

1 STATE OF CONNECTICUT

2 SITING COUNCIL

3
4 Docket No. 440

5 Application of New Cingular Wireless, PCS,
6 LLC (AT&T) for a Certificate of Environmental
7 Compatibility and Public Need for the
8 Construction, Maintenance, and Operation of a
9 Telecommunications Facility Located at 522
10 Colebrook Road, Colebrook, Connecticut

11
12 Continued Public Hearing held at the
13 Town Hall, 2nd Floor Meeting Room, 562
14 Colebrook Road, Colebrook, Connecticut, on
15 October 24, 2013, beginning at 7:05 p.m.

16
17 H e l d B e f o r e:

18 ROBIN STEIN,

19 Chairperson

1 A p p e a r a n c e s:

2 Siting Council Members:

3 JAMES J. MURPHY, JR.,

4 Vice Chairperson

5 ROBERT HANNON, DEEP Designee

6 PHILIP T. ASHTON

7 DR. BARBARA BELL

8 DANIEL P. LYNCH, JR.

9 DR. MICHAEL KLEMENS

10

11 Siting Council Staff Members:

12 MELANIE BACHMAN, ESQ.

13 Acting Director,

14 Staff Attorney

15 MICHAEL PERRONE,

16 Siting Analyst

17 AARON DEMAREST, Audio Technician

18

19 For the Applicant:

20 CUDDY & FEDER, LLP

21 445 Hamilton Avenue, 14th Floor

22 White Plains, New York 10601

23 (914) 761-1300

24 By: LUCIA CHIOCCHIO, ESQ

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A p p e a r a n c e s (Cont'd.):

For the Town of Colebrook:

THOMAS McKEON, First Selectman

1 THE CHAIRPERSON: Good
2 evening, ladies and gentlemen. I'd like to
3 call to order this meeting of the Connecticut
4 Siting Council, today, Thursday, October 24,
5 2013 approximately seven p.m.

6 My name is Robin Stein. I'm
7 Chairman of the Siting Council. Other
8 members of the Council present and some of us
9 are standing since, we will for a few minutes
10 while they do the presentation. But just to
11 tell you who's here, Vice Chairman is Senator
12 Murphy, Mr. Hannon, who's designee from the
13 Department of Energy Environmental
14 Protection; Mr. Ashton; Dr. Klemens;
15 Dr. Bell; and Mr. Lynch. Members of the
16 staff present are Melaine Bachman, Acting
17 Executive Director and Staff Attorney;
18 Michael Perrone, Siting Analyst, Aaron
19 DeMarest, who's the audio technician; Guy
20 Raboin, is our Court Reporter.

21 This is a continuation of a
22 public hearing that began at three p.m. this
23 afternoon. Dockets and the hearing program
24 and Council Citizen to Siting Council
25 procedures are available on the table to my

1 left (indicating). And also remind you that
2 if you do intend to speak there's a sign-up
3 sheet over there.

4 This hearing is held pursuant
5 to the provisions of Title XVI of the
6 Connecticut General Statutes, and the Uniform
7 Administrative Procedure Act upon an
8 application from New Cingular Wireless, PCS,
9 LLC, for a Certificate of Environmental
10 Compatibility and Public Need for the
11 Construction, Maintenance, and Operation of a
12 Telecommunication Facility Located at 522
13 Colebrook Road, in Colebrook, Connecticut.
14 Application was received by the Council on
15 August 14th of this year.

16 This application is also
17 governed by the Telecommunication Act of 1996
18 which is administered by the Federal
19 Communications Commission. This Act
20 prohibits the Council from considering the
21 health effects of radio frequency emissions
22 on human health and wildlife. To the extent
23 the emissions from towers are within the
24 federal acceptable safe limit standard, which
25 is also a standard followed by the State

1 Department of Public Health. The Federal Act
2 also prohibits the Council from
3 discriminating between and amongst providers
4 of functionally equivalent services. That
5 means if one carrier already provides service
6 for an area other carriers have an equal
7 right to provide, see published notice in the
8 filing of the application to Council in the
9 Republican American on July 26, 2013 and
10 July 30, 2013.

11 Council's legal notice of the
12 date and time of this hearing was published
13 in the Republican-American on September 11,
14 2013.

15 Upon Council's request, the
16 Applicant erected a sign at the proposed site
17 so as to inform the public of the name of the
18 Applicant, type of facility, hearing date,
19 location, and contact information for the
20 Council.

21 This afternoon members of the
22 Council staff and public personally conducted
23 a field review of the proposed site in order
24 to observe firsthand the potential effects of
25 the proposal. This hearing session tonight

1 has been reserved for the public to make
2 short statements into the record. These
3 public statements are not subject to
4 questions from parties or the Council, and
5 members of the public making statements may
6 not ask questions of the parties or Council.
7 These statements will become part of the
8 record for Council consideration, and as I
9 mentioned a sign-up sheet is available.

10 As a reminder to all
11 off-the-record communication with a member of
12 the Council or a member of the Council's
13 staff upon the merits of this application is
14 prohibited by law.

15 I wish to note for those who
16 are here, and for the benefit of your friends
17 and neighbors who are unable to join us for
18 this session, that you or they may send
19 written statements to the Council within 30
20 days of today. And such written statements
21 will be given the same weight as if spoken at
22 the hearing.

23 We ask each person making a
24 public statement in the proceedings to
25 confine his or her statements to the subject

1 matter before the Council and to avoid
2 unreasonable or unnecessary repetition so
3 that we may hear all of the concerns you and
4 your neighbors may have.

5 Again, the Council members
6 cannot answer questions from the public about
7 the proposal at this time. A verbatim
8 transcript will be made of this hearing and
9 deposited at the Colebrook Town Clerk's
10 office for the convenience of the public.

11 Before calling on members of
12 the public to make statements, I'd like to
13 request that the Applicant make a brief
14 presentation describing the facility.

15 MS. CHIOCCHIO: Thank you,
16 Chairman.

17 My name is Lucia Chiocchio.
18 I'm with Cutty and Feder and we represent
19 AT&T.

20 MR. DeMARREST: You have to
21 use the microphone, ma'am.

22 MS. CHIOCCHIO: Oh, sorry.

23 MR. DeMARREST: There you go.

24 MS. CHIOCCHIO: I'm actually
25 going to turn you over to our RF engineer,

1 Tony Wells, to describe the need for the need
2 for the proposed facility.

3 ANTHONY WELLS: My name is
4 Tony Wells. I'm the radio frequency engineer
5 for this site. And I'll quickly go over the
6 coverage objectives here. And this first map
7 shows here is our existing coverage from the
8 sites that we have on air today. You can see
9 some of the surrounding sites over in the
10 eastern part, as well as South, and then in
11 some the neighboring towns here.

12 This location is the proposed
13 site. And we have two -- two colors here,
14 green and yellow, which looks almost like a
15 brown, depending on how good your eyes are.
16 Oh, that looks much better. Here we go.

17 So the green areas are
18 coverage levels that are acceptable for what
19 we refer to in-building coverage in which
20 that means there's enough signal strength to
21 reach into concrete-type structure buildings
22 or dense -- denser types of buildings, even
23 some buildings such as this require those
24 types of signal strengths in order for the
25 signal to reach into those buildings.

1 The yellow is referred to as
2 in-vehicle coverage, and for that it's just
3 as it sounds. If you're driving in your
4 vehicle or if you're standing outside of your
5 vehicle then that's reliable service for
6 those levels.

7 The white areas are areas
8 below reliable service. It doesn't mean that
9 you can't make a call in any of those areas.
10 Occasionally, you will be able to make calls,
11 but it's just not reliable, and from a day to
12 day you may be able to make some calls, but
13 the drop call rate is probably not acceptable
14 in those areas.

15 And, oh, existing and future,
16 sorry. And what we've done here is in
17 addition to the existing site, we've added
18 two potential sites that we're looking to
19 adding sometime in the future. We don't have
20 a date for those yet, but these -- this site
21 and this site here are existing sites in the
22 Connecticut Siting Council database, that fit
23 into our network nicely with the addition of
24 this site, so eventually those will be built,
25 they're just not into the cycle yet.

1 And this is showing coverage
2 with this proposed site, and the -- those two
3 Connecticut Siting, those two sites that are
4 in the Connecticut Siting Council database
5 that I mentioned that currently exist today,
6 and the surrounding network. And as you can
7 see, a lot -- a lot of the area is filled in
8 down here, especially in the Southern part of
9 the town and there are still some -- some
10 white areas as you see, that we don't have
11 current plans for, but that ultimately may be
12 filled in at a future date.

13 This is some basic statistics
14 showing the incremental coverage once we have
15 this site on air, what will we gain from that
16 site? And what we show here is for a
17 population, we show an additional 372 from
18 the census data. Three hundred seventy-two
19 people covered at in -- in vehicle and almost
20 500 -- or, I'm sorry. 372 for in-building,
21 almost 500 for in-vehicle. Square miles
22 covered, approximately 8 for in-building, and
23 9.3 for in-vehicle coverage. So this is
24 additional coverage that would be gained form
25 this proposed site.

1 Roadway coverage shown on --
2 shown here, 7 -- 7 miles of we refer to as
3 main roads and 14.1 miles secondary roads for
4 a total of approximately 21 miles.

5 And some of the significant
6 roads here, just to show the average vehicle
7 counts going through those roads for your
8 reference here. And those are the main roads
9 that are covered.

10 So that's the basic RF
11 summary. And we'll turn it over to
12 Mr. Libertine or, no, I'm sorry. I'll turn
13 it over to Paul for the site specifics.

14 THE WITNESS (Lusitani): My
15 name is Paul Lusitani. I'm the civil
16 engineer who prepared the site plans.

17 This is an aerial photo of the
18 area. Our proposed facility is right there
19 (indicating). And it's in a densely-wooded
20 area between Smith Hill Road and Colebrook
21 Road, just south of the town hall.

22 And then this is a topography
23 map of the area showing basically the same
24 thing. There's our site there (indicating)
25 between Smith Hill Road and Colebrook Road.

1 This is a plan of the overall
2 parcel. It's a 73-acre residential parcel.
3 We're proposing the 120-foot tower near the
4 southern property line. It's approximately
5 130 feet from the property. We're proposing
6 access off of Smith Hill Road, following this
7 path right here (indicating). It's a 1337
8 foot long, 12-foot-wide graveled-access road.
9 We're proposing to pull utilities from a pole
10 on Smith Hill Road and it will follow the
11 access road back to the compound.

12 The plan on the left is of the
13 proposed 120-foot tower. It shows AT&T on
14 the top and room for three additional
15 carriers below. The plan on the right shows
16 the 75-by-75 compound with the 120-foot
17 tower, AT&T's equipment, shelter, and room
18 for three additional carriers.

19 THE WITNESS (Wells): These --
20 this is a calculation showing maximum
21 permissible exposure levels relative to the
22 FCC limit. If you are below 100 percent of
23 the FCC limit, that means that there are no
24 restrictions on access and it's considered
25 that 24-hour exposure is safe. What we do

1 with these calculations is we do what we
2 refer to as a worst-case analysis.
3 Generally, the signal is propagated over the
4 horizon, most of the energy is focused over
5 the horizon. When we do this type of
6 analysis, we pretend the antennas are
7 actually pointed right at the ground and then
8 calculate those exposure levels at the
9 ground. Even doing the worst-case
10 calculations using that you're only at 11
11 percent of the FCC limit.

12 In practice, having measured
13 many, many of these sites after they're on
14 the air for a single carrier at 120 feet,
15 you're probably looking at more
16 impracticality at being around 2 percent
17 maybe 3 percent of the FCC standard, which --
18 which I found to be the levels ambient in the
19 environment from your typical home
20 environment where you have computers or
21 wi-fi, if you have a wi-fi network in your
22 house or even the transformers at -- at the
23 end of your driveway. Typically, you're not
24 seeing any -- any difference between that and
25 what's under a site, because the antennas are

1 relatively high at 120 feet.

2 MS. CHIOCCHIO: We do have
3 some visuals, and then we're done.

4 THE WITNESS (Libertine): Good
5 evening, folks. I'll be brief. My name is
6 Mike Libertine.

7 We did do a visual study
8 associated with the facility -- and can I
9 borrow that real quick?

10 THE WITNESS (Wells): Just
11 careful. Don't pull that back.

12 THE WITNESS (Libertine): All
13 right. Great.

14 Our site location is centered
15 right here (indicating). In the graphic
16 you'll notice we have a circle here, that
17 represents two miles in any direction from
18 the site. We've got 183 running down in this
19 direction, Smith Hill Road here (indicating).
20 And what you're looking at is an aerial
21 photograph. We've got the state forest up
22 here in the northeast corner of what we call
23 our study area which is this two mile radius
24 here.

25 And essentially we go through

1 several manipulations where we build a
2 computer model to understand where
3 potentially we may be able to see the
4 facility at 120 feet in height, at its ground
5 elevation.

6 One of the, I guess, unique
7 things about this area that works to, from my
8 perspective, visually, in terms of minimizing
9 the visibility of the facility that works
10 real well is that you've got a combination of
11 very steep topography here, with ground
12 elevations rising anywhere from above 500
13 feet to over 1600 feet above mean sea-level.
14 So you've got some steep terrain. And when
15 you combine that with about 80 percent of the
16 study area is covered in trees, that really
17 helps. It makes it very challenging for Tony
18 from an RF perspective to get the coverage,
19 but it certainly is an advantage from my
20 perspective in terms of trying to minimize
21 the visibility.

22 So we build a computer model
23 to kind of figure out preliminarily where we
24 may see it. We also go out and raise a
25 weather balloon, similar to what we did today

1 except on a much calmer day so that we can go
2 out and take some photos and assess and fine
3 tune the model that we've built.

4 And essentially, at the end of
5 the day, I'm going to move right along.
6 There's not a lot of visibility associated
7 with the facility. We can run through these.
8 We've got a lot of photos that we presented
9 to the Council where we have aspects back
10 towards the hillside, from locations in town
11 where it's clear you can't see the facility.

12 Right here (indicating) as
13 you're approaching on 183 coming down into
14 the downtown area, this is -- obviously we
15 took these pictures in May when the leaves
16 were on the trees. There is going to be some
17 limited seasonal visibility for a short
18 stretch. Essentially right out as you pass
19 in front of the cemetery, as you're coming
20 down into downtown. It would be essentially
21 kind of buried behind these trees here
22 (indicating). If you want to move right
23 ahead, Lucia.

24 And again, there's only one
25 other shot we really had that -- this is

1 actually downtown, and this is important
2 here. We did not see at this time of year,
3 however, I did notice today when the balloon
4 was up that if you were standing essentially
5 either coming out of the general store or
6 even a little bit further back, if you look
7 through the trees you could see the red
8 balloon through the trees vaguely. So there
9 are, again, will be some limited visibility
10 right in this general area, but it's going to
11 be more or less buried within the mass of the
12 trees.

13 And we do have one shot from
14 Stillman Hill Road. This is kind of the --
15 what I always say, the money shot. It's
16 obviously that it's going to rise above the
17 treeline, probably about 30 or 40 feet above
18 the treeline. This is at the apex of
19 Stillman Hill Road which is, I believe,
20 Route 182.

21 So again, overall the
22 visibility is very, very limited. Its dense
23 woods on the site, so in terms of even this
24 time of year with the leaves off the trees,
25 we're talking about if you were on the

1 property and standing maybe within four or
2 five or even 600 feet of the facility you
3 might see portions of it through the trees.
4 But you can't see it out on Smith Hill Road,
5 even this time of the year.

6 So from my perspective,
7 overall a great site from that -- from the
8 visibility standpoint.

9 THE CHAIRPERSON: Thank you.
10 We'll now go down the list. I
11 just want to apologize in advance if I
12 mispronounce anybody's name.

13 As you please come up, just
14 identify yourself, spell your last name and
15 we'll listen to your comments.

16 The first person is Edna
17 Travis.

18 EDNA TRAVIS: Hello everybody.
19 Thank you.

20 My name is Edna Travis, that's
21 T-r-a-v-i-s. And I live at 397 Smith Hill
22 Road, and I'm on the Conservation Commission.
23 And I was involved in a letter that I presume
24 you all read at the hearing today, and I was
25 at the site visit this afternoon and at the

1 hearing earlier today.

2 And I just want to start by
3 saying how impressed I was by all of you.
4 Everyone here. I thought that the site visit
5 was -- was amazing. Everybody was really
6 interested. Everybody was really -- really
7 taking it seriously. And back at the
8 hearing, I thought, everyone of you, all of
9 you, were thoughtful, creative, you engaged
10 in dialogue, you asked important questions,
11 and it just gave me a really good feeling
12 about the way that everything is -- is being
13 handled. And frankly, I was surprised.
14 Because I just hadn't thought it was going to
15 be as thoughtful.

16 And I -- so one of my main
17 things that I want to say, and I guess I
18 can't ask you, I can just state my -- my hope
19 and dream, is that I won't be disappointed.
20 And I hope that all the things that you
21 talked about this afternoon, and the
22 questions that you asked and answered and
23 that you said that you would look into, and
24 that you said you would -- changes that you
25 would make the application with response --

1 in response to the questions that were in
2 letters and comments and questions from the
3 Siting Council will, in fact, be addressed,
4 that you will read them and that you will
5 think about them seriously and incorporate
6 them, and that the whole application and the
7 whole project will be better as a result of
8 it.

9 I have confidence that you
10 will do that, and that this wasn't just
11 something that you, you know, you went
12 through as an exercise. I've never sat
13 through any other Siting Council hearings, so
14 I have no idea whether this is how you handle
15 all of them, but I was very, very impressed.

16 And I want to -- some of the
17 things that came out, I don't know whether
18 all my other fellow residents of Colebrook
19 are aware of them, and I'm a layperson and
20 really didn't understand a lot of it, but two
21 things that really surprised me, were one,
22 that it really did sound to me as if this is
23 really just a preliminary tower that we're
24 putting up right now, and that in all
25 likelihood there are going to be other

1 carriers that are going to be coming on
2 board. In fact, there was a reference to
3 this just now. And that that will, one,
4 perhaps mean that the height is going to go
5 up by about 20 feet or so, which would change
6 the whole sort of dynamic of what we're now
7 seeing in the application. And also, that
8 there's this whole issue of all the different
9 carriers are going to have their own
10 generators, and that will not only create
11 problems there, but it will also mean that
12 there will be more traffic to the access
13 road. And it sounded to me as if there was a
14 lot of concern about whether or not that
15 everybody could work together and all the
16 future carriers could work together, and that
17 they could not -- you know, share generators,
18 and cut down on the access road.

19 And I just want to say, I hope
20 you all -- I assume, that you're taking all
21 very seriously, and that what you said about
22 how you're going to see to it that people
23 work together and play better together, is
24 indeed, the fact.

25 Now my particular concern, as

1 I think you all know, is -- is the whole
2 wetlands impact. And I was, first of all, so
3 surprised to find that the new member of the
4 Siting Council was Dr. Klemens, whose book I
5 have and who is the guru of wetlands and
6 amphibians in Connecticut if not nationally.
7 So that was just a wonderful surprise. I
8 didn't really get until after the end of the
9 site visit, this was who I was actually
10 walking around with.

11 But first of all, Dean
12 Gustafson had been incredibly helpful to me
13 in -- in my efforts to talk to him. I'm just
14 a layperson. I've talked to -- I've talked
15 to the people that I knew about all these
16 issues, and we put in -- the Conservation
17 Commission put into its letter some
18 suggestions that we had gotten from other
19 people about how to minimize the impacts of
20 any amphibians that -- or herpetofauna as
21 they're called -- on the wetlands and the
22 vernal pool. And I heard at the hearing
23 that -- that Dean Gustafson had discussed it
24 with the other Applicants and it sounded as
25 if, perhaps, a lot the changes that I'd

1 actually or the Conservation Commission had
2 actually requested, were -- were not
3 objectionable and would, in fact, be
4 implemented and put in the final document.
5 And I -- such as moving the access road,
6 there were many discussions about other ways
7 of reconfiguring the access road, and how to
8 -- how to enhance the viability of any
9 amphibians living in the -- in that vernal
10 pool, and I was very, very impressed by that.

11 But then when Dr. Klemens
12 started to talk, he made me feel how totally
13 amateurish I and all my people I talked to
14 have been, and that I really got the feeling
15 that -- he had things that I hadn't even
16 thought of, that he knew about, on a global
17 matter, that could improve the way you do
18 business in the future, for new -- for other
19 projects; requiring more deep analysis
20 upfront such as the looking at the species of
21 concern list, site specific, not just
22 accepting the DEEP diversity database, and
23 such as the aviation -- avian -- avian
24 breeding grounds for migratory birds, and
25 the -- looking more specifically at the

1 macro-invertebrates on this site rather than
2 just kind of going out three days in May
3 which obviously is after the -- any migration
4 has occurred, and -- and just kind of then
5 coming up with some generic comments about
6 what you could do to mitigate, assuming that
7 there are some vernal pool species on this
8 site.

9 So, just to close, I just want
10 to say, I have seen those salamanders
11 crossing the road on Smith Hill Road on rainy
12 nights in April. And I appreciate your
13 efforts to -- you, especially, Dr. Klemens,
14 because I'm hoping that you will be -- you
15 will not only be trying to make a difference
16 for future cases, because I understand this
17 is your first site, and it's really pretty
18 much along the way, but that you'll be --
19 your thoughts will be incorporated into this
20 plan, as I think, I hope they will be, and as
21 I heard said, the suggestions that were in
22 the letter will be incorporated, and that
23 other projects will be better off because of
24 his presence.

25 So, thank you very much. And

1 I really enjoyed my day.

2 Thank you.

3 THE CHAIRPERSON: Thank you.

4 Mr. Cords.

5 MANUEL CORDS: My name is
6 Manuel Cords, C-o-r-d-s, and I'm the
7 president of the Colebrook Land Conservancy
8 and the Conservancy's Board of Trustees asked
9 me to chat with you all to give some views to
10 you tonight. I'm appreciative of the Council
11 coming out to Colebrook. We're quite
12 backwater.

13 I -- I sent a letter to you
14 October 13th, I assume that will be in the
15 record. The Conservancy owns the barn at the
16 corner of 182 and 183. We provided
17 Mr. Libertine with our thoughts on -- on
18 that. I also sent a copy of that letter
19 directly to you with respect to the historic
20 value.

21 I don't -- I did not see our
22 letter in the -- in the docket, so I would
23 appreciate if the Council would review our
24 letter respecting the barn, which is the
25 oldest Upland Dairy barn in this part of the

1 world. It was built in the 1790s and its
2 qualified to be on the barn register.

3 So we're -- we're quite
4 concerned by the picture that Mr. Libertine
5 showed of the tower from Route 182 which is
6 on the hill going down to the barn. We
7 would, of course, in the best of all worlds
8 would be not to build the tower. On the
9 other hand, if it could be camouflaged in
10 some way to look like a small sequoia that
11 might be something that the Council might
12 consider.

13 We are also concerned about
14 some of the environmental impacts. We
15 detailed those in the letter, we thought. We
16 though Mr. Gustafson's comments were -- were
17 meritorious and we would like to recommend
18 that the Council adopt those. as well.

19 THE CHAIRPERSON: Thank you.

20 Ms. Campbell.

21 HELEN CAMPBELL: My name is
22 Helen Campbell, C-a-m-p-b-e-l-l. I live at
23 122 Old Colebrook Road, and I own the
24 property that is adjacent to where the tower
25 is going to be built.

1 I had come to the hearing
2 earlier hoping to hear some more specifics as
3 to how far away the tower was going to be
4 from my property line. It was my
5 understanding that the tower is going to be
6 120 feet, and the structure is going to be
7 130 feet from my property line. I wasn't
8 even comfortable with that, because if, for
9 some reason, the tower fell over, that only
10 left 10 feet for them to work. However,
11 after listening to the information, I find
12 that there is a possibility of the tower
13 being 140 feet in which case it would
14 definitely fall into my property.

15 And the other thing too, was
16 the additional generators which I had no idea
17 that was a possibility. I'm concerned about
18 the noise factor. And quite frankly, yeah,
19 there's a lot of trees now around that tower
20 but that doesn't mean that's the way it's
21 gong to be in the future. Somewhere down the
22 line, I might want to go into the back of my
23 property. I don't know what the zoning will
24 be at that time, whatever. So I don't think
25 we can totally put our attention to the fact

1 that there are trees to block the noise, and
2 trees to block the view.

3 But like I said, in -- oh, and
4 the other thing was that I was really
5 disappointed to hear that AT&T did not do a
6 field study where they could get that
7 information firsthand. I think that's very
8 important. I mean, right now, in my
9 backyard, I have bears, I have deer, we've
10 had mountain or cougars whatever you want to
11 call them. We have all kinds of birds,
12 cardinals, the giant woodpecker, which -- I
13 don't know if any of you are familiar,
14 they're very hard to see. You usually hear
15 them, you don't see them. And my concern is
16 what that might do to that.

17 Thank you.

18 THE CHAIRPERSON: Thank you.
19 I believe it's Dr. Maltz.

20 DR. ALESIA MALTZ: Good
21 evening. My name is Alesia Maltz, M-a-l-t-z.
22 I live on 25 Wheeler Road. My background is
23 in public health and environmental health. I
24 was going to speak about the bio-initiative
25 report and the WHO assessment. My

1 understanding following your introduction, is
2 that those comments are not allowed here. I
3 was particularly concerned about sitings
4 within 1500 feet of a school. The -- am I
5 correct in that?

6 THE CHAIRPERSON: I mean, I
7 can't stop you from -- from talking about it,
8 unfortunately we are -- we are bound by the
9 Federal law and its been upheld in court, so,
10 you know, our hands are -- our hands are
11 tied, so, that's --

12 DR. ALESIA MALTZ: I
13 understand.

14 THE CHAIRPERSON: -- that's
15 really the status of this.

16 DR. ALESIA MALTZ: Okay. I
17 understand.

18 MR. ASHTON: Could you just
19 pull that mike down just a bit. That's it.
20 Thank you.

21 DR. ALESIA MALTZ: Absolutely.
22 Is that -- is that better?

23 MR. ASHTON: Much better.
24 Thank you.

25 DR. ALESIA MALTZ: The -- my

1 other comment is in response to the
2 presentation tonight is about the -- that
3 there may be three additional carriers below
4 and this being a possibly preliminary tower,
5 the map that was shown suggested that the
6 needs are not strong in the particular area
7 and -- and the possibility of increasing
8 wattages is of concern -- radio frequencies is
9 a concern.

10 Thank you.

11 THE CHAIRPERSON: Thank you.

12 Has anyone -- that's the last
13 person on the list. Is there anybody else
14 signed up? Is there anybody else who wants to
15 speak? I will try to get -- Well, could you
16 then give us your name and spell it out,
17 please.

18 KENNETH ANDRESEN: My name is
19 Ken Andresen, that's A-n-d --

20 MR. ASHTON: How about pulling
21 that mike up now?

22 KENNETH ANDRESEN: My name is
23 Ken Andresen, and that's A-n-d-r-e-s-e-n. I
24 live at 402 Smith Hill Road. And I was very
25 happy to learn recently that 140 acres across

1 from where this tower is going to be built,
2 went into conservancy land. The reason for
3 that is how much Colebrook treasures and
4 values its natural resources and its history.

5 We are across the street from
6 a house that was built in the late 1700s. It
7 was recently refurbished; at great expense by
8 the people that bought it, who treasure the
9 historicity of the house and of the village.
10 Unfortunately, they'll be looking at this
11 tower from their front yard.

12 The store across the road was
13 recently reopened to Colebrook's advantage by
14 a family, and in order to enable the store to
15 reopen, a number of individuals in Colebrook
16 invested quite a bit of money to enable it.
17 They invested that money because they
18 treasure Colebrook, they treasure the history
19 of Colebrook, and they want to see it
20 continue to be the vital town that it is.
21 Unfortunately that tower will be visible from
22 the store.

23 There's a sign in front the
24 historical society which says that Colebrook
25 is the most authentic Post-Revolutionary town

1 in Connecticut, or is it New England? The
2 church was built in 1843. And apart from the
3 building that you are sitting in, that church
4 is the newest building in Colebrook. It's an
5 historical district.

6 I have many pictures of
7 Colebrook as it existed in the late 1800s and
8 the early 1900s, except for the fact that the
9 road is paved and you'll see a few electric
10 wires, there's no change. Some might think
11 that change is good, sometimes it is. But in
12 this rare example, this rare jewel of a town
13 where people are investing their lives and
14 their pocketbooks, in order to keep it
15 authentic and beautiful, to have things like
16 that come into our town and essentially
17 change it is a huge mistake and a travesty.
18 Very few things in this world remain
19 authentic to their origins. We value that
20 here.

21 And I would hope that
22 although, the Connecticut Siting Council has
23 unlimited power to do whatever it wishes. We
24 have this meeting, we attend, you must attend
25 to listen to us. But there's nothing in the

1 rules that say you actually have to pay any
2 attention to us, but I hope you do. And I
3 hope that in exercising your absolute power,
4 it does not, as the adage would say, corrupt
5 you absolutely but that you honestly and
6 thoughtfully consider the changes that you'll
7 make in Colebrook the most authentic
8 post-revolutionary town in Connecticut.

9 Thank you.

10 (Applause.)

11 THE CHAIRPERSON: Okay. Thank
12 you.

13 Just let me ask the Applicant
14 to respond. There was one question of the
15 distance from the proposed tower site to the
16 Campbell property line. Can you clarify
17 that, please.

18 THE WITNESS (Wells): Yes,
19 the 130 foot distance is correct.

20 THE CHAIRPERSON: Now, if you
21 could, 130 feet is the distance. And just, I
22 guess, two other points, one, state law
23 encourages collocation of -- of providers of
24 service on a tower, the other option in the
25 scenario would be providers interested would

1 be, you have separate towers, so but the
2 state does encourage them to be, and that
3 would also have to go through a process if
4 other carriers want it, including information
5 on what would be the RF frequency if
6 another -- another provider wanted to go on
7 the tower.

8 Well, I totally appreciate the
9 comments of the last speaker, the Siting
10 Council does not have absolute power, there
11 are federal and state laws that very much
12 limit our powers, but we do our best and we
13 do listen to people, but absolute power is --
14 is not something we have.

15 Just to let you know that the
16 evidentiary portion of the hearing which
17 started at three o'clock which we didn't
18 quite finish, will be continued in New
19 Britain at the Council offices on Thursday,
20 November 7th at one p.m.

21 Again, to repeat that anyone
22 who wishes to provide any additional material
23 in writing can file the -- those statements
24 or any of your neighbors, with the Council
25 before the record closes, so there will be

1 more -- obviously more time. Copies of the
2 transcript of this hearing will be filed a
3 the Colebrook Town Clerk's Office, and I
4 hereby declare this hearing adjourned. And I
5 want to thank you all for your participation.

6 Good evening.

7 (Whereupon, the above
8 proceedings were adjourned at 7:50 p.m.)

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CERTIFICATE

I hereby certify that the foregoing 36 pages are a complete and accurate transcription of a digital sound recording taken of the Continued Public Hearing in Re: DOCKET NO. 440, APPLICATION OF NEW CINGULAR WIRELESS, PCS, LLC, FOR A CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY AND PUBLIC NEED FOR THE CONSTRUCTION, MAINTENANCE, AND OPERATION OF A TELECOMMUNICATION FACILITIES LOCATED AT 522 COLEBROOK ROAD, COLEBROOK, CONNECTICUT, which was held before ROBIN STEIN, Chairperson, at the Town Hall, Second Floor Meeting Room, 562 Colebrook Road, Colebrook, Connecticut, on October 24, 2013.

Guy B. Raboin, President

Notary Public

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