

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

DATE: December 1, 2014

TO: Parties & Intervenors

FROM: Melanie A. Bachman, Acting Executive Director *MAB*

RE: **DOCKET NO. 451** – Homeland Towers, LLC and 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 Cheshire Wastewater Treatment Plant, Cheshire Tax Assessor Map 38, Lot 180, 1325 Cheshire Street, Cheshire, Connecticut.

On December 1, 2014, Mr. Frederic Kudish filed a Motion to Reopen the Evidentiary Record for the above-referenced docket. A copy of the motion is attached for your convenience.

The Motion to Reopen the Evidentiary Record will be placed on the Council meeting agenda scheduled for December 11, 2014.

Parties and intervenors are requested to submit comments or statements of position in writing to the Council with respect to whether the Motion to Reopen the Evidentiary Record should be granted or denied by the close of business on or before December 10, 2014.

MAB/cm

RECEIVED
DEC 01 2014

November 29, 2014

Melanie A. Bachman
Acting Executive Director/Staff Attorney
Connecticut Siting Council

CONNECTICUT
SITING COUNCIL

Re: Telecommunications Facility, Hickory Hill Orchards, Cheshire, Connecticut

ORIGINAL

Dear Ms. Bachman,

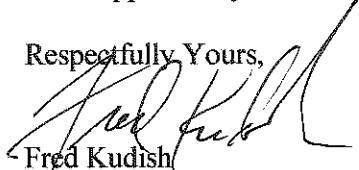
I would like to begin by thanking you for taking the time to speak with me. Your help is very much appreciated.

Since 2002, I have been approached by two different cellular companies, as my small farm is the ideal location for a cellular tower. Please reference the letter from November 20, 2014, explaining the history of our location. I would like to request that the Siting Council reopen Docket #451 so that our site may be considered as an alternative.

Enclosed is the letter of April 24, 2012, whereby Homeland Towers contacted me to consider my site again. On May 25, 2012 I met with Vincent Xavier from Homeland to discuss the possibility of my location as a site in more detail. On July 9, 2012 and again on August 28, 2012 we spoke and Vincent informed me that the Town of Cheshire now wanted to use their Water Department site for this next cell tower. He said we would probably not have much luck if the town wanted the tower. Therefore, no formal presentation of my site has come before your council. When I saw a notice in the Cheshire Herald regarding the October meeting, open to the public, I meant to attend but our orchard was so busy I could not make it.

The purpose of this letter is to have the Docket reopened to be able to fully examine the possibility of my property as a cellular tower site. I am prepared to be involved in all future negotiations and planning. I am at your disposal, should you need any further information from me. I appreciate your consideration.

Respectfully Yours,


Fred Kudish
Owner
Hickory Hill Orchards
Cheshire, Connecticut

Enclosed:
Letters of April 24, 2012
Letter of November 20, 2014

November 20, 2014

Robert Stein
Connecticut Siting Council, Chairman

Dear Mr. Stein,

I have been the owner of Hickory Hill Orchards, a small orchard in Cheshire, Connecticut, since 1976. About twelve to thirteen years ago, Cingular Wireless approached us to place a cellular tower on our farm. The company showed us that our site was a prime area for cellular service coverage.

Tower Ventures eventually was hired to perform the planning on our property. Once the plan was approved, it needed to be presented to the Town of Cheshire. I asked them if I should attend the meeting. I was told everything would be handled and my attendance was not necessary. Unbeknownst to the representative, and myself a town Beautification Committee brought a petition with signatures to the meeting. This document stated that the committee did not want to disrupt the beauty of Hickory Hill Orchards, even though the plan was to place the tower in a southern corner, where it would hardly be noticed. May I mention, that no cell tower had been placed in Cheshire, at that time. In retrospect, I can understand that there must have been some opposition, as cell towers were not commonplace at the time. When discussing the events of the meeting with the representative from Tower Ventures, it came to my attention that the Connecticut Siting Council requested another location.

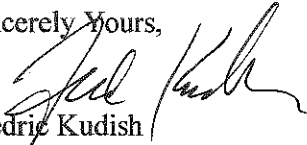
What transpired next was that the Town of Cheshire saw the need for a cellular tower and recommended the Cheshire Police Station. This, of course, went through approvals as, if I understand correctly, municipalities do not need siting council approval. I appreciate the efforts of the Beautification Committee of our town. Yet, I do not understand how a very discrete location on my property is less unsightly than a large tower in the center of town.

It has come to my attention that a second tower, in the vicinity of our farm, is now necessary. I have been in contact with a representative from Homeland Towers, the company that is now handling the placement of the new cell tower. He contacted me on April 24, 2012 to inquire about our site, yet again. It seems that our farm is still the ideal location to close the "dead zone" that Tower Ventures attempted to serve twelve years ago. The Town of Cheshire recommended a public site, the location of which will not service this dead zone, according to my contact.

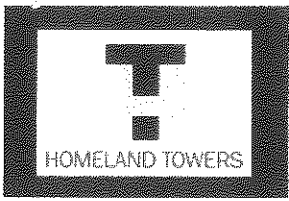
I would be pleased to discuss this with you further, in person if necessary, and answer any questions you may have. I do not think the Cheshire Beautification Committee would now interfere. They may even prefer our site, which is quite discreet and hundreds of feet from the main road.

I thank you, in advance, for your consideration and time. I appreciate the efforts of the Connecticut Siting Council and look forward to hearing from you.

Sincerely Yours,

A handwritten signature in black ink, appearing to read "Fred Kudish". The signature is fluid and cursive, with the first name "Fred" being more prominent than the last name "Kudish".

Fredric Kudish
Owner
Hickory Hill Orchards
Cheshire, Connecticut



Homeland Towers, LLC

46 Mill Plain Road, 2nd FL
Danbury, CT 06811
203-297-6345
info@homelandtowers.us

April 24, 2012

Hickory Hill Orchard
351 South Meriden Road
Cheshire, CT 0641

Re: Wireless Facility Proposal- at Hickory Hill Orchard

Dear Sir/Madam:

I would like to take a moment to introduce Homeland Towers and present to you our unique approach to wireless siting that will allow the Town of Cheshire to benefit from the increasing need for wireless infrastructure. Homeland Towers develops and owns wireless infrastructure that's utilized by the cell phone and wireless industry. We have identified your properties at 351 South Meriden Road in Cheshire, CT, as a potential wireless siting solution that will create an additional revenue stream for you.

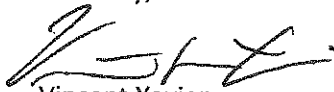
The principals of Homeland Towers have a combined 40 years of experience providing wireless solutions utilized by AT&T/Cingular, Verizon, Sprint/Nextel and T-Mobile throughout the Northeast. Homeland Towers maintains a proven track record of partnering with Municipalities, Private Landlords, and Organizations to maximize the value of their property. Our expertise in real estate, zoning administration, construction and site management provides a fluid process that will benefit your organization.

Homeland Towers is proposing to lease approximately 5,000 square feet of ground space at your property with the intent of establishing a communication facility. Our standard lease term is for ten (10) years with six (6) consecutive five (5) year option periods. You will receive \$1,600.00 per month with 3% annual increases.

All project costs associated with our proposal, including municipal approvals and construction costs are at the sole expense of Homeland Towers. Once construction is complete, we take full responsibility for managing the site and coordinating its use by telecommunications providers.

Please contact us at your earliest convenience to discuss the above proposal.
I look forward to speaking with you.

Sincerely,


Vincent Xavier
914-879-9172

10/24/12 - Lm/Vm -
11/18/14 - Spoke to Vincent - writing a letter - fine w/ him - town telling him what to do - get letter there soon - Before Dec 1.