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October 22, 2024

Melanie Bachman, Esq.
Executive Director
Connecticut Siting Council
Ten Franklin Square
New Britain, CT 06051

RE: DOCKET NO. 414 – Cellco Partnership d/b/a Verizon Wireless Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 36 Ritch Avenue, Greenwich, Connecticut

Request to Modify the Siting Council’s October 2, 2024 Notice of Enforcement Action

Dear Attorney Bachman

As you are aware, Cellco Partnership d/b/a Verizon Wireless (“Verizon”) is the Certificate holder for the existing telecommunications facility at 36 Ritch Avenue in Greenwich, Connecticut (the “Facility”). The Siting Council approved the construction of the Facility in December of 2011 in Docket No. 414.

Pursuant to an agreement dated March 27, 2015, Cellco Partnership d/b/a Verizon Wireless entered into a Master Prepaid Lease with ATC Sequoia LLC (a wholly owned subsidiary of American Tower Corporation, hereafter “American Tower”) which requires American Tower to manage, operate, and maintain the Facility at 36 Ritch Road in Greenwich, CT in accordance with the Council’s final approval.

Earlier this year, the Council received an email from the owner of the adjacent parcel at 52 Ritch Avenue expressing concern for the maintenance of the Facility, in particular, vegetative management within the Facility compound adjacent to his property. Verizon immediately notified American Tower of these concerns and asked that they be rectified. We regret that the site has not been maintained to an acceptable standard and American Tower has assured us that it will take full responsibility for the cost to remedy this situation.

Melanie A. Bachman, Esq.

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According to information Verizon received from American Tower recently, a site maintenance contractor began work this week removing the overgrown ground cover vegetation. American Tower has provided Verizon with some progress photographs for your review. *See Exhibit A* attached. American Tower has also assured us that it will be implementing a more rigorous site maintenance plan which includes greater vigilance and more frequent visits to the Facility to ensure that these problems do not occur again. American Tower has confirmed that it will submit its site maintenance plan directly to the Council by October 31, 2024.

In light of the ongoing maintenance activity at the Facility and American Tower's commitment to execute a more robust maintenance plan for the Facility going forward, Verizon respectfully requests that the Council's October 2, 2024 Enforcement Action be modified as follows: Upon receipt of notice from American Tower that all Facility maintenance activities have been completed, including photo-documentation of post-maintenance conditions and the submission of a prospective Facility Maintenance Plan, the Council's enforcement action shall be deemed termination and the imposition of fines and penalties is suspended.

Thank you in advance for your consideration of this request.

Sincerely,



Kenneth C. Baldwin

Copy to:

Brigette Spillane, Esq., American Tower

Jason Hastie, American Tower

Andrew Candiello, Verizon Wireless

Tim Parks, Verizon Wireless

Jackie Walker, Verizon Wireless

Exhibit A

