



Daniel F. Caruso
Chairman

STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

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E-Mail: siting.council@ct.gov

Internet: ct.gov/csc

February 24, 2010

TO: Parties and Intervenors

FROM: S. Derek Phelps
Executive Director

RE: **DOCKET NO. 396** – SBA Towers II, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 49 Brainerd Road, Niantic (East Lyme), Connecticut.

The Connecticut Siting Council (Council) is in receipt of correspondence from Attorney General Richard Blumenthal dated February 23, 2010 concerning the above-referenced application.

Pursuant to Connecticut General Statutes §16-50(b), a copy of the application was submitted to the Attorney General's office for his review. In the event that the Attorney General does not avail himself of the opportunity to attain party or intervenor status under Connecticut General Statutes §16-50n, this correspondence shall become part of the record in this proceeding in the form of a limited appearance.

Therefore, copies of this correspondence are being distributed to all participants in this proceeding and will also be administratively noticed in the record.

SDP/MP/laf

RICHARD BLUMENTHAL
ATTORNEY GENERAL



55 Elm Street
P.O. Box 120
Hartford, CT 06141-0120

Tel: (860) 808-5318
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Office of The Attorney General
State of Connecticut

February 23, 2010

Daniel F. Caruso
Chairman
Connecticut Siting Council
10 Franklin Square
New Britain, CT 060451

RE: DOCKET NO. 396 – SBA Towers II, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 49 Brainerd Road, Niantic (East Lyme), Connecticut.

Dear Mr. Caruso:

My office was recently contacted by local residents regarding SBA Towers's proposal to the Connecticut Siting Council ("Council") to construct a cellular telephone tower in Niantic (East Lyme).

I share their concern that this proposal is poorly sited in the middle of a residential neighborhood and would cause harmful effects on the surrounding community, including Raven's Wood, a local land conservation trust property that abuts the private leased property where the tower is to be sited.

I ask that the Council consider these important issues and follow its statutory mandate to consider alternative sites that would limit any impact on the environment and scenic beauty of the surrounding community.

Thank you very much.

Very truly yours,


RICHARD BLUMENTHAL

RB/AJ/ags

**LIST OF PARTIES AND INTERVENORS
SERVICE LIST**

Status Granted	Document Service	Status Holder (name, address & phone number)	Representative (name, address & phone number)
Applicant	<input checked="" type="checkbox"/> U.S. Mail	SBA Towers II LLC	Carrie L. Larson, Esq. Pullman & Comley, LLC 90 State House Square Hartford, CT 06103-3702 (860) 424-4312 (860) 424-4370 fax clarson@pullcom.com
Intervenor (granted 01/07/2010)	<input checked="" type="checkbox"/> E-mail	Cellco Partnership d/b/a Verizon Wireless	Kenneth C. Baldwin, Esq. Robinson & Cole LLP 280 Trumbull Street Hartford, CT 06103-3597 (860) 275-8200 (860) 275-8299 fax kbaldwin@rc.com
Intervenor (granted 01/07/2010)	<input checked="" type="checkbox"/> E-mail	Russell L. Brown 41 Brainerd Road Niantic, CT 06357 (860) 739-5984 (860) 691-1145 fax rds@businessbookpress.com	
Party (granted 01/07/2010)	<input checked="" type="checkbox"/> U.S. Mail	Town of East Lyme	Edward B. O'Connell, Esq. Waller, Smith & Palmer, P.C. 52 Eugene O'Neill Drive P.O. Box 88 New London, CT 06320 (860) 442-0367 (860) 447-9915 fax eboconnell@wallersmithpalmer.com tncollins@wallersmithpalmer.com
Intervenor (granted 02/11/2010)	<input checked="" type="checkbox"/> U.S. Mail	New Cingular Wireless PCS, LLC	Daniel M. Laub, Esq. Christopher B. Fisher, Esq. Cuddy & Feder LLP 445 Hamilton Avenue, 14 th floor White Plain, NY 10601 (914) 761-1300 (914) 761-5372 fax cfisher@cuddyfeder.com dlaub@cuddyfeder.com

**LIST OF PARTIES AND INTERVENORS
SERVICE LIST**

Status Granted	Document Service	Status Holder (name, address & phone number)	Representative (name, address & phone number)
<p align="center">Party (granted 02/11/2010)</p>	<p><input checked="" type="checkbox"/> E-mail</p>	<p align="center">Friends of the Pattagansett Trust</p>	<p>Keith R. Ainsworth, Esq. Evans Feldman & Ainsworth, LLC 261 Bradley Street P.O. Box 1694 New Haven, CT 06507-1694 (203) 772-4900 (203) 782-1356 fax krainsworth@snet.net</p>
<p align="center">Intervenor (granted 02/11/2010)</p>	<p><input checked="" type="checkbox"/> U.S. Mail</p>	<p>Joseph Raia 97 West Main Street, Unit 9 Niantic, CT 06357 (860) 691-1005 (860) 739-0036 Raia.joseph@sbcglobal.net</p>	