22 get a warranty on it for ten years or something.

23 Or for a site such as this, if it was
24 painted, what would be the expected durability
25 before you have to go and maintain it, you know,

1 for spot painting or something of that nature?

2 THE WITNESS (Paul): Yeah. Again, Brian Paul.

3 I would say ten years is about a good
4 estimate on what it would take to, or how long it
5 would take to go back and have to repaint or touch
6 up, but I think that also depends on the level of
7 usage. Right?

8 So, if another carrier came in, say, a year
9 or two after the tower was built and installed and
10 it got dinged up or scratched up in that process,
11 and then, you know, a year after that another
12 carrier would come along and do the same thing.

13 You know, in three to five years we could see
14 ourselves having to do quite a bit of touch-up
15 paint on that if the installers weren't using
16 care, you know, when installing on the tower.

17 MR. MERCIER: And what's the cost of maintenance?

18 Would it be, you know, two workers for one day?

19 Or is there a numeric number? Is there a number
20 you could give?

21 THE WITNESS (Paul): Yeah. Brian, Paul, again.

22 It's hard to say. If it's touch-up paint,
23 you know, again, it depends on the level of touch
24 up. But yeah, it's generally a couple of people
25 to go out and do that work.

1 If the entire tower and all the mounts and
2 all -- everything on it needed to be repainted,
3 significantly more. Obviously, we're talking
4 about a crew of people to go out there, paint the
5 entire tower. It would probably be more like a
6 week's worth of work.

7 MR. MERCIER: Thank you.

8 Just going back to the visibility of a
9 painted tower, so if someone is observing the
10 tower through trees, is there an advantage of
11 having it brown versus galvanized based on the
12 experience here?

13 THE WITNESS (Landino): This is Rick Landino with
14 All-Points Tech.

15 It's -- it kind of depends on the situation.
16 There will be situations where brown through trees
17 may be if -- especially if it's dense, it's dense
18 vegetation and you're looking at it, brown would
19 obscure it more, make it -- make it harder to see.

20 If it was light vegetation and you had
21 blue sky, you could see blue sky behind it and you
22 had a brown tower, that's -- you're introducing
23 contrast to it and it's going to be more visible,
24 if that makes sense.

25 MR. MERCIER: Thank you.

1 From Verizon's perspective, does painting the
2 antennas -- does that interfere at all with
3 radiofrequency propagation, painting the antennas?

4 THE WITNESS (DiVito): This is Kip DiVito with Verizon
5 Wireless.

6 No, it doesn't have any effect on our
7 propagation, our service.

8 MR. MERCIER: Thank you.

9 For the alternate site, is the coverage
10 similar or the same compared to the original site?
11 Is there any difference?

12 THE WITNESS (DiVito): This is Kip DiVito with Verizon
13 Wireless.

14 It's fairly margin-able, but I would say that
15 the current proposed site, the original site, it's
16 preferred just for getting coverage a little bit
17 more to, say, like southeast where 207 and 32
18 meet.

19 MR. MERCIER: Okay. Thank you.

20 Referring to supplemental response to The
21 Tower's September 9th submittal, this had to do
22 with an update to response 25.

23 I've lost my place here.

24 This response update stated that the Town of
25 Lebanon is interested in locating on the facility

1 if it was approved. Did they give you any
2 information as to what type of equipment they
3 would install where, and what type of ground
4 equipment they might need?

5 THE WITNESS (Paul): This is Brian Paul with Vertical
6 Bridge.

7 They did not indicate exactly what they
8 intended to install on the tower or what kind of
9 space they needed; simply, that they expressed
10 interest in installing on the tower for emergency
11 equipment for the Town.

12 MR. MERCIER: Thank you.

13 I have no other questions. Thank you.

14 THE VICE CHAIR: Thank you, Mr. Mercier.

15 We'll now continue with cross-examination by
16 Mr. Golembiewski, followed by Mr. Nguyen.

17 Mr. Golembiewski, good afternoon.

18 MR. GOLEMBIEWSKI: Good afternoon, Vice Chair
19 Morissette. I have no questions. Thank you.

20 THE VICE CHAIR: Thank you, Mr. Golembiewski.

21 We'll now continue with cross-examination by
22 Mr. Nguyen, followed by Mr. Carter.

23 Good afternoon, Mr. Nguyen.

24 MR. NGUYEN: Good afternoon, Mr. Vice Chair.

25 No questions. Thank you.

1 THE VICE CHAIR: Thank you, Mr. Nguyen.

2 We'll now continue with cross-examination by
3 Mr. Carter, followed by Ms. Hall.

4 Mr. Carter, good afternoon.

5 MR. CARTER: Good afternoon, Mr. Vice Chair.

6 I have no further questions. Thank you.

7 THE VICE CHAIR: Thank you, Mr. Carter.

8 We'll now continue cross-examination by
9 Ms. Hall, followed by Dr. Williams.

10 Good afternoon, Ms. Hall.

11 MS. HALL: Good afternoon, all. I won't break the
12 streak. I have no questions either.

13 THE VICE CHAIR: Thank you, Ms. Hall.

14 We'll now continue with cross-examination by
15 Dr. Williams, followed by Mr. Syme.

16 Dr. Williams, good afternoon.

17 DR. WILLIAMS: Good afternoon.

18 I have no questions at this time.

19 THE VICE CHAIR: Thank you.

20 We'll continue with cross-examination by
21 Mr. Syme, followed by Mr. Lynch.

22 Good afternoon, Mr. Syme.

23 MR. SYME: Good afternoon. I have no further questions
24 at this time.

25 THE VICE CHAIR: Thank you.

1 We'll continue with cross-examination by
2 Mr. Lynch. Mr. Lynch, good afternoon.

3 MR. LYNCH: Good afternoon, Mr. Morissette.

4 I think Mr. Mercier did a good job on
5 questioning the Applicant, and I have no further
6 questions.

7 THE VICE CHAIR: Thank you, Mr. Lynch. I agree. I
8 think Mr. Mercier did an excellent job, and he
9 covered a lot of the questions I had.

10 I do have a follow-up question. The tower is
11 going to be -- the alternate site is going to be
12 increased by 10 feet, from 150 to 160 feet. And
13 with possibly the Town of Lebanon going on to the
14 tower, would that -- if they put whip antennas on
15 the top, would that increase the height? What do
16 you estimate the new height would be?

17 THE WITNESS (Paul): This is Brian Paul again.

18 Without knowing exactly what the Town
19 intended to install there, it's -- yeah, it's easy
20 to make the assumption that the tower, any
21 antennas they add to the top, such as a whip, as
22 you're indicating, would increase the overall
23 height.

24 My prior knowledge tells me that typically a
25 whip antenna is between 10 and 20 feet long. But

1 again, without knowing exactly what their
2 intentions are, I don't want to presume that
3 that's what they would want to install there, but
4 it's quite possible.

5 THE VICE CHAIR: Yeah. Very good. Thank you.

6 Okay. With the increased height to 160 feet
7 versus the original proposal, was there an
8 increase or a decrease in the viewshed analysis?

9 THE WITNESS (Landino): This is Rick Landino,
10 All-Points Tech.

11 Over the two-mile study area that we -- that
12 we analyzed there, the alternate site has a
13 reduction in overall visibility by 9 percent for
14 that two miles, and year-round reduced by 4
15 percent.

16 THE VICE CHAIR: Very good. Thank you.

17 So overall, the impact on views has been
18 decreased?

19 THE WITNESS (Landino): Correct.

20 THE VICE CHAIR: Great. Thank you. Okay. That
21 concludes my questions for this afternoon. Thank
22 you, panel.

23 We will continue with cross-examination of
24 the Applicant on the new exhibits by Gregory and
25 Natalie Roy. Attorney Barall?

1 ATTORNEY BARALL: Good afternoon.

2 THE VICE CHAIR: Good afternoon.

3 ATTORNEY BARALL: Is my audio/video on?

4 THE VICE CHAIR: It is, but your sound is a little low.

5 ATTORNEY BARALL: I'll speak up.

6 THE VICE CHAIR: There you go.

7 ATTORNEY BARALL: Hopefully you can hear me.

8 THE VICE CHAIR: Yes, that's better. Thank you.

9 ATTORNEY BARALL: So, quickly, I just wanted some
10 clarification on what was the alter or the final
11 count of how many trees would have to be removed
12 under the original site, and then also under the
13 alternate site?

14 THE WITNESS (Margelot): This is Jason Margelot with
15 Airosmith.

16 With the new design, moving that out of that
17 between those two walls reduces it greatly. They
18 estimate approximately seven trees have to be
19 removed along the utility easement.

20 And with the new location, we're estimating
21 approximately 15 trees that have to be removed
22 within that new location. And the old location --
23 bear with me here for one second -- would be about
24 the same. There was 16 trees that had to be
25 removed to install the compound.

1 ATTORNEY BARALL: Sixteen trees in the alternate site?

2 THE WITNESS (Margelot): For both sites. It is
3 approximate and based on a survey, yeah.

4 THE WITNESS (Paul): This is Brian Paul with Vertical
5 Bridge.

6 I just want to clarify. So, the compound
7 area, we'd be removing about the same number of
8 trees.

9 ATTORNEY BARALL: Okay.

10 THE WITNESS (Paul): There's a significant reduction in
11 the number of trees we would be removing from the
12 proposed, originally proposed access and utility
13 easement area, which I believe was close to 70.
14 That would be cut down to about seven, some of
15 which are already fallen. So, from 70 to seven on
16 the utility area. The compound stays about the
17 same.

18 I hope that answers your question.

19 ATTORNEY BARALL: Yes. Thank you.

20 And do you know, in the two-and-a-half-mile
21 radius of the proposed site, do you know how many
22 residents or how many people live in that
23 two-and-a-half-mile radius --

24 THE WITNESS (Glidden): This is Liz Glidden with
25 Verizon Wireless.

1 I don't have that data. I do not know how
2 many people live in that two-mile radius.

3 ATTORNEY BARALL: So, when you determine that there's a
4 need, what do you base that on?

5 THE WITNESS (DiVito): This is Kip DiVito with Verizon
6 Wireless.

7 We base that off of our coverage for our
8 network and also of user experience, most notably
9 through other roadways. So, if you looked at
10 attachment six, you can see that the coverage
11 around attachment six in the various frequencies
12 show a lack of coverage in the area on all those
13 frequencies and throughout the RSRP limit.

14 So, neg-85 is in-building, neg-95 is
15 in-vehicle service. So, as you can tell, we could
16 map out our network throughout the country and in
17 this area, you know, we see a new site needed in
18 this area.

19 ATTORNEY BARALL: So, do you -- I assume, do you have
20 technology or analytical components, devices that
21 you're able to tell how many dropped calls there
22 are on a daily basis going through Route 207 or
23 32?

24 THE WITNESS (DiVito): This is Kip DiVito with Verizon
25 Wireless.

1 Yeah, we could monitor, you know, the
2 performance of cell phones in the area. There's
3 third-party companies out there that do drives on
4 the carrier's behalfs to, I guess, rank them. So
5 that, there's a plethora of data out there that we
6 can use, and we have teams specifically for
7 monitoring that kind of data.

8 ATTORNEY BARALL: Why would that information not be
9 included in any of the documents or reports that
10 were submitted?

11 THE WITNESS (DiVito): This is Kip DiVito with Verizon
12 Wireless.

13 I mean, I have some information. I don't
14 recall if it has been asked, but there are, you
15 know, I have some information about dropped calls
16 in the area of that, that intersection between 207
17 and Route 32. Basically, the roads that surround,
18 you know, this site, obviously those are the roads
19 most heavily traveled. That's where all the data
20 is going to come from, is that area.

21 And I believe -- I'm not sure which question
22 it was in one part of the secondary
23 interrogatives, but we brought up the amount of
24 traffic in the area. There's quite a large number
25 of travelers throughout the area. So, if there's

1 dropped calls in the area of people driving, any
2 of those can be, you know, an emergency situation
3 or something like that.

4 ATTORNEY BARALL: So, I think what you're referring to
5 is the responses to interrogatories from my
6 clients, Gregg and Natalie Roy in question number
7 six. And I believe in that answer you had
8 provided the average daily traffic counts in the
9 area and listed 9100 daily trips on Route 32, 5800
10 daily trips on Route 87, and 4,000 daily trips on
11 Route 207.

12 And of those numbers, are you able to
13 quantify or to calculate of those trips how many
14 of these drivers were on their phones?

15 THE WITNESS (DiVito): So this -- this is Kip DiVito
16 with Verizon.

17 That's information that is from the
18 Connecticut Department of Transportation, not
19 from, like, our databases. Like, our databases
20 would count dropped connections or failed
21 attempts, or just poor KPIs in general. KPIs are
22 key performance issues. They're just topics or
23 for points that we -- metrics, I guess you could
24 say.

25 So, of the travelers and of the residents in

1 the area, Verizon has a certain amount of market
2 share. So does AT&T and T-Mobile. So, of the
3 market share in that area, that's where our
4 numbers would come from and whenever we measure
5 it, it would be a certain timeframe. So, like, 3
6 days or 90 days or 4 weeks or something like that.

7 It would be a certain time throughout the
8 year. It's not, you know, like, yearly, and it
9 changes throughout the year.

10 ATTORNEY BARALL: So you do, like, tests for a certain
11 number of days per year and during certain
12 seasons. That's the data that you extract?

13 THE WITNESS (DiVito): This is Kip DiVito with Verizon
14 Wireless.

15 So, it's different from -- for every area.
16 So, for example, this specific site, we've
17 narrowed -- it's a coverage site. So, dropped
18 calls and inefficient attempts is, I guess, KPIs
19 that we could look at.

20 So, you could look at the coverage maps,
21 which is -- from an RF perspective is what I
22 perform. And I can tell by looking at this that
23 there is a lack of coverage in the area. Dig
24 deeper and look at certain KPIs to verify that,
25 which I've done a little bit of, but mainly this

1 is a coverage site, which is clearly shown by the
2 coverage maps.

3 If we were in a busier area like Bridgeport,
4 New Haven, New London, you would be dealing more
5 with capacity and you're looking at KPIs more
6 frequently. But in this area, since it's a rural
7 area with a lack of coverage, the coverage is what
8 we're basing our need on.

9 ATTORNEY BARALL: Okay. So, if I'm looking at -- it
10 was, I believe, attachment six to your
11 application, your coverage maps, and I look at map
12 one. So, all the white would be no coverage?

13 THE WITNESS (DiVito): This is Kip DiVito with Verizon
14 Wireless.

15 The white would be worse coverage than
16 neg-95.

17 ATTORNEY BARALL: Okay.

18 THE VICE CHAIR: Attorney Baldwin, may I interrupt here
19 for a moment?

20 ATTORNEY BALDWIN: Certainly.

21 THE VICE CHAIR: Can we confirm that dropped call
22 information is in the record? I believe it is.

23 ATTORNEY BARALL: I --

24 THE VICE CHAIR: And do that --

25 ATTORNEY BARALL: Would you be able to cite to where?

1 Because I had researched again and I could not
2 find the dropped call information.

3 THE VICE CHAIR: And Attorney Barall, the
4 cross-examination for this afternoon is limited to
5 the exhibits that were filed in accordance with
6 the evidentiary hearing memo. So, you are
7 straying -- to the original application. I've
8 given you some leeway, but please keep that in
9 mind going forward.

10 ATTORNEY BARALL: Okay.

11 THE VICE CHAIR: Thank you.

12 ATTORNEY BARALL: Thank you.

13 THE VICE CHAIR: And Attorney Baldwin, when you get a
14 chance, let us know.

15 Attorney Barall, please continue with your
16 cross-examination. Attorney Barall?

17 ATTORNEY BARALL: Yeah. So, I'm just getting back to
18 the gaps in -- gaps coverage. You've pinpointed
19 that you're looking, you're looking to increase
20 the coverage for Route 87, obviously Route 207,
21 and Route 32.

22 And you believe that this proposed site is
23 going to solve or resolve all the, you know,
24 dropped calls or lack of service in those, in that
25 area?

1 THE WITNESS (DiVito): This is Kip DiVito with Verizon
2 Wireless.

3 The proposed site will improve service along
4 the roads that were mentioned, like the 207, 32,
5 87, but also the areas in between those roads for
6 the residents. There's, you know, commercial
7 buildings in there as well.

8 ATTORNEY BARALL: Do you recall the site in -- the
9 existing site in Franklin North? I think it's
10 Ayers Road. That when you made an application for
11 that however many years ago, you stated that was
12 to -- that the coverage would satisfy Route 32.

13 Are you familiar with that project?

14 ATTORNEY BALDWIN: Vice Chair Morissette, I'm not sure
15 Mr. DiVito was involved in that Franklin project
16 when it was taken through the Siting Council. So,
17 we don't have that information at our fingertips
18 as to the basis for that, the need for that
19 facility, but perhaps we could hear more about the
20 question and try to figure out what.

21 ATTORNEY BARALL: Well, I guess the point of my
22 question is that, that there could -- even if you
23 put this, this facility up, there's a strong
24 likelihood that it won't resolve all the issues on
25 207 based on terrain or other factors that would

1 still interfere with the service in that area.

2 Correct?

3 THE WITNESS (DiVito): This is Kip DiVito with Verizon
4 Wireless.

5 I believe -- was this one of your -- the
6 question, question number seven, the 36 Ayers Road
7 in Franklin?

8 ATTORNEY BARALL: Right.

9 THE WITNESS (DiVito): Well, that was -- well, the
10 question itself is referring to a modification
11 done to an existing tower we built in Franklin
12 North. That modification itself was adding
13 capacity to that site. So, before it may have
14 been only a 700, an AWS site, and then throughout
15 Verizon's history here we've gone and modified the
16 existing sites to add more capacity to that.

17 That doesn't expand the footprint of a site.
18 So, 700 being the largest footprint frequency that
19 gives the largest footprint, once a site is built
20 the footprint doesn't get any larger by adding
21 more frequencies.

22 Second of all, I would say that if I refer
23 back to attachment six, the -- the plots, the
24 coverage plots, you can see that between page 1
25 and page 2, just looking at 700 megahertz, the

1 footprint of the proposed site does adequately
2 cover the intended -- the intended area.

3 These coverage plots are how we map out our
4 entire network throughout the country. We rely on
5 them heavily. So, what we show is what we -- we
6 stand by.

7 ATTORNEY BARALL: And I see it's obviously the -- when
8 I look at coverage map two, it does -- it shows an
9 increased area of, obviously, the blue and the
10 green. But again, Lebanon is a rural town, and on
11 Route 207 we don't really know how many buildings
12 or homes are on that, that stretch of highway.

13 Do we?

14 ATTORNEY BALDWIN: Mr. Morissette, I think that the
15 question about buildings and structures was
16 answered prior to this one.

17 And I think as Mr. DiVito just stated, that
18 those routes, 207 and 32 are adequately covered by
19 the proposed Lebanon two cell site. So, I think
20 we've already answered that question.

21 THE VICE CHAIR: Yes, I believe it's been asked and
22 answered. If we could continue, Attorney Barall?

23 ATTORNEY BARALL: Well, I understand that it's -- the
24 coverage would be there, but do we know how many
25 persons are affected by it?

1 Because the Council determines whether
2 there's a need. And I guess I'm looking at a town
3 that's got 7,000 residents, a lot of farmland, and
4 I'm wondering what the -- how much need is for
5 that area. If there aren't a lot of homes or a
6 lot of office buildings that people will be, you
7 know, in use of the service.

8 THE WITNESS (DiVito): This is Kip DiVito with Verizon
9 Wireless.

10 I would think that this answer goes beyond
11 just the residents in that area of Lebanon, who,
12 of course, are important and deserve the best
13 service possible. But also, there's the -- the
14 amount of people that travel on the roads as well,
15 whether they're passing by or just to and from
16 work. And the amount of -- not the amount, but
17 the possibility there of being an emergency
18 situation where reliable, robust service is
19 needed.

20 ATTORNEY BARALL: Thank you.

21 And if I hear you, the intent also was to try
22 to get coverage to Route 87, but I believe that it
23 was stated during the last hearing that it was
24 acknowledged that an additional tower might be
25 necessary on Route 187.

1 THE WITNESS (DiVito): This is Kip DiVito with Verizon
2 Wireless.

3 So, this, you know, it's a large area we're
4 looking at. So, if we look at page 2 of
5 attachment 6, it's 700 megahertz with the proposed
6 site there. You can see, of course, if you go
7 north -- I don't know how far it is. Maybe a mile
8 or more north on Route 87, there starts to become
9 an area of poor service. I mean, as of right now,
10 we're not looking at that area. This site is
11 specifically for the proposed area with the
12 coverage that we've put forward.

13 Could there be a need for service up there?
14 Perhaps. But right now, that's a different search
15 rank, and we're not there yet.

16 ATTORNEY BARALL: Thank you.

17 If I could consult with my client very
18 quickly?

19

20 (Pause: 2:52 p.m. to 2:54 p.m.)

21

22 THE VICE CHAIR: Attorney Barall, could you please
23 continue?

24 ATTORNEY BARALL: I'm not quite sure what happened.

25 Did you -- was I on -- it looked like my audio

1 went off. Did you hear my last --

2 THE VICE CHAIR: You were on mute for a short period.

3 ATTORNEY BARALL: Okay. So, I don't know if the panel
4 heard my question?

5 THE VICE CHAIR: No, we didn't.

6 ATTORNEY BARALL: Oh. So, the proposed cell -- you're
7 looking to hit, basically for your coverage to be
8 about a two-and-a-half-mile radius around this
9 proposed tower. It would appear that the
10 intersection of 207 and 32, as you get down to
11 that area, is outside of that radius?

12 THE WITNESS (DiVito): Kip DiVito with Verizon
13 Wireless.

14 I don't know if it's outside of that radius,
15 but if I can just refer you to attachment six,
16 page 2? Actually, the -- if you flip back and
17 forth between page 1 and page 2, you can look at
18 that intersection and see how much more coverage
19 is added to that intersection.

20 ATTORNEY BARALL: So, you feel that the 700 megahertz,
21 I believe it is -- right? Is sufficient to reach
22 outside the two-and-a-half-mile radius?

23 THE WITNESS (DiVito): This is Kip DiVito with Verizon
24 Wireless.

25 In some instances, it will. If that -- if

1 that intersection is more than two miles from our
2 proposed location, then clearly it will be
3 covering a little bit more. That really depends
4 on terrain features.

5 And also, did we state somewhere where we
6 have -- (unintelligible).

7 ATTORNEY BALDWIN: I don't know. That was going to be
8 my question, Vice Chair Morissette. I'm not sure
9 where the two miles comes from.

10 I think what Mr. DiVito was referring to is
11 page 2 of the plots in attachment six of the
12 application which show the coverage at that
13 intersection of 207 and 32. That's the essence of
14 his response to those questions.

15 I'm not sure where the two and a half miles
16 is coming from, but the plots speak for
17 themselves, I believe.

18 THE VICE CHAIR: Yes. Attorney Barall, are you
19 referring to the two-and-a-half-mile search
20 radius?

21 ATTORNEY BARALL: Yes.

22 THE VICE CHAIR: That's different than the coverage.

23 The coverage is, as Attorney Baldwin has
24 indicated, is represented in attachment six.

25 ATTORNEY BARALL: And prior to the town -- I think it

1 was the first selectman's request to co-locate on
2 the tower. Have you had any other interaction
3 with the Town of Lebanon?

4 THE WITNESS (Paul): This is Brian Paul with Vertical
5 Bridge.

6 Other than submitting the original
7 application in May, I believe it was, May of 2025,
8 to the -- to the Town, we have not had any other
9 interaction.

10 ATTORNEY BARALL: Thank you.

11 Obviously, my clients and I believe -- the
12 other interveners, the other parties believe that
13 the cell tower will interfere with the, you know,
14 rural aesthetics of the town, the historical
15 conservation of the town, given that -- and I know
16 your goal is obviously to serve a need to the
17 public. In doing so, did you consider any other
18 sites possibly further away, more towards possibly
19 Franklin, the 32, the 207 intersection down, down
20 towards that area?

21 ATTORNEY BALDWIN: Vice Chair Morissette, I think -- I
22 think we're starting to meander outside the scope
23 of the hearing today. I can say that the site
24 search summary is a part of the application behind
25 attachment eight. It talks about the alternative

1 sites that were considered.

2 So, I would direct Attorney Barrel to that
3 exhibit for our answer. It hasn't changed.

4 THE VICE CHAIR: Thank you, Attorney Baldwin.

5 Attorney Barrel, it is out of the scope of
6 today's hearing. That today's hearing is, as
7 stated in the evidentiary hearing memo, is to
8 cross-examine the Applicant on the new exhibits
9 that were filed as Roman numeral two, items B7
10 through '12.

11 ATTORNEY BARALL: Yes.

12 THE VICE CHAIR: And your questions seem to be outside
13 of that scope.

14 ATTORNEY BARALL: Okay. Thank you.

15 I have no further questions.

16 THE VICE CHAIR: Very good. Thank you.

17 ATTORNEY BALDWIN: Vice Chair Morissette, before we go
18 further? I think just to get back to your other
19 question regarding details about ineffective
20 attempts and dropped calls, I think given the --
21 as Mr. DiVito testified, given the nature of this
22 application and that tower site is being primarily
23 a coverage site, we were not asked -- I could not
24 find any question from the Council, and we did not
25 provide specific capacity data in the -- with

1 respect to dropped calls and ineffective attempts,
2 as we might when a site as providing those
3 capacity benefits.

4 THE VICE CHAIR: Very good. Thank you for looking into
5 that.

6 Okay. We will continue with
7 cross-examination of the Applicant on the new
8 exhibits by Cynthia Arons.

9 Cynthia Arons, good afternoon.

10 CYNTHIA ARONS: Hello.

11 THE VICE CHAIR: Hello.

12 CYNTHIA ARONS: I would like to continue on some of the
13 questions about coverage. In my interrogatory, I
14 asked about the need for coverage and the lack of
15 quantitative data on a need for coverage, and was
16 referred back to attachment six and the coverage
17 maps that we've just been talking about.

18 So, those coverage maps are dots on a map and
19 don't take into account the population density.
20 You did respond to -- there was a response to the
21 interrogatory from the Roys with the traffic data,
22 but it appears that some of that data was somewhat
23 cherrypicked, because it doesn't point out that on
24 207, according to the DOT traffic uses, it's only
25 1600 trips per day for most of the path on 207, as

1 it gets close -- between 207, specifically Kick
2 Hill on 207 and 32.

3 When you get closer to town is where you get
4 the higher ratings, and the 9,000 daily trips is
5 on 32 itself. So, I'm not sure that that's an
6 accurate portrayal of the daily traffic usage in
7 the area.

8 And, again, as was just mentioned, there has
9 been no data on cell usage provided --

10 ATTORNEY BALDWIN: Vice Chair Morissette, excuse me.

11 Is there a question?

12 CYNTHIA ARONS: I'm wondering if you can address
13 whether you have factored in at any point in time
14 the population density and the actual need beyond
15 the dots on the map? And if you look at the
16 coverage map, you're claiming that it's covering
17 more area, but a good chunk of that area is
18 actually -- there are no houses and there are no
19 roads.

20 So, I'm asking if that has been factored in
21 at any point into your consideration of the need
22 for this cell tower in that location?

23 THE WITNESS (DiVito): This is Kip DiVito with Verizon
24 Wireless.

25 Again, our coverage plots are what we rely

1 on. As an RF engineer, we rely on them the most.
2 These, they're showing that there's a lack of
3 reliable coverage in the in-vehicle and
4 in-building service in these frequencies that
5 we've shown. Regardless of how many stationary
6 residents there are, there are buildings there.

7 And also the vehicles themselves, the
8 travelers along those roads rely on our service to
9 be able to place calls. Whether it's an everyday
10 call or an emergency call, we owe it to our
11 customers to provide the most robust service
12 possible, and our coverage plots do depict that
13 there is a need for service here.

14 THE WITNESS (Paul): This is Brian --

15 CYNTHIA ARONS: Have you --

16 THE WITNESS (Paul): Sorry.

17 ATTORNEY BALDWIN: Ms. Arons, just one second. We have
18 a follow-up to that as well.

19 THE WITNESS (Paul): Yeah, this is Brian Paul with
20 Vertical Bridge.

21 I just want to point out a couple of items
22 that I'm sure we're probably all aware of or could
23 look up on the Internet, just as I did here. And
24 in today's day and age, it's safe to assume that
25 almost everyone has a cell phone. Ninety-eight

1 percent of Americans currently own cell phones, of
2 which 91 percent of those are smartphones,
3 requiring more than just, as Mr. DiVito is
4 indicating, 700 coverage.

5 In addition to that, I'll note -- and, again,
6 you can look this up on the Internet as well --
7 Verizon Wireless is the largest carrier in the
8 country. They have more customers than anyone
9 else. In this market they own about 35 percent of
10 the market share, meaning that of the 98 percent
11 of people who own a cell phone in the state of
12 Connecticut, 35 percent of those people respond --
13 or use, I'm sorry, Verizon Wireless as their
14 carrier.

15 So, regardless of the amount of traffic that
16 the DOT thinks is on any given road, it's safe to
17 assume that almost everybody on that road has a
18 cell phone.

19 CYNTHIA ARONS: I would agree with that, but that
20 doesn't mean that everybody is using their cell
21 phone as they're driving on 207. And 35 percent
22 means that there's 65 percent of people who are
23 using another carrier or another method of
24 communication.

25 THE WITNESS (Paul): Again, Brian Paul with Vertical

1 Bridge.

2 The intent is simply not to have one carrier
3 on this tower. It's being designed and
4 eventually, if approved, it would be built to
5 support all carriers in the future, meaning that a
6 hundred percent of wireless carriers who subscribe
7 to a service would be able to use this facility.

8 And additionally, it's not about whether or
9 not they are using their phone. It's whether or
10 not they would need to use their phone,
11 specifically, as Mr. DiVito has indicated, in an
12 emergency service situation.

13 CYNTHIA ARONS: Yeah, but if you look at available
14 emergency service data, I mean, we're looking at a
15 pretty small number here. So, I'm not --

16 THE WITNESS (Paul): One is too many.

17 CYNTHIA ARONS: Yeah. Well, that's because you're
18 Verizon Corporate America, but.

19 So, I'm seeing that I'm not going to get
20 anywhere, any further information from this
21 meeting. But again, I say that there's not
22 quantitative data on call need. And this is a
23 low-density area and you're disrupting -- I can
24 see this cell tower from all areas.

25 So, do you factor in the fact -- like these

1 trees that you showed in the diagram of the view
2 site, and you're saying that you're cutting 16
3 trees to make the platform.

4 Are those trees included in the blocking of
5 the view? So, when you cut those down, the tower
6 will be more visible?

7 THE WITNESS (Landino): This is Rick Landino with
8 All-Points Tech.

9 The trees at the proposed compound area will
10 not factor into the screening of the tower from
11 views outside of that area. They -- they don't
12 really contribute to the -- to the screening
13 because they're so close to the tower.

14 CYNTHIA ARONS: Okay. So, how do you determine how far
15 from the tower the tree needs to be to block the
16 vision?

17 THE WITNESS (Landino): Rick Landino, All-Points Tech.

18 The -- the viewshed mapping does show --
19 there's not a specific distance from the tower
20 where trees start blocking the view, but the
21 viewshed mapping does show -- it does include
22 trees in the analysis. It's kind of what it is.

23 It's not one tree. It's -- it's all the
24 trees together that are -- that are showing it.
25 And at distance, they -- they provide more

1 screening at distance than they do close up, if
2 that makes sense.

3 CYNTHIA ARONS: But there aren't a lot of trees. I
4 mean, for the most part, this isn't like dense
5 forest. It's a line of trees along a field. So,
6 one tree comes down and then, all of a sudden, the
7 tower is totally visible.

8 So, the fact that it's close to the tower,
9 I'm not sure that takes away its impact of
10 clearing the trees around the tower.

11 THE WITNESS (Landino): This is Rick Landino,
12 All-Points Tech.

13 One more thing. The trees around the tower
14 are maybe -- I don't remember exactly, but I
15 believe they're around 60 to -- to 80 feet. I
16 think, around there. So again, at that close
17 distance they're not -- they're not significant
18 when it comes to screening from further away.

19 CYNTHIA ARONS: I also raised the question of -- you
20 said that you don't believe that making it a
21 monopine would disguise it. And basically, you
22 guys have said that there's no disguise that will
23 help the tower because it sticks out.

24 So, I tried to make a case that a monopine
25 would be better than looking at a steel tower, and

1 I don't see any point in painting it. It doesn't
2 seem to solve the problem to me. So, can you
3 address again why you can't do a monopine if your
4 site gets approved?

5 THE WITNESS (Landino): This is Rick Landino with
6 All-Points Technology.

7 Yeah, because it does stick up above the
8 treeline, it is prominent in some areas. Those
9 views specifically will not -- not solve the
10 problem. It won't -- it won't stealth the tower,
11 which is what the intent would be.

12 It wouldn't provide stealthing. It would
13 actually draw more attention to it. That's why I
14 think steel, galvanized steel is the best option.

15 CYNTHIA ARONS: Well, don't you think the fact that it
16 can't be disguised means it doesn't belong there?

17 There's nothing but trees and sky there.
18 It's residential agriculture.

19 ATTORNEY BALDWIN: Vice Chair Morissette, I think I'll
20 object to the question. I think in our entire
21 application the testimony of the Witnesses justify
22 our position as to why we think there's a need for
23 this facility at this location.

24 The question is seeking to go into personal
25 opinions of some of our witnesses, and I think

1 that's been clearly stated.

2 THE VICE CHAIR: Yes, the objection is sustained.

3 Ms. Arons, please limit your discussion to
4 actual questions of information that has been
5 filed in the supplemental filing and the
6 information since our last hearing.

7 CYNTHIA ARONS: Well, I am in the sense that I've asked
8 these questions in my interrogatories, and they've
9 provided the same answers that, to me, are
10 insufficient.

11 But at this point, I have no further
12 questions.

13 THE VICE CHAIR: Very good. Thank you, Ms. Arons.

14 We'll continue with cross-examination of the
15 Applicant by 988 Trumbull Highway Parties, Philip
16 Griffin and Lesley Varszegi.

17 Philip Griffin and Lesley Varszegi?

18
19 (No response.)

20
21 THE VICE CHAIR: It doesn't appear that they are in
22 attendance.

23 Very good. We'll continue with the
24 appearance by the Intervener, Gregory and Natalie
25 Roy. Will the intervener present its witness

1 panel for purposes of taking the oath? Attorney
2 Bachman will administer the oath.

3 Attorney Barall?

4 ATTORNEY BARALL: Yes. I'm here with my client,
5 Gregory Roy. Natalie Roy is not present.

6 THE VICE CHAIR: Okay. Thank you, Gregory Roy.

7 Attorney Bachman, please administer the oath
8 to Gregory Roy.

9 ATTORNEY BACHMAN: Thank you, Vice Chair Morissette.

10 Mr. Roy, could you please raise your right
11 hand?

12 G R E G O R Y R O Y,
13 called as a witness, being sworn by THE
14 EXECUTIVE DIRECTOR, was examined and
15 testified under oath as follows:
16

17 ATTORNEY BACHMAN: Thank you.

18 THE VICE CHAIR: Thank you, Attorney Bachman.

19 Attorney Barall, please begin by verifying
20 all the exhibits by the appropriate sworn
21 witnesses.

22 ATTORNEY BARALL: Mr. Roy, you aided in gathering these
23 exhibits for submission to the Connecticut Siting
24 Council. Correct?

25 THE WITNESS (G. Roy): Yes.

1 ATTORNEY BARALL: And you reviewed them all with me?

2 THE WITNESS (G. Roy): Yes.

3 ATTORNEY BARALL: Okay. And is it your testimony that
4 the contents of those exhibits are true and
5 accurate to the best of your knowledge?

6 THE WITNESS (G. Roy): Yes, they are.

7 ATTORNEY BARALL: We ask that they be submitted.

8 THE VICE CHAIR: Thank you. Just for clarification or
9 clarity, that is the exhibits listed in the
10 hearing program as 3B, Exhibits 1 through 5.

11 Does any party or intervener object to the
12 admission of Gregory and Natalie Roy's exhibits?

13 Attorney Baldwin?

14 ATTORNEY BALDWIN: No objection, Vice Chair Morissette.

15 I would just point out for the record that
16 item four is Natalie Roy's testimony. She's not
17 appearing as a witness today, but other than that,
18 no objection. Thank you.

19 THE VICE CHAIR: Very good. Thank you.

20 Cynthia Arons?

21 CYNTHIA ARONS: No objection.

22 THE VICE CHAIR: Thank you. Philip Griffin and Lesley
23 Varszegi?

24 (No response.)

25

1 THE VICE CHAIR: Okay. The exhibits are hereby
2 admitted.

3 We will now begin with cross-examination of
4 Gregory Roy by the Council, starting with
5 Mr. Mercier and followed by Mr. Golembiewski.

6 Mr. Mercier?

7 MR. MERCIER: Yes, thank you. I just have two
8 questions that have to do with the proposed site
9 and the alternate site. Were there any stealth
10 applications or paint options you would prefer if
11 one of those two sites was approved?

12 THE WITNESS (G. Roy): Considering that the -- the
13 changing of the seasons, I don't think any one in
14 particular is going to be more or less effective
15 year round. So, I -- I really don't, don't know
16 what to say about that.

17 The folks from Verizon or All-Points, or
18 whoever said that the -- the steel gray is -- is
19 as effective as any paint that they've used in
20 disguising or -- or the tower. So, I -- I can't
21 speak to that. But if I had to guess, I'd say
22 green. But when the trees are off, probably gray,
23 maybe brown. It's, you know.

24 It's when you -- when you stand on my
25 property, on my back deck, and I -- I put up -- I

1 hired a guy to come out and put up a drone, and he
2 shot -- and I think we submitted that last -- in
3 September. And he shot back towards our house.
4 You know, you had a clear line of sight to right
5 where the -- the cell was going to -- the tower
6 was going to be topped out at. And that's just,
7 you know, from a drone.

8 On my east side, towards Franklin, we -- we
9 cut a hole in our treeline so we could have the
10 beautiful view. And in the distance, you see -- I
11 think it's on the Ayers Road site. You -- you can
12 see the tower, which is two and a half, three
13 miles away, clear as -- clear as the nose on your
14 face.

15 And my -- my house is going to be --
16 depending on which site they -- they chose, would
17 be between 750, I believe, or the -- the 1200, I
18 believe, is -- is the secondary site.

19 I mean, that that's -- that's on my land.
20 You know, I mean, even though we're -- we've got
21 Cindi's land between us, you -- you can paint that
22 anything, and it's going to be looking you right
23 in the face. And it also tells me that I can't
24 ever do the same thing on the west side of my
25 property and then to -- to cut a hole in the

1 treeline so I could look towards the -- towards
2 the green.

3 So, I don't know that a paint would make a
4 difference, but I -- if I had to guess, I'd say
5 green for the springtime.

6 MR. MERCIER: Okay. Thank you.

7 Did you have a preference for one or the
8 other sites? You know, they came up with the
9 alternate sites.

10 THE WITNESS (G. Roy): Well, one of Attorney
11 Barall's -- where is she at -- paralegals went
12 out. We were away when they floated the balloon,
13 and she took pictures from our property, which
14 have been submitted to you as well. So, I'm going
15 to see it no matter what.

16 You know, two hundred and -- I think it's --
17 what's the difference between the two sites?
18 Maybe 400 feet, 500 feet? I mean, it's going to
19 be roughly the same. Like I said, you can see
20 the -- the tower in Franklin clear as -- clear as
21 day. And you know, the difference between 750
22 feet and 1,200 feet is not great. And you can see
23 the -- the four-foot-wide red ball clear as day
24 from my -- from my house. So, it's not going to
25 make a difference significantly.

1 MR. MERCIER: Okay. When you say you saw or they saw
2 the red ball, do you mean the alternate site
3 balloon float? Or the --

4 THE WITNESS (G. Roy): Yeah, when they floated the
5 balloon at -- for the alternate site. Yeah, we
6 could see it everywhere. And that's -- you know,
7 like as Cindy said, you know, a tree is going to
8 fall down or it's going to get cut down.

9 And -- and like I said, I can't now, you
10 know, if I -- if I want to, you know, have the
11 best chance of not looking at this thing, I better
12 not be cutting any trees on my property line
13 looking -- looking to the west.

14 MR. MERCIER: Was there any sense of how high above the
15 trees the ball extended? You know, was it 10
16 feet, 50 feet? Any sense of that when you
17 observed?

18 THE WITNESS (G. Roy): In some cases, you know,
19 depending on what angle you -- you chose, it
20 was -- it was just sitting there, clear, you know,
21 with no -- no obstruction whatsoever, no trees at
22 all. In others, there was a tree that maybe
23 masked it a little bit.

24 And I believe the date that this happened was
25 in mid-October, and already the, you know, we

1 still had maybe 50/50 leaves on and off the trees.
2 And you could see right -- right through the
3 leaves at the -- to the red ball on that day.

4 So, you know, it was -- in some cases, it was
5 above the trees. In some cases it was in between
6 the trees. And in some cases, you can see right
7 through the tree to the red ball.

8 MR. MERCIER: Okay. Thank you.

9 I have no other questions.

10 THE VICE CHAIR: Thank you, Mr. Mercier. We'll now
11 continue cross-examination of Mr. Roy by Mr.
12 Golembiewski followed by Mr. Nguyen.

13 Mr. Golembiewski?

14 MR. GOLEMBIEWSKI: Thank you, Vice Chair Morissette.

15 I have no questions. Thank you.

16 THE VICE CHAIR: Thank you, Mr. Golembiewski.

17 We'll now continue cross-examination by
18 Mr. Nguyen followed by Mr. Carter. Mr. Nguyen?

19 MR. NGUYEN: Thank you, Mr. Vice Chair.

20 No questions. Thank you.

21 THE VICE CHAIR: Thank you, Mr. Nguyen.

22 We'll now continue with cross-examination by
23 Mr. Carter followed by Ms. Hall. Mr. Carter?

24 MR. CARTER: Thank you, Mr. Vice Chair.

25 I have no questions. Just to thank -- I want

1 to thank them for their time. Thank you.

2 THE VICE CHAIR: Thank you, Mr. Carter.

3 We'll now continue with cross-examination by
4 Ms. Hall followed by Dr. Williams. Ms. Hall?

5 MS. HALL: No further questions. Thank you.

6 THE VICE CHAIR: Thank you.

7 We'll now continue cross-examination by
8 Dr. Williams followed by Mr. Syme. Dr. Williams?

9 DR. WILLIAMS: I have no questions. Thank you.

10 THE VICE CHAIR: Thank you.

11 We'll now continue with cross-examination by
12 Mr. Syme followed by Mr. Lynch. Mr. Syme?

13 MR. SYME: I don't have any questions at this time.

14 THE VICE CHAIR: Thank you.

15 We'll now continue cross-examination by
16 Mr. Lynch followed by myself. Mr. Lynch?

17 MR. LYNCH: No questions, Mr. Morissette.

18 THE VICE CHAIR: Thank you. And I have no questions.

19 And thank you, Mr. Roy.

20 We'll now continue with cross-examination of
21 Mr. Roy by the Applicant. Attorney Baldwin?

22 ATTORNEY BALDWIN: Thank you, Vice Chair Morissette.

23 Just one question with respect to the -- or
24 two questions with respect to the photographs
25 Mr. Roy was referring to. We received some of

1 those prior to the hearing.

2 So Mr. Roy, confirm for me, you did not take
3 these photographs?

4 THE WITNESS (G. Roy): No. Kristen O'Clair took them.

5 ATTORNEY BALDWIN: The photographs that I'm looking at
6 that Attorney Barall sent to me don't show the
7 balloons ever eclipsing the treeline, the closest
8 treeline on your property. It shows that in and
9 amongst those trees. Is that your recollection?

10 THE WITNESS (G. Roy): That it was not visible? No, it
11 was visible --

12 ATTORNEY BALDWIN: No, no. The balloon is visible, but
13 visible through the trees, not above the treeline?

14 THE WITNESS (G. Roy): I don't -- I can't say that they
15 were above the treeline. Through the tree line,
16 like I said, through the treeline where there was
17 no trees, yes. And through a tree, you can see it
18 as well, yes.

19 ATTORNEY BALDWIN: Okay.

20 THE WITNESS (G. Roy): But was it floating above a
21 tree? I don't know. It was -- it was -- the
22 balloon was in a fixed location. Correct?

23 ATTORNEY BALDWIN: Well, that's fine. Your answer is
24 adequate. Thank you, sir.

25 THE WITNESS (G. Roy): All right.

1 ATTORNEY BALDWIN: No further questions, Vice Chair
2 Morissette.

3 THE VICE CHAIR: (Inaudible.)

4 ATTORNEY BALDWIN: Vice Chair, I think it's your turn
5 to be muted.

6 THE VICE CHAIR: You got me. We will now continue with
7 cross-examination of Gregory Roy by Cynthia Arons.
8 Cynthia Arons, please.

9 CYNTHIA ARONS: No questions.

10 THE VICE CHAIR: No questions? Thank you. Thank you.

11 We will continue cross-examination of Gregory
12 and Natalie Roy by 988 Trumbull Highways Parties,
13 Philip Griffin and Lesley Varszegi.

14
15 (No response.)

16
17 THE VICE CHAIR: Still not present. Okay. Very good.
18 That concludes our cross-examination of the Roys.
19 We will now take an eleven-minute break, and we
20 will come back with the appearance of Cynthia
21 Arons. We will see everybody back here at 3:35.
22 Thank you.

23
24 (Pause: 3:24 p.m. to 3:35 p.m.)

25

1 THE VICE CHAIR: Okay. Thank you, everyone.

2 Is the Court Reporter back with us?

3 THE REPORTER: I am, and we are on the record.

4 THE VICE CHAIR: Thank you.

5 Okay. We will move on to the appearance of
6 the party, Cynthia Arons. Will the party present
7 its witness panel for purposes of taking the oath.
8 Attorney Bachman will administer the oath.

9 Cynthia Arons, please?

10 Attorney Bachman, please administer the oath.

11 ATTORNEY BACHMAN: Thank you, Vice Chair Morissette.

12 Ms. Arons, could you please raise your right
13 hand?

14 C Y N T H I A A R O N S,

15 called as a witness, being sworn by THE
16 EXECUTIVE DIRECTOR, was examined and
17 testified under oath as follows:

18

19 THE VICE CHAIR: Very good. Thank you.

20 Very good. We will now move on to the
21 verification of Cynthia Arons' exhibits. Cynthia
22 Arons, you have offered the exhibits listed under
23 the hearing program as Roman numeral 4, B1 through
24 '6 for identification purposes. Is there any
25 objection to marking the exhibits for

1 identification purposes only at this time?

2 CYNTHIA ARONS: For me? No.

3 THE VICE CHAIR: Very good. Thank you.

4 Cynthia Arons, did you prepare or assist in
5 the preparation of the exhibits, Exhibit 4, Roman
6 numeral 4, B1 through '6?

7 THE WITNESS (Arons): I prepared all of the exhibits
8 that I submitted.

9 THE VICE CHAIR: Thank you. Do you have any additions,
10 clarifications, deletions, or modifications to
11 those documents?

12 THE WITNESS (Arons): No, not at this time.

13 THE VICE CHAIR: Thank you. Are these exhibits true
14 and accurate to the best of your knowledge?

15 THE WITNESS (Arons): Yes, they are.

16 THE VICE CHAIR: Thank you. And do you offer these
17 exhibits as your testimony here today?

18 THE WITNESS (Arons): Yes.

19 THE VICE CHAIR: Thank you. Does any party or
20 intervener object to the admission of Cynthia
21 Arons' exhibits?

22 Attorney Baldwin?

23 ATTORNEY BALDWIN: No objection, Mr. Morissette.

24 THE VICE CHAIR: Thank you. Attorney Barall?

25 ATTORNEY BARALL: No objection.

1 THE VICE CHAIR: Thank you. Philip Griffin and Lesley
2 Varszegi?

3
4 (No response.)

5
6 THE VICE CHAIR: Very good. The exhibits are hereby
7 admitted.

8 We will now begin with cross-examination of
9 Cynthia Arons by the Council, starting with
10 Mr. Mercier followed by Mr. Golembiewski.

11 Mr. Mercier?

12 MR. MERCIER: Thank you. I just have a few questions.
13 They're in regard to two photos you took of the
14 balloon fly at the alternate site conducted by the
15 Applicant. These were attached to your
16 pre-hearing interrogatories to the Applicant.

17 THE WITNESS (Arons): Correct.

18 MR. MERCIER: For the photos, in what areas were these
19 taken? I see one through some trees, and I see
20 the second one looks like an open area in a field.
21 I was just curious if it was the rear field area?
22 Was it near your house?

23 THE WITNESS (Arons): So, it's the rear fields. And
24 there, the first one was taken in the first field,
25 and the second one was taken in the second field.

1 MR. MERCIER: When you say, second field, is that a
2 little more away from your home? Is it a small --
3 one of the smaller fields way in the rear of your
4 property? Or is it a larger field, as I'll call
5 it, beyond the wetland area?

6 THE WITNESS (Arons): It's the fields that -- it's not
7 the field by my house. It's the fields further
8 down along the wetland area, and a field that is
9 more adjacent to the -- I guess it would be the
10 latitude of the cell tower proposed location.

11 MR. MERCIER: Okay. Thank you.

12 Are these representative of views from that
13 particular field, or are these just two locations
14 where it was visible, the balloon was visible?

15 THE WITNESS (Arons): The balloon was visible from all
16 areas of my property. I used those two as a
17 representation of how in some places it was
18 slightly hidden behind a tree. In other places,
19 it was clearly visible.

20 I have other photos in my possession, but I
21 went all along my property on the day of the
22 balloon float and took pictures.

23 MR. MERCIER: Okay. Thank you.

24 If a tower was approved at one of the two
25 locations, do you prefer the stealth monopole or

1 paint application, or just a steel pole,
2 galvanized?

3 THE WITNESS (Arons): My preference is for a monopine.
4 I'd rather look at a tree than a metal tower of
5 any color. A fake tree.

6 MR. MERCIER: Yes, thank you. I meant to say monopine
7 earlier.

8 Did you have any preference as to a potential
9 location? There's two presented here today. Did
10 you have any preference of one or the other if a
11 facility was approved at this location?

12 THE WITNESS (Arons): I would have to say that my
13 preference would be for the second, the alternate
14 location, because it's further from my property.
15 The initial location is 200 feet from my property.

16 I spend a lot of time in my fields, more time
17 than in my house, and that's very close to my
18 property line, 200 feet. If the tower fell over,
19 it would come right to the property line in the
20 first location.

21 So, the second location is further away.

22 It's better for me.

23 MR. MERCIER: Thank you. I have no other questions.

24 Thank you.

25 THE VICE CHAIR: Thank you, Mr. Mercier.

1 We'll now continue with cross-examination by
2 Mr. Golembiewski, followed by Mr. Nguyen.

3 Mr. Golembiewski?

4 MR. GOLEMBIEWSKI: Thank you.

5 I have no questions. Thank you.

6 THE VICE CHAIR: Thank you. Mr. Nguyen?

7 MR. NGUYEN: Thank you, Mr. Vice Chair.

8 No questions. Thank you.

9 THE VICE CHAIR: Thank you. We'll now continue
10 cross-examination by Mr. Carter, followed by
11 Ms. Hall. Mr. Carter?

12 MR. CARTER: Thank you, Mr. Vice Chair.

13 I have no questions. Thank you.

14 THE VICE CHAIR: Thank you.

15 We'll continue with cross-examination by
16 Ms. Hall, followed by Dr. Williams. Ms. Hall?

17 MS. HALL: I also have no questions. Thank you.

18 THE VICE CHAIR: Thank you. We'll continue
19 cross-examination by Dr. Williams, followed by
20 Mr. Syme. Dr. Williams?

21 DR. WILLIAMS: No questions at this time.

22 THE VICE CHAIR: Thank you.

23 We'll continue with cross-examination by
24 Mr. Syme, followed by Mr. Lynch. Mr. Syme?

25

1 (No response.)

2

3 THE VICE CHAIR: Very good. We'll continue with
4 cross-examination by Mr. Lynch.

5 MR. LYNCH: Just a clarification. Did I hear the
6 person say that you prefer a monopine?

7 THE WITNESS (Arons): Correct. A monopine over a plain
8 pole.

9 MR. LYNCH: All right. Thank you.

10 That's my only question.

11 THE VICE CHAIR: Thank you, Mr. Lynch. And I have no
12 questions.

13 We'll now continue with cross-examination of
14 Cynthia Arons by the Applicant. Attorney Baldwin?

15 ATTORNEY BALDWIN: Thank you, Vice Chair Morissette.

16 Just a clarification, Ms. Arons. You
17 mentioned just a second ago that you're concerned
18 that if the tower would have fallen at the
19 original proposed location, that it would fall
20 across your property line.

21 I don't know if you had a chance to look at
22 the plan sheet Z-2. It shows a tower set back at
23 that proposed location of 221 feet from your
24 property line, which is 70 feet more than the
25 actual height of the tower. So, even if that

1 tower were to fall from its base, would you agree
2 that it wouldn't cross the property line?

3 THE WITNESS (Arons): Yes, and I thought that I had
4 said it was close to the property line, not over
5 the property line.

6 ATTORNEY BALDWIN: Okay. Sorry. Perhaps my
7 misunderstanding. Thank you very much.

8 No further questions, Vice Chair Morissette.

9 THE VICE CHAIR: Thank you, Attorney Baldwin.

10 We'll now continue with cross-examination of
11 Cynthia Arons by Gregory Roy. Attorney Barall?

12 ATTORNEY BARALL: No questions.

13 THE WITNESS (G. Roy): I do.

14 ATTORNEY BARALL: Oh, I'm sorry. I'll take that back.
15 Can my client question or no? It has it come
16 through me?

17 THE VICE CHAIR: No, it should come through you -- but
18 go ahead.

19 THE WITNESS (G. Roy): Okay.

20 Cindy, the Connecticut Siting Council
21 encourages the sharing of telecommunications
22 towers, which aligns with the practice of
23 co-locating on municipal or utility sites to avoid
24 proliferation. And it also -- one of their stated
25 goals is to not change the nature of an area, in

1 this case, Lebanon. Do you feel that this siting
2 of this tower achieves those goals by the
3 Connecticut Siting Council?

4 THE WITNESS (Arons): No, in the sense that I think it
5 disrupts our neighborhood. And I've stated that,
6 and -- and even today I made the point that the
7 tower -- the Applicant is saying that the tower
8 can't be disguised, and that's because it's
9 inappropriate for the area. And no matter what
10 you do, it's going to stick out, because all we
11 have here is trees and blue sky.

12 There are no tall buildings. There are no
13 industrial structures of any kind. It's
14 residential agriculture.

15 THE WITNESS (G. Roy): Thanks.

16 ATTORNEY BARALL: No further questions.

17 THE VICE CHAIR: Thank you. That concludes our
18 cross-examination of Cynthia Arons -- unless
19 Philip Griffin and Lesley Varszegi have arrived?

20

21 (No response.)

22

23 THE VICE CHAIR: I don't see them. Okay. All right.

24 We next have the appearance of the group parties,
25 988 Trumbull Highway Parties. I see that they

1 have not logged in and are not available to
2 participate. So therefore, we will not be
3 continuing with their appearance.

4 So with that, we will now proceed to the
5 closing statement.

6 Attorney Baldwin, do we have any housekeeping
7 items to take care of before we close? I don't
8 believe we do.

9 ATTORNEY BALDWIN: I agree, Vice Chair Morissette.
10 There are none on my list.

11 THE VICE CHAIR: Very good. Thank you. Before closing
12 the evidentiary record in this matter, the
13 Connecticut Siting Council announces that briefs
14 and proposed findings of fact may be filed with
15 the Council by any party or intervener no later
16 than January 15, 2026. The submission of briefs
17 or proposed findings of fact are not required by
18 this Council. Rather, we leave it to the choice
19 of the parties and interveners.

20 Anyone who has not become a party or
21 intervener but who desires to make his or her
22 views known to the Council may file written
23 statements with the Council within the 30 days of
24 the date hereof.

25 The Council will issue draft findings of

1 fact, and thereafter parties and interveners may
2 identify errors or inconsistencies between the
3 Council's draft findings of fact and the record.
4 However, no new information, no new evidence, no
5 argument, and no reply briefs without permission
6 will be considered by the Council.

7 Copies of the transcript of this hearing will
8 be filed with the Lebanon Town Clerk's office.

9 I hereby declare this hearing adjourned, and
10 thank you --

11 ATTORNEY BACHMAN: Excuse me, Mr. Morissette?

12 THE VICE CHAIR: Yes, Attorney Bachman.

13 ATTORNEY BALDWIN: Before we adjourn, could we please
14 address the exhibits under the 988 Trumbull
15 Highway on our hearing program?

16 Is there any objection by the Applicant or
17 any of the parties to allow them in as exhibits?
18 Or, if there is an objection, we would transform
19 those into limited appearance statements?

20 THE VICE CHAIR: Very good. Thank you, Attorney
21 Bachman.

22 Attorney Baldwin, do you object to the
23 exhibits provided by 988 Trumbull Highway parties?

24 ATTORNEY BALDWIN: I think it would be appropriate for
25 me to object, Vice Chair Morissette, only because

1 neither of the named parties participated in the
2 proceeding. So, I don't think they should benefit
3 from having those exhibits admitted to the record.

4 If they are considered limited appearance
5 statements, I have no objection to that.

6 THE VICE CHAIR: Very good. We will now enter them
7 into the record as limited appearance records for
8 that purpose. Thank you.

9 Attorney Bachman, does that conclude our
10 needs?

11 ATTORNEY BACHMAN: It certainly does. Thank you, Vice
12 Chair Morissette.

13 THE VICE CHAIR: Very good. Thank you. Thank you for
14 that reminder.

15 Okay. With that, I hereby declare this
16 hearing adjourned. And thank you, everyone, for
17 your participation. And have a good evening.

18 Thank you.

19

20 (End: 3:49 p.m.)

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CERTIFICATE

I hereby certify that the foregoing 78 pages are a complete and accurate computer-aided transcription of my original verbatim notes taken of the remote teleconference meeting of The CONNECTICUT SITING COUNCIL CONTINUED EVIDENTIARY HEARING In Re: DOCKET NO. 538, 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 1022 TRUMBULL HIGHWAY, LEBANON, CONNECTICUT, which was held before JOHN MORISSETTE, THE VICE CHAIR, on December 16, 2025.



Robert G. Dixon, CVR-M 857

Notary Public

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