

STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

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Daniel F. Caruso

Chairman


January 27, 2011

TO: Parties and Intervenors

FROM: Linda Roberts, Executive Director 

RE: **DOCKET NO. 409** - 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.

At a pre-hearing conference held January 19, 2011, at the Connecticut Siting Council's (Council) office, the Council requested that the following format be used for the public hearing scheduled on Thursday, February 17, 2011.

1. Per the Council's schedule for this docket, all parties and intervenors are encouraged to exchange pre-hearing interrogatories with all other parties and intervenors prior to February 3, 2011. Responses to pre-hearing interrogatories are requested to be submitted to the service list on or before February 10, 2011.
2. The 3:00 p.m. hearing session will provide the applicant, parties, and intervenors an opportunity to present exhibits and witnesses, and cross-examine positions. The applicant will be allowed to present its exhibits and witness panel, and then be subject to cross-examination by the Council and all parties and intervenors in the order that they were granted party or intervenor status. All parties and intervenors will then be allowed to present their exhibits and witness panels in the order in which they were granted party or intervenor status, and be subject to cross-examination by the Council, the applicant and all other parties and intervenors. The applicant will be allowed a final rebuttal. Arguments will be entertained in writing after the close of the last hearing session.
3. The 7:00 p.m. hearing session will be first reserved for the public to make brief statements into the record.
4. If time remains, the 7:00 p.m. hearing session will provide the applicant, parties, and intervenors an opportunity to complete their presentation and cross-examination.
5. The Council requests that all testimony and exhibits be pre-filed with the Council and all parties and intervenors by February 10, 2011. In accordance with the State Solid Waste Management Plan, the Council is requesting 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.
6. On or before February 10, 2011, all parties and intervenors should provide responses to pre-hearing interrogatories, exchange pre-filed testimony, exhibits, witness lists, and items to be noticed administratively,  to save the time and expense of parties,

intervenors, and the public, all parties and intervenors are encouraged to resolve discrepancies of these items before the hearing.

7. The Council will provide public officials who have not been granted party or intervenor status an opportunity to make a statement.
8. No repetition of facts will be allowed.
9. A verbatim transcript of the hearing sessions will be made and deposited with the Canaan Town Hall, Canaan, Connecticut, for the convenience of the public.
10. Parties and intervenors will be allowed to submit briefs and proposed findings of facts within 30 days after the close of the hearing.
11. Members of the public will be allowed to submit written statements into the record within 30 days after the close of the hearing.
12. Deadlines for briefs, proposed findings of fact, and public statements should be considered final and extensions may only be granted with permission from the Council.
13. The Council may, at its discretion, provide for the grouping of parties and intervenors with the same interests.
14. Individuals will be encouraged to participate through their elected officials and other party or intervenor groupings.
15. Any person seeking to be admitted as a party or intervenor to the proceeding is requested to file a written petition with the Council on or before February 10, 2011.
16. All participants will be encouraged to be brief, concise, non-repetitious, and courteous of all other participants.
17. Enclosed is a list of items the Council wishes to notice administratively. Objections to any item on the list should be sent to the Council before the hearing.
18. A public field review of the proposed site will be held on Thursday, February 17, 2011, beginning at 2:00 p.m. The applicant will fly a balloon between the hours of 8:00 a.m. and 5:00 p.m. at the proposed site, weather permitting, during the field review.
19. At least ten business days prior to the public hearing, the applicant shall erect and maintain, in a legible condition, a sign not less than six feet by four feet at the entrance to the property from a public road where the proposed facility is to be located. The sign shall set forth the name of the applicant, the type of facility, the public hearing date, and contact information for the Council (Web site and phone number).
20. All participants are requested to place nameplates on the table in front of each witness at the hearing.

Thank you for your cooperation.

LR/CMW/jbw

Enclosure: Administrative Notice List