

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

www.ct.gov/csc

March 25, 2013

TO: Parties & Intervenors
State Agencies pursuant to C.G.S. § 16-50j(h)
Telecommunications Carriers

FROM: Linda Roberts, Executive Director 

RE: **DOCKET NO. 409A** - 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 8 Barnes Road, Canaan (Falls Village), Connecticut. Reopening of this docket pursuant to Connecticut General Statutes § 4-181a(b) limited to Council consideration of changed conditions, revised tower site location and modified facility.

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

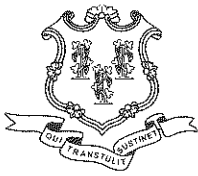
Pursuant to General Statutes §16-50j(h), the Connecticut Siting Council hereby solicits state agency written comments and consultation. A response on or before April 23, 2013, will be appreciated. You may access the application and other documents for this proceeding on our website at www.ct.gov/csc under the link "Pending Proceedings."

In furtherance of the state tower sharing policy pursuant to C.G.S. §16-50aa, we ask that each telecommunications carrier affirmatively state whether that carrier would likely seek to be located on this proposed facility at any time within the foreseeable future. If any carrier would like to participate in this proceeding, a response on or before April 23, 2013, will be appreciated.

LR/cm

Enclosure (1)

c: Secretary of the State (via e-mail service)
Melanie A. Bachman, Staff Attorney
Council Members
Application Service Recipients
Ruth Girolomo, Post Reporting Services
Joseph Reese, Tech Theatrical Services



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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 April 30, 2013, beginning at 3:30 p.m., and continued at 7:00 p.m., at the Lee H. Kellogg School, All Purpose Room, 47 Main Street, Falls Village, 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 8 Barnes Road, Canaan (Falls Village), Connecticut.

On March 7, 2013, the Council, pursuant to the provisions of Connecticut General Statute § 4-181a(b), reopened the final decision rendered in this docket. The reopening will allow the Council to consider a new proposed location on the property for the facility. The 3:30 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 Tuesday, April 30, 2013, beginning at 2:00 p.m. The applicant will fly balloons during the field review to simulate the tower heights at the proposed Docket 409 original site and the new proposed site.

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 directs that all testimony and exhibits be pre-filed with the Council and all parties and intervenors by April 23, 2013. 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 April 23, 2013.



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 Canaan 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 April 23, 2013.

The applicant of this facility is represented by the following:

Applicant

New Cingular Wireless PCS, LLC (AT&T)

Its Representative

Christopher B Fisher, Esq.
Lucia Chiocchio, 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 the Council's website at <http://www.ct.gov> under the link "Pending Proceedings."

March 25, 2013

Connecticut Siting Council