



Daniel F. Caruso
Chairman

STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

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April 6, 2009

Steven L. Levine
Real Estate Consultant
New Cingular Wireless PCS, LLC
500 Enterprise Drive
Rocky Hill, CT 06067-3900

RE: **EM-CING-001-090302** - New Cingular Wireless PCS, LLC notice of intent to modify an existing telecommunications facility located at 122 Jonathan Trumbull Highway, Andover, Connecticut.

Dear Mr. Levine:

The Connecticut Siting Council (Council) hereby acknowledges your notice to modify this existing telecommunications facility, pursuant to Section 16-50j-73 of the Regulations of Connecticut State Agencies with the following conditions:

- The tower shall be modified per the attached drawings prior to the antenna swap;
- A post-construction tower rating of not more than 100 percent shall be achieved; and
- A signed letter from a Professional Engineer duly licensed in the State of Connecticut shall be submitted to the Council to certify that the modifications have been properly completed and a post-construction tower rating of not more than 100 percent has been achieved.

The proposed modifications are to be implemented as specified here and in your notice dated March 2, 2009 and additional information received on April 6, 2009, including the placement of all necessary equipment and shelters within the tower compound. The modifications are in compliance with the exception criteria in Section 16-50j-72 (b) of the Regulations of Connecticut State Agencies as changes to an existing facility site that would not increase tower height, extend the boundaries of the tower site, increase noise levels at the tower site boundary by six decibels, and increase the total radio frequencies 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 General Statutes § 22a-162. This facility has also been carefully modeled to ensure that radio frequency emissions are conservatively below State and federal standards applicable to the frequencies now used on this tower.

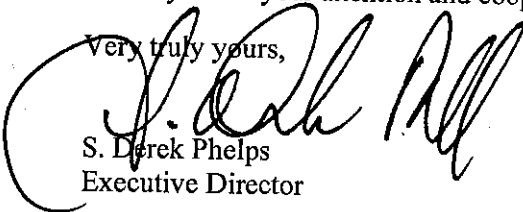
This decision is under the exclusive jurisdiction of the Council. Please be advised that the validity of this action shall expire one year from the date of this letter. Any additional change to this facility will require explicit notice to this agency pursuant to Regulations of Connecticut State Agencies Section 16-50j-73. Such notice shall include all relevant information regarding the proposed change with cumulative worst-case modeling of radio frequency exposure at the closest point of uncontrolled access to the tower base, consistent with Federal Communications Commission, Office of Engineering and Technology, Bulletin 65. Any deviation from this format may result in the Council implementing enforcement proceedings pursuant to General Statutes § 16-50u including, without limitation, imposition of expenses resulting from such failure and of civil penalties in an amount not less than one thousand dollars per day for each day of construction or operation in material violation.

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Thank you for your attention and cooperation.

Very truly yours,



S. Derek Phelps
Executive Director

SDP/MP/laf

c: The Honorable Robert Burbank, First Selectman, Town of Andover
Bill Warner, Zoning Agent & Planner, Town of Andover
Christopher B. Fisher, Esq., Cuddy & Feder LLP