



STATE OF CONNECTICUT  
CONNECTICUT SITING COUNCIL

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May 7, 2012

Julie D. Kohler, Esq.  
Cohen & Wolf, P.C.  
1115 Broad Street  
P.O. Box 1821  
Bridgeport, CT 06601

**Re: DOCKET NO. 407** - T-Mobile Northeast, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 77-145 Pleasant Point Road, Branford, Connecticut.

Dear Attorney Kohler:

The Connecticut Siting Council (Council) received the above-referenced application on October 10, 2010. At a regular meeting of the Council held on October 21, 2010, the application was deemed complete. At a regular meeting of the Council held on November 18, 2010, the Council approved the schedule for processing the application, including, but not limited to, setting a public hearing date in the Town of Branford on January 25, 2011. Notice of the date, time and place of this public hearing was published in the New Haven Register on November 23, 2010.

On December 16, 2010, the Council received a request for party status from the Town of Branford. During a meeting held on January 6, 2011, the Council granted the Town's request. Additionally, on November 23, 2010, state agencies, pursuant to C.G.S. §16-50j (h), were requested to file comments on the proposed facility with the Council on or before January 18, 2011. Comments were received from the Department of Transportation on December 23, 2010, the Council on Environmental Quality on December 16, 2010, and the Department of Environmental Protection, Office of Long Island Sound Programs on January 19, 2011.

On January 13, 2011 and January 17, 2011, the applicant submitted requests to postpone the public hearing scheduled for January 25, 2011 on the basis that the applicant's RF expert would be unavailable and that the applicant would be unable to respond to the Town's interrogatories. With no objection from the Town, during a regular meeting held on January 20, 2011, the Council granted the applicant's request to postpone the public hearing on the condition that the applicant consent in writing to a waiver of state and federal time limits and deadlines. The applicant provided this written consent on February 14, 2011.

The Council postponed the public hearing to August 16, 2011 and provided notice thereof by publication in the New Haven Register on June 15, 2011. On August 8, 2011, the Town of Branford filed a request for a 90-day continuance of the proceedings for the application as a result of a meeting between the applicant and the Town relative to the feasibility of alternative sites to the proposed facility. The applicant consented to the 90-day continuance. As a result, the Council granted the continuance and provided notice of cancellation of the public hearing on August 12, 2011.

The Council postponed the public hearing to November 29, 2011 and provided notice thereof by publication in the New Haven Register on October 28, 2011. On November 10, 2011, the applicant submitted a request for a two-month postponement of the public hearing scheduled for November 29, 2011 on the basis that T-Mobile and the Town were discussing the feasibility of an alternative site on a municipal ball field in the area. T-Mobile indicated that once all of the necessary information is completed, it will present both sites for the Council's consideration. During a regular meeting held on November 17, 2011, the Council granted the applicant's request to postpone the public hearing, and by letter dated November 18, 2011, instructed T-Mobile to notify the Council in writing when it is willing to move forward with the proceeding.

The Council has not received such written notification to date. Therefore, the Council requests the applicant submit a written update as to the status of the proposed facility on or before the close of business on Friday, May 25, 2012.

Thank you for your attention to this matter.

Very Truly Yours,

A handwritten signature in cursive script that reads "Linda Roberts".

Linda Roberts

Cc: Parties and Intervenors

**LIST OF PARTIES AND INTERVENORS  
SERVICE LIST**

Status Granted	Document Service	Status Holder (name, address & phone number)	Representative (name, address & phone number)
<b>Applicant</b>	<input type="checkbox"/> E-mail or <input checked="" type="checkbox"/> U.S. Mail	T-Mobile Northeast, LLC	Julie D. Kohler, Esq. Cohen and Wolf, P.C. 1115 Broad Street Bridgeport, CT 06604 (203) 368-0211 (203) 394-9901 fax <a href="mailto:jkohler@cohenandwolf.com">jkohler@cohenandwolf.com</a> <a href="mailto:jlanger@cohenandwolf.com">jlanger@cohenandwolf.com</a>
<b>Intervenor</b> <i>(granted on 1/06/11)</i>	<input checked="" type="checkbox"/> E-mail or <input type="checkbox"/> U.S. Mail	Town of Branford	Keith R. Ainsworth, Esq. Evans Feldman & Ainsworth, L.L.C. #101240 261 Bradley Street P.O. Box 1694 New Haven, CT 06507-1694 (203) 772-4900 (203) 782-1356 fax <a href="mailto:krainsworth@snet.net">krainsworth@snet.net</a>
	<input type="checkbox"/> E-mail or <input type="checkbox"/> U.S. Mail		
	<input type="checkbox"/> E-mail or <input type="checkbox"/> U.S. Mail		