

Town of Canaan
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June 5th, 2008

ORIGINAL

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CONNECTICUT
SITING COUNCIL

STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL
Ten Franklin Square,
New Britain, CT 06051

Re: CELLCO Partnership / Verizon Wireless Application / Docket # 360

Dear Siting Council Members:

Upon receipt of the above-referenced application, the Town of Canaan (Falls Village) Inland Wetlands / Conservation Commission makes the following comments.

As Inland Wetlands Commission, we find no intrusion upon any watercourse or wetland by the project as presented. We anticipate that all due diligence will be taken during construction to not impact the intermittent watercourses on the property, as described by Mr. Gustafson on page 18 and in Attachment 12 of the above-referenced application.

We are, however, as the Conservation Commission, concerned with the environmental impacts of land use within our town. Consequently, we have a responsibility to express our strong reservations regarding the tower's close proximity to the Housatonic Valley Regional High School (about 1/2 mile). This changed land use for a new tower site will undoubtedly have an environmental impact, strongly suggested through numerous reports and studies in this country and especially abroad.

The German government, the European Union's environment branch, the UK, Spain, Italy, France, Sweden, and several other countries have recently warned their citizens to avoid unnecessary cell-phone use, to keep domestic phone lines wired, and to avoid wi-fi computer networks, especially in schools. Taiwan ordered the removal of 1500 cell towers near schools and residences recently. Towers near schools are of particular concern, and US case law has backed schools wishing to avoid the uncertainties to their vulnerable population, despite the preemptions at the federal level. The Healthy Schools Network Amicus Brief is illustrative, noted as follows:

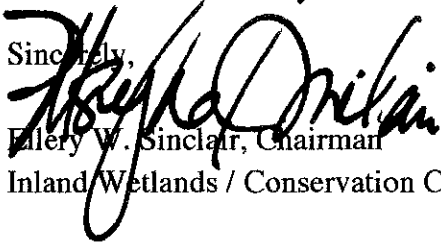
(continued)

(Title/Cover page with *Question Presented Addressed By Amicus Curiae* is attached; please access the full 33 page Brief at Healthy Schools Network, Inc. under Healthy Schools Guides: EMF's Precaution and Schools: US Supreme Court Amicus Brief. Thank You.)

We assert it is fallacious to not consider human health as an environmental issue. Understanding that the Siting Council is preempted by the FCC Telecommunications Act from taking into consideration human health as an environmental/biological impact--the FCC claiming purview over publichealth standards, while in fact it has no biological model for exposure standards--*we wish to go on record expressing our reservations regarding this additional subjection of teenage students (as well as adult personnel) to the ambient exposure of low-intensity, ultra-high frequency radiation in their learning environment for a minimum 7 hours per 5 weekdays for 9 months of the year for four years.* In good conscience, do any of us know the consequences or the long-term effects? Think: DDT, tobacco, mercury, lead, PCB's, etc.--all formerly regarded by government and corporations as benign!

In addition, we trust this tower is no higher than optimum height to provide the required communications, not only for Verizon but to facilitate co-location for other providers, in order to avoid additional towers in our town.

Sincerely,



Eileen W. Sinclair, Chairman

Inland Wetlands / Conservation Commission

encl: 2

copies:

Falls Village Volunteer Fire Department
Housatonic Valley Regional High School, Region #1 Board of Education
Town of Canaan (Falls Village) Board of Selectmen
Town of Canaan (Falls Village) Planning and Zoning Commission

IN THE
Supreme Court of the United States

In Re MARIA GONZALEZ, individually and as mother and legal
guardian of her daughters TARA GONZALEZ (age 14) and
NICOLE GONZALEZ (age 8),
Petitioner.

ON PETITION FOR WRIT OF MANDAMUS TO THE UNITED STATES
COURT OF APPEALS FOR THE SECOND CIRCUIT

**BRIEF OF AMICUS CURIAE HEALTHY SCHOOLS
NETWORK, INC. IN SUPPORT OF PETITION FOR
WRIT OF MANDAMUS TO THE UNITED STATES
COURT OF APPEALS
SECOND CIRCUIT,
AND HON. JOHN M. WALKER, JR., CHIEF JUDGE,
AND HON. JOHN O. NEWMAN, AND
HON. SONIA SOTOMAYOR, CIRCUIT JUDGES**

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Schools Network, Inc.*

QUESTION PRESENTED ADDRESSED BY
AMICUS CURIAE

Should the Federal Communications Commission (“FCC”), in launching a major new program that will risk biological harm to vulnerable children, be able to continue to ignore the National Environmental Policy Act (“NEPA”) requirement that an environmental impact statement (“EIS”) be prepared for all major governmental undertakings simply because scientific warnings of health hazards have not reached the stage of definitively establishing harm to humans?

Should the FCC be excused from performing an NEPA-mandated EIS just because a multitude of *ad hoc* licensing and site-specific reviews are available, as the so called “functional equivalent” of an EIS, which (a) impose new costs on local citizens and governments, (b) are dependant on challenges by potential victims who most often would not know of the risk, and (c) would be based on the scientifically questionable assumption that no biological harm is being caused by long term radio-frequency (“RF”) radiation until the certainty of harm is definitively established?