



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
Web Site: www.ct.gov/csc

VIA ELECTRONIC MAIL

March 19, 2020

Lucia Chiocchio, Esq.
Cuddy & Feder LLP
445 Hamilton Avenue, 14th Floor
White Plains, New York 10601

RE: **EM-CING-003-200317** – New Cingular Wireless PCS, LLC (AT&T) notice of intent to modify an existing telecommunications facility located at 353 Pumpkin Hill Road, Ashford, Connecticut.

Dear Attorney Chiocchio:

The Connecticut Siting Council (Council) received a notice of intent to modify the above-referenced facility on March 17, 2020.

According to Section 16-50j-71 of the Regulations of Connecticut State Agencies, "...any modification, as defined in Section 16-50j-2a of the Regulations of Connecticut State Agencies, to an existing tower site, except as specified in Sections 16-50j-72 and 16-50j-88 of the Regulations of Connecticut State Agencies, may have a substantial adverse environmental effect."

Staff has reviewed this exempt modification request for completeness and has identified a deficiency in the filing due to lack of notice to the municipal planning and zoning department. Therefore, the exempt modification request is incomplete at this time. The Council's January 17, 2017 memorandum is attached for your convenience.

Also, no parcel map or property card for the underlying property has been provided with the request.

The Council recommends that Cuddy & Feder provide a parcel map and property card for the underlying property and evidence that notice was provided to the municipal planning and zoning department, on or before April 20, 2020. If additional time is needed to gather the requested information, please submit a written request for an extension of time prior to April 20, 2020. **Please provide an electronic version of the requested information for the incomplete exempt modification to be rendered complete and processed. Please include the Council's exempt modification identification number referenced above with the submittal.**

This notice of incompleteness shall have the effect of tolling the Federal Communications Commission (FCC) 60-day timeframe in accordance with Paragraph 217 of the FCC Wireless Infrastructure Report and Order issued on October 21, 2014 (FCC 14-153).

Thank you for your attention to this matter. Should you have any questions, please feel free to contact me at 860-827-2951.

Sincerely,

s/ Melanie A. Bachman

Melanie A. Bachman
Executive Director

MAB/IN/emr

c: The Honorable Ralph H. Fletcher, First Selectman, Town of Ashford
Michael D'Amato, Zoning Enforcement Officer, Town of Ashford



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MEMORANDUM

To: Telecommunications Carriers and their Representatives
From: Melanie Bachman, Executive Director *MAB*
Re: Exempt Modification/Tower Share Filing Submissions to Municipal Planning and Zoning Officials
Date: January 17, 2017

Pursuant to Regulations of Connecticut State Agencies § 16-50j-73 and §16-50j-88, the April 2013 Filing Guide for Modification of Existing Telecommunications Facilities, and the August 2013 Tower Share Filing Guide, a copy of the notice of request for an exempt modification shall be sent to the chief elected official of the municipality in which the facility is located. The Connecticut Siting Council requests that notice of request for an exempt modification or tower share **also** be submitted to the respective Planning and Zoning Department, effective immediately.

Thank you in advance for your cooperation.

MAB/FOC/laf

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