

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

February 21, 2014

TO: Parties & Intervenors
Telecommunications Carriers

FROM: Melanie Bachman, Acting Executive Director *MB*

RE: **DOCKET NO. 444** – 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 the FirstLight Hydro Generating Company property, New Milford Tax Assessor Map 83, Lot 4, Kent Road, New Milford, Connecticut.

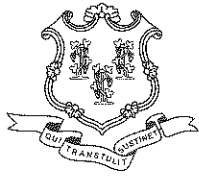
Enclosed please find a copy of the Council's notice of public hearing.

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 March 25, 2014, will be appreciated.

MB/MP/cm

Enclosure (1)

c: Secretary of the State (via e-mail service)
Council Members
Application Service Recipients
United Reporters
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 Tuesday, April 1, 2014, beginning at 3:00 p.m., and continued at 7:00 p.m., at the Roger Sherman Town Hall, E. Paul Martin Room, 10 Main Street, New Milford, Connecticut, and thereafter as necessary. The hearing will be on an application from New Cingular Wireless PCS, LLC (AT&T) for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a telecommunications facility located at the FirstLight Hydro Generating Company property, New Milford Tax Assessor Map 83, Lot 4, Kent Road, New Milford, 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 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 1, 2014, 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, et seq., 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 March 25, 2014. In accordance with the State Solid Waste Management Plan, the Council requests that all filings be submitted on recyclable 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 March 25, 2014.



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 New Milford and Sherman Town Halls for the convenience of the public.

Requests for information in alternative formats or for sign-language interpreter services must be submitted in writing by March 25, 2014.

The applicant of this facility is represented by the following:

Applicant

New Cingular Wireless PCS, LLC
(AT&T)

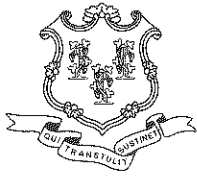
Its Representative

Lucia Chiocchio, 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/esc> under the link "Pending Proceedings." The Council has assigned this application docket no. 444.

February 21, 2014

Connecticut Siting Council



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February 21, 2014

The Honorable Patricia A. Murphy
Mayor
Town of New Milford
10 Main Street
New Milford, CT 06776

RE: **DOCKET NO. 444** – 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 the FirstLight Hydro Generating Company property, New Milford Tax Assessor Map 83, Lot 4, Kent Road, New Milford, Connecticut.

Dear Mayor Murphy:

The Connecticut Siting Council (Council) has scheduled a public hearing in your municipality in connection with the above-referenced proceeding. Pursuant to C.G.S. §16-50m, "...at least one hearing session shall be held at a location selected by the Council in the county in which the facility or any part thereof is to be located after 6:30 PM for the convenience of the general public." 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 Tuesday, April 1, 2014.

After an application is filed with the Council, a public inspection of the proposed site(s) and at least one public hearing are held in the host community to hear concerns from residents. The municipality's participation at such hearing may take many forms. Municipal officials may present oral or written limited appearance statements to the Council, or may seek Party or Intervenor Status to actively participate in the evidentiary portion of the public hearing.

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

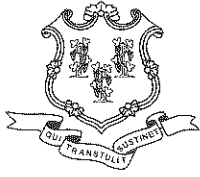
The Council weighs many issues before rendering its decisions. It is important that we know the municipality's views as part of that decision making process. We encourage you to take part in our hearing process.

Sincerely,

Robert Stein
Chairman

RS/MB/MP/cm





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February 21, 2014

The Honorable Clay Cope
First Selectman
Town of Sherman
P.O. Box 39
Sherman, CT 06784

RE: **DOCKET NO. 444** – 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 the FirstLight Hydro Generating Company property, New Milford Tax Assessor Map 83, Lot 4, Kent Road, New Milford, Connecticut.

Dear First Selectman Cope:

The Connecticut Siting Council (Council) has received an application for the above referenced project that entails the construction of a telecommunications tower in the Town of New Milford. The Town of Sherman is within 2,500 feet of the proposed facility. Connecticut General Statute § 16-501(b) requires municipalities within 2,500 feet of a proposed facility to receive adequate notice of the project. Accordingly, I am extending to you my personal invitation to participate in the hearing for this proceeding that is scheduled in the Town of New Milford on Tuesday, April 1, 2014.

After an application is filed with the Council, a public inspection of the proposed site(s) and at least one public hearing are held in the host community to hear concerns from residents. The municipality's participation at such hearing may take many forms. Municipal officials may present oral or written limited appearance statements to the Council, or may seek Party or Intervenor Status to actively participate in the evidentiary portion of the public hearing.

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

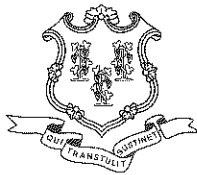
The Council weighs many issues before rendering its decisions. It is important that we know the municipality's views as part of that decision making process. We encourage you to take part in our hearing process.

Sincerely,

Robert Stein
Chairman

RS/MB/MP/cm





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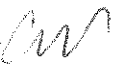
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VIA ELECTRONIC MAIL

February 21, 2014

TO: Classified/Legal Supervisor
444140221
New Milford Spectrum
45-B Main Street
New Milford, CT 06776

FROM: Carriann Mulcahy, Secretary II 

RE: **DOCKET NO. 444** – 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 the FirstLight Hydro Generating Company property, New Milford Tax Assessor Map 83, Lot 4, Kent Road, New Milford, Connecticut.

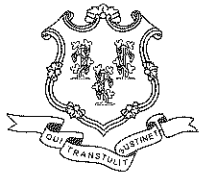
Please publish the attached legal notice for one day on the first day possible from receipt of this notice, except on Saturday, Sunday, or holiday.

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

cm

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VIA ELECTRONIC MAIL

February 21, 2014

Marla Scribner
First Selectman's Office
mayor@newmilford.org

RE: **DOCKET NO. 444** – 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 the FirstLight Hydro Generating Company property, New Milford Tax Assessor Map 83, Lot 4, Kent Road, New Milford, Connecticut.

Dear Ms. Scribner:

Confirming our telephone conversation of February 11, 2014, I appreciate the reservation of the E. Paul Martin Room at the Roger Sherman Town Hall for a public hearing on April 1, 2014, from 1:00 p.m. to 10:00 p.m.

For your information, I have attached a general plan for seating arrangements.

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

Very truly yours,

A handwritten signature in black ink, appearing to read "Carriann Mulcahy".

Carriann Mulcahy
Secretary II

cm

Enclosure (1)

Seating Arrangements:

X X X X X X X X X X X X

Council Table
(seating for twelve)
(x = chairs)

X
Table
for
Court
Reporter
& Audio
Tech
(x =
chairs)
X

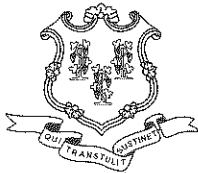
Party Table
(seating for
four)
(x = chairs)
X
X
X
X

Applicant Table
(x = chairs)

X X X X X

Podium for
public

SEATING FOR PUBLIC
(chairs facing Council table)



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February 21, 2014

TO: Commissioner Robert Klee
Dept. of Energy & Environmental Protection

Commissioner Steven Reviczky
Department of Agriculture

Commissioner Jewel Mullen
Department of Public Health

Karl Wagener, Executive Director
Council on Environmental Quality

Chairman Arthur House
Public Utilities Regulatory Authority

Benjamin Barnes, Secretary
Office of Policy and Management

Commissioner Catherine Smith
Department of Economic and
Community Development

Thomas A. Harley, P.E., Chief Engineer
Bureau of Engineering and Construction
Department of Transportation

Commissioner Dora B. Schriro
Department of Emergency Services
and Public Protection

Kevin Dillon, Executive Director
Connecticut Airport Authority

Robert Bruno, Director of Planning,
Engineering & Environmental
Connecticut Airport Authority

Todd Levine
Historian/Environmental Reviewer
State Historic Preservation Office

Daniel Forrest
Director of Arts & Historic Preservation
State Historic Preservation Office

FROM: Melanie Bachman, Acting Executive Director *NAB*

RE: **DOCKET NO. 444** – 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 the FirstLight Hydro Generating Company property, New Milford Tax Assessor Map 83, Lot 4, Kent Road, New Milford, Connecticut.

Pursuant to General Statutes § 16-50j(h), the Connecticut Siting Council hereby solicits your written comments and consultation. Your response on or before March 25, 2014, will be appreciated.

A copy of the application with location maps has previously been provided to you, pursuant to General Statutes § 16-50i. You may access the application and other documents from this proceeding on our website at www.ct.gov/csc under the link "Pending Proceedings."

MB/MP/cm

