



STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

Phone: (860) 827-2935 Fax: (860) 827-2950


E-Mail: siting.council@ct.gov

Internet: ct.gov/csc

Daniel F. Caruso
Chairman

November 22, 2010

TO: Council Members

FROM: Linda Roberts, Executive Director 

RE: **DOCKET NO. 408** - New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 95 Balance Rock Road, Hartland, Connecticut.

Enclosed please find a copy of the Council's notice of public hearing.

LR/laf

Enclosure (1)

c: Secretary of the State (via e-mail service)
Robert L. Marconi, Assistant Attorney General
Melanie A. Bachman, Staff Attorney
Parties and Intervenors
Application Service Recipients
Ginger Teubner, DPUC (via e-mail service)

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	New Cingular Wireless PCS, LLC (AT&T)	<p>Lucia Chiochio, Esq. Christopher B. Fisher, Esq. Cuddy & Feder LLP 445 Hamilton Avenue, 14th floor White Plains, NY 10601 (914) 761-1300 (914) 761-5372 lchiochio@cuddyfeder.com cfisher@cuddyfeder.com</p> <p>Michele Briggs AT&T 500 Enterprise Drive Rocky Hill, CT 06067 Michele.g.briggs@cingular.com</p>
Party (if granted on 11/18/10)	<input checked="" type="checkbox"/> E-Mail	Thomas H. Sirman	<p>David F. Sherwood, Esq. Moriarty, Paetzold & Sherwood 2230 Main Street, P.O. Box 1420 Glastonbury, CT 06033-6620 (860) 657-1010 (860) 657-1011 fax dfsherood@gmail.com</p>



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HEARING NOTICE

Pursuant to provisions of General Statutes § 16-50m and Section 16-50j-21 of the Regulations of Connecticut State Agencies, notice is hereby given that the Connecticut Siting Council (Council) will conduct a public hearing on January 13, 2011, beginning at 3:00 p.m., and continued at 7:00 p.m., at the Volunteer Fire Department, 34 South Road, East Hartland, Connecticut, and thereafter as necessary. The hearing will be on an application from New Cingular Wireless PCS, LLC for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 95 Balance Rock Road, Hartland, Connecticut.

The purpose of the hearing is to hear evidence on the applicant's contentions that the public need for the facility outweighs any adverse environmental effects that would result from the construction, operation, or maintenance of a tower, ground equipment, and access road. The 3:00 p.m. hearing session will provide the applicant, parties, and intervenors an opportunity to cross-examine positions. The applicant will be allowed a final rebuttal. Briefs will be entertained after the close of the last hearing session. The 7:00 p.m. hearing session will be reserved for the public to make brief statements into the record. Cross-examination of parties and intervenors will resume, if necessary, after all statements have been heard.

The Council will conduct a public field review of the proposed site on January 13, 2011, beginning at 2:00 p.m. The applicant will fly a balloon during the field review to simulate the height of the proposed facility, weather permitting.

Applicable law for this proceeding includes the Public Utility Environmental Standards Act, General Statutes § 16-50g, et seq., and Sections 16-50j-1 through 16-50v-1a of the Regulations of Connecticut State Agencies.

The Council will hold a pre-hearing conference on procedural matters on December 8, 2010 beginning at 11:00 a.m. at the Council's office, 10 Franklin Square, New Britain, Connecticut.

The Council directs that all testimony and exhibits be pre-filed with the Council and all parties and intervenors by January 6, 2011. In accordance with the State Solid Waste Management Plan, the Council requests that all filings be submitted on recyclable paper, primarily regular weight white office paper. Please avoid using heavy stock paper, colored paper, and metal or plastic binders and separators.

Individuals are encouraged to participate through their elected officials, and other party/intervenor groupings.

Any person seeking to be named or admitted as a party or intervenor to the proceeding may file a written request to be so designated at the office of the Connecticut Siting Council, 10 Franklin Square, New Britain, Connecticut 06051, on or before January 6, 2011.

Parties and intervenors will be allowed to submit briefs and proposed findings of fact within 30 days after the close of the hearing.

Any person who is not a party or intervenor to this proceeding may file a written statement with the Council up to 30 days after the close of the hearing. Such statements will become part of the record. No written statement or any other material, evidence, or other information will be accepted from any person not a party or intervenor to the proceeding after 30 days following the close of the hearing, except as otherwise prescribed by law or the Council.

A verbatim transcript of the hearing session(s) will be made and deposited with the Town Clerk's Office of the Hartland Town Hall for the convenience of the public.

Requests for information in alternative formats or for sign-language interpreter services must be submitted in writing by January 6, 2011.

The applicant of this facility is represented by the following:

Applicant

New Cingular Wireless PCS, LLC (AT&T)

Its Representative

Lucia Chiochio, Esq.
Christopher B. Fisher, Esq.
Cuddy & Feder LLP
445 Hamilton Avenue, 14th floor
White Plains, NY 10601

A copy of the application is available for review at the Council's office during office hours at 10 Franklin Square, New Britain, Connecticut, (860) 827-2935 or on Council website at <http://www.ct.gov> under the link "Pending Proceedings." The Council has assigned this application docket no. 408.

November 22, 2010

Connecticut Siting Council



Daniel F. Caruso
Chairman

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November 22, 2010

TO: Commissioner Amey Marrella
Department of Environmental Protection

Commissioner J. Robert Galvin
Department of Public Health

Commissioner Kevin M. DelGobbo, Chrmn.
Department of Public Utility Control

Commissioner Joan McDonald
Department of Economic and
Community Development

Commissioner Peter J. Boynton
Department of Emergency Management
and Homeland Security

FROM: Linda Roberts, ^{LR/laf} Executive Director

RE: **DOCKET NO. 408** - New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 95 Balance Rock Road, Hartland, Connecticut.

Pursuant to General Statutes § 16-50j(h), the Connecticut Siting Council hereby solicits your written comments and consultation. Your response by or before January 6, 2011, will be appreciated.

A copy of the application with location maps has previously been provided to you, pursuant to General Statutes § 16-50f.

LR/laf

c: Parties & Intervenors
Council Members



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Daniel F. Caruso
Chairman

November 22, 2010

TO: Kenneth C. Baldwin, Esq.
 Robinson & Cole LLP


 Sandy M. Carter
 Verizon Wireless

 Carrie L. Larson, Esq.
 Pullman & Comley, LLC

 Thomas J. Regan, Esq.
 Brown Rudnick Berlack Israels LP

 Julie M. Kohler, Esq.
 Cohen and Wolf P.C.

 Hans Fiedler
 T-Mobile

FROM: Linda Roberts, Executive Director 

RE: **DOCKET NO. 408** - New Cingular Wireless PCS, LLC application for a
Certificate of Environmental Compatibility and Public Need for the construction,
maintenance and operation of a telecommunications facility located at 95
Balance Rock Road, Hartland, Connecticut.

The Connecticut Siting Council has received an application for a proposed telecommunications facility in Hartland.

If you would like to participate in this proceeding, your response on or before January 6, 2011, will be appreciated. Moreover, in furtherance of the spirit of C.G.S. §16-50aa, we ask that each carrier affirmatively state whether that carrier would likely seek to be located on this proposed facility any time within the foreseeable future.

LR/laf

Enclosure: Hearing Notice

c: Parties & Intervenors
Council Members



CONNECTICUT SITING COUNCIL
Affirmative Action / Equal Opportunity Employer



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Daniel F. Caruso
Chairman

November 22, 2010

Hon. Wade Cole
First Selectman
Hartland Town Hall
22 South Road, P.O. Box 297
Hartland, CT 06027

RE: Hearing Date - Thursday, January 13, 2011 in connection with **DOCKET NO. 408** - New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 95 Balance Rock Road, Hartland, Connecticut.

Dear First Selectman Cole:

The Connecticut Siting Council (Council) has scheduled a public hearing in your town in connection with the above-referenced proceeding. I am writing to invite you to participate in this hearing.

The Council fully understands that municipal input and guidance is absolutely necessary to achieve a thoughtful and balanced decision in matters such as this. Accordingly, I am extending to you my personal invitation to participate in the hearing that is scheduled on Thursday, January 13, 2011.

Please be advised that the Council's processes enable the affected municipal governments to engage in meaningful discourse and, if they choose, to even assert a legal role in the proceedings of applications that come before the Council. Municipalities are afforded a right of pre-filed technical information and consultation with applicants 60 days before an application is filed with the Council. During this period the municipality may conduct public hearings and meetings, as it deems necessary. Both the municipal and applicant filings become part of the Council's record.

Once an application is filed with the Council at least one public hearing is held in the affected community as well as a public inspection of the proposed site. Your participation at such hearing may take many forms; municipal officials may make opening statements to the Council, present written documents, or may seek Party or Intervenor Status and put on a case with witnesses.

Our staff is available to assist you in understanding our process and your options. In the event you have specific legal questions, please contact our Staff Attorney Melanie Bachman (860 827-2951). Otherwise, you may contact Executive Director Linda Roberts (860 827-2935).

The Council weighs many issues before rendering its decisions. It is important that we know the Town's views as part of that decision making process. We hope you will take part in our hearing process.

Sincerely,

Daniel F. Caruso
Chairman

DFC/LR/laf



Daniel F. Caruso
Chairman

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November 22, 2010

TO: Classified/Legal Supervisor
408110113
The Hartford Courant
285 Broad St.
Hartford, CT 06115

Classified/Legal Supervisor
408110113
Register Citizen, The (Daily)
190 Water Street, P.O. Box 58
Torrington, CT 06790-0058

FROM: Lisa A. Fontaine, Fiscal Administrative Officer

RE: **DOCKET NO. 408** - New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 95 Balance Rock Road, Hartland, Connecticut.

Please publish the attached legal notice for one day on the first day possible from receipt of this notice, except on Saturday, Sunday, or holiday.

Pursuant to General Statutes § 16-50m(c), the general notice to be public shall be published in its entirety in not less than **TEN POINT BOLDFACE TYPE**. If you have any questions concerning the ten point type, please contact me. If your newspaper does not have ten point type, please so state and also state the size type actually used in the legal notice in your affidavit.

Please send affidavit of publication and invoice to: Connecticut Siting Council
10 Franklin Square
New Britain, CT 06051

laf

Enclosure (1)



Daniel F. Caruso
Chairman

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November 22, 2010

Bruce Bailey
Volunteer Fire Department
34 South Road
East Hartland, CT 06029

RE: **DOCKET NO. 408** - New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 95 Balance Rock Road, Hartland, Connecticut.

Dear Mr. Bailey:

Confirming our telephone conversation of October 19, 2010, I appreciate the reservation of the Hartland Volunteer Fire Department for a public hearing on Thursday, January 13, 2011 from 1:00 p.m. to 10:00 p.m.

For your information, I have attached a general plan for seating arrangements. I realize that our agency is responsible for set up and break down, but I am including the general plan to make certain you have the requested items (tables/chairs/podium) available for our use.

If any other information is needed, please contact me at my office. Thank you for your assistance.

Very truly yours,

Lisa A. Fontaine
Fiscal Administrative Officer

laf

Enclosure (2)



Daniel F. Caruso
Chairman

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Screening Checklist
Connecticut Department of Transportation
Potential Transportation Infrastructure Impacts
Connecticut Siting Council Docket# 408
Location: 95 Balance Rock Road, Hartland

1. Is the proposed facility abutting the right-of-way of a State maintained highway?
No
2. Is access for construction or maintenance of the proposed facility needed directly from a State maintained highway?
No
3. Does the proposed construction or maintenance of the proposed facility impact any licensed aviation facility (L.A.F.)? Definition: L.A.F. is a facility licensed to operate by DOT, airport, heliport or parachute coop area.
No
4. Is the proposed facility within or abutting a State owned Railroad Right-of-Way?
No



Daniel F. Caruso
Chairman

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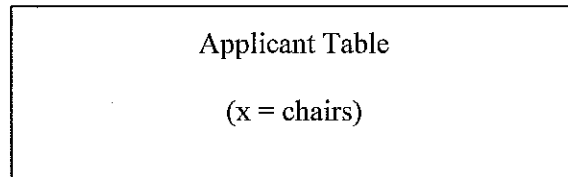
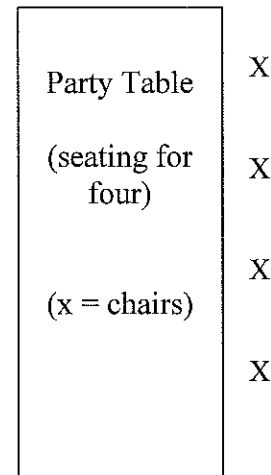
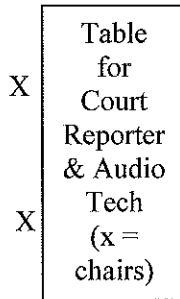
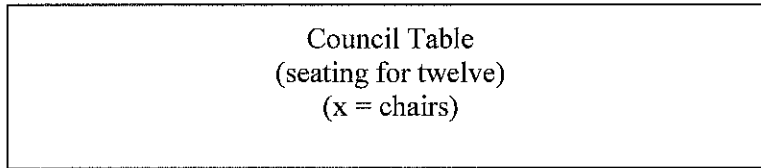
Phone: (860) 827-2935 Fax: (860) 827-2950

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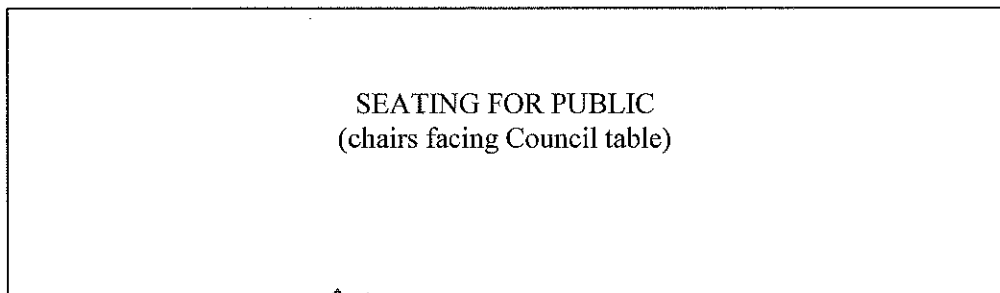
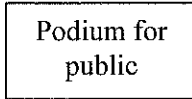
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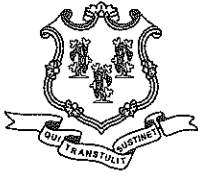
Seating Arrangements:

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Daniel F. Caruso
Chairman

November 22, 2010

Ruth Girolomo
Post Reporting Service, Inc.
2015 Dixwell Avenue
Hamden, CT 06514

RE: **DOCKET NO. 408** - New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 95 Balance Rock Road, Hartland, Connecticut.

Dear Ms. Girolomo:

Your attendance will be required at a hearing of the Connecticut Siting Council (Council) regarding the subject docket on:

Thursday, January 13, 2011
3:00 to 5:00 p.m./7:00 p.m. to conclusion
Volunteer Fire Department
34 South Road, East Hartland, CT

The Council will require delivery of the complete transcript, an original and one copy, within one week of the hearing. I am enclosing a copy of the application filing and our hearing notice for your convenience. If you have any questions concerning this matter, please call me.

Very truly yours,

Lisa A. Fontaine
Fiscal Administrative Officer

laf

Enclosure (2)



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Daniel F. Caruso
Chairman

November 22, 2010

Joseph Reese
Tech Theatrical Services, LLC
98 Knight Street
Watertown, CT 06795

RE: **DOCKET NO. 408** - New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 95 Balance Rock Road, Hartland, Connecticut.

Dear Mr. Reese:

Your attendance will be required at a hearing of the Connecticut Siting Council regarding the subject docket on:

Thursday, January 13, 2011
3:00 to 5:00 p.m./7:00 p.m. to conclusion
Volunteer Fire Department
34 South Road, East Hartland, CT

I am enclosing a copy of our hearing notice for your convenience. If you have any questions concerning this matter, please call me.

Very truly yours,

Lisa A. Fontaine
Fiscal Administrative Officer

laf

Enclosure