



# 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](mailto:siting.council@ct.gov)

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Daniel F. Caruso  
Chairman

July 7, 2010

TO: Parties and Intervenors

RE: **PETITION NO. 942** – The Clear Wireless LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed modifications to an existing telecommunications facility located at 82 Lovely Street, Farmington, Connecticut.

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The Connecticut Siting Council (Council) will hold a pre-hearing conference on procedural matters on Tuesday, July 13, 2010, in the Council's office, at Ten Franklin Square, New Britain, Connecticut, beginning at 10:00 a.m. All parties and intervenors are requested to attend. The purpose of this pre-hearing conference is to expedite the hearing procedure without sacrificing an informative record necessary for the Council to render a decision.

At the conference, parties and intervenors will be encouraged to discuss requirements for pre-filed testimony, exhibit lists, administrative notice lists, expected witness lists, and the filing of pre-hearing interrogatories. To save the time and expense of the public, the Council wishes to avoid direct testimony at the hearing.

Each party and intervenor is requested to provide all other parties and intervenors in attendance a list of witnesses and the subjects their pre-filed testimony will address, a list of documents to be administratively noticed, and copies of any available exhibits to be offered at the hearing. The pre-hearing conference will also address the grouping of parties and intervenors and the order of presentations at the hearing.

Very truly yours,

S. Derek Phelps  
Executive Director

SDP/CDM/laf

Enclosures

1. Hearing Notice
2. Service List



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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, July 27, 2010 beginning at 3:00 p.m., and continued at 7:00 p.m., at the Farmington Library Meeting Room, 6 Monteith Drive, Farmington, Connecticut, and thereafter as necessary. The hearing will be on a petition from Clear Wireless LLC for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for proposed modifications to an existing telecommunications facility located at 82 Lovely Street, Farmington, Connecticut.

The purpose of the hearing is to hear evidence on the petitioner's contentions that no substantial adverse environmental effect would result from the proposed modifications. The 3:00 p.m. hearing session will provide the petitioner, parties, and intervenors an opportunity to cross-examine positions. The petitioner will be allowed a final rebuttal. Briefs will be entertained after the close of the last hearing session. 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, July 27, 2010 beginning at 2:00 p.m. The petitioner will fly a balloon during the field review to simulate the height of the proposed facility.

Applicable law for this proceeding includes the Public Utility Environmental Standards Act, General Statutes § 16-50g, et seq., and Sections 16-50j-1 through 16-50v-1a of the Regulations of Connecticut State Agencies.

The Council will hold a pre-hearing conference on procedural matters on Tuesday, July 13, 2010, beginning at 10:00 a.m. at the Council's office, 10 Franklin Square, New Britain, Connecticut.

The Council directs that all testimony and exhibits be pre-filed with the Council and all parties and intervenors by July 20, 2010. In accordance with the State Solid Waste Management Plan, the Council requests that all filings be submitted on recyclable paper, primarily regular weight white office 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 July 20, 2010.

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 at the hearing or any time up to 30 days thereafter. 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 Farmington Town Hall for the convenience of the public.

Requests for information in alternative formats or for sign-language interpreter services must be submitted in writing by July 20, 2010

The petitioner of this facility is represented by the following:

**Petitioner**

Clear Wireless LLC

**Its Representative**

Thomas F. Flynn III  
Site Development Project Manager  
Maxton Technology Inc.  
1296 Blue Hills Avenue  
Bloomfield, CT 06002

A copy of the petition is available for review at the Council's office during office hours at 10 Franklin Square, New Britain, Connecticut, (860) 827-2935. The Council has assigned this filing petition no. 942.

June 24, 2010

Connecticut Siting Council

**LIST OF PARTIES AND INTERVENORS**  
**SERVICE LIST**

Status Granted	Document Service	Status Holder (name, address & phone number)	Representative (name, address & phone number)
Petitioner	<input checked="" type="checkbox"/> U.S. Mail	Clear Wireless LLC	Thomas F. Flynn III Site Development Project Manager Maxton Technology Inc. 1296 Blue Hill Avenue Bloomfield, CT 06002 (508) 821-6974 <a href="mailto:Tom.flynn@maxtontech.com">Tom.flynn@maxtontech.com</a>