

ATTACHMENT 6

July 10, 2013

VIA FEDERAL EXPRESS

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

Re: New Cingular Wireless PCS LLC ("AT&T")
Proposed Wireless Telecommunications Tower Facility
Kent Road, New Milford Connecticut

Dear Mayor Murphy:

We are writing to you on behalf of our client New Cingular Wireless PCS, LLC ("AT&T") with respect to the above captioned matter involving a proposed wireless telecommunications tower facility to be located at the Firstlight Hydro Generating Company parcel on Kent Road in the Town of New Milford. The purpose of our letter is to formally notify you of the proposed facility and commence a municipal consultation process prior to any formal application being filed by AT&T with the State Siting Council. Enclosed you will find a detailed Technical Report for the AT&T facility which includes information on the need for the proposed tower site and the environmental effects of the project as identified at this time.

On AT&T's behalf, we are providing the enclosed Technical Report to the Town of New Milford in accordance with Section 16-50j of the Connecticut General Statutes, which requires consultation with a municipality in which a tower facility is proposed prior to submission of an application with the Connecticut Siting Council. As you may know, jurisdiction over any proposed cellular tower facility rests exclusively with the Connecticut Siting Council and would be in lieu of local zoning, wetlands and other types of municipal land use review and approvals. As such, the purpose of local consultation is to give the municipality in which a facility has been proposed an opportunity to provide the applicant with any recommendations or preferences it may have prior to the applicant's filing of an application with the Siting Council.

We will follow this submission with a phone call to your office in an effort to schedule a meeting with you to discuss AT&T's project in greater detail. In the interim, in reviewing Section 16-50j(g), you will note that municipalities do have the option of conducting a noticed public information meeting on any proposed cellular tower facility during the first sixty days of the ninety day period afforded to municipalities for consultation with a prospective Siting Council applicant. Should the Town of New Milford elect to conduct a public meeting regarding AT&T's project sometime prior to September 10, 2013, AT&T would be pleased to make a presentation.

Thank you for your consideration of this letter and its enclosures and we look forward to meeting with you.

Very truly yours,



Lucia Chiocchio

Enclosures

cc: Planning Commission, Town of New Milford
Zoning Commission, Town of New Milford
Inland Wetlands Commission, Town of New Milford
Conservation Commission, Town of New Milford
Michele Briggs, AT&T
Harry Carey, AT&T

August 21, 2013

VIA FEDERAL EXPRESS

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

Re: New Cingular Wireless PCS LLC ("AT&T")
Proposed Wireless Telecommunications Tower Facility
Kent Road, New Milford Connecticut

Dear Mayor Murphy:

This letter and enclosure are provided on behalf of our client New Cingular Wireless PCS, LLC ("AT&T") as a follow up to our July 10, 2013 submission of a Technical Report detailing AT&T's above referenced proposed wireless telecommunications tower facility. Enclosed is a Visibility Analysis report which includes a viewshed map and photos of existing conditions and photosimulations for the proposed site. The enclosed Visibility Analysis supplements the preliminary visual assessment provided in the July 10, 2013 Technical Report.

We look forward to discussing AT&T's proposed facility in more detail during the scheduled informational meeting on August 27, 2013 with Zoning Commission. In the interim, should you or any City Staff or Commission members have any questions regarding AT&T's proposed facility, please do not hesitate to contact us.

Very truly yours,



Lucia Chiochio

Enclosures

cc: Planning Commission, Town of New Milford
Zoning Commission, Town of New Milford
Inland Wetlands Commission, Town of New Milford
Conservation Commission, Town of New Milford
Michele Briggs, AT&T
Harry Carey, AT&T



TOWN OF NEW MILFORD

Office of the Zoning Commission
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New Milford, Connecticut 06776
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ZONING COMMISSION REGULAR MEETING MINUTES August 27, 2013

Present: William Taylor, Chairman, seated and voting
Sharon Ward, Secretary (7:02 pm arrival), seated and voting
Eleanor Florio, Member, seated and voting
James Volinski, Member, seated and voting
Alexandra Ince, Alternate, seated and voting
Walter Rogg, Alternate (7:20 pm arrival), not seated or voting
Rich Saitta, Alternate (7:08 pm arrival), not seated or voting
Laura Regan, Zoning Enforcement Officer, not seated or voting

ANGEL C. BROWN
TOWN CLERK

2013 SEP -3 P 4: 19

NEW MILFORD, CT

1) CALL TO ORDER:

Mr. Taylor called the meeting to order at 7:00 pm and seated Ms. Ince.

2) PUBLIC PARTICIPATION:

Mr. Taylor opened the floor to the public; there was no participation.

3) PUBLIC HEARINGS:

- a. **New Cingular Wireless PCS, LLC (AT&T), public informational hearing for a proposed wireless telecommunications facility, including a 150' tower, at Firstlight Hydro Generation Company's Bull's Bridge hydroelectric generation station property located on the east side of Kent Road, north of the Grove Road and Kent Road intersection, Map 83, Lot 4 in the R-80 zone.**

Mrs. Florio read the public notice as warned. Ms. Ward arrived at 7:02 pm.

Daniel Laub from Cuddy & Feder, LLP was present for the applicant along with Mike Libertine who conducted the environmental review, Carlos Santori PE, Mike Dorion, Frequency Engineer, and Elizabeth Altibelli, Site Acquisition Consultant.

Mr. Laub explained that the presentation this evening is part of a State mandated consultation with the local municipality prior to a formal application being filed with the CT Siting Council for a new cell tower.

Mr. Laub explained the process of analyzing various sites for the optimal location for the tower. He noted that towers are added to aid areas in deficiencies of coverage.

Ms. Altibelli explained how the site is chosen by using a search ring. She said they try to use existing structures in most cases and building a tower is used as a last resort. She explained

that there is currently no reliable coverage in the areas of northern Route 7, so they analyzed 12 different properties and decided on the FirstLight property on Kent Road.

Rick Saitta arrived at 7:08 PM.

Mr. Dorion stated that as there is very little coverage in northern New Milford and explained the difficulties of reception given that transmitted signals that require a line of sight. He explained radio transmission in detail. He said improved transmission is part of trying to meet congressional requirements. He said that they need stronger signals to provide greater bandwidths. The industry is expecting 66% data growth over the next 4 years and that is why the need for increased bandwidth.

Mr. Dorion said aside from those who are stationary and in buildings there are, according to CT DOT data, 6,100 vehicles on this stretch of highway a day and therefore a tower right on the road is a priority.

Mr. Dorion noted that they are proposing a 150 foot monopole with AT&T antennas on top. He showed how the coverage would be changed with the addition of the tower. He said this is the best location to provide enhanced wireless coverage. The tower will be available to other carriers.

Walter Rogg entered at 7:20pm.

Mr. Santori detailed the infrastructure, access road, compound area and tower. The chosen site is part of a 168 acre parcel owned by Firstlight. The access drive will be 184 feet long and the compound will be a 75' x75' area with the leased area being 100' x100'. They have done a topographical survey and identified the wetlands. The driveway exists but will be graded and improved. Mr. Santori detailed the compound area noting there is space within it for additional future carriers. The monopole is 150' tall and will be built to meet all codes and wind loads. Mr. Taylor opened a discussion regarding the 150' poles potential if any to collapse, and would it be within their 100' area. Mr. Santori discussed the remote chance of a catastrophic event in which the pole would collapse. He noted that the pole is built to prevent such issues and noted that it will actually flex in high wind speeds. Ms. Ince asked what percentage of towers, are shared in Connecticut. The representatives all noted that close to 100% of AT&T towers are shared.

Ms. Ince asked about who is responsible for removal of the tower should it no longer be used or become obsolete. Mr. Laub explained that it is a legal requirement of the Siting Council Certificate that insures that the tower is taken down if it is no longer in use. Typically 6 months to a year is given for its removal if it is in fact not in use.

Mike Libertine discussed his environmental review and visibility aspect of the tower. He noted as part of the package given to the Commission (extra copies were available for the public) that contained this information as well as pictures and models. He detailed the process of developing the model. He said they begin the process with flying a red helium balloon, which they did on June 20, 2013. He explained the difference between leaf on and leaf off conditions. The balloon is visible from various areas, and photos are taken to develop what the visibility of the structure will be through photo simulations. Mr. Libertine explained that the advantage to this is that the tower can be hidden within the ridge lines. He explained the areas where the tower will be visible.

Mr. Taylor opened the floor to the public.

Cathy Gambino, 4 Old Mill Road, asked if the coverage would be better served by using repeaters on telephone poles. Mr. Libertine said the poles would not get the required height that would be needed.

Carl Dunham, Candlewood Mountain Road, asked if the distance for the line of sight was 3 miles. Mr. Dorion noted that it is typically 3 miles.

Attorney Jeff Sienkiewicz, with an office on Aspetuck Avenue, asked how many businesses and residents would be served by the addition of this tower. Mr. Santori noted that he did not have the number but believes it to be about 100 residences. Mr. Sienkiewicz asked if the tower was in Gaylordsville. Ms. Altibelli said yes, that it was at the FirstLight Hydro plant.

Mr. Saitta opened up a discussion regarding the visual impact of the tower given that all the models are shown at “leaf on” times. He asked about whether the option of an evergreen tower had been discussed? Mr. Libertine said it is an option that will likely come up at the Siting Council. He also noted that the appearance of these tree towers have improved greatly in recent years.

Robert Gambino, 4 Old Mill Road, asked if the applicants considered leasing a larger piece, as the fall zone goes beyond their leased area. The applicants noted that the towers will not fall at there base. They are designed to flex towards the top. They also noted that the requirement is that the fall zone not extend beyond the property boundaries. Mr. Santori noted that the property is 168 acres in size and that the closest property line is 463’ away from the tower.

Pat Greenspan, 17 Terrace Place addressed the Commission and the applicant asking how high the tower needs to be above the tree line to be effective. It was explained that the tower needs to generally be at least 100 feet above the trees. Mr. Santori said terrain, foliage and manmade structures come into play with the line of sight for improved coverage. He said lowering the tower would decrease the area that it would serve, and result in the need for more towers. Mrs. Greenspan asked if it was a possibility to lower the tower to accommodate a vista that is more acceptable. Mr. Santori said in this case it could not be a possibility or they would need to add additional towers.

There were no further questions or comments. Mr. Taylor reminded everyone that the Commission’s role tonight is advisory, not regulatory.

Mrs. Florio moved to close the public informational hearing for New Cingular Wireless PCS, LLC (AT&T), public informational hearing for a proposed wireless telecommunications facility, including a 150’ tower, at Firstlight Hydro Generation Company’s Bull’s Bridge hydroelectric generation station property located on the east side of Kent Road, north of the Grove Road and Kent Road intersection, Map 83, Lot 4 in the R-80 zone. The motion was seconded by Mr. Volinski and carried unanimously.

- b. **Troy Hart, Special Permit and Site Plan Applications under Section 025-110(B)(3) to allow a 960 SF detached accessory building, with a 23’ maximum peak height on**