

In The Matter Of:
Eco-Site, Inc. and T-Mobile Northeast, LLC
application for a Certificate

Public Comment Session
November 16, 2017

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1 STATE OF CONNECTICUT
2 CONNECTICUT SITING COUNCIL
3

4
5 Docket No. 476

6 Eco-Site, Inc. and T-Mobile Northeast, LLC
7 application for a Certificate of Environmental
8 Compatibility and Public Need for the
9 construction, maintenance, and operation of a
10 telecommunications facility located at 248 Hall
11 Hill Road, Somers, Connecticut
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14 Public Comment Session held at the Somers
15 Town Hall, 600 Main Street, Somers, Connecticut,
16 on Thursday, November 16, 2017, beginning at 6:30
17 p.m.
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21 H e l d B e f o r e :

22 ROBERT STEIN, Chairman
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1 A p p e a r a n c e s :

2

3 Council Members:

4 SENATOR JAMES J. MURPHY, JR.,

5 Vice Chairman

6

7 ROBERT HANNON,

8 DEEP Designee

9

10 LARRY P. LEVESQUE, ESQ.,

11 PURA Designee

12

13 MICHAEL HARDER

14 DR. MICHAEL W. KLEMENS

15 DANIEL P. LYNCH, JR.

16 ROBERT SILVESTRI

17

18 Council Staff:

19 MELANIE BACHMAN, ESQ.

20 Executive Director and

21 Staff Attorney

22

23 MICHAEL PERRONE

24 Siting Analyst

25

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

2

3 For Eco-Site, Inc. and T-Mobile Northeast:

4 CUDDY & FEDER LLP

5 445 Hamilton Avenue, 14th Floor

6 White Plains, New York 10601

7 BY: DANIEL M. LAUB, ESQ.

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9 Also present: AJ DeSantis, III, Infinigy

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1 THE CHAIRMAN: Good evening, ladies and
2 gentlemen. I'd like to call to order this hearing
3 of the Connecticut Siting Council today, Thursday,
4 November 16, 2017, at approximately 6:30 p.m. My
5 name is Robin Stein. I'm Chairman of the
6 Connecticut Siting Council.

7 Other members of the Council present
8 are Senator Murphy, our Vice Chairman; Mr. Hannon,
9 our designee from the Department of Energy and
10 Environmental Protection; Mr. Levesque, designee
11 from the Public Utilities Regulatory Authority;
12 Mr. Silvestri; Dr. Klemens; and Mr. Harder.

13 Members of the staff present are Staff
14 Attorney Executive Director Melanie Bachman; and
15 Michael Perrone, our siting analyst.

16 This is a continuation of a public
17 meeting that began at 3 p.m. this afternoon.
18 Copies of the hearing program and the Council's
19 Citizens Guide to Siting Council Procedures are
20 available for members of the public in the back.
21 This hearing is held pursuant to the provisions of
22 Title 16 of the Connecticut General Statutes and
23 of the Uniform Administrative Procedure Act upon
24 an application from Eco-Site, Inc. and T-Mobile
25 Northeast, LLC for a Certificate of Environmental

1 Compatibility and Public Need for the
2 construction, maintenance, and operation of a
3 telecommunications facility located at 248 Hall
4 Hill Road in Somers, Connecticut. This
5 application was received by the Council on July
6 20, 2017.

7 This application is also governed by
8 the Telecommunications Act of 1996, which is
9 administered by the Federal Communications
10 Commission. This Act prohibits this Council from
11 considering the health effects of radio frequency
12 emissions on human health and wildlife to the
13 extent the emissions from towers are within the
14 federal acceptable safe limits standard, which
15 standard is also followed by the State Department
16 of Public Health.

17 The federal Act also prohibits this
18 Council from discriminating between and amongst
19 providers of functionally equivalent services.
20 This means that if one carrier already provides
21 service for an area, other carriers have the right
22 to compete and provide service in the same area.

23 The applicant published notice of the
24 filing of the application to the Council in the
25 Journal Inquirer on July 11th and July 12th of

1 this year 2017. The Council's legal notice of the
2 date and time of this hearing was published in the
3 Journal Inquirer on September 9, 2017. Upon this
4 Council's request, the applicants erected a sign
5 at the proposed site so as to inform the public of
6 the name of the applicants, the type of facility,
7 the hearing date, location and contact information
8 for the Council.

9 This afternoon members of the Council,
10 staff and public personally conducted a field
11 review of the proposed site in order to observe
12 firsthand the potential effects of the proposal.

13 This hearing session has been reserved
14 for the public to make short statements into the
15 record. These public statements are not subject
16 to questions from the parties or the Council, and
17 members of the public making statements may not
18 ask questions of the parties or Council. These
19 statements will become part of the record for
20 Council consideration. A sign-up sheet is
21 available in the back near the door for those who
22 wish to participate.

23 As a reminder to all, off-the-record
24 communication with a member of the Council, or a
25 member of the Council staff, upon the merits of

1 this application is prohibited by law.

2 I also wish to note for those who are
3 here, and for the benefit of your friends and
4 neighbors who are unable to join us for this
5 public comment session, that you or they may send
6 written statements to the Council within 30 days
7 of the date hereof; and such written statements
8 will be given the same weight as if spoken tonight
9 at the hearing.

10 We ask each person making a public
11 statement in this proceeding to confine his or her
12 statements to the subject matter before the
13 Council and to avoid unreasonable repetition so
14 that we may hear all of your concerns and the
15 concerns of your neighbors. Please be advised
16 again that the Council cannot answer questions
17 from the public about the proposal.

18 A verbatim transcript will be made of
19 this hearing and deposited at the Somers Town
20 Clerk's Office for the convenience of the public.

21 Before calling on the public to make
22 statements, I request that the applicant make a
23 short presentation describing the facility, where
24 it's located, why it's necessary.

25 Mr. DeSantis.

1 MR. DESANTIS: Thank you, Mr. Chairman.

2 Good evening. My name is AJ DeSantis
3 with Infinigy Engineering. We have been retained
4 as the engineer of record for the design of the
5 proposed communications facility located on Hall
6 Hill Road. The applicant here, Eco-Site, in
7 partnership with T-Mobile as the anchor tenant,
8 proposes to construct a personal wireless
9 communications facility located on the parcel at
10 248 Hall Hill Road.

11 The drawings that I have here are part
12 of the record. They are a few pages that dictate,
13 or that depict the proposed installation, and I'll
14 briefly go through those.

15 This sheet is the overall site plan,
16 sheet Z2. This is the overall parcel layout that
17 shows the proposed location of the tower, as well
18 as means to access the tower. Part of this
19 proposal includes a 12 foot wide gravel access
20 within a 20 foot wide easement. Hugging the tree
21 line of the existing farming area and then back to
22 the site there will be a 100 by 100 square foot
23 lease area with a fenced compound where the
24 wireless telecommunications equipment will be
25 located inside.

1 On the next sheet -- actually, before I
2 go there, the location of the actual tower in
3 regards to setbacks to the front to Hall Hill Road
4 is approximately 990 feet. To the north, the
5 setback to the tower center line is approximately
6 390 feet. To the rear yard is 280 feet. And to
7 the south is 775 feet.

8 The next sheet, which is sheet Z3,
9 again, these colors were just chosen arbitrarily
10 just so they could stand out, obviously not
11 representative of what will be out there. The
12 orange depicts the 12 foot wide gravel access
13 road; the yellow being the limits of the 100 by
14 100 lease area; and inside the 100 by 100 lease
15 area is the blue line which represents a 50 foot
16 by 50 foot fenced compound. The fenced compound
17 will be chain-link with one foot of barbed wire on
18 the top of it for security purposes with a double
19 swing gate for access into the fenced area.

20 T-Mobile has proposed some ground
21 equipment that will serve their equipment on the
22 top of the tower, which we'll see in a moment.
23 That ground equipment is limited to their radio
24 equipment cabinets and possibly a backup generator
25 APU unit.

1 This next sheet is an elevation view of
2 the proposed structure. The overall structure
3 height, the monopole itself, will be 180 feet tall
4 above ground level. There's a 5 foot lightning
5 rod. In the event of a lightning strike, we want
6 to dissipate as much energy as we can, so there
7 will be a 5 foot lightning rod at the top of that
8 pole, and T-Mobile proposes to install their
9 antenna equipment bubble at 176 feet above ground.

10 The other three elevations that are
11 shown there, as highlighted in yellow, are for
12 reserved space for future tenants, other wireless
13 providers, should they care to join on this tower.

14 That is the overall overview of the
15 site and the construction thereof. The rest of
16 the drawings, obviously, this is just an excerpt
17 of that, but the rest of the drawing pertains to
18 the details.

19 THE CHAIRMAN: Thank you.

20 Okay. We'll now go to speakers on the
21 list. So I apologize in advance if I mispronounce
22 someone's name. And we'll request that each
23 person that goes up to speak, would you please
24 spell your last name for the stenographer?

25 The first person on the list is Linda

1 Louise LaCasse.

2 LINDA LOUISE LACASSE: Thank you, Mr.
3 Chairman. And thank you everybody on the
4 Committee. And thank you to our visitors. And
5 thank you to my friends and neighbors that are
6 here tonight.

7 We started a petition, and it's titled
8 Stop the Proposed Cell Tower on Hall Hill Road.
9 And about this petition, petition to protect
10 residential neighborhood, domestic and wildlife
11 animals. We hereby sign this petition to oppose
12 the application submitted by Eco-Site, Inc. and
13 T-Mobile Northeast, LLC, Docket Number 467. It is
14 an application for a Certificate of Environmental
15 Compatibility and Public Need for the
16 construction, maintenance, and operation of a
17 telecommunications facility located at the
18 residential neighborhood at 248 Hall Hill Road,
19 Somers, Connecticut.

20 Whereas, we object to the notion that
21 the potential health risks caused by the
22 electromagnetic frequencies, EMF, that radiate
23 from cell towers are outweighed by the supposed
24 public need.

25 Whereas, a public desire does not equal

1 a public need in a residential neighborhood.

2 The applicant admits that there are,
3 and I quote, "adverse environmental effects that
4 would result from the construction, operation, and
5 maintenance," of the cell tower in a residential
6 neighborhood.

7 Whereas, we have the right to protect
8 ourselves, families, friends, and neighbors
9 against the dangers of a cell tower collapse and
10 to fight against having an installation of a cell
11 tower which would adversely affect the character
12 and aesthetics of our neighborhood.

13 Whereas, we have the right to defeat
14 the carrier's efforts to install a cell tower near
15 our respective homes.

16 Whereas, the cell tower could set a
17 precedent with future cell towers being installed
18 at a blistering pace, storming throughout our
19 residential neighborhoods throughout Somers.

20 We the undersigned do not agree that
21 the public need for this facility outweighs the
22 adverse environmental effects that would result
23 from this project at the residential neighborhood
24 at 248 Hall Hill Road, Somers, Connecticut.

25 And at this date we have close to 40

1 signatures, and we just started this a couple of
2 days ago.

3 I want you to all remember Bonhoffer
4 said, "First they came for the Jews and nobody
5 said anything. Then they came for the Christians
6 and nobody said anything. Then they came for
7 you."

8 And that's when it starts to become a
9 reality. When it affects you directly, all of a
10 sudden you pay attention. Tell you the truth,
11 ladies and gentlemen, it's not going to affect me
12 at all because I live on 87 Main Street, Somers,
13 Connecticut. So Sonny's Place doesn't affect me.
14 Cell towers don't affect me. The only thing I get
15 is traffic back and forth, and it's good to have
16 that traffic come by my home. I love Somers, but
17 I don't want EMS. And I do believe that it
18 doesn't matter to the Federal Government because
19 they made a law in 1996 that EMS don't count. But
20 remember margarine, that didn't count either.
21 That was better than butter. Now it's not good
22 for us. So all things considered, I think you
23 should consider the future generations.

24 Next door to the cell tower happens to
25 be a pregnant woman, a two year old, an at-home

1 mother. When she bought the property with her
2 husband, they did not anticipate that a cell tower
3 was going to be in her backyard.

4 And I want to say thank you to Dr.
5 Klemens because the only thing that might save us
6 is the vernal pools that are located within this
7 farm. So praise God for the frogs and the vernal
8 pools.

9 Thank you very much, and God bless you.

10 THE CHAIRMAN: Thank you.

11 The next speaker on the list is Daniel
12 Fitzgerald.

13 DANIEL FITZGERALD: Hi. Good evening.
14 My name is Dan Fitzgerald. I live directly north
15 of the tower on George Wood Road.

16 I don't have a team of legal people or
17 anything. I just want to go on record as opposing
18 it. I'm not sure of the health effects for my
19 children. And I understand apparently it's in the
20 limits for what's proposed right now. I'm just
21 not sure what's going to happen when other
22 carriers expand onto it.

23 And my property is directly north of
24 it, which for some reason was not on the street
25 views that were depicted in the drawings, and I

1 think I know why, because my house is directly
2 behind the cell tower. So when I stand up on my
3 porch or my kids swing set, it's right there.

4 So I just want to go on record as
5 opposing it. I'm not sure what they'll do, but
6 that's all. Thank you.

7 THE CHAIRMAN: Thank you.

8 George VanTasel.

9 GEORGE VANTASEL: George VanTasel, 15
10 Blue Ridge Drive, Somers.

11 I do live in the area that the cell
12 tower will support. It's a well-known fact that
13 we do need better cell service over there. I have
14 read through a few of these documents, and it
15 seems like you have done your homework.

16 I also hear my neighbors' concerns of
17 the health hazards. But as of this point, I can
18 say there are a lot of people in that area that do
19 support this tower. And we would hope that the
20 other cell phone providers will take advantage of
21 that tower so that every person living in that
22 area can have good cell service like they do on
23 190. Thank you.

24 THE CHAIRMAN: Thank you.

25 James Faust.

1 JAMES FAUST: Good evening. I'm James
2 Faust. I live at 32 Rye Hill Circle, F-A-U-S-T,
3 for the record, in Somers.

4 The western end of Somers has been
5 notoriously a dead signal area since the
6 innovation of cellular communications. We
7 basically have to step outside our homes to get a
8 good cell signal.

9 Moving forward, I definitely am in
10 favor of this proposal to build another cell tower
11 within our proximity. Now, let's face it, this is
12 the 21st Century. Cell communications are here to
13 stay. It's a matter of public safety, amongst
14 other things, and I think we should definitely
15 consider going forward with this for the benefit
16 of everyone that is underserved by cell service.
17 Thank you.

18 THE CHAIRMAN: Thank you.

19 Carl Silverman.

20 CARL SILVERMAN: How do I sound?

21 I live at 23 Old Farm Road, so I'm an
22 abutter. And there's a couple of things that I'm
23 concerned about. The site is located in a wooded
24 area. And I believe to have fossil fuel sources
25 on the site and to have electrical equipment and

1 there's a short, is there a possibility of
2 catching a fire, or catching on fire in the woods
3 which will knock out the whole area? So please
4 look at something like that.

5 Mine are just questions, but I am
6 concerned about a fire hazard if they were to
7 locate at the site. Thank you.

8 THE CHAIRMAN: Thank you.

9 Is there anybody else who signed up?

10 SANDRA SILVERMAN: I'm Sandra
11 Silverman, his other half. I have a couple of
12 other concerns that have not been mentioned. I
13 don't know if there was a study on the effect of
14 the cell tower whereas our property values are
15 affected. I'm concerned that when we go to sell
16 our house, or when somebody wants to buy a house,
17 they take into account that this is in our
18 neighborhood. And there are a lot of people who
19 do not want them in their neighborhood for
20 different reasons and wouldn't be interested.

21 The other thing that I think about is
22 that there are people with certain health issues,
23 people who have sensitivities, such as people who
24 have chronic fatigue syndrome, or ME, and they
25 have problems with towers in their neighborhoods.

1 We don't know everybody who lives here, or what
2 their problems are, but that could be something
3 that would affect people.

4 Those are my two things. Thank you.

5 THE CHAIRMAN: Thank you.

6 I think that's all. Is there anybody
7 else?

8 GEORGE SULIKOWSKI: Hello. My name is
9 Dr. George Sulikowski. I live at 227 Hall Hill
10 Road.

11 THE CHAIRMAN: I would appreciate it in
12 your case if you'd spell your last name.

13 GEORGE SULIKOWSKI: Sure.
14 S-U-L-I-K-O-W-S-K-I.

15 So I went outside today, and I looked
16 at this balloon that was like way up in the air,
17 and then I just imagined a tower sitting over
18 there and how it's just going to dominate the
19 neighborhood. It's going to definitely affect --
20 it's going to be so unsightly. It's going to
21 definitely affect property values. This is a
22 middle class neighborhood. People want to raise
23 families here.

24 And the other thing, which basically
25 kind of frustrated me, is that the government will

1 not allow any kind of health concerns to enter
2 into the equation.

3 Now, there have been studies done in
4 other countries, in France, in Germany, in Israel
5 about the ill effects of these towers. Now,
6 nobody talks about that, but these are real
7 concerns. And the biggest concern is that anybody
8 living within a, let's see, 400 meter radius of
9 these towers is susceptible to an increased rate
10 of cancer, three times, and even four times higher
11 than populations that live outside of that zone.

12 Now, here are some of the other
13 symptoms that people have complained about who
14 live within the proximity of these towers.
15 Fatigue, irritability, headaches, nausea, loss of
16 appetite, sleep disruption, depression,
17 concentration difficulties, memory loss, skin
18 problems, vision and hearing disruptions,
19 dizziness, cardiovascular problems, damage to
20 cells and DNA, miscarriages, suppresses the immune
21 system.

22 So these are my concerns. And there
23 are people within the neighborhood, there's a
24 family that's going to be right next to that tower
25 who just gave birth to a young infant, probably a

1 year old at the most, and they're going to have to
2 make some decisions as to what they want to do
3 with their lives.

4 Now, I live across the street, and I
5 have absolutely no problem at all with my carrier
6 and my cell phone reception. So, I don't know,
7 but those are my concerns. And I'm just
8 astonished that the Federal Government does not
9 allow rejection of cell phone towers based on
10 health issues. And I think that has to be looked
11 at. As a matter of fact, our own Senator Richard
12 Blumenthal, I think him and the senator from
13 California were tasked with looking into these
14 tower things, and he's basically done nothing
15 about what he was supposed to be doing.

16 So I don't know if -- but I guess if
17 there's any way that this thing can be rejected,
18 it's because it's going to be so unsightly to the
19 neighborhood. That's all I have to offer. Thank
20 you.

21 THE CHAIRMAN: Thank you.

22 Is there anybody else?

23 KIM LYNCH: Hi, I'm Kim Lynch. I live
24 at 267 Hall Hill Road. This morning I got up,
25 looked out my window, and I saw this beautiful red

1 balloon showing where the tower is going to show.

2 I grew up in Somers and I moved away
3 from Somers. And my husband and I got married and
4 we decided to move back to Somers because we
5 wanted to bring our kids up in a beautiful town
6 with beautiful woods. We chose Hall Hill Road
7 because it had a beautiful field across from it.
8 We had beautiful houses next to it. And we are
9 bringing up two of our boys in the neighborhood.

10 It's important to us that our property
11 value doesn't go down. You know, we put a lot
12 into our home. And looking out my front window at
13 a cell phone tower is not really what you want to
14 do on a daily basis, never mind the problems that
15 possibly could happen medically if there is
16 issues, you know, bringing up two boys. One of
17 our neighbors behind us, she's pregnant. She's
18 got a young child. She's right next to it. Her
19 backyard is pretty much in that area.

20 It's not aesthetic. We moved to
21 Somers. We moved back to Somers because it is a
22 beautiful town. We don't want a tower -- to look
23 out at a tower every day. You know, keep Somers
24 the beautiful town it is that people want to move
25 into.

1 THE CHAIRMAN: Anybody? Yes.

2 SARAH REISSIG: Hi. My name is Sarah
3 Reissig, R-E-I-S-S-I-G. I am the pregnant woman
4 that everyone keeps referring to. This is
5 literally going to be like a thousand feet from my
6 back door. I have a 2 year old, and one on the
7 way, and I can't imagine them playing in the
8 backyard and seeing this thing towering over us.

9 Another consideration is that you might
10 be driving people out of Somers if this goes up.
11 We are leaving. People might not want to buy
12 houses in that neighborhood. I'm the first to say
13 that we need a cell tower, but it shouldn't be in
14 the middle of a bunch of houses because a lot of
15 people don't want it. And I'm not going to use
16 the whole health effects thing because you don't
17 know. Nobody knows yet. Nobody knows what's
18 going to happen 30 years from now. But you will
19 be driving people out of Somers. I know one other
20 family that might move if it goes up. So I just
21 think that should be taken into consideration as
22 well. Thank you.

23 THE CHAIRMAN: Thank you.

24 Anybody else?

25 RICHARD DiPINTO: My name is Richard

1 DiPinto. I live at 222 Hall Hill Road. It's D-I,
2 capital P, I-N-T-O.

3 Behind me is the property. And I
4 personally don't think we need a cell phone tower
5 in the area because the reception at my house is
6 good. The only spot that really goes out is about
7 three-tenths of a mile north of Hall Hill coming
8 up Hall Hill Road, which is like a millisecond.
9 It just goes out and comes back in.

10 Health wise with towers. I have a past
11 history of working with RF signals. And I know
12 there's times that everything was fine and there's
13 other times it wasn't good at all. Health wise
14 it's always been a question all around it. But I
15 know electrical storm wise, I've seen some pretty
16 bad damage due to RF signals and things exploding,
17 and stuff like that, but that was all around the
18 radar area.

19 I really don't think we really need it
20 there. I think there's other areas over behind
21 Four Bridges Road that are more secluded for that
22 type of tower.

23 And the other thing I have is there's a
24 lot of wildlife back there. Is there any type of
25 wildlife that's in there that's on an endangered

1 species list or something that doesn't need to be
2 touched?

3 One of the other things I've heard
4 around town is that the fire station area over
5 here, they're having a problem with the
6 foundations cracking and stuff. And you have a
7 tower over there now. What's the circumstances
8 this site here on Hall Hill, because there's a
9 water table back there, is it going to be secure
10 enough that over the course of some years we're
11 not going to have that thing tilting around, you
12 know?

13 And basically I just don't think we
14 need it there. Thank you.

15 THE CHAIRMAN: Thank you.

16 Anyone else?

17 (No response.)

18 If not, the Council will now close the
19 public --

20 LINDA LOUISE LACASSE: May I say one
21 more thing, sir?

22 THE CHAIRMAN: No, I think you've had
23 your chance, and you've got your petition for
24 people to sign.

25 LINDA LOUISE LACASSE: It won't take

1 long.

2 THE CHAIRMAN: No. Everybody gets a
3 chance. And if you have other comments, including
4 everybody here, you can certainly send them in
5 writing to us.

6 LINDA LOUISE LACASSE: Okay. Thank
7 you.

8 THE CHAIRMAN: So we appreciate
9 everybody taking the time.

10 Before closing this hearing, the
11 Connecticut Siting Council announces that briefs
12 and proposed findings of fact may be filed with
13 the Council by any party no later than December
14 18, 2017. The submission of briefs or proposed
15 findings of fact are not required by the Council,
16 but we leave it to the choice of the parties.

17 Again, anyone who desires to make his
18 or her views known to the Council may file written
19 statements with the Council within 30 days of the
20 date hereof.

21 The Council will issue draft findings
22 of fact, and thereafter the parties may identify
23 errors or inconsistencies between the Council's
24 draft findings of fact and the record. However,
25 no new information, no new argument or evidence or

1 reply briefs can be filed without our permission.

2 Copies of the transcript of this
3 hearing will be filed with the Somers Town Clerk's
4 Office.

5 I hereby declare this hearing
6 adjourned. Thank you all for your participation
7 and patience. And drive home safely.

8 (Whereupon, the above proceedings
9 adjourned at 7:03 p.m.)

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CERTIFICATE

I hereby certify that the foregoing 26 pages are a complete and accurate computer-aided transcription of my original stenotype notes taken of the Public Comment Session in Re: DOCKET NO. 476, ECO-SITE, INC. AND T-MOBILE NORTHEAST, LLC APPLICATION FOR A CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY AND PUBLIC NEED FOR THE CONSTRUCTION, MAINTENANCE, AND OPERATION OF A TELECOMMUNICATIONS FACILITY LOCATED AT 248 HALL HILL ROAD, SOMERS, CONNECTICUT, which was held before ROBERT STEIN, Chairman, at the Somers Town Hall, 600 Main Street, Somers, Connecticut, on November 16, 2017.



Lisa L. Warner, L.S.R., 061
Court Reporter