



# STATE OF CONNECTICUT

## CONNECTICUT SITING COUNCIL

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May 29, 2015

Steven L. Levine  
Real Estate Consultant  
Centek Engineering, Inc.  
3-2 North Branford Road  
Branford, CT 06405

**RE: EM-CING-007-150416** - New Cingular Wireless PCS, LLC (AT&T) notice of intent to modify an existing telecommunications facility located at 240 Kensington Road, Berlin, Connecticut.

Dear Mr. Levine:

On May 11, 2015, the Connecticut Siting Council (Council) acknowledged the New Cingular Wireless PCS, LLC (AT&T) notice to modify the existing telecommunications facility in the above referenced exempt modification pursuant to Section 16-50j-73 of the Regulations of Connecticut State Agencies with conditions including:

- Perform structural modifications in accordance with the structural analysis prepared by B+T Group dated January 30, 2015 and stamped by Chad Tuttle; and
- Within 45 days following completion of the equipment installation, AT&T shall provide documentation certified by a Professional Engineer that its installation complied with the recommendations of the Structural Analysis Report.

The above conditions were based on the structural analysis submitted with the exempt modification filing that was performed for T-Mobile that included new equipment for other carriers, including AT&T. In a letter dated May 27, 2015, a copy of which is attached, AT&T is requesting relief of the above conditions stating that the conditions only pertained to T-Mobile's installation and that the reinforcements required for AT&T's installation have been completed. Furthermore, AT&T discovered that the structural modifications required for T-Mobile's installation would not be performed until late 2015 or early 2016.

With its request for relief, AT&T provided a Modification Inspection Report from Sinnott Gering and Schmitt Towers, Inc. dated January 8, 2015 and stamped by Nicholas J. Schmitt that confirms that the required reinforcements were made to allow the tower to support AT&T's antennas.

Council staff has reviewed your request and grants your request for relief from the above-listed conditions in EM-CING-007-150416.

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

Sincerely,

Melanie A. Bachman  
Acting Executive Director/Staff Attorney



Enclosure

MAB/CMW

c: The Honorable Rachel Rochette, Mayor, Town of Berlin  
Denise McNair, Town Manager, Town of Berlin  
Maureen Giusti, Zoning Enforcement Officer, Town of Berlin  
Crown Castle



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Steven L. Levine  
Real Estate Consultant

May 27, 2015

Attorney Melanie Bachman  
Acting Executive Director  
Connecticut Siting Council  
10 Franklin Square  
New Britain, Connecticut 06051

**Request for Relief From Condition of Acknowledgment: EM-CING-007-150416 - New Cingular Wireless PCS, LLC (AT&T) notice of intent to modify an existing telecommunications facility located at 240 Kensington Road, Berlin, Connecticut.**

Dear Ms. Bachman:

On November 9, 2012 AT&T Mobility submitted Notice of Exempt Modification **EM-CING-007-121109** for an LTE upgrade at the referenced site, and the Council acknowledged the exempt modification on November 30, 2012. This approval expired a year later without the equipment modifications having been installed. AT&T subsequently filed Notice of Exempt Modification **EM-CING-007-150416** for the same LTE upgrade and received Council acknowledgement on May 11, 2015.

With **EM-CING-007-150416** AT&T submitted the then most current structural analysis and tower modification drawings from the preceding Council action at this site, **EM-T-MOBILE-007-150206**. In addition to T-Mobile's plans, these engineering documents incorporated the proposed AT&T equipment upgrades and additional Verizon upgrades. Consequently, the Council's acknowledgement letter conditioned approval of **EM-CING-007-150416** upon completion of the tower structural modifications in **EM-T-MOBILE-007-150206** prior to installation of the new AT&T equipment.

- "Perform structural modifications in accordance with the structural analysis prepared by B+T Group dated January 30, 2015 and stamped by Chad Tuttle."

**Tower owner CrownCastle's construction schedule will unnecessarily delay AT&T's equipment upgrade under approval conditions of EM-CING-007-150416.**

AT&T has now learned from tower owner CrownCastle that the tower structural modifications upon which AT&T's latest approval is conditioned will not be performed until late 2015 or early 2016.

However, CrownCastle reports that the **EM-T-MOBILE-007-150206** structural modifications are entirely separate and apart from any structural requirements of the AT&T equipment upgrade. Rather, these modifications and the underlying structural analysis by B+T Group dated January 30, 2015 are designed exclusively for T-Mobile's proposed equipment and a newer upcoming equipment

modification by Verizon.

Furthermore, following discovery of the tower modification scheduling issue, CrownCastle provided AT&T with documentation that the tower structural modifications required to support AT&T's proposed equipment have in fact already been performed. Accordingly, there is no structural necessity for AT&T to delay installation of its approved equipment pending performance of the **EM-T-MOBILE-007-150206** structural modifications.

A summary of the tower modification documentation from CrownCastle follows.

**The tower is presently structurally adequate to support the proposed AT&T equipment upgrade.**

In 2014 tower owner CrownCastle submitted **EM-CROWNCastle-007-140328** to obtain Council acknowledgement of tower structural modifications necessary for installation of both AT&T's and Verizon's equipment upgrades approved in 2012 and 2013, respectively. This Notice was acknowledged on April 17, 2014. The filing included a structural analysis dated April 30, 2013 and tower mod drawings dated October 3, 2013.

The attached "Modification Inspection Report" by Sinnott Gering and Schmitt Towers, INC dated January 8, 2015 certifies that the tower structural modifications required for AT&T's and Verizon's upgrades have been satisfactorily performed. The Report references tower mod drawings dated October 17, 2014 which are Revision 1 of the drawings dated October 3, 2013 to account for subsequently observed field conditions. The revised mod drawings also refer to the April 30, 2013 structural analysis.

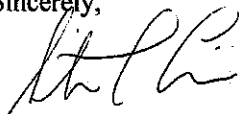
The tower, therefore, has already been strengthened as required per the April 30, 2013 structural analysis and is presently structurally adequate to support AT&T's equipment approved in 2012 and again in 2015. Awaiting the **EM-CING-007-150416** structural modifications will serve no rational purpose with respect to the acknowledged AT&T equipment upgrades.

**Request for Relief**

For the foregoing reasons, AT&T respectfully requests relief from the **EM-CING-007-150416** approval condition that it delay installation of its approved equipment pending completion of the structural modifications in **EM-T-MOBILE-007-150206**.

Please feel free to call me at (860) 830-0380 with questions concerning this matter. Thank you for your consideration.

Sincerely,



Steven L. Levine  
Real Estate Consultant

Attachment