



EM-CING-001-142-061103

November 2, 2006

HAND DELIVERED  
Connecticut Siting Council  
Ten Franklin Square  
New Britain, CT 06051

ATTN: S. Derek Phelps, Executive Director

RECEIVED  
NOV - 3 2006  
CONNECTICUT  
SITING COUNCIL

Re: **Notice of Exempt Modifications Pursuant to Sec. 16-50j-72**  
Applicant: **New Cingular Wireless PCS, LLC**

Dear Mr. Phelps:

Please be advised that Tower Resource Management, Inc. ("TRM") as agent of New Cingular Wireless PCS, LLC ("Cingular") hereby files the enclosed Notice of Exempt Modifications (pursuant to Sec. 16-50j-72(b)) for docketing and filing in the usual manner relative to Cingular's desire to decommission the following TWO (2) sites located in *Tolland County*:

Site 1

**LOCATION:** 104 Bunker Hill Road, Andover, CT  
Latitude: 41-44-16 / Longitude: 72-20-59

**CARRIER/USER:** AT&T Wireless now known as New Cingular Wireless PCS, LLC

**TOWER OWNER:** American Tower Corporation

**SITE NO./NAME:** CT 5862 – ANDOVER EAST

Site 2

**LOCATION:** 5 Barbara Road (off Ruops Road), Tolland, CT  
Latitude: 41-52-22 / Longitude: 72-20-22

**CARRIER/USER:** AT&T Wireless now known as New Cingular Wireless PCS, LLC

**OWNER:** American Tower Corporation

**SITE REFERENCE:** CT 2317 – TOLLAND EAST CENTRAL

As required by the Council, I have provided notice to the Chief Elected Officials for the Town of Andover and the Town of Tolland and included a copy of same in the modification notice. I have also

30 Lyman Street, Suite 12, Westborough, MA 01581



TOWER RESOURCE MANAGEMENT, INC.

enclosed *twenty five (25) copies* of the Notice of Exempt Modification for each site and the required application fee in the amount of Five Hundred and 00/100 (\$500.00) Dollars. If possible, please provide me with the hearing date for these matters and should you or your staff require any additional documentation to complete these filings please do not hesitate to contact me.

Thank you for your assistance.

Very truly yours,  
FOR CINGULAR WIRELESS PCS, LLC  
  
Kellie A. Dunn, Site Development  
Tower Resource Management, Inc.  
Telephone: (603) 318-8000  
Email: [kdunn@trmcom.com](mailto:kdunn@trmcom.com)

30 Lyman Street, Suite 12, Westborough, MA 01581

WWW.TRMCOM.COM

**NOTICE OF EXEMPT MODIFICATIONS**  
**(Pursuant to RCSA § 16-50j-72(b))**

LOCATION: 104 Bunker Hill Road, Andover, CT  
Latitude: 41-44-16 / Longitude: 72-20-59

CARRIER/USER: AT&T Wireless now known as New Cingular Wireless PCS, LLC, a Delaware limited liability company with a mailing address of 6100 Atlantic Boulevard, Norcross, Georgia 30071

OWNER: American Tower Corporation

TOWER TYPE: M

TOWER HEIGHT: 180 FEET

ELEVATION: 524 FEET

EQUIPMENT TYPE: add 6 Allgon 7250.03 panel antennas  
ANTENNA HEIGHT: 127 feet  
EQUIPMENT BLDG: No – outdoor cabinets

SITE REFERENCE: CT 5862 – ANDOVER EAST

DATE: November 2, 2006

**A. Summary**

As a result of the merger of AT&T Wireless (“AT&T”) and New Cingular Wireless PCS, LLC (“Cingular”), Cingular desires to decommission sites located within the State of Connecticut. In particular Cingular is removing the AT&T Wireless antennas and a portion of the associated equipment located at the above-referenced site. Cingular will no longer require the use and operation of the AT&T Wireless portion of the above site and requests the Siting Council to allow this exempt modification.

**B. Compliance with RCSA §16-50j-72(b)**

The modifications Cingular is requesting comply with the requirements of RCSA §16-50j-72(b) because they do not have any substantial adverse environmental effect detailed as follows:

1. The facility is located at 104 Bunker Hill Road, Andover, CT (Latitude: 41-44-16 / Longitude: 72-20-59). The AT&T antennas have a rad center of 127 feet. The existing equipment is located inside the interior of the existing site compound and

will not extend the boundaries of the existing tower site. *See attached photographs marked as Exhibit "A".*

2. Cingular will be ceasing operations of the AT&T antennas, coaxial cable and other equipment located at this site. The antennas, coaxial cable, 911 and other equipment cabinets are to be removed. Concrete pad, power box, telco box and ice bridge are to remain at the site. Conduit feeds into power and telco have been cut and capped at grade and will remain at the site. *See attached photographs marked as Exhibit "B".*
3. The cessation of operation of the AT&T antennas and associated equipment complies with the requirements of RCSA § 16-50j-72(b) because:
  - The cessation of operation of the AT&T equipment will not increase the tower height;
  - The cessation of operation of the AT&T equipment will not extend the boundaries of the tower site;
  - The cessation of operation of the AT&T equipment will not increase noise levels at the tower site boundary by 6 decibels but will reduce it;
  - The cessation of operation of the AT&T equipment will not add radio frequency sending or receiving capability which increases the total radio frequency electromagnetic radiation power density measured at the tower site boundary to or above the standard adopted by the State Department of Environmental Protection pursuant to §22a-162 of the Connecticut General Statutes but will reduce it.
4. In addition, the work associated with Cingular's cessation of operation of AT&T equipment shall be done in the same workmanlike manner as any replacement of facility components would be handled in accordance with RCSA §16-50j-72(b)(1) regarding routine general maintenance; and
5. Said cessation of operation of AT&T antennas and equipment is necessary for the reliable operation of the Cingular network.

### **C. Prior Decision and Order**

No Siting Council decision is available for reference; however, the modifications Cingular is requesting comply with the requirements of RCSA §16-50j-72(b) regarding this site. The AT&T Wireless antennas and associated equipment were allowed pursuant to a notice of intent to modify an existing telecommunications facility.

#### **D. Municipality Notification**

The modifications Cingular is requesting comply with the requirements of RCSA §16-50j-72(b) and Cingular has notified the Town of Andover of its intention to cease the operations of the AT&T Wireless antennas and associated equipment at this site. *See attached Municipal Notice marked as Exhibit "C".*

#### **E. Tower Owner Notification and Acceptance of Assets**

Cingular has also provided notice to the tower owner, American Towers, Inc. a/k/a American Tower Corporation of Cingular's intention to cease operations of the AT&T antennas and equipment at this site and met its obligations under the Lease between the parties. *See attached Benjamin Lambert correspondence and landlord acknowledgement to Harry May marked as Exhibit "D".*

Cingular has also transferred ownership interest in the AT&T antennas, equipment and fixtures which remain at the site to the Tower Owner. *See Bill of Sale marked as Exhibit "E".*

#### **F. Conclusion**

Based upon the foregoing information, Cingular requests the Connecticut Siting Council approve Cingular's request for an Exempt Modification pursuant to §16-50j-72(b) at 104 Bunker Hill Road, Andover, CT (Latitude: 41-44-16 / Longitude: 72-20-59).

Respectfully submitted:  
For CINGULAR WIRELESS PCS, LLC:



Kelle A. Dunn, Site Development  
Tower Resource Management  
30 Lyman Street, Suite 12  
Westborough, MA 01581

Mobile: 603-318-8000  
Email: kdunn@trmcom.com

# Exhibit "A"

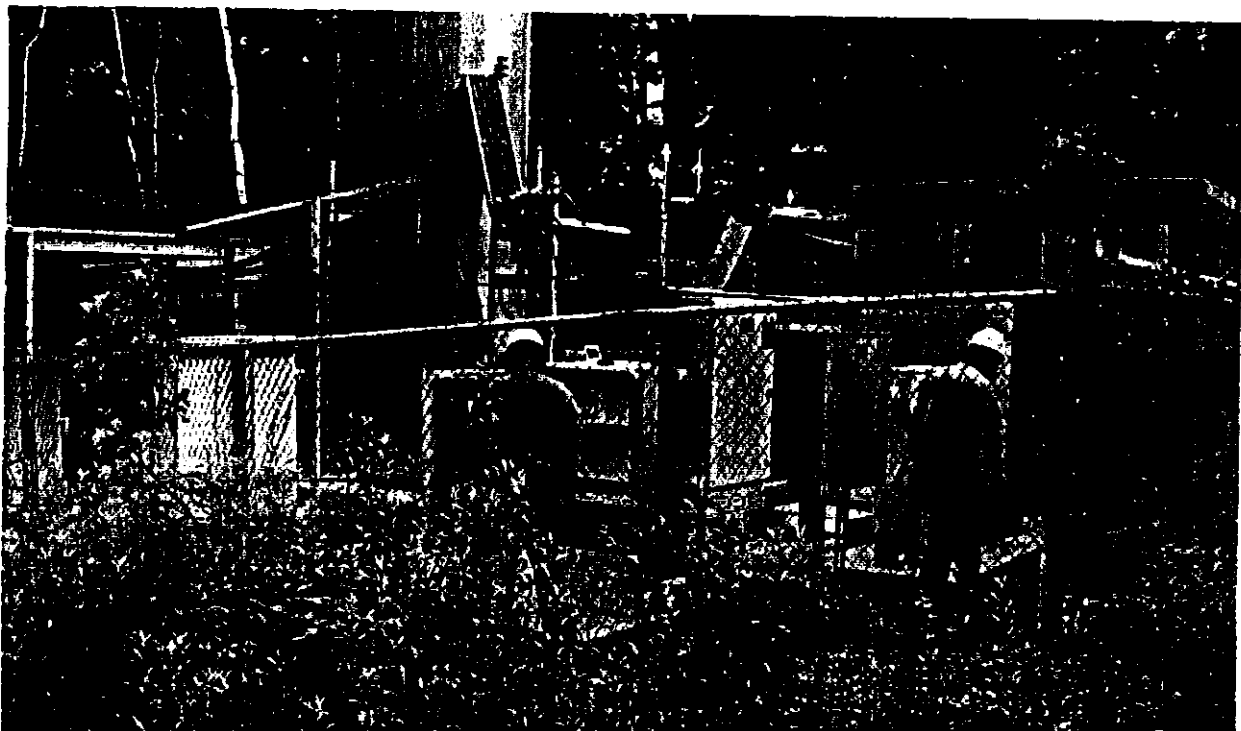
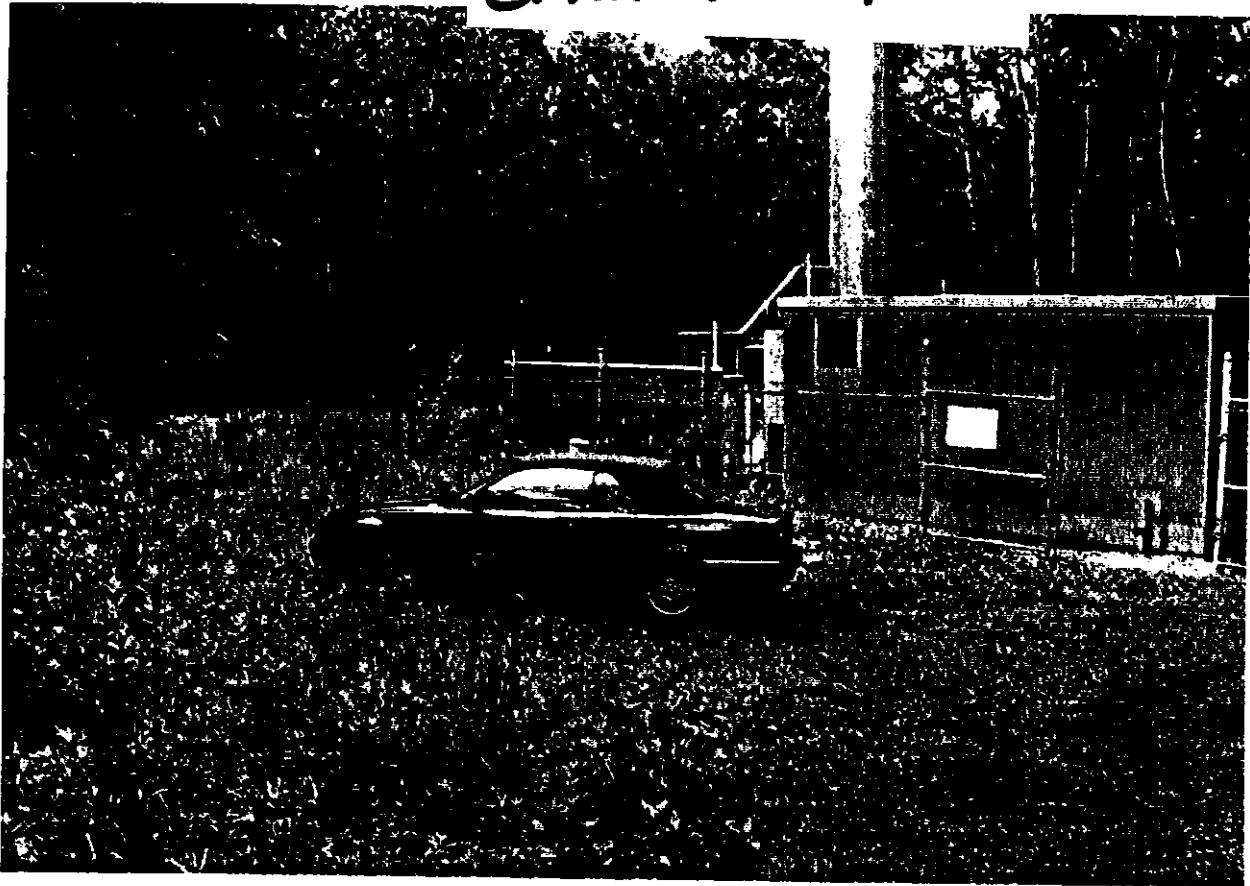


Exhibit "B"



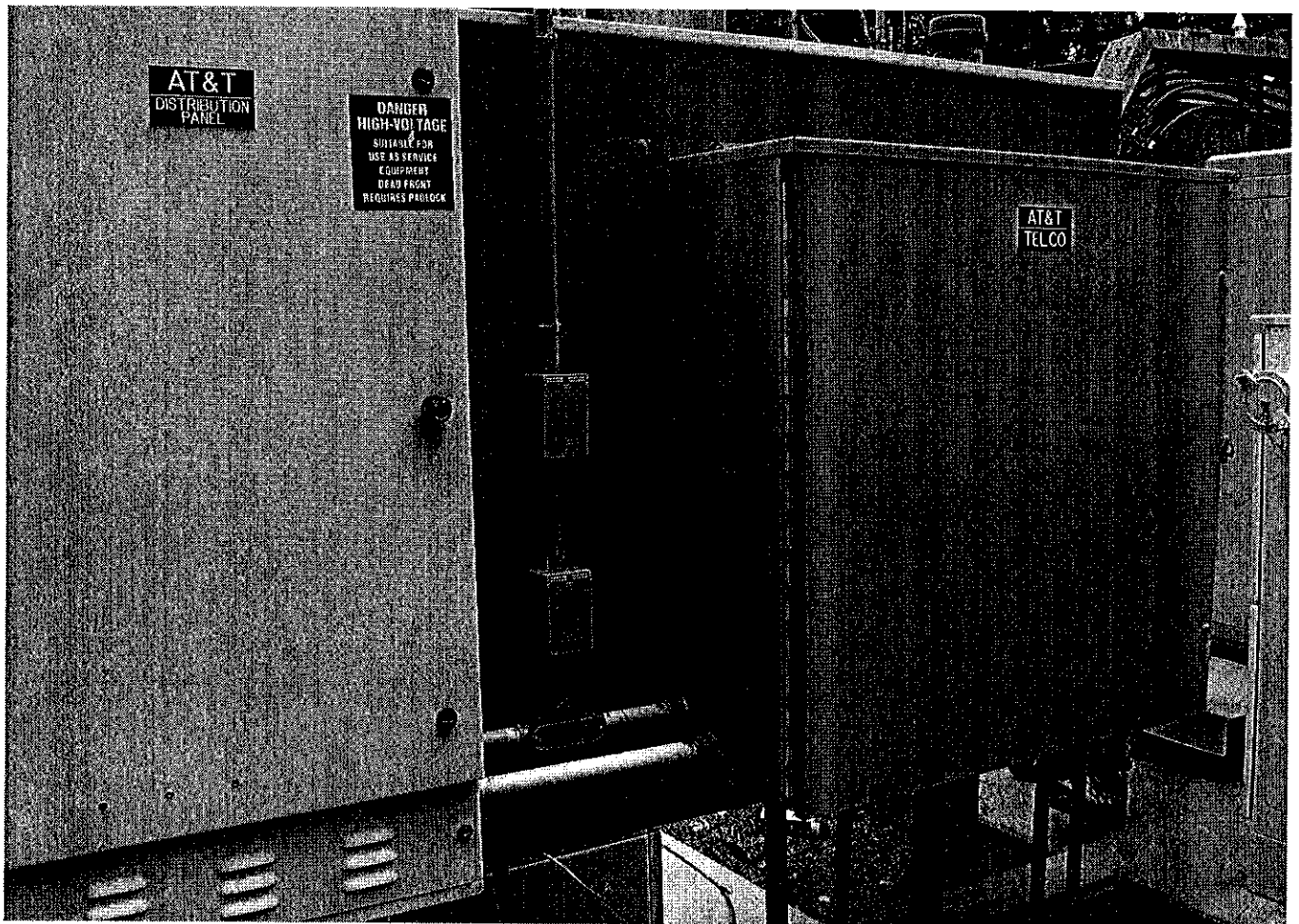
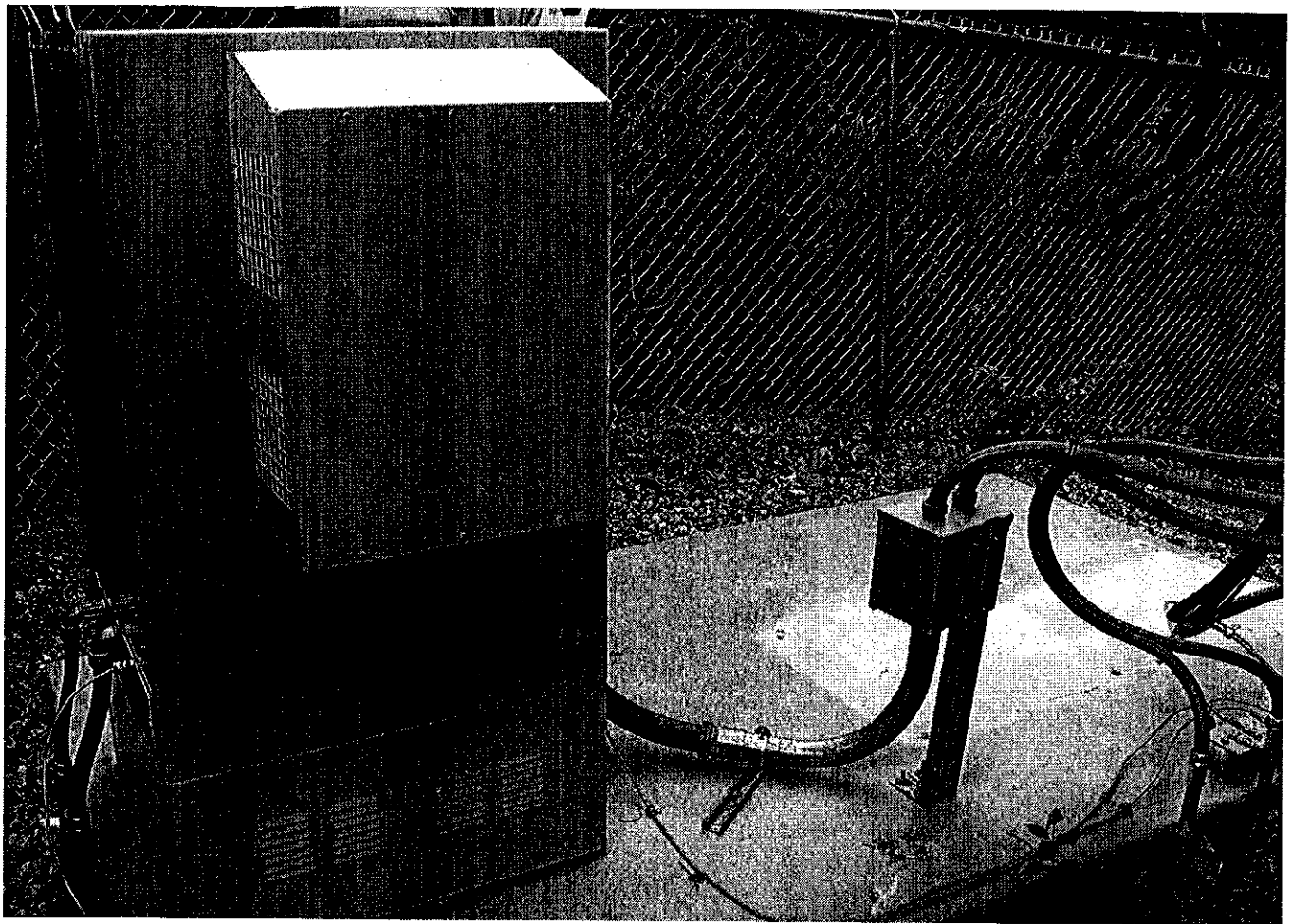






Exhibit "C"

November 2, 2006

Robert F. Burbank, First Selectmen
Chief Elected Official - Town of Andover
17 School Road
Andover, CT 06232

Re: Notice of Exempt Modifications Pursuant to RCSA §16-50j-72
Applicant: New Cingular Wireless PCS, LLC

Dear Mr. Burbank:

Please be advised that Tower Resource Management ("TRM") as agent of New Cingular Wireless PCS, LLC ("Cingular") is filing the enclosed Notice of Exempt Modifications (pursuant to RCSA § 16-50j-72) with the Connecticut Siting Council regarding Cingular's decommissioning of this site which is located within your community. You are receiving a copy of this Notice as required by the Council and this Notice represents Cingular's desire to cease operations of the AT&T Wireless antennas and associated equipment at the following site:

- LOCATION: 104 Bunker Hill Road, Andover, CT
Latitude: 41-44-16 / Longitude: 72-20-59
CARRIER/USER: AT&T Wireless now known as New Cingular Wireless PCS, LLC
TOWER OWNER: American Tower Corporation
SITE NO./NAME: CT 5862 - ANDOVER EAST

In the event you require any additional documentation or information pertaining to this matter, please contact me.

Thank you for your time.

Very truly yours,
FOR CINGULAR WIRELESS PCS, LLC

[Handwritten signature of Kellie Dunn]

Kellie Dunn, Site Development
Tower Resource Management
30 Lyman Street, Suite 12
Westborough, MA 01581
Telephone: 603-318-8000
Email: kdunn@trmcom.com

Enclosure

August 23, 2006

American Tower Corporation  
10 Presidential Way  
Woburn, MA 01801

ATTN: Benjamin Lambert , Esq., Project Manager – Contracts Administration

Re: **Site # and Name:** CT 5862 / ATC 302472 Andover East  
**Facility address:** 104 Bunker Hill Road, Andover, CT

Dear Mr. Lambert:

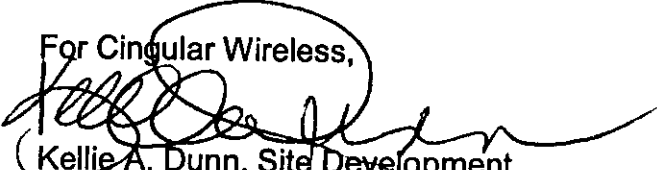
As Cingular ends our relationship with American Tower Corporation on the above-referenced site, Cingular Wireless, LLC seeks to confirm that it has met its obligations regarding the removal of its equipment and restoration of your property. Specifically, pursuant to the agreement of Tom Burgoyne, Connecticut Site Supervisor, the following took place at this site and has been fully completed:

- Remove 911 cabinet;
- Remove all coax cable from tower and adjoining ice bridge;
- Remove all antennas and mounts;
- Cut and cap conduit feeds into power and telco boxes;
- Ice bridge to remain, power and telco boxes to remain; concrete pad to remain.

Enclosed is an original Bill of Sale and the Cingular Site Closure correspondence to Harry May, Site Restoration Project Manager which will indicate ATC's approval of our site removal work. Please return fully executed copies of the Bill of Sale and May letter to me so that I may close out this site.

Thank you for all your assistance on this matter.

For Cingular Wireless,

  
Kellie A. Dunn, Site Development  
Tower Resource Management  
30 Lyman Street, Suite 12  
Westborough, MA 01581

Mobile: 603-318-8000  
email: kdunn@trmcom.com

American Tower Corporation  
10 Presidential Way  
Woburn, MA 01801

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Harry May, Site Restoration Project Manager  
Cingular Wireless  
580 Main Street  
Bolton, MA 01740

**Re: Site # and Name: CT 5862 / ATC 302472 Andover East**  
**Facility address: 104 Bunker Hill Road, Andover, CT**

To Whom It May Concern:

American Towers, Inc., a Delaware corporation, has inspected the above-referenced site located upon the Premises leased by Cingular Wireless, f/k/a AT&T Wireless, and confirmed that Cingular Wireless has removed its equipment and other materials from the Property and Premises as required under the lease. The Property has been returned to Landlord in acceptable condition. Except for those provisions that expressly survive the termination of the lease, Landlord confirms that Cingular has no further obligations to Landlord regarding this site.

Sincerely,

American Towers, Inc., a Delaware corporation, a  
wholly owned subsidiary of American Tower Corporation,  
a Delaware corporation

BY:   
\_\_\_\_\_

NAME: Richard Rossi

TITLE: Director of Contract Management

DATE: 8-28-06

BILL OF SALE

Exhibit "E"

Know All Men By These Presents that NEW CINGULAR WIRELESS PCS, LLC, a Delaware limited liability company, having a mailing address of 6100 Atlantic Boulevard, Norcross, Georgia 30071 (hereinafter "Seller") has agreed to sell the fixtures and equipment described on Exhibit "A" annexed hereto and hereby made a part hereof (the same being presently used in connection with a certain site known as ATC 302472 / CT 5862 – Andover East located at 104 Bunker Hill Road, Andover, CT and on property owned by AMERICAN TOWERS, INC. (hereinafter "Buyer"). For and in consideration of the sum of Ten and 00/100 (\$10.00) Dollars the receipt hereof is hereby acknowledged and further, that the Seller does hereby convey the said fixtures and equipment to Buyer effective of the date stated below.

**SEE ATTACHED EXHIBIT "A"**

SELLER MAKES NO WARRANTIES, EXPRESS OR IMPLIED, AS TO THE CONDITION OR FITNESS FOR A PARTICULAR PURPOSE OF THE FIXTURES AND EQUIPMENT LISTED ON EXHIBIT "A" AND REFERENCED HEREIN; AND ANY IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE WHICH EXCEEDS THE WARRANTIES HEREIN EXPRESSLY SET FORTH IS HEREBY DISCLAIMED BY SELLER. THE FIXTURES AND EQUIPMENT ARE SOLD "AS-IS" AND IN ITS CURRENT CONDITION.

Seller warrants and represents that this is not all or substantially all of the assets of the Corporation.

To have and to hold all and singular the said fixtures and equipment and delivers same to Buyer for their use and behoof forever. Seller covenants with the Buyer that the Seller is the lawful owner of said furniture, fixtures and equipment; that they are free from all encumbrances, that Seller has good right to sell the same as aforesaid; and that Seller will warrant and defend the same against the lawful claims and demands of all persons and/or entities.

Dated this 28<sup>th</sup> day of August, 2006.

AMERICAN TOWERS, INC.,  
a Delaware Corporation, a wholly  
owned subsidiary of American Tower  
Corporation, a Delaware Corporation

By:   
Richard Rossi  
Director – Contract Management

NEW CINGULAR WIRELESS PCS, LLC, a  
Delaware limited liability company


By:   
FOR NEW CINGULAR WIRELESS  
BECHTEL DECOM PROJECT  
Kellie A. Dunn, Site Development  
Tower Resource Management, Inc.

EXHIBIT A

**EQUIPMENT ASSETS**  
(LEFT ON SITE)

- Conduit feeds into power boxes
- Conduit feeds into telco boxes
- Ice bridge
- Power boxes
- Telco boxes
- Concrete pad