

July 31, 2009

BY FEDERAL EXPRESS

Mr. S. Derek Phelps
Executive Director
Connecticut Siting Council
Ten Franklin Square
New Britain, Connecticut 06051

Re: Docket No. 366
Development & Management Plan
52 Stadley Rough Road, Danbury, Connecticut

Dear Mr. Phelps:

On behalf of Optasite Towers LLC,¹ the Certificate holder, enclosed please find 15 sets of plans and other development and management plan ("D&M") materials relevant to the Danbury Facility approved by the Siting Council in Docket No. 366.² The enclosed are being filed in accordance with the Council's Decision and Order and Certificate of Environmental Compatibility and Public Need ("Certificate") issued on April 23, 2009.

The proposed Development and Management ("D&M") Plan for the Danbury Facility includes a site designed in accordance with the Council's Decision and Order and the following conditions that are relevant to the D&M:

Condition #1 - The tower is a 140' tall tapered monopole with flush mounted antennas painted brown. Sheet C-5 of the drawing set details the proposed monopole and antenna specifications are included.

Condition #2 - The compound has been relocated to the north and east as required in order to retain existing vegetative buffers. Additionally, the buffer will be enhanced with 25 8' tall evergreens in a double row as shown on sheet L-1. Of note, the Applicant has also shifted the tower location within the lease parcel further north and east. A drilled pier foundation has been designed, as opposed to a mat foundation, to further minimize site disturbance.

Condition #3 - The Omnipoint equipment, Optasite tower and future equipment will be located behind a residential style stockade fence 8' in height. The Omnipoint equipment

¹ Optasite Towers LLC is wholly owned by SBA Towers II, LLC.

² One full size set of D&M Plan drawings are being bulk filed directly with the Council for its use and convenience.

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consists of external cabinets on a concrete pad which are all less than 6.5' in height and will not be visible above the fence line. Specifications for the Omnipoint equipment cabinet are included and the manual notes that cooling fan measurements at the unit are less than 63 dB(A) under normal operating conditions. Of note, all equipment has been located and oriented in a manner such that cooling fans will be pointed away from the property at 14 Indian Spring Road which together with the fence and vegetative buffers will ensure compliance with State noise regulations at the property line. Of note, the Certificate holder will require any future equipment shelters that extend above the fence line to implement architectural treatments in accordance with the Council's condition.

Condition #4 - The D&M Plan has been simultaneously served on the City of Danbury and includes:

- a) Site development plans and tower drawings that are signed and sealed by CHA, Inc. and Rohn Products LLC and detail the tower, foundation, antennas, equipment compound, radio equipment, access road, utility lines, and landscaping;
- b) Construction drawings by CHA, Inc. that detail site clearing, grading, landscaping, drainage and soil and erosion control measures in accordance with State BMP's.

Condition #5 - Power density calculations previously included in the Certificate application for the facility design will not be exceeded by Omnipoint which is the first carrier locating on the pole at the 137' centerline height.

In addition to the Council's conditions, we are submitting a letter from Suburban Sanitation Services, Inc. which further addresses the lack of any on-site septic issues for Christ the Shepherd Church. While this is beyond the scope of the Council's D&M requirements, it further addresses prior City requests for on-site septic information. Of note from the letter, additional clearing may be implemented on behalf of the Church in the event the City requires the Church to file a surveyed as-built plan of the existing septic fields and reserve areas serving the Church, but that clearing is unrelated to the facility under the Council's jurisdiction.

In accordance with the provisions of RCSA Section 16-50j-77, Optasite hereby notifies the Council of its intention to commence clearing and related site work upon D&M plan approval and to commence other construction activities upon issuance of a building permit by the City of Danbury. The supervisor for all construction related matters on this project is Mr. Shawn McCoy who may be reached as follows:

Office 561-226-9366

**CUDDY &
FEDER^{LLP}**

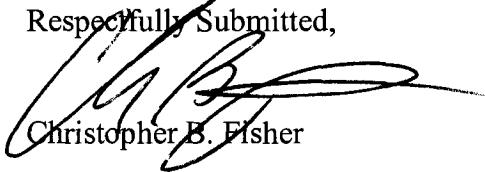
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Mobile 754-224-0347
Fax 561-226-3572

Additional contact information is Hollis Redding, SBA Network Services, Inc., One Research Drive, Suite 200 C, Westborough, MA 01581 and she can be reached at 203-464-3623

We respectfully request that this matter be included on the Council's next agenda for review and approval. In the event that the Council requires additional information regarding any aspect of the D&M Plan, please do not hesitate to contact me. Thank you for your consideration of the enclosed.

Respectfully Submitted,



Christopher B. Fisher

Enclosures

cc: Parties & Intervenors