

1 STATE OF CONNECTICUT
2 CONNECTICUT SITING COUNCIL

3
4 Docket No. 498

5 Application from Diamond Towers V, LLC, for a
6 Certificate of Environmental Compatibility and Public
7 Need for the Construction, Maintenance, and Operation
8 of a Telecommunications Facility Located at 185 Academy
9 Road, Cheshire, Connecticut

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12 Zoom Remote Council Public Hearing
13 (Teleconference), on Tuesday, May 11, 2020, beginning
14 at 6:30 p.m.

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16 H e l d B e f o r e :

17 JOHN Morissette, Member and Presiding Officer
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1 **A p p e a r a n c e s :**

2 **Council Members:**

3 **JOHN MORISSETTE, (Hearing Officer)**

4
5 **ROBERT HANNON,**

6 **DEEP Designee**

7
8 **QUAT NGUYEN**

9 **PURA Designee**

10
11 **ROBERT SILVESTRI**

12 **LOUANNE COOLEY**

13 **EDWARD EDELSON**

14 **DANIEL P. LYNCH, JR.**

15
16 **Council Staff:**

17 **MELANIE BACHMAN, ESQ.,**

18 **Executive Director and**

19 **Staff Attorney**

IFEANYI NWANKWO,

Siting Analyst

20
21 **CHRISTINA WALSH,**

22 **Supervising Siting Analyst**

23
24 **LISA FONTAINE,**

25 **Fiscal Administrative Officer**

1 **A p p e a r a n c e s:(cont'd)**

2 **DIAMOND TOWERS, V, LLC (Applicant):**

3 **Cuddy & Feder, LLC**

4 **445 Hamilton Avenue**

5 **14th Floor**

6 **White Plains, New York 10601**

7 **By: KRISTEN MOTEL, ESQ.**

8 **KMotel@cuddyfeder.com**

9 **914.761.1300**

10
11 **For Cellco Partnership d/b/a Verizon Wireless**

12 **(Intervener):**

13 **ROBINSON & COLE, LLP**

14 **280 Trumbull Street**

15 **Hartford, Connecticut 06103-3597**

16 **By: KENNETH C. BALDWIN, ESQ.**

17 **KBaldwin@rc.com**

18 **860.275.8200**

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1 THE HEARING OFFICER: Good evening, ladies and
2 gentlemen. This remote public hearing is called
3 to order. It is Tuesday, May 11, 2021, at
4 6:30 p.m. My name is John Morissette, Member and
5 Presiding Officer of the Connecticut Siting
6 Council.

7 Other members of the Council are Robert
8 Hannon, Designee of Commissioner Katie Dykes,
9 Department of Energy and Environmental Protection;
10 Quat Nguyen, Designee for Chairman Marissa Paslick
11 Gillett of the Public Utility Regulatory
12 Authority; Robert Silvestri; Edward Edelson;
13 Louanne Cooley; and Daniel P. Lynch, Jr.

14 Members of the staff are Melanie Bachman,
15 Executive Director and Staff Attorney; Ifeanyi
16 Nwankwo, Siting Analyst; Christina Walsh,
17 Supervisor Siting Analyst; and Lisa Fontaine,
18 Fiscal Administrative Officer.

19 As everyone is aware, there is currently a
20 statewide effort to prevent the spread of the
21 coronavirus. This is why the Council is holding
22 this remote public hearing, and we ask for your
23 patience. If you haven't done so already, I ask
24 that everyone please mute their audio and/or
25 telephones now.

1 This is a continuation of a remote public
2 hearing that began at 2 p.m. this afternoon. A
3 copy of the prepared agenda is available on the
4 Council's Docket Number 498 webpage along with the
5 record in this matter, the public hearing notice,
6 instructions for public access to this remote
7 public hearing, and the Council's citizens guide
8 to Siting Council procedure.

9 This hearing is being held pursuant to the
10 provisions of Title 16 of the Connecticut General
11 Statutes, and the Uniform Administrative Procedure
12 Act upon an application received from Diamond
13 Tower V, LLC, for a certificate of environmental
14 compatibility and public need for the
15 construction, maintenance and operation of a
16 telecommunications facility located at 185 Academy
17 Road, which is Route 68 and Route 70 in Cheshire,
18 Connecticut.

19 This application was received by the Council
20 on March 11, 2021. The Council's legal notice of
21 the date and time of this remote public hearing
22 was published in the Cheshire Herald on April 15,
23 2021. Upon this Council's request the Applicant
24 erected a sign near the existing driveway entering
25 the subject property from Academy Road, a/k/a

1 Route 68, so as to inform the public of the name
2 of the Applicant, the type of facility, the remote
3 public hearing date, and contact information for
4 the Council which included the website and phone
5 number.

6 This remote public comment session is
7 reserved for the public to make a brief statement
8 in the record. The deadline for the public to
9 sign up to speak during the public comment session
10 is Tuesday, May, 4, 2021. Unfortunately no
11 members of the public signed up to speak. Please
12 be advised that written comments may be submitted
13 by any person within 30 days of this public
14 hearing.

15 Please also be advised that the Council's
16 project evaluation criteria under the statute does
17 not include consideration of property value. I
18 now request that the Applicant make a brief
19 presentation to the public describing the proposed
20 facility, and I believe Mr. Burns will be doing
21 that?

22 THE WITNESS (Burns): Yes, sir.

23 THE HEARING OFFICER: Thank you. Could you proceed?

24 THE WITNESS (Burns): Good evening. For the record my
25 name is Robert Burns. I am a program manager with

1 All-Points Technology Corp. The applicant on the
2 site is Diamond Communications, and their project
3 name is Cheshire East.

4 The site is located at 185 Academy Road which
5 is on the south side of Academy Road. It's an
6 8.1-acre parcel that is currently occupied by the
7 Cheshire United Methodist Church.

8 The new compound will be located in the rear
9 of the parcel towards the southern property line
10 in the southeast corner of the existing parking
11 lot. It will be ten feet off the existing parking
12 lot. Vehicle access to the site will be along the
13 existing paved driveway and parking lot.

14 The compound -- if we want to go to the next
15 drawing? Thank you.

16 The compound is a 42-foot by 50-foot gravel
17 surface compound surrounded by an eight-foot high
18 wooden shadowbox fence with a 12-foot wide access
19 gate on the northwestern side.

20 The proposed compound has been sized for
21 three carriers, Verizon and two future carriers.
22 Outside of the fence on the southwest side of the
23 compound is a proposed utility area which will
24 include a utility backboard with proposed electric
25 meters, an electric step-down transformer and a

1 telephone cabin. This area will be surrounded by
2 steel bollards for protection.

3 The current location where the compound is
4 being proposed has existing overhead utility lines
5 running through it. So as part of the
6 improvements a new utility pole will be added at
7 the southeastern corner of the compound and the
8 utilities will be rerouted to behind the compound,
9 or the eastern side and run to the existing
10 utility pole, which is located at the southwestern
11 corner of the compound.

12 At that point the proposed utility services
13 that will be the site will be installed
14 underground beginning at that utility pole on the
15 southwestern corner, which is CL&P Pole Number
16 724, and will run to the meter board and the
17 telco cabinet and the step-down transformer
18 outside of the compound.

19 Inside the fence in the northeast corner of
20 the compound is Verizon's ground equipment, and
21 equipment will sit on a nine-foot by nine-foot
22 concrete pad which will have a steel canopy over
23 the top of it. A 30-kW propane-fired generator
24 will sit on a separate four-foot by
25 eight-and-a-half-foot concrete pad and a

1 500-gallon propane tank will be adjacent to that
2 on a four-foot by ten-foot pad.

3 The center of the compound is a 95-foot high
4 monopine with branches extending to 99 feet. This
5 monopine will be designed with a yield point at
6 55 feet off the ground because the closest
7 properly line is 40 feet away to the south.

8 Verizon's plan is to install six panel
9 antennas on a monopine with nine remote radio
10 heads and one Mdb, which will be mounted on
11 T-arms. The centerline of those antennas will be
12 at 90.

13 The tower line will also be designed for two
14 future additional carriers at ten-foot increments
15 below the tower at 80 and 70.

16 And that's the presentation. Thank you.

17 **THE HEARING OFFICER:** Thank you, Mr. Burns.

18 Before we close the hearing for this evening
19 I believe, Attorney Baldwin, you may have some
20 information for us from this evening's session.
21 Would you please have your witness provide it if
22 available?

23 **MR. BALDWIN:** Thank you Mr. Morissette. If the
24 Councilmembers will recall this afternoon, the
25 Council asked for information regarding the

1 frequency range in the 3500 and 50 megahertz
2 frequency area. And they asked for the coverage
3 footprint from those frequencies on the proposed
4 site, and see how Cheiban has some information
5 that was request?

6 THE WITNESS (Cheiban): Yes. So the footprint from
7 that, at that frequency would be point -- 0.28
8 square miles. So it's pretty small. This is due,
9 first of all, to the frequency being higher and
10 the power limit that the FCC imposed on this
11 frequency is lower, significantly lower than it
12 does on the other frequencies.

13 MR. BALDWIN: Happy to answer any follow-up questions,
14 Mr. Morissette, if there are any?

15 THE HEARING OFFICER: Thank you, Attorney Baldwin.
16 That will be it.

17 We will continue now to close the evidentiary
18 record. However, before closing the evidentiary
19 record in this matter, the Siting Council
20 announces that briefs and proposed findings of
21 fact may be filed with the Council by any party or
22 intervener no later than June 10, 2021.

23 The submission of briefs or proposed finding
24 of facts are not required by this Council.
25 Rather, we leave it to the choice of the parties

1 or interveners.

2 Anyone who has not become a party or
3 intervener, but who desired to make his or her
4 views known to the Council may file written
5 statements with the Council within 30 days of the
6 date hereof.

7 The Council will issue draft findings of fact
8 and thereafter parties and interveners may
9 identify errors or inconsistencies in the
10 Council's draft findings of fact in the record,
11 however no new information, no new evidence, no
12 argument and no reply briefs without permission
13 will be considered by the Council.

14 Copies of the transcript of this hearing will
15 be filed at the Cheshire Town Clerk's office. I
16 hereby declare this hearing adjourned.

17 Thank you everyone for your participation and
18 have a good evening. Thank you.

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20 (End: 6:40 p.m.)
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CERTIFICATE

I hereby certify that the foregoing 11 Pages are a complete and accurate computer-aided transcription of my original verbatim notes taken of the Zoom Remote PUBLIC HEARING (Teleconference) in Re: CONNECTICUT SITING COUNCIL, DOCKET NO. 498, APPLICATION FROM DIAMOND TOWERS V, LLC, FOR A CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY AND PUBLIC NEED FOR THE CONSTRUCTION, MAINTENANCE, AND OPERATION OF A TELECOMMUNICATIONS FACILITY LOCATED AT 185 ACADEMY ROAD, CHESHIRE, CONNECTICUT, which was held before JOHN MORISSETTE, Member and Presiding Officer, on May 11, 2021.



Robert G. Dixon, CVR-M 857
Notary Public
BCT Reporting, LLC
55 Whiting Street, Suite 1A
Plainville, CT 06062
My Commission Expires: 6/30/2025

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