STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL
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Hearing Program
Docket No. 545
Tuesday, March 3, 2026
2:00 p.m.

I. Opening by Council

A. Statement read by Vice Chair

B. 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/cmas-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-vol1/pdf/CFR-2013-title47-vol1-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-vol1/pdf/CFR-2002-title47-vol1-sec1-1310.pdf

11. Presidential Proclamation No. 8460, 74 Fed. Reg. 234 (December 8, 2009), *available at* https://www.presidency.ucsb.edu/documents/proclamation-8460-critical-infrastructure-protection-month-2009

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

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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

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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

STATE

Connecticut Siting Council

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35. Connecticut Siting Council, Docket 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, Petition No. 530 – AT&T Wireless PCS, LLC d/b/a AT&T Wireless Declaratory Ruling that no Certificate of Environmental Compatibility and Public Need is required for the modification of an existing Connecticut Light and Power electric transmission facility located on Flanders Road, East Lyme, Connecticut. Record and Final Decision, *available at* https://portal.ct.gov/csc/decisions/petition-lists/petition-list-500-999#550

37. Connecticut Siting Council, Petition No. 1152 – New Cingular Wireless PCS, LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed installation of a temporary telecommunications facility located at East Lyme Tax Assessor Map 30, Lot 1, Ancient Highway, East Lyme, Connecticut. Record, *available at* https://portal.ct.gov/csc/3_petitions/petition-nos-0001-1219/petiton-no-1152-cingeast-lyme

38. Connecticut Siting Council, EM-CING-045-121213 – New Cingular Wireless PCS, LLC notice of intent to modify an existing telecommunications facility located at 269 Flanders Road, East Lyme, Connecticut. Record and Final Decision, *available at* https://portal.ct.gov/csc/2_facility/facility/facility-list---east-lyme

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40. Connecticut Siting Council, Petition 1589B, USS Somers Solar, LLC 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. Reopening of August 2, 2024 Final Decision on Remand not to Issue a Declaratory Ruling based on changed conditions pursuant to Connecticut General Statutes §4-181a(b), 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

Department of Energy and Environmental Protection

41. 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/-/media/deep/water/water_quality_management/guidance/sescg_cleanfinal.pdf?rev=7a4cbf1406e841799148b1f8d4033f80&hash=679015A2EC8F068083F9F15B8A13AF90

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Other State Agencies

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ENVIRONMENTAL

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81. 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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90. Mail-A-Map Street Map, East Lyme , *available at* http://mailamap.com/street-maps

91. United States Geological Survey, National Map Viewer, *available at* https://apps.nationalmap.gov/viewer/

92. Town of East Lyme, GIS Maps, *available at*, https://eltownhall.com/government/departments/department-of-planning/gis/

C. Municipal comments

1. East Lyme Zoning Commission, dated January 15, 2026
2. East Lyme Comments, dated January 21, 2026

II. Appearance by Applicant

Applicant:	Arx Wireless Infrastructure, LLC (APP)
Representatives:	David A. Ball, Esq. Wilson T. Carroll, Esq. Cohen and Wolf P.C.
Applicant:	New Cingular Wireless PCS, LLC (APP)
Representatives:	Lucia Chiocchio, Esq. Kristen Motel, Esq. Cuddy & Feder LLP

A. Administrative Notice.

1. Connecticut Siting Council, Docket 500 - Tarpon Towers III, LLC Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a telecommunications facility located at 1061-1063 Boston Post Road, Milford, Connecticut, Record and Final Decision, *available at* https://portal.ct.gov/csc/1_applications-and-other-pending-matters/applications/4_docketnos500s/docket-no-500-arx-wireless_milford

B. Exhibits for Identification.

1. Application for a Certificate of Environmental Compatibility and Public Need filed by Arx Wireless Infrastructure, LLC and New Cingular Wireless PCS, LLC and attachments, received October 15, 2025, and bulk file exhibits as follows:

   a. East Lyme Zoning Regulations

b. East Lyme Plan of Conservation and Development
c. East Lyme Inland Wetlands and Watercourses Regulations
d. Technical Report

2. Supplemental Certification of Service of the Application to Dept. of Agriculture and Southeastern Connecticut Council of Governments, dated October 20, 2025
3. Affidavit of Publication in The Day, dated October 23, 2025
4. Sign-Posting Affidavit, dated January 20, 2026
5. Responses to Council Interrogatories, dated January 22, 2026
6. Signed Protective Order – Response to Council Interrogatory No. 12 - Lease Agreement Financial Terms, dated January 29, 2026
7. Responses to Council Interrogatories, Set Two, and attachments, dated February 17, 2026
8. Responses to Wireless Solutions Interrogatories and attachments, dated February 17, 2026
9. Late-filed Exhibit – Projected Cumulative Noise Study, dated February 24, 2026

C. Swear Witnesses

1. Keith Coppins, CEO, ARX Wireless Infrastructure LLC
2. Douglas Roberts, ARX Wireless Infrastructure LLC
3. Russ Dasta, President, Visual Site Simulations, LLC
4. Martin Lavin, Radio Frequency Engineer, C Squared Systems, LLC
5. Harry Carey, Director, External Affairs, AT&T
6. Lynn Brady, Lead, Real Estate & Construction, AT&T
7. Gregory John Costello, Senior Project Manager, SAI Communications

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

E. Cross Examination.

1. Council
2. Cellco Partnership d/b/a Verizon Wireless
3. Wireless Solutions LLC/Ancient Highway Towers, LLC

III. Appearance by Intervenor: Cellco Partnership d/b/a Verizon Wireless (VER)

Representatives: Kenneth C. Baldwin, Esq.
Emily C. Deans, Esq.
Jon Schaefer, Esq.
Robinson & Cole LLP

A. Administrative Notice.

1.

B. Exhibits for Identification.

1. Petition to Intervene, dated November 11, 2025
2. Responses to Council Interrogatories, dated January 13, 2026
3. Responses to Council Interrogatories, Set Two and attachments, dated February 27, 2026

C. Swear Witnesses

1. Elizabeth Glidden, Real Estate Regulatory Specialist, Verizon Wireless
2. Martin Lavin, Radio Frequency Engineer, C Squared Systems, LLC

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

E. Cross Examination.

1. Council
2. Applicants
3. Wireless Solutions LLC/Ancient Highway Towers, LLC

IV. Appearance by Intervenor: Wireless Solutions LLC/ Ancient Highway Towers, LLC (WS)

Representatives: Kenneth Thomas

A. Administrative Notice.

1.

B. Exhibits for Identification.

1. Request for Intervenor Status, dated December 9, 2025
2. Pre-filed Testimony of Kenneth Thomas, dated January 20, 2026
3. Responses to Council Interrogatories and attachments, received February 25, 2026

C. Swear Witnesses

1. Kenneth Thomas
2. John Drabik, Owner of 30-1 Ancient Highway, East Lyme

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

E. Cross Examination.

1. Council
2. Applicants
3. Cellco Partnership d/b/a Verizon Wireless

V. Closing by Connecticut Siting Council.