



STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

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VIA ELECTRONIC MAIL

May 12, 2022

Mark Appleby
Centerline Communications
750 West Center Street, Floor 3
West Bridgewater, MA 02379
mappleby@clinellc.com

RE: EM-T-MOBILE-004-220420 – T-Mobile notice of intent to modify an existing telecommunications facility located at 224 Lovely Street, Avon, Connecticut.

Dear Mr. Appleby:

The Connecticut Siting Council (Council) hereby denies your request to modify the above-referenced existing telecommunications facility, pursuant to Section 16-50j-73 of the Regulations of Connecticut State Agencies (RCSA).

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

Staff has reviewed this request for completeness and has identified a deficiency in compliance with the criteria set forth in RCSA Section 16-50j-72. The exempt modification request dated April 13, 2021, states on page 2: "The proposed modifications **will require the extension of the site compound boundary**" (emphasis added), and Sheet A-1 of the Construction Drawings indicates an expanded lease area and fencing on the southwest corner of the site.

It is evident that T-Mobile is requesting to extend the lease area and fence of the site. This request to extend the lease area of an existing site is not consistent with the criteria set forth in RCSA Section 16-50j-72. Such a request is properly submitted to the Council in the form of a petition for a declaratory ruling.

Therefore, this request does not qualify as an exempt modification request, and it is hereby rejected on that basis. The Council recommends that T-Mobile submit a petition for declaratory ruling.

Sincerely,

Melanie Bachman
Executive Director

MAB/FOC/emr

c: The Honorable Heather Maguire, Chairman, Town of Avon (hmaguire@avonct.gov)
Brandon Robertson, Town Manager, Town of Avon ([brobertson@avonct.gov](mailto:b Robertson@avonct.gov))
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