

# 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](mailto:siting.council@ct.gov)

Internet: [ct.gov/csc](http://ct.gov/csc)

Daniel F. Caruso  
Chairman

December 29, 2006

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

RE: **EM-CING-148-008-101-002-061130** - New Cingular Wireless PCS, LLC notice of intent to modify existing telecommunications facilities located at 23 Wayne Road, Wallingford; 719 Amity Road a/k/a 761 Amity Road, Bethany; 2 Dwight Street a/k/a 4 Dwight Street, North Haven; 922 Northrop Road, Wallingford; and 401 Wakelee Street, Ansonia, Connecticut.

Dear Ms. Dunn:

At a public meeting held on December 12, 2006, the Connecticut Siting Council (Council) acknowledged your notice to modify these existing telecommunications facilities, pursuant to Section 16-50j-73 of the Regulations of Connecticut State Agencies.

1. All AT&T equipment including but not limited to equipment shelters, antennas, tower platforms, T-arms, etc., are removed within 180 days of this acknowledgement unless it can be utilized by another carrier within that time period.
2. If AT&T is at the top position on the tower, any tower extension or mast (that only supports AT&T antennas) is removed within 180 days of this acknowledgement unless it can be utilized by another carrier within that time period.
3. The Council recommends that the compounds are cleared of all weeds, brush, and unnecessary clutter.

The proposed modifications are to be implemented as specified here and in your notice dated November 30, 2006, including the placement of all necessary equipment and shelters within the tower compounds. 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 existing facility sites that would not increase tower heights, extend the boundaries of the tower sites, increase noise levels at the tower site boundaries by six decibels, and increase the total radio frequencies electromagnetic radiation power densities measured at the tower site boundaries to or above the standard adopted by the State Department of Environmental Protection pursuant to General Statutes § 22a-162. These facilities have also been carefully modeled to ensure that radio frequency emissions are conservatively below State and federal standards applicable to the frequencies now used on these towers.

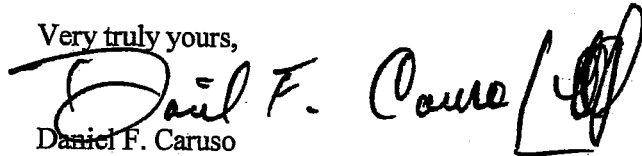
This decision is under the exclusive jurisdiction of the Council. Please be advised that the validity of this action shall expire one year from the date of this letter. Any additional change to any of these facilities will require explicit notice to this agency pursuant to Regulations of

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.

Thank you for your attention and cooperation.

Very truly yours,



Daniel F. Caruso  
Chairman

DFC/MP/laf

- c: The Honorable James T. DellaVolpe, Mayor, City of Ansonia
- Peter Crabtree, Zoning Enforcement Officer, City of Ansonia
- The Honorable Derrylyn Gorski, Town of Bethany
- Robert H. Brinton, Zoning Enforcement Officer, Town of Bethany
- The Honorable Kevin J. Kopetz, First Selectman, Town of North Haven
- Arthur Hausman, Zoning Enforcement Officer, Town of North Haven
- The Honorable William W. Dickinson, Jr., Mayor, Town of Wallingford
- Linda Bush, Town Planner, Town of Wallingford
- Thomas J. Regan, Esq., Brown Rudnick Berlack Israels LLP
- Kenneth C. Baldwin, Esq., Robinson & Cole LLP
- Christopher B. Fisher, Esq., Cuddy & Feder LLP
- Christine Farrell, T-Mobile
- Michele G. Briggs, New Cingular Wireless PCS, LLC
- American Tower Corporation
- Stephen Tripp



thanks!

30 Lyman Street, Suite 12  
Westborough, MA 01581  
FAX (508) 389 1749

**Kellie Dunn**  
**Site Development**  
**503-318-8000**

**RECEIVED**  
DEC 12 2006

CONNECTICUT  
SITING COUNCIL

**Fax**

To: Mike Perrone From: Kellie Dunn

Fax: 860 827 2950 Pages: 6 *Including cover sheet*

Phone: \_\_\_\_\_ Date: 12/12/06

Rx: \_\_\_\_\_ CC: \_\_\_\_\_

Urgent     For Review     Please Comment     Please Reply     Please Recycle

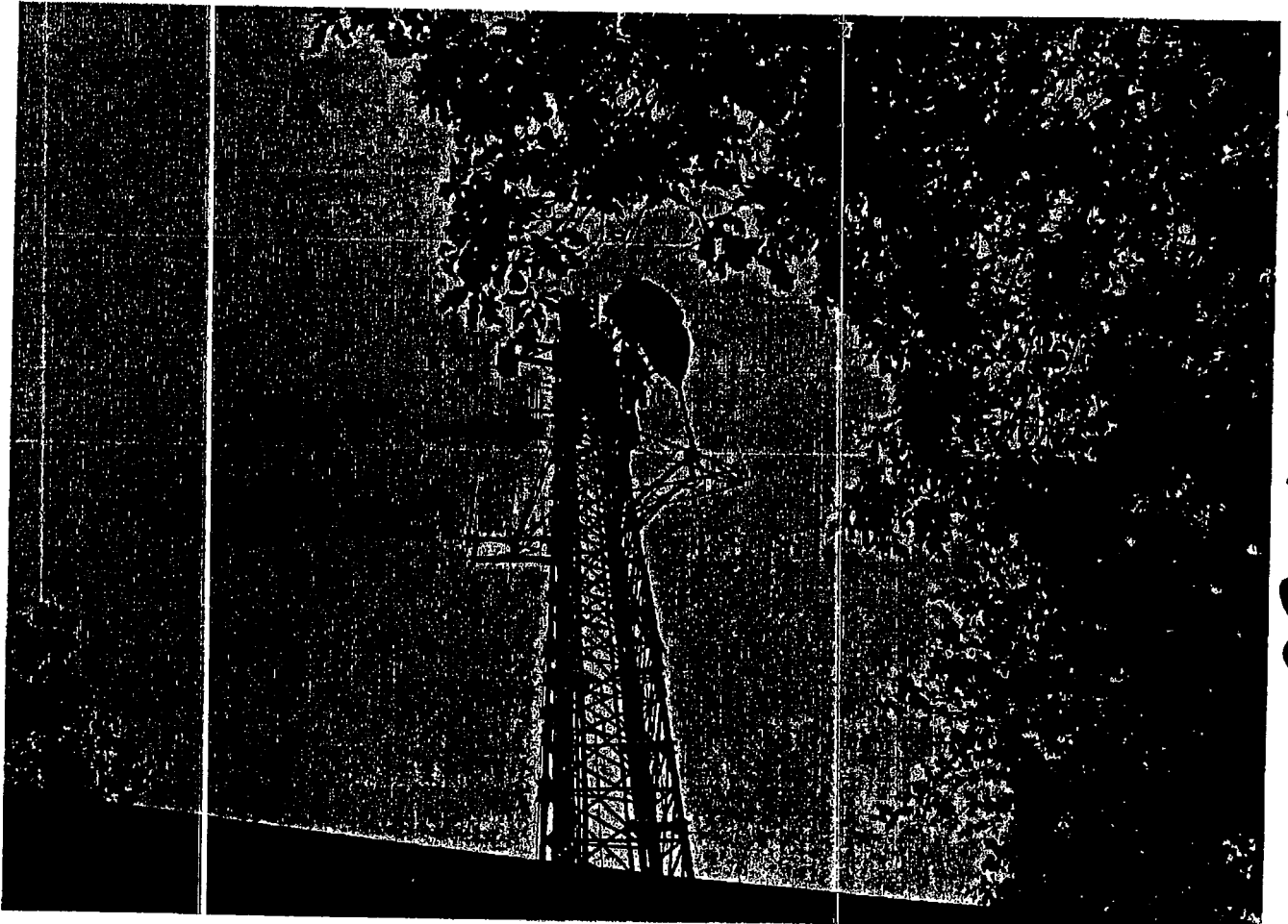
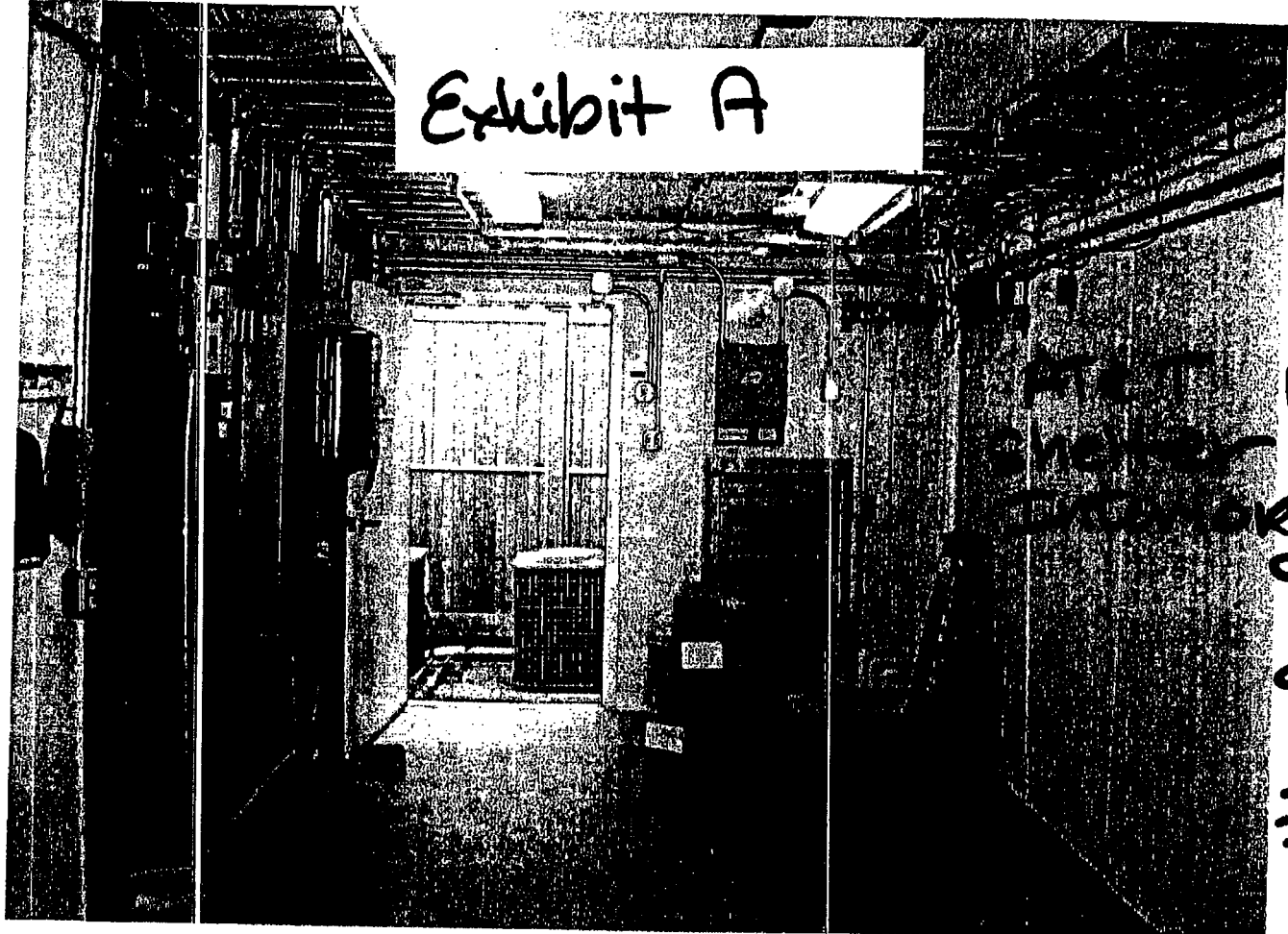
• Comments:

**EM-CING-148-008-101-002 -**  
**06130**

**(New Haven County) 5 sites**

This electronic transmission and any attachments hereto are intended only for the use of the individual or entity to which it is addressed and may contain confidential information. If you have reason to believe that you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of this electronic transmission is strictly prohibited. If you have reason to believe that you have received this transmission in error, please notify immediately by return e-mail and delete and destroy this communication.

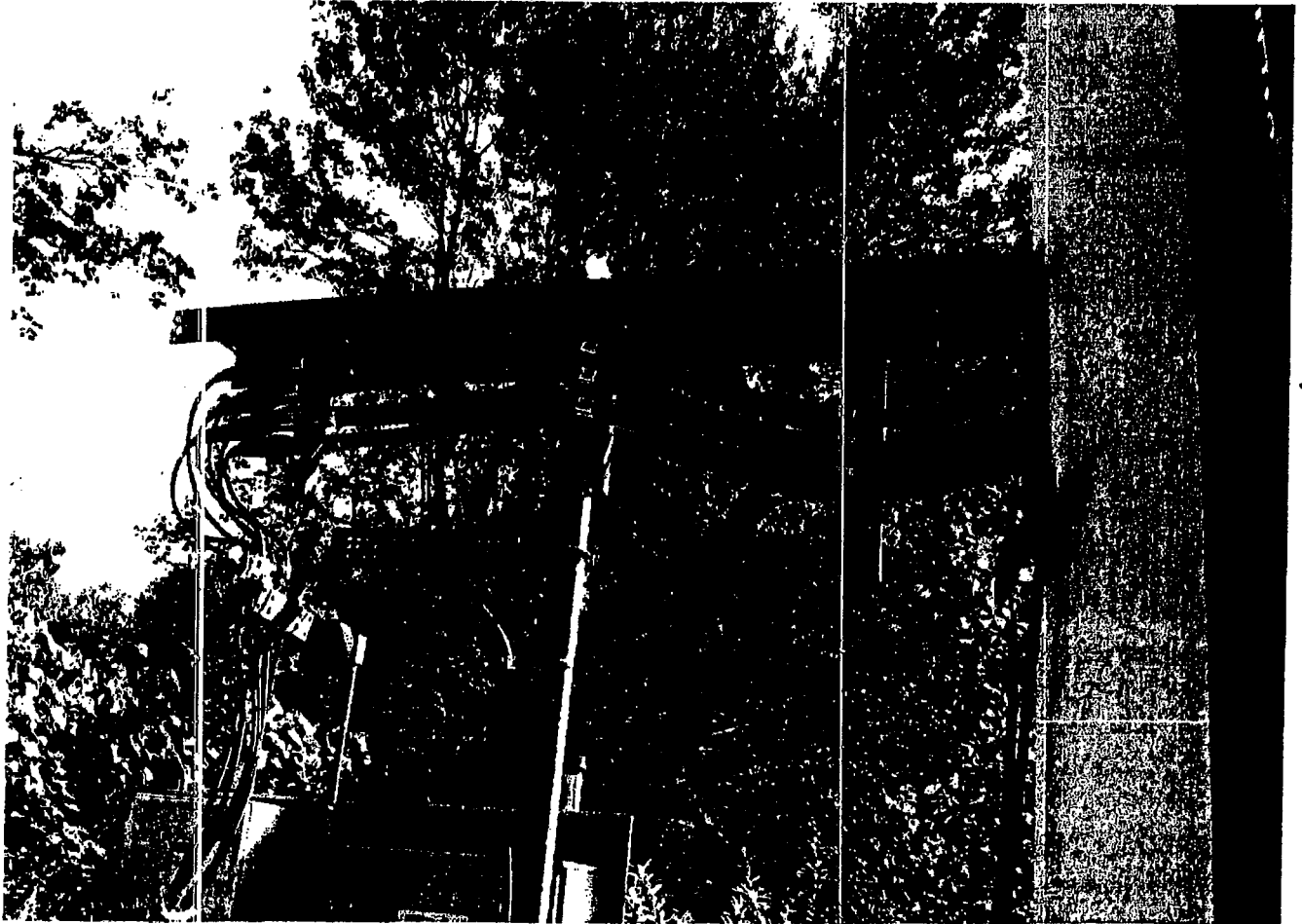
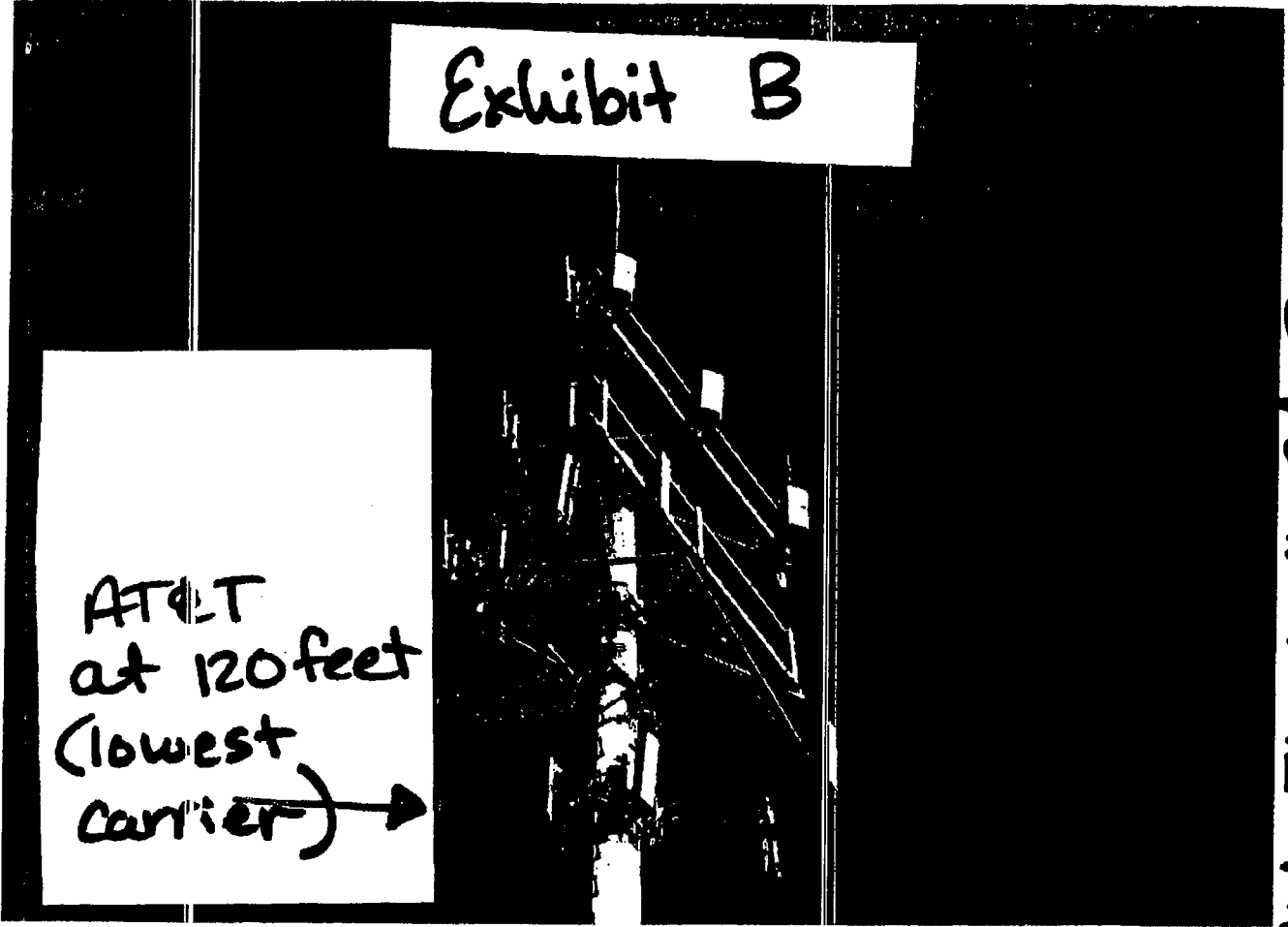
WARNING: E-mail communications cannot be guaranteed to be timely, secure, error-free or virus-free. The recipient of this communication should check this e-mail and each attachment for the presence of viruses. The sender does not accept any liability for any errors or omissions in the content of this electronic communication which arises as a result of e-mail transmission.



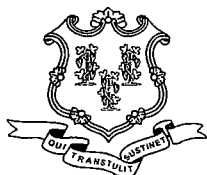
23 Wayne Rd., Wallingford, CT

# Exhibit B

AT&T  
at 120 feet  
(lowest  
carrier) →



719 Amity Rd alkla 761 Amity Rd., Bethany, CT



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](mailto:siting.council@ct.gov)

Internet: [ct.gov/csc](http://ct.gov/csc)

Daniel F. Caruso  
Chairman

December 7, 2006

The Honorable William W. Dickinson, Jr.  
Mayor  
Town of Wallingford  
Municipal Building  
45 South Main Street  
Wallingford, CT 06385

RE: **EM-CING-148-008-101-002-061130** – New Cingular Wireless PCS, LLC notice of intent to modify existing telecommunications facilities located at 23 Wayne Road, Wallingford; 719 Amity Road a/k/a 761 Amity Road, Bethany; 2 Dwight Street a/k/a 4 Dwight Street, North Haven; 922 Northrup Road, Wallingford; and 401 Wakelee Street, Ansonia, Connecticut

Dear Mayor Dickinson:

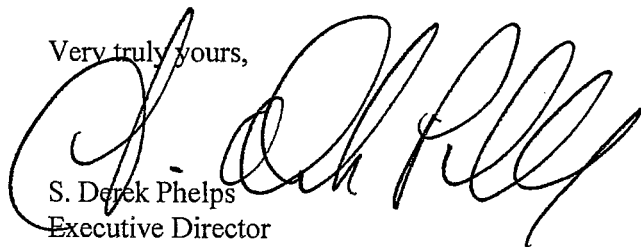
The Connecticut Siting Council (Council) received this request to modify an existing telecommunications facility, pursuant to Regulations of Connecticut State Agencies Section 16-50j-72.

The Council will consider this item at the next meeting scheduled for Tuesday, December 12, 2006 at 1:30 p.m. in Hearing Room One, Ten Franklin Square, New Britain, Connecticut.

If you have any questions or comments regarding this proposal, please call me or inform the Council by noon on December 12, 2006.

Thank you for your cooperation and consideration.

Very truly yours,

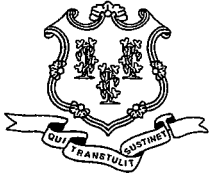


S. Derek Phelps  
Executive Director

SDP/MP

Enclosure: Notice of Intent

c: Linda Bush, Town Planner, Town of Wallingford



# 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](mailto:siting.council@ct.gov)

Internet: [ct.gov/csc](http://ct.gov/csc)

Daniel F. Caruso  
Chairman

December 7, 2006

The Honorable James T. DellaVolpe  
Mayor  
City of Ansonia  
City Hall  
253 Main Street  
Ansonia, CT 06401-1866

RE: **EM-CING-148-008-101-002-061130** – New Cingular Wireless PCS, LLC notice of intent to modify existing telecommunications facilities located at 23 Wayne Road, Wallingford; 719 Amity Road a/k/a 761 Amity Road, Bethany; 2 Dwight Street a/k/a 4 Dwight Street, North Haven; 922 Northrup Road, Wallingford; and 401 Wakelee Street, Ansonia, Connecticut

Dear Mayor DellaVolpe:

The Connecticut Siting Council (Council) received this request to modify an existing telecommunications facility, pursuant to Regulations of Connecticut State Agencies Section 16-50j-72.

The Council will consider this item at the next meeting scheduled for Tuesday, December 12, 2006 at 1:30 p.m. in Hearing Room One, Ten Franklin Square, New Britain, Connecticut.

If you have any questions or comments regarding this proposal, please call me or inform the Council by noon on December 12, 2006.

Thank you for your cooperation and consideration.

Very truly yours,

S. Derek Phelps  
Executive Director

SDP/MP

Enclosure: Notice of Intent

c: Peter Crabtree, Zoning Enforcement Officer, City of Ansonia



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](mailto:siting.council@ct.gov)  
Internet: [ct.gov/csc](http://ct.gov/csc)

Daniel F. Caruso  
Chairman

December 7, 2006

The Honorable Kevin J. Kopetz  
First Selectman  
Town of North Haven  
Town Hall  
18 Church Street  
North Haven, CT 06473

RE: **EM-CING-148-008-101-002-061130** – New Cingular Wireless PCS, LLC notice of intent to modify existing telecommunications facilities located at 23 Wayne Road, Wallingford; 719 Amity Road a/k/a 761 Amity Road, Bethany; 2 Dwight Street a/k/a 4 Dwight Street, North Haven; 922 Northrup Road, Wallingford; and 401 Wakelee Street, Ansonia, Connecticut

Dear Mr. Kopetz:

The Connecticut Siting Council (Council) received this request to modify an existing telecommunications facility, pursuant to Regulations of Connecticut State Agencies Section 16-50j-72.

The Council will consider this item at the next meeting scheduled for Tuesday, December 12, 2006 at 1:30 p.m. in Hearing Room One, Ten Franklin Square, New Britain, Connecticut.

If you have any questions or comments regarding this proposal, please call me or inform the Council by noon on December 12, 2006.

Thank you for your cooperation and consideration.

Very truly yours,

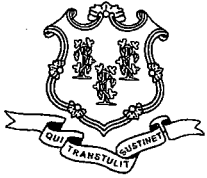
S. Derek Phelps  
Executive Director

SDP/MP

Enclosure: Notice of Intent

c: Arthur Hausman, Zoning Enforcement Officer, Town of North Street





# 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](mailto:siting.council@ct.gov)

Internet: [ct.gov/csc](http://ct.gov/csc)

Daniel F. Caruso  
Chairman

December 7, 2006

The Honorable Derrylyn Gorski  
Town of Bethany  
Town Hall  
40 Peck Road  
Bethany, CT 06524-3338

RE: **EM-CING-148-008-101-002-061130** – New Cingular Wireless PCS, LLC notice of intent to modify existing telecommunications facilities located at 23 Wayne Road, Wallingford; 719 Amity Road a/k/a 761 Amity Road, Bethany; 2 Dwight Street a/k/a 4 Dwight Street, North Haven; 922 Northrup Road, Wallingford; and 401 Wakelee Street, Ansonia, Connecticut

Dear First Selectman Gorski:

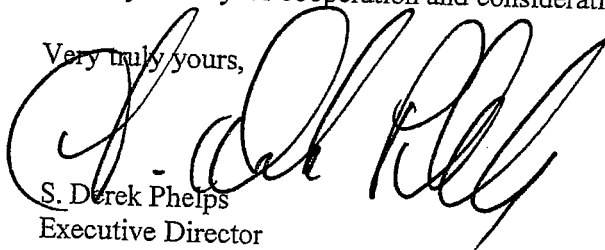
The Connecticut Siting Council (Council) received this request to modify an existing telecommunications facility, pursuant to Regulations of Connecticut State Agencies Section 16-50j-72.

The Council will consider this item at the next meeting scheduled for Tuesday, December 12, 2006 at 1:30 p.m. in Hearing Room One, Ten Franklin Square, New Britain, Connecticut.

If you have any questions or comments regarding this proposal, please call me or inform the Council by noon on December 12, 2006.

Thank you for your cooperation and consideration.

Very truly yours,



S. Derek Phelps  
Executive Director

SDP/MP

Enclosure: Notice of Intent

c: Robert H. Brinton, Zoning Enforcement Officer, Town of Bethany



RECEIVED  
NOV 30 2006  
CONNECTICUT  
SITING COUNCIL

November 30, 2006

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

EM-CING-148-008-101-002-061130

ATTN: S. Derek Phelps, Executive Director

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 FIVE (5) sites located in *New Haven County*.

SITE ONE:

LOCATION: 23 Wayne Road, Wallingford, CT  
Latitude: 41-27-45 / Longitude: 72-50-33

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

TOWER OWNER: Stephen Tripp a/k/a Tripp Tower

SITE NO./NAME: CT 0172 MOUNT TOM

SITE TWO:

LOCATION: 719 Amity Road a/k/a 761 Amity Road, Bethany, CT  
Latitude: 41-26-33 / Longitude: 72-59-35

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

TOWER OWNER: New Cingular Wireless PCS, LLC

SITE NO./NAME: CT 5631 BETHANY NORTH

SITE THREE:

LOCATION: 2 Dwight Street a/k/a 4 Dwight Street, North Haven, CT  
Latitude: 41-25-18.65 / Longitude: 72-50-53.64

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

TOWER OWNER: American Tower Corporation

SITE NO./NAME: CT 0170 DEFCO PARK NEXTEL

30 Lyman Street, Suite 12, Westborough, MA 01581



Connecticut Siting Council  
ATTN: S. Derek Phelps, Executive Director  
Page Two of Two  
November 28, 2006

**SITE FOUR:**

**LOCATION:** 922 Northrup Road, Wallingford, CT  
Latitude: 41-29-21.8 / Longitude: 72-46-6

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

**TOWER OWNER:** American Tower Corporation

**SITE NO./NAME:** CT 0113 WALLINGFORD SWISS CHALET

**SITE FIVE:**

**LOCATION:** 401 Wakelee Street, Ansonia, CT  
Latitude: 41-21-21.85 / Longitude: 73-05-29.66

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

**TOWER OWNER:** American Tower Corporation

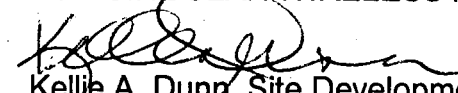
**SITE NO./NAME:** CT 0285 ANSONIA NORTH WEST

As required by the Council, I have provided notice to the Chief Elected Officials for the Town of Wallingford (two notices), Town of Bethany, Town of North Haven and City of Ansonia Salem and included a copy of same in the modification notice. I have also 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

# **NOTICE OF EXEMPT MODIFICATIONS**

**(Pursuant to RCSA § 16-50j-72(b))**

**LOCATION:** 23 Wayne Road, Wallingford, CT  
Latitude: 41-27-45 / Longitude: 72-50-33

**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:** Stephen B. Tripp a/k/a Tripp Tower

**TOWER TYPE:** SSL

**TOWER HEIGHT:** 80 FEET

**ELEVATION:** 396 FEET

**EQUIPMENT TYPE:** EMS FR90-16-04 DP panel antennas

**ANTENNA HEIGHT:** 87 FEET

**EQUIPMENT BLDG:** None – outdoor equipment cabinets only

**SITE REFERENCE:** CT 0172 MOUNT TOM

**DATE:** November 28, 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 23 Wayne Road, Wallingford, CT (Latitude: 41-27-45 / Longitude: 72-50-33). The AT&T antennas have a rad center of 87 feet and the existing equipment does 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 shelter, antennas, coaxial cable, power and telco boxes and lines, meter and conduit are to remain inside the compound 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 an exempt modification of an existing telecommunications facility on or about February 2, 2000.

**D. Municipality and Tower Owner Notification**

The modifications Cingular is requesting comply with the requirements of RCSA §16-50j-72(b) and Cingular has notified the Town of Wallingford 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".*

Cingular has also provided notice to the tower owner, Stephen B. Tripp a/k/a Tripp Tower of Cingular's intention to decommission this site. Cingular has also (a) received the tower owner's consent to leave the equipment at the site; (b) transferred ownership of the equipment to the tower owner; and (c) received the tower owner's verification that Cingular has no further obligations at the site. *See attached Stephen Tripp correspondence and tower owner executed Harry May letter marked as Exhibit "D".*

**E. 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 23 Wayne Road, Wallingford, CT (Latitude: 41-27-45 / Longitude: 72-50-33).

Respectfully submitted:  
For CINGULAR WIRELESS PCS, LLC:



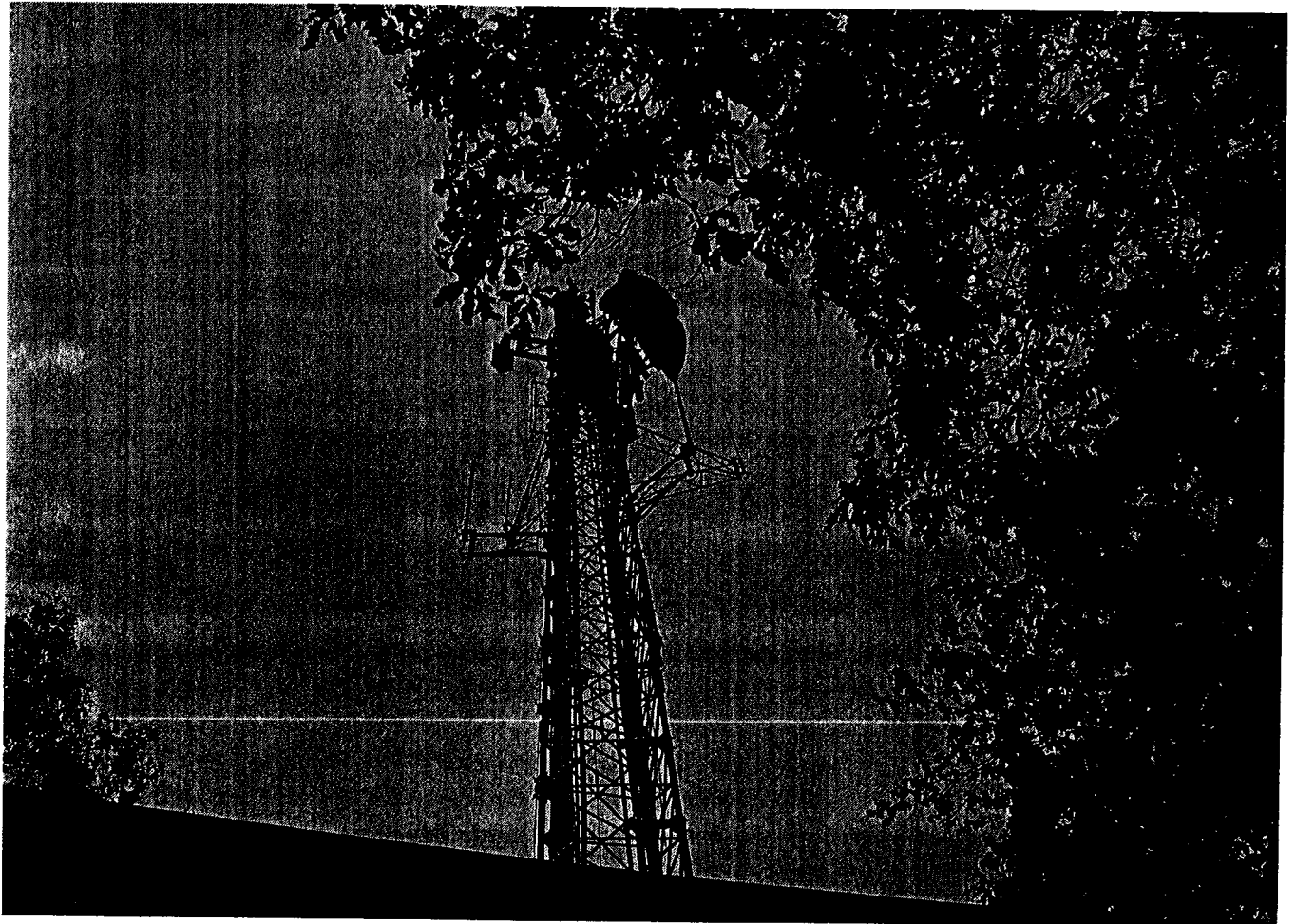
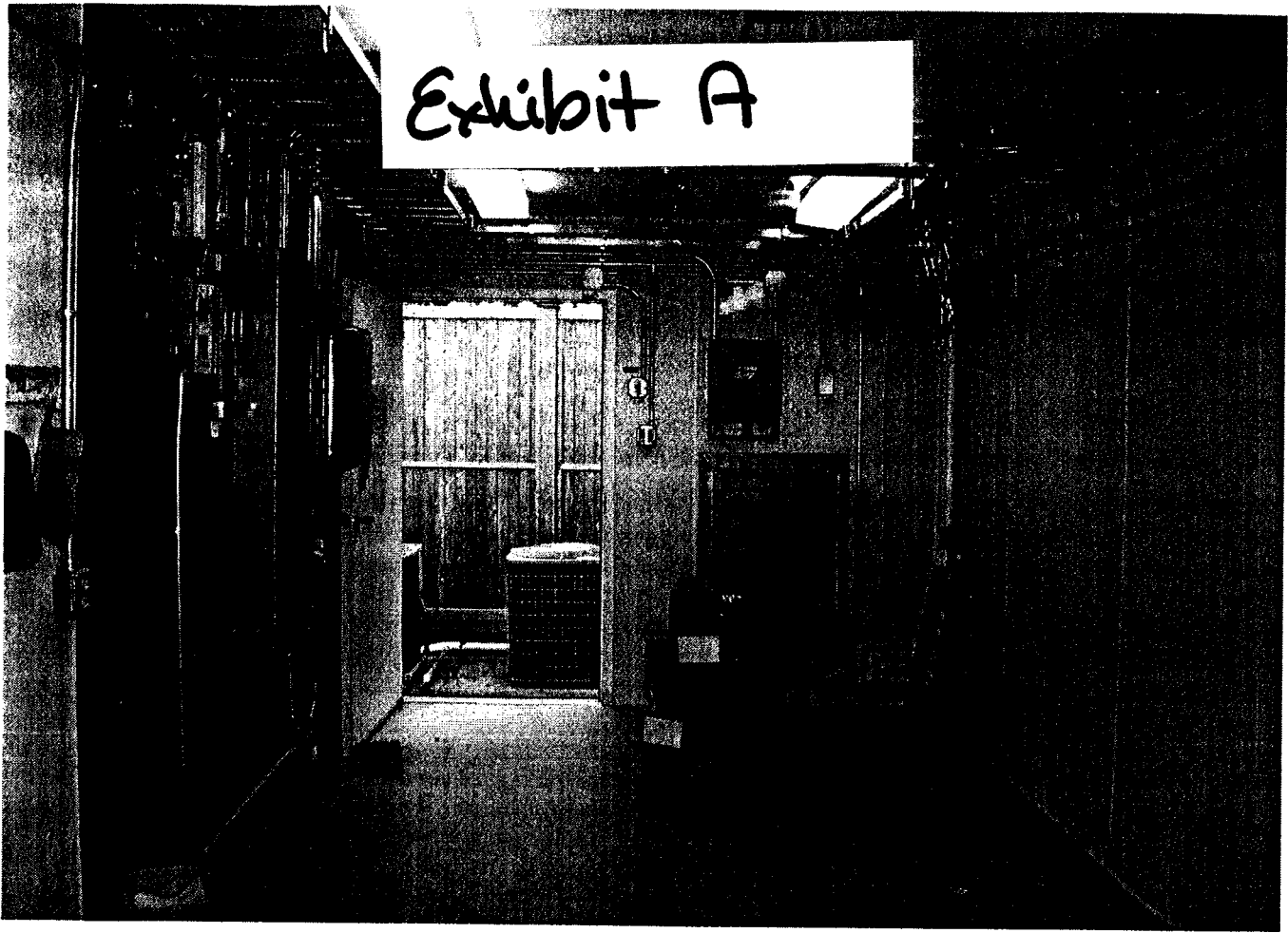
Kellie A. Dunn, Site Development  
Tower Resource Management

30 Lyman Street, Suite 12  
Westborough, MA 01581

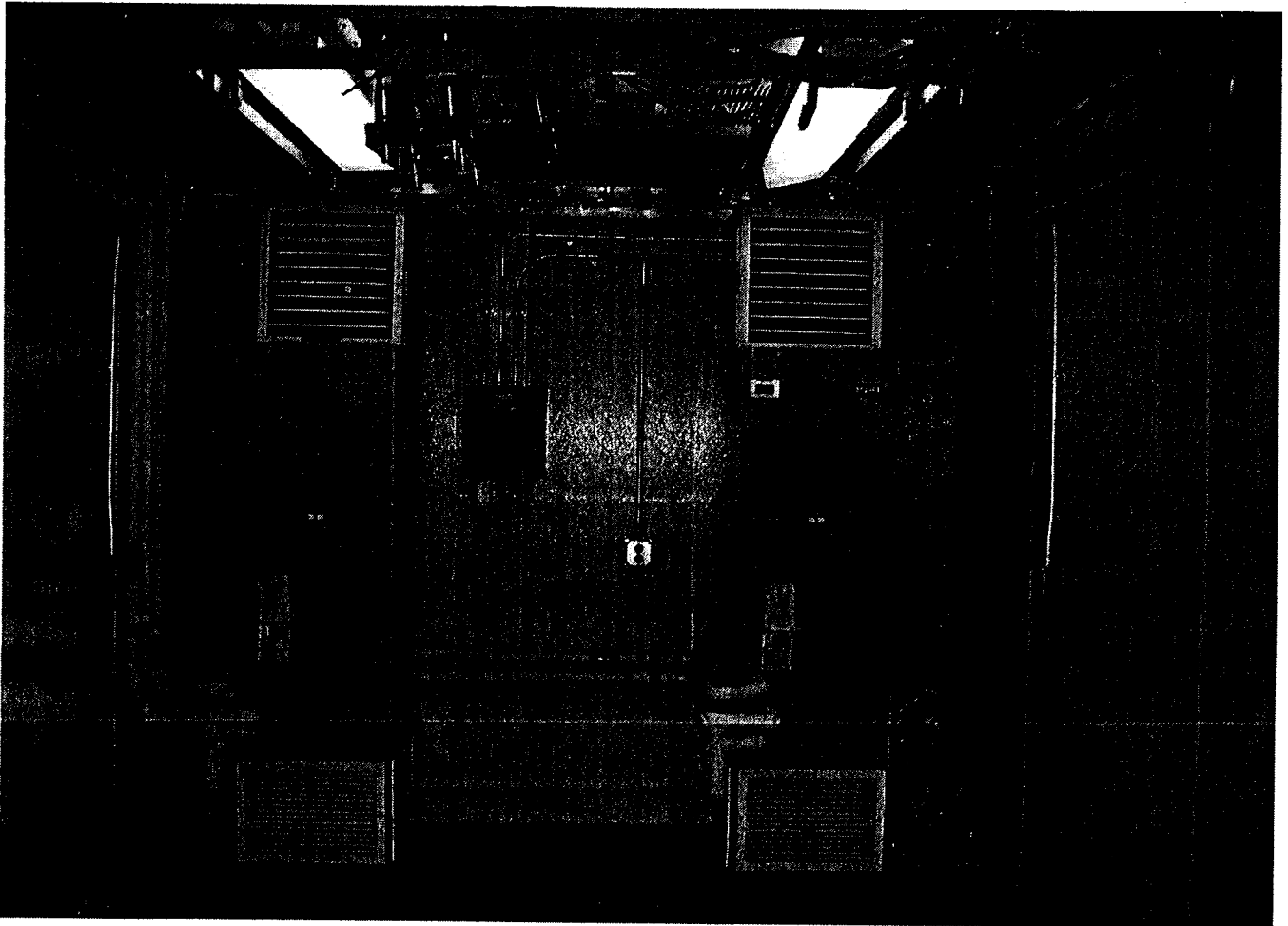
Mobile: 603-318-8000  
Email: kdunn@trmcom.com

---

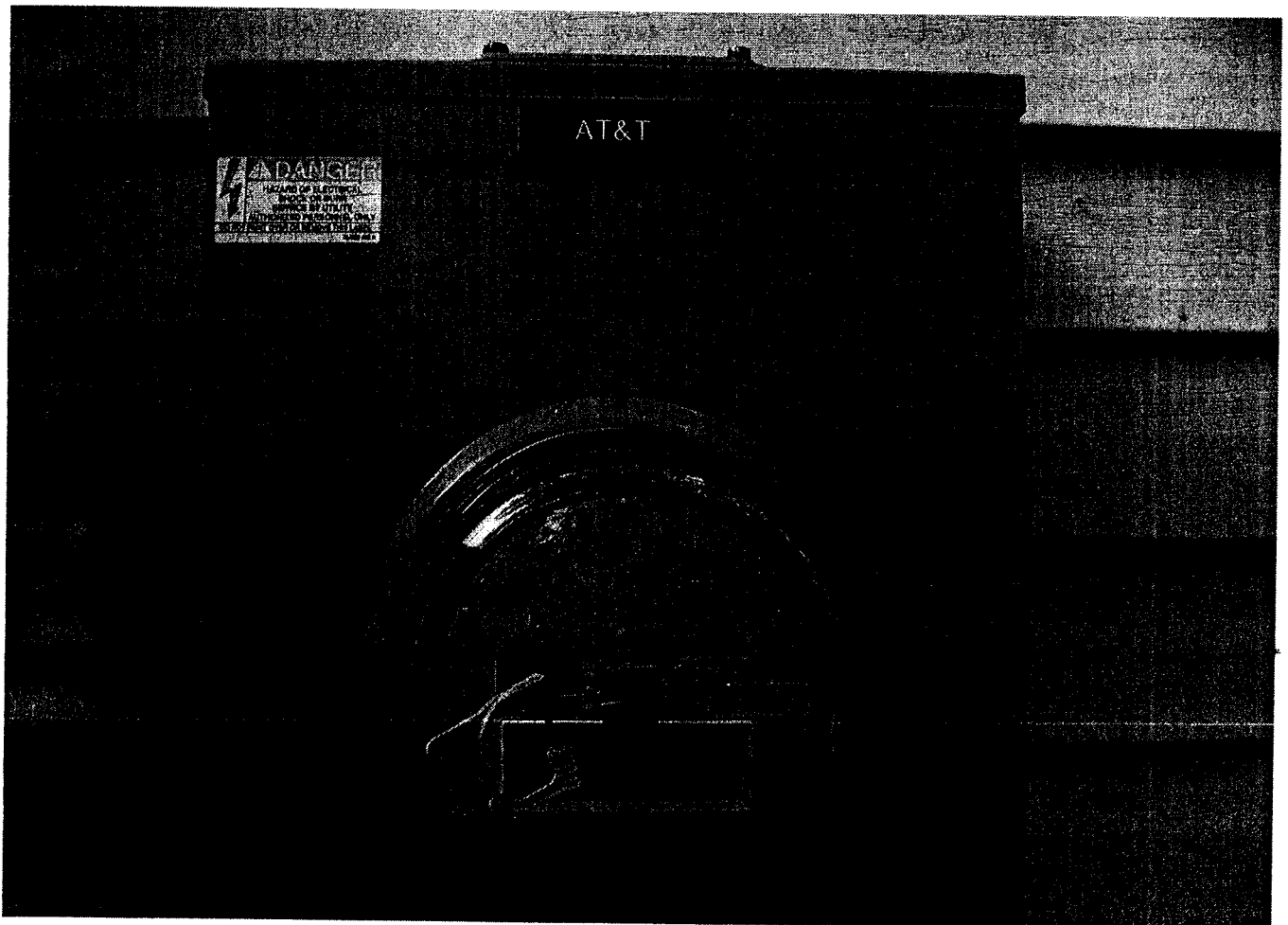
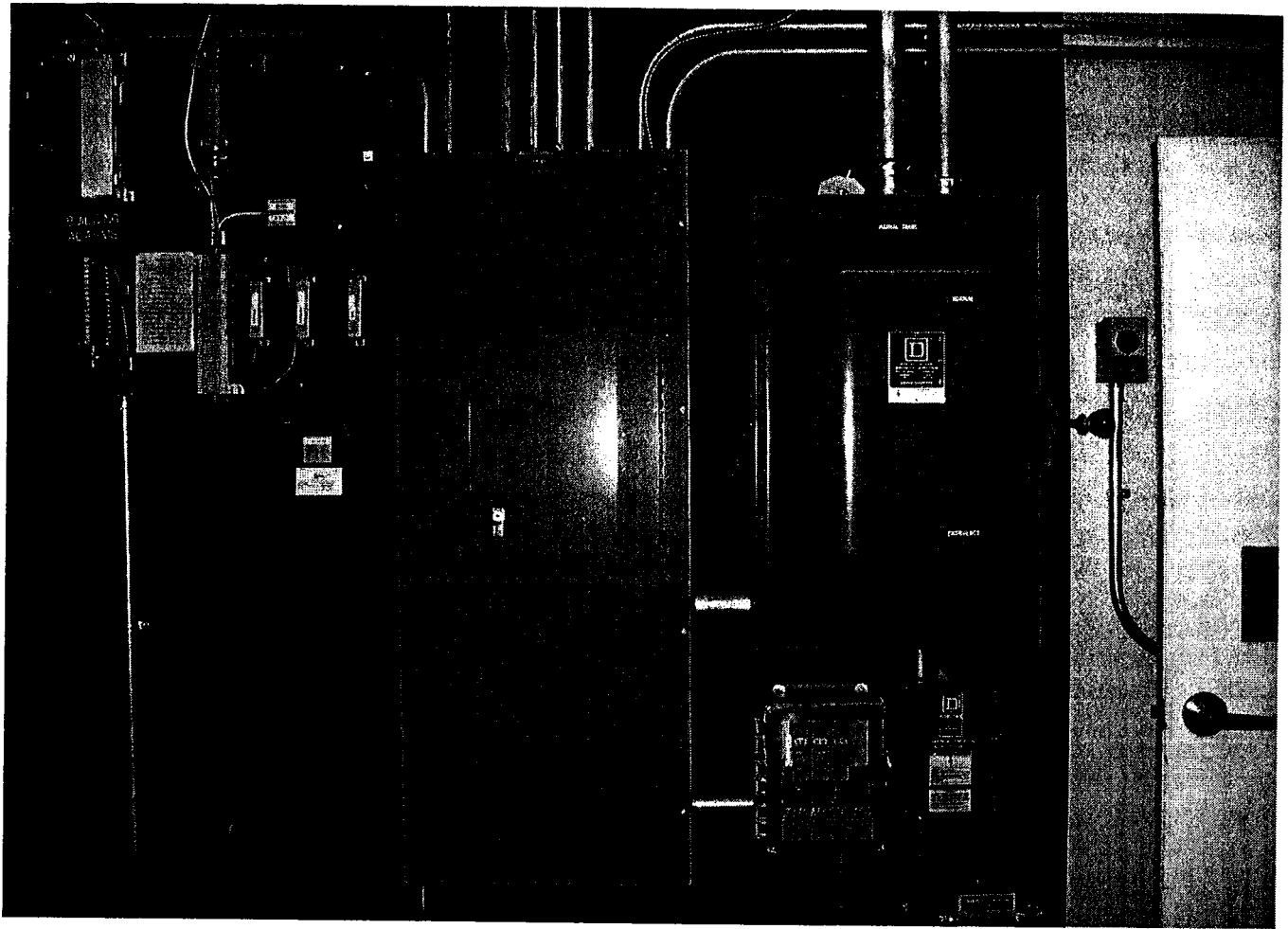
Exhibit A



# Exhibit B









# Exhibit C

November 27, 2006

CERTIFIED MAIL / RETURN RECEIPT REQUESTED  
William W. Dickinson, Jr., Mayor  
Chief Elected Official - Town of Wallingford  
45 South Main Street, Rm. 310  
Wallingford, CT 06492

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

Dear Mr. Dickenson:

Please be advised that Tower Resource Management ("TRM") as agent of New Cingular Wireless PCS, LLC ("Cingular") is filing the enclosed Notice of Exempt Modification (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:

<b><u>LOCATION:</u></b>	<b>23 Wayne Road, Wallingford, CT Latitude: 41-27-45 / Longitude: 72-50-33</b>
<b><u>CARRIER/USER:</u></b>	<b>AT&amp;T Wireless now known as New Cingular Wireless PCS, LLC</b>
<b><u>TOWER OWNER:</u></b>	<b>Stephen Tripp a/k/a Tripp Tower</b>
<b><u>SITE NO./NAME:</u></b>	<b>CT 0172 MOUNT TOM</b>

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

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

Enclosure



# Exhibit D

September 15, 2006

VIA EMAIL AND FIRST CLASS MAIL

Stephen Tripp  
Tripp Tower  
23 Wayne Road  
Wallingford, CT 06492

**Re: Site # and Name: CT 0172 Mount Tom  
Communications Facility at: 23 Wayne Road, Wallingford, CT**

Dear Mr. Tripp:

Thank you for taking time to speak with me regarding the above-referenced site. Based upon my site visit and our discussions, I understand that you desire to have the AT&T Wireless installation remain for potential use by subsequent carriers who may rent the space. Cingular has already removed the 911 Cabinet located within the shelter and **will leave the following items on-site:**

- Equipment room/shelter located inside your fenced compound;
- Coax and conduits connecting power and telco to shelter;
- All coax cable and conduits from meter to shelter;
- All coax on tower from shelter to antennas;
- All antennas and mounts on tower;

I have the authority to provide the you with a one-time "Site Closure Fee" in the amount of Four Thousand and 00/100 (\$4,000.00) Dollars. By paying this fee to the you, it will allow Cingular to **KEEP THE ABOVE BULLETED ITEMS ON-SITE** and release Cingular from any other removal obligations contained in the lease agreement which exists between the parties. In order to receive this payment you must execute and deliver the W9 form enclosed and sign and date this letter below. ***All the items which remain on the your site become your property.*** You would also need to execute the Harry May letter and send an executed original to me and which time the check would be delivered to you.

Please confirm your acceptance of the Site Closure Fee by signing below and returning letter to me. If you have any questions or need additional information, please do not hesitate to contact



TOWER RESOURCE MANAGEMENT, INC.

Stephen Tripp  
Tripp Tower  
Page Two of Two  
September 15, 2006

me. Again, thank you for your time and assistance in this matters.

Very truly yours,  
FOR CINGULAR WIRELESS

Kellie A. Dunn, Site Development  
Tower Resource Management  
30 Lyman Street, Suite 12  
Westborough, MA 01581  
Mobile: 603-318-8000  
Facsimile: 508-389-1749  
Email: [kdunn@trmcom.com](mailto:kdunn@trmcom.com)

STEPHEN B. TRIPP  
TRIPP TOWER

*Previously Removed*

**Cingular to remove 911 cabinet; all other items on site to remain in tact; letter to be signed by LL; check to be issued to LL**

Name Stephen Tripp

Title: owner

Date: 9/25/2006

STEPHEN B. TRIPP  
TRIPP TOWER  
23 Wayne Road  
Wallingford, CT 06492

---

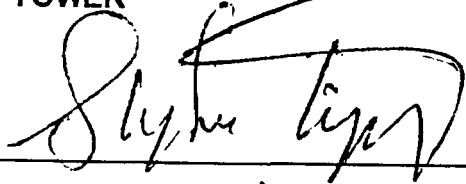
Harry May, Site Restoration Project Manager  
Cingular Wireless  
580 Main Street  
Bolton, MA 01740

**Re: Site # and Name:** CT 0172 Mount Tom  
**Communications Facility at:** 23 Wayne Road, Wallingford, CT

To Whom It May Concern:

I have inspected 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.

Sincerely,  
**STEPHEN B. TRIPP**  
**TRIPP TOWER**



Printed Name: Stephen Tripp  
Title: OWNER  
Date: 9/25/2006

# **NOTICE OF EXEMPT MODIFICATIONS**

**(Pursuant to RCSA § 16-50j-72(b))**

**LOCATION:** 719 Amity Road a/k/a 761 Amity Road, Bethany, CT  
Latitude: 41-26-33 / Longitude: 72-59-35

**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:** New Cingular Wireless PCs, LLC

**TOWER TYPE:** M

**TOWER HEIGHT:** 150 FEET

**ELEVATION:** 740 FEET

**EQUIPMENT TYPE:** Panel antennas

**ANTENNA HEIGHT:** 120 FEET

**EQUIPMENT BLDG:** None – outdoor equipment cabinets only

**SITE REFERENCE:** CT 5631 BETHANY NORTH

**DATE:** November 28, 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 719 Amity Road a/k/a 761 Amity Road, Bethany, CT (Latitude: 41-26-33 / Longitude: 72-59-35). The AT&T antennas have a rad center

of 120 feet. The existing equipment will be removed from 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, mounts, coaxial cable and other equipment located at this site. The antennas, coaxial cable, 911 cabinet and other cabinets are to be removed. Concrete pad, ice bridge and backboard are to remain inside the compound at the site. Conduits from power and telco to backboard are to be cut and capped at grade. *See attached photographs marked as Exhibit "B"*.
3. The removal of the AT&T antennas and associated equipment complies with the requirements of RCSA § 16-50j-72(b) because:
  - The removal of the AT&T equipment will not increase the tower height;
  - The removal of the AT&T equipment will not extend the boundaries of the tower site;
  - The removal of the AT&T equipment will not increase noise levels at the tower site boundary by 6 decibels but will reduce it;
  - The removal 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 removal 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 removal of AT&T antennas and equipment is necessary for the reliable operation of the Cingular network.

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

In Docket Number 168, the Council Decision and Order dated July 6, 1995, the installation of the Springwch Cellular Limited Partnership monopole was allowed. The AT&T Wireless antennas and associated equipment were allowed pursuant to a notice of intent to modify an existing telecommunications facility allowed on or about November 21, 2002. *See attached original Decision and Order marked as Exhibit "C"*.

**D. Municipality and Tower Owner Notification**

The modifications Cingular is requesting comply with the requirements of RCSA §16-50j-72(b) and Cingular has notified the Town of Bethany 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 "D"*.

Cingular has also provided notice to the tower owner, itself, of its intention to decommission this site.

**E. 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 719 Amity Road a/k/a 761 Amity Road, Bethany, CT (Latitude: 41-26-33 / Longitude: 72-59-35).

Respectfully submitted:  
For CINGULAR WIRELESS PCS, LLC:



Kellie 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

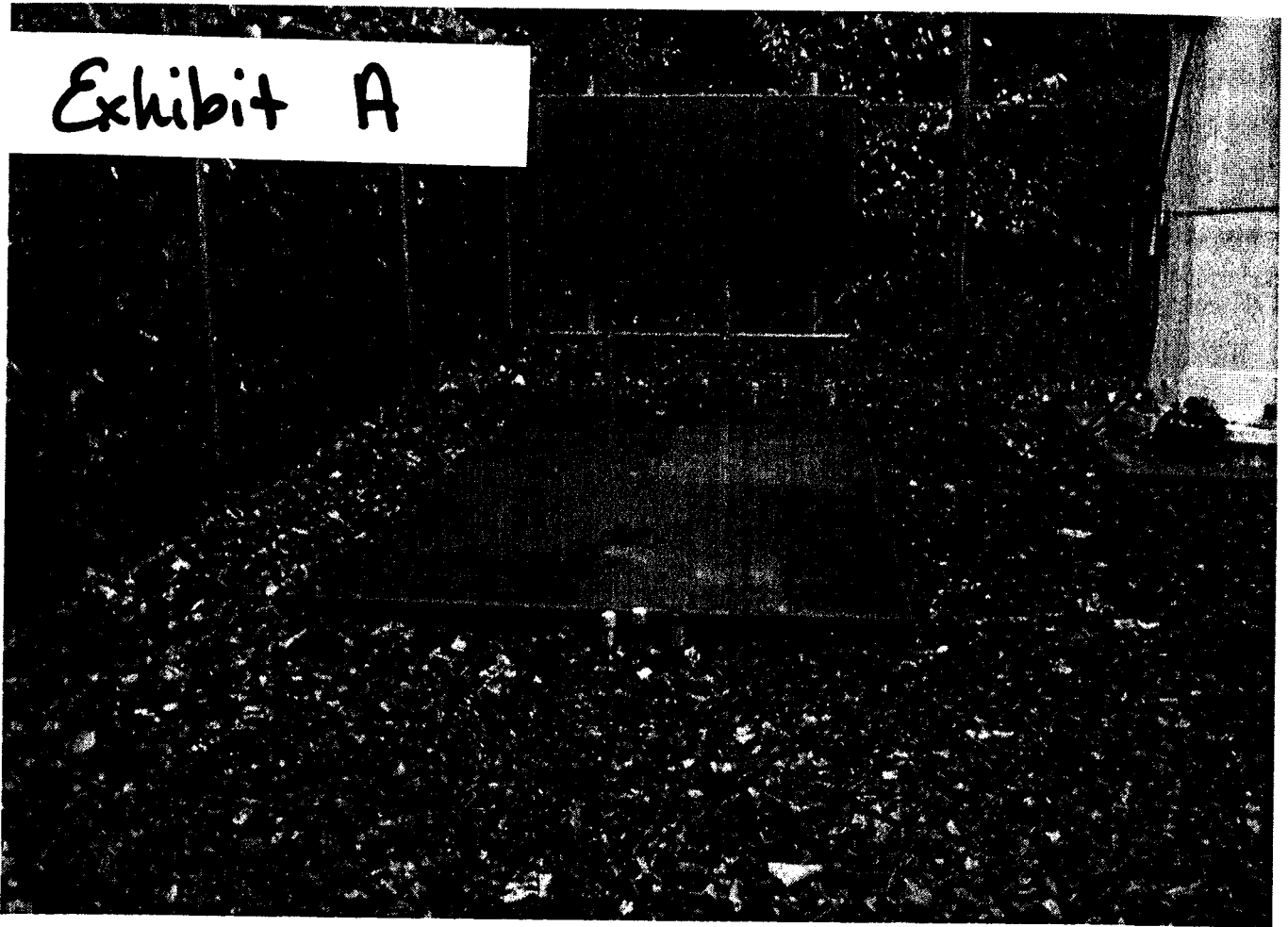
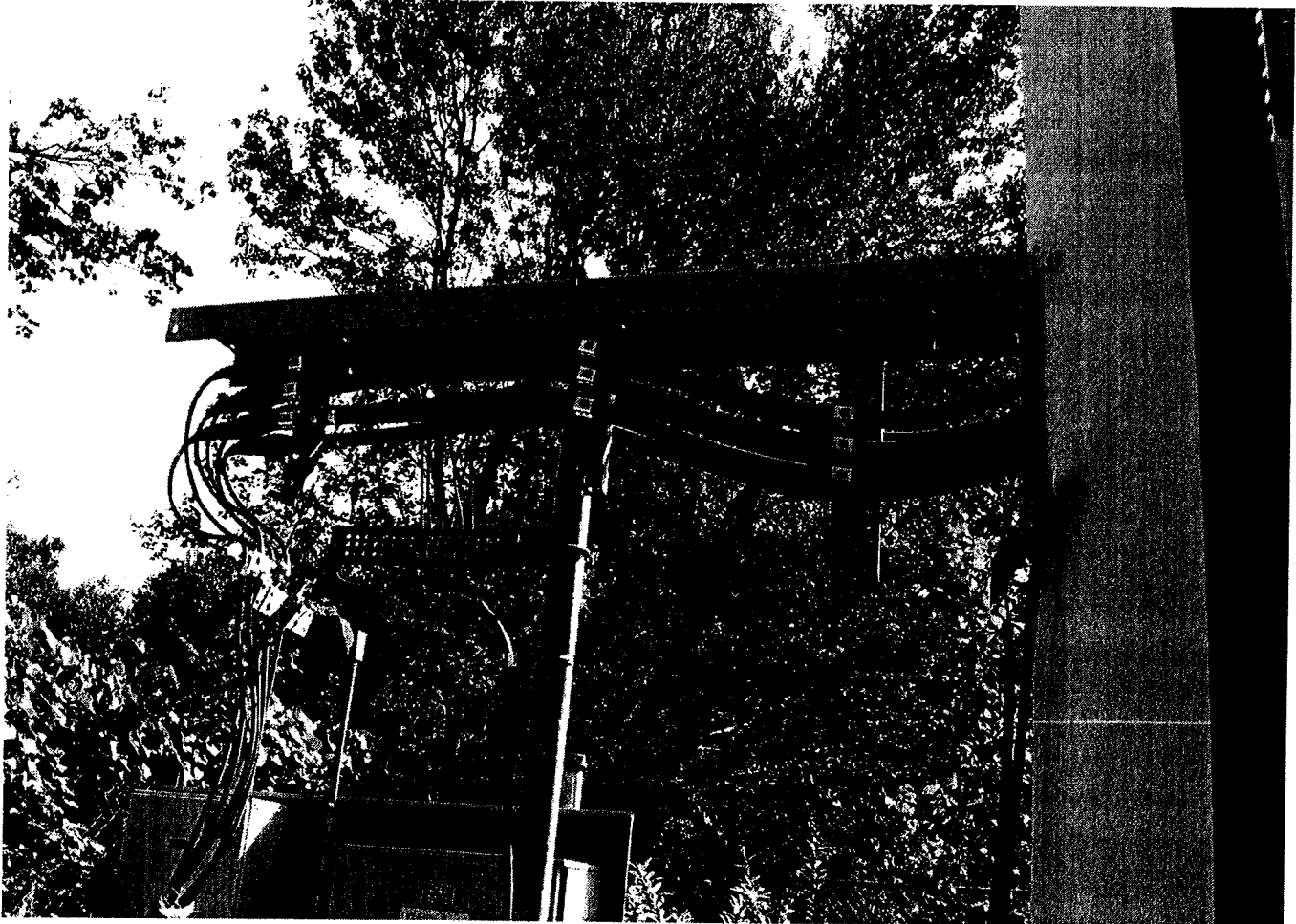
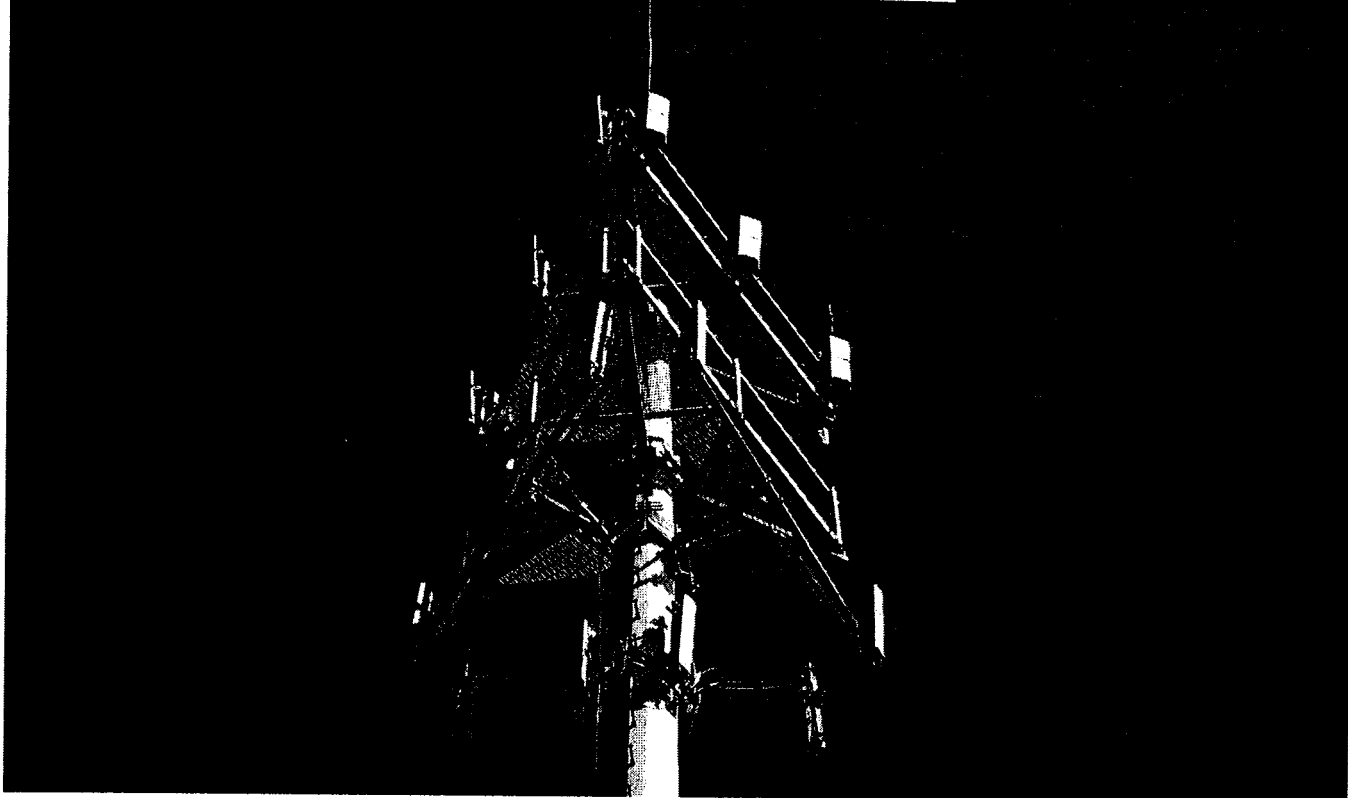
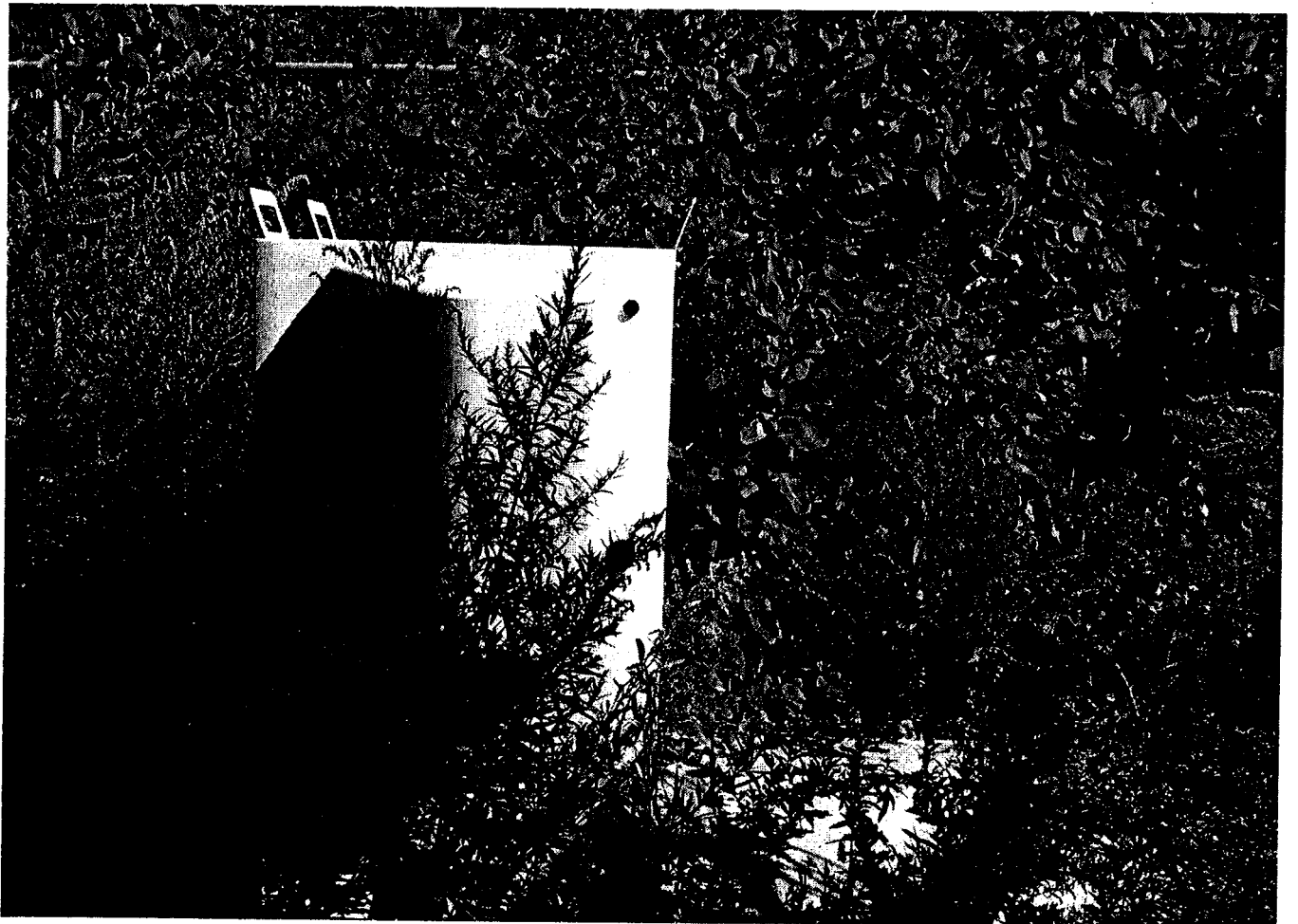


Exhibit B





# Exhibit C

DOCKET NO. 168 - An application of Springwich Cellular Limited Partnership for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a cellular telecommunications facility located on the former site of the Bethany Airport, 719 Amity Road (Route 63) in Bethany, Connecticut. } Connecticut  
} Siting  
} Council  
} July 6, 1995

## DECISION AND ORDER

Pursuant to the foregoing Findings of Fact, and Opinion, the Connecticut Siting Council (Council) finds that the effects associated with the construction, operation, and maintenance of a cellular telecommunications tower and equipment building at the proposed site in Bethany, Connecticut, including effects on the natural environment; ecological integrity and balance; public health and safety; scenic, historic, and recreational values; forests and parks; air and water purity; and fish and wildlife are not disproportionate either alone or cumulatively with other effects when compared to need, are not in conflict with the policies of the State concerning such effects, and are not sufficient reason to deny the application and therefore directs that a Certificate of Environmental Compatibility and Public Need, as provided by General Statutes § 16-50k, be issued to Springwich Cellular Limited Partnership (Springwich), for the construction, operation, and maintenance of a cellular telecommunications tower, associated equipment, and building at the proposed site located at the Bethany Airport, 719 Amity Road, Bethany, Connecticut.

The facility shall be constructed, operated, and maintained substantially as specified in the Council's record in this matter, and subject to the following conditions:

1. The self-supporting monopole tower shall be no taller than necessary to provide the proposed communications service and the tower shall not exceed a total height of 150 feet above ground level (AGL).
2. The Certificate Holder shall prepare a Development and Management (D&M) Plan for this site in compliance with Sections 16-50j-75 through 16-50j-77 of the Regulations of Connecticut State Agencies. The D&M Plan shall be submitted to and approved by the Council prior to the commencement of facility construction and shall include detailed plans for the tower location and tower foundation; the placement of all antennas to be attached to this tower; equipment building, access road, utility line, and security fence; site clearing and tree trimming; and water drainage and erosion and sedimentation controls consistent with the Connecticut Guidelines for Soil Erosion and Sedimentation Control, as amended.
3. Upon the establishment of any new State or federal radio frequency standards applicable to frequencies of this facility, the facility granted herein shall be brought into compliance with such standards.
4. The Certificate Holder shall provide the Council a recalculated report of electromagnetic radio frequency power density if and when circumstances in operation cause a change in power density above the levels originally calculated and provided in the application.

5. The Certificate Holder shall permit public or private entities to share space on the proposed tower for fair consideration, or shall provide any requesting entity with specific legal, technical, environmental, or economic reasons precluding such tower sharing.
6. If the facility does not initially provide, or permanently ceases to provide cellular services following completion of construction, this Decision and Order shall be void, and the Certificate Holder shall dismantle the tower and remove all associated equipment or reapplication for any continued or new use shall be made to the Council before any such use is made.
7. Unless otherwise approved by the Council, this Decision and Order shall be void if all construction authorized herein is not completed within three years of the effective date of this Decision and Order or within three years after all appeals to this Decision and Order have been resolved.
8. The Certificate Holder shall notify the Council upon completion of construction and provide the final cost to construct the facility.

Pursuant to General Statutes § 16-50p, we hereby direct that a copy of the Findings of Fact, Opinion, and Decision and Order be served on each person listed below, and notice of issuance shall be published in The New Haven Register and Beth-Wood News.

By this Decision and Order, the Council disposes of the legal rights, duties, and privileges of each party named or admitted to the proceeding in accordance with Section 16-50j-17 of the Regulations of Connecticut State Agencies.

The parties and intervenors to this proceeding are:

**APPLICANT**

Springwich Cellular Limited Partnership

**INTERVENOR**

Metro Mobile CTS of Hartford, Inc.

**ITS REPRESENTATIVES**

Peter J. Tyrrell, Esq.  
Springwich Cellular Limited Partnership  
227 Church Street  
New Haven, CT 06510

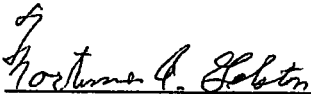
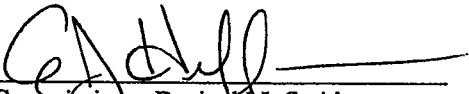

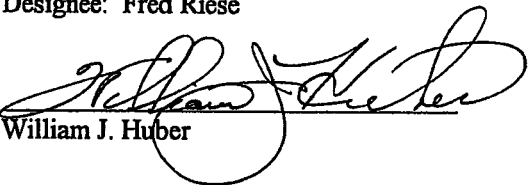
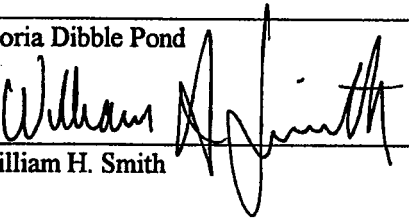
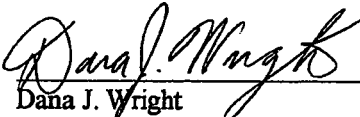
**ITS REPRESENTATIVES**

Metro Mobile CTS of Hartford, Inc.  
20 Alexander Drive  
Wallingford, CT 06492  
Attn: David S. Malko, P.E., Manager  
Engineering & Regulatory Services

Robinson & Cole  
One Commercial Plaza  
Hartford, CT 06103-3597  
Attn: Brian C.S. Freeman, Esq.

CERTIFICATION

The Undersigned members of the Connecticut Siting Council (Council) hereby certify that they have heard this case, or read the record thereof, in Docket No. 168 - An application of Springwiche Cellular Limited Partnership for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a cellular telecommunications facility located on the former site of the Bethany Airport, 719 Amity Road (Route 63) in Bethany, Connecticut, and voted as follows:

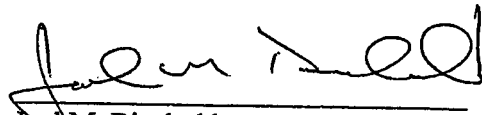
<u>Council Members</u>	<u>Vote Cast</u>
 Mortimer A. Gelston Chairman	YES
 Commissioner Reginald J. Smith Designee: Gerald J. Heffernan	YES
 Commissioner Sidney J. Holbrook Designee: Fred Riese	YES
 William J. Huber	YES
_____ Gloria Dibble Pond	ABSENT
 William H. Smith	YES
_____ Colin C. Tait	ABSTAIN
_____ Edward S. Wilensky	ABSENT
 Dana J. Wright	YES

Dated at New Britain, Connecticut, July 6, 1995.

STATE OF CONNECTICUT }  
ss. New Britain, Connecticut }  
COUNTY OF HARTFORD }  
STATE OF CONNECTICUT } July 7, 1995

I hereby certify that the foregoing is a true and correct copy of the Findings of Fact, Opinion, and Decision and Order issued by the Connecticut Siting Council, State of Connecticut.

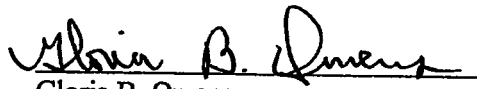
ATTEST:



Joel M. Rinebold  
Executive Director  
Connecticut Siting Council

I certify that a copy of the Findings of Fact, Opinion, and Decision and Order in Docket No. 168 have been forwarded by Certified First Class Return Receipt Requested mail on July 7, 1995, to all parties and intervenors of record as listed on the attached service list, dated April 10, 1995.

ATTEST:



Gloria B. Owens  
Administrative Assistant  
Connecticut Siting Council



# Exhibit D

November 27, 2006

CERTIFIED MAIL / RETURN RECEIPT REQUESTED  
Derrilyn Gorski, First Selectman  
Chief Elected Official – Town of Bethany  
Bethany Town Hall  
40 Peck Road  
Bethany, CT 06524

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

Dear Mr. Gorski:

Please be advised that Tower Resource Management ("TRM") as agent of New Cingular Wireless PCS, LLC ("Cingular") is filing the enclosed Notice of Exempt Modification (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:

<b><u>LOCATION:</u></b>	719 Amity Road a/k/a 761 Amity Road, Bethany, CT Latitude: 41-26-33 / Longitude: 72-59-35
<b><u>CARRIER/USER:</u></b>	AT&T Wireless now known as New Cingular Wireless PCS, LLC
<b><u>TOWER OWNER:</u></b>	New Cingular Wireless PCS, LLC
<b><u>SITE NO./NAME:</u></b>	CT 5631 BETHANY NORTH

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

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

Enclosure



# **NOTICE OF EXEMPT MODIFICATIONS**

**(Pursuant to RCSA § 16-50j-72(b))**

**LOCATION:** 2 Dwight Street a/k/a 4 Dwight Street, North Haven, CT  
Latitude: 41-25-18.65 / Longitude: 72-50-53.64

**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:** 150 FEET

**ELEVATION:** Unknown

**EQUIPMENT TYPE:** panel antennas

**ANTENNA HEIGHT:** 140 feet

**EQUIPMENT BLDG:** None – outdoor cabinets only

**SITE REFERENCE:** CT 0170 – DEFCO PARK NEXTEL

**DATE:** November 28, 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 2 Dwight Street a/k/a 4 Dwight Street, North Haven, CT (Latitude: 41-25-18.65 / Longitude: 72-50-53.64). The AT&T antennas have a rad center of 140 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, backboard, power box, telco box, ice canopy 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 and removal of the AT&T antennas and associated equipment complies with the requirements of RCSA § 16-50j-72(b) because:
  - The cessation of operation and removal of the AT&T equipment will not increase the tower height;
  - The cessation of operation and removal of the AT&T equipment will not extend the boundaries of the tower site;
  - The cessation of operation and removal 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 and removal 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 and removal 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 and removal 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 exempt modification to an existing telecommunications facility on or about October 21, 1999.

**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 North Haven 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 operation and remove the AT&T antennas and equipment at this site and has 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 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 2 Dwight Street a/k/a 4 Dwight Street, North Haven, CT (Latitude: 41-25-18.65 / Longitude: 72-50-53.64).

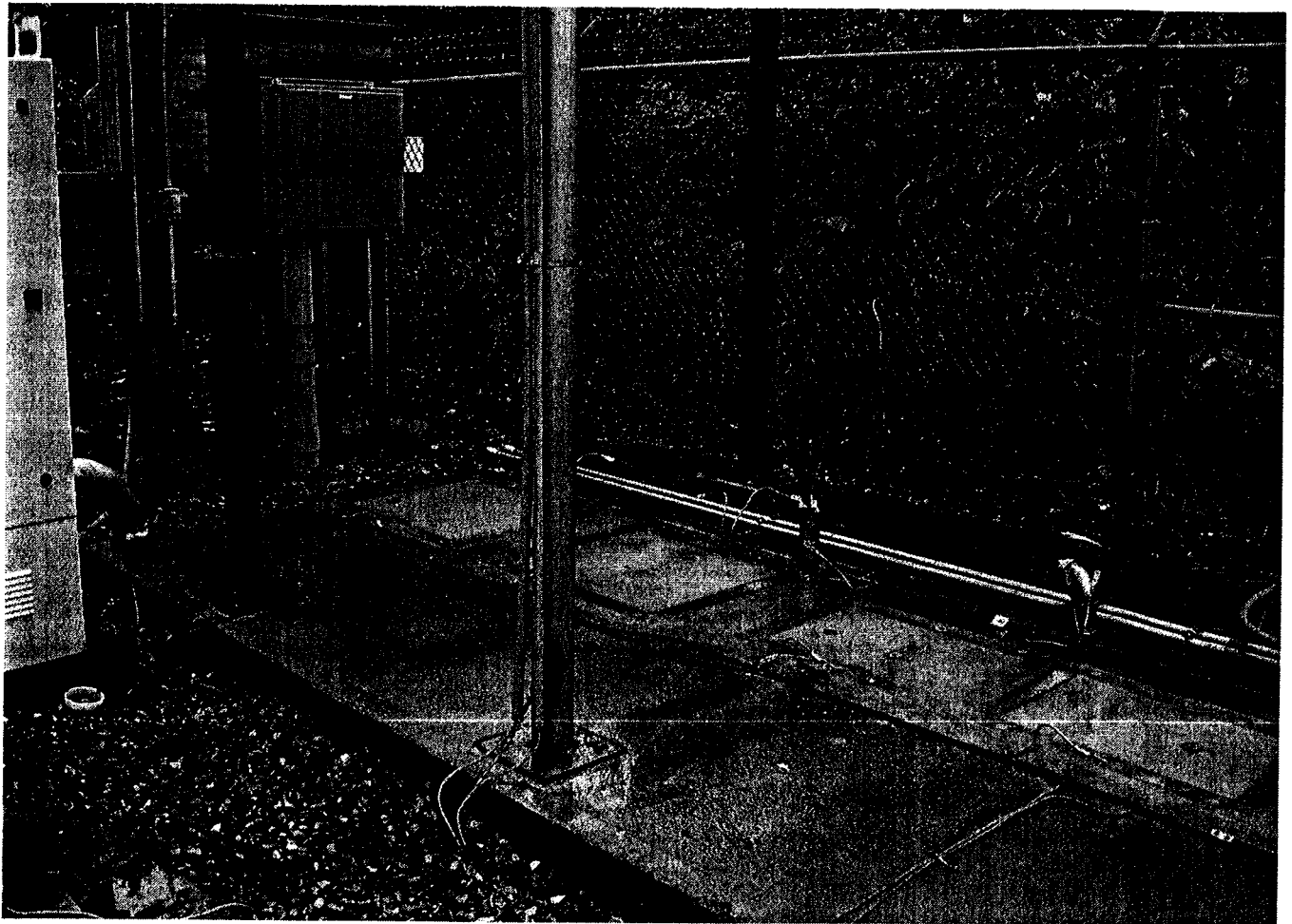
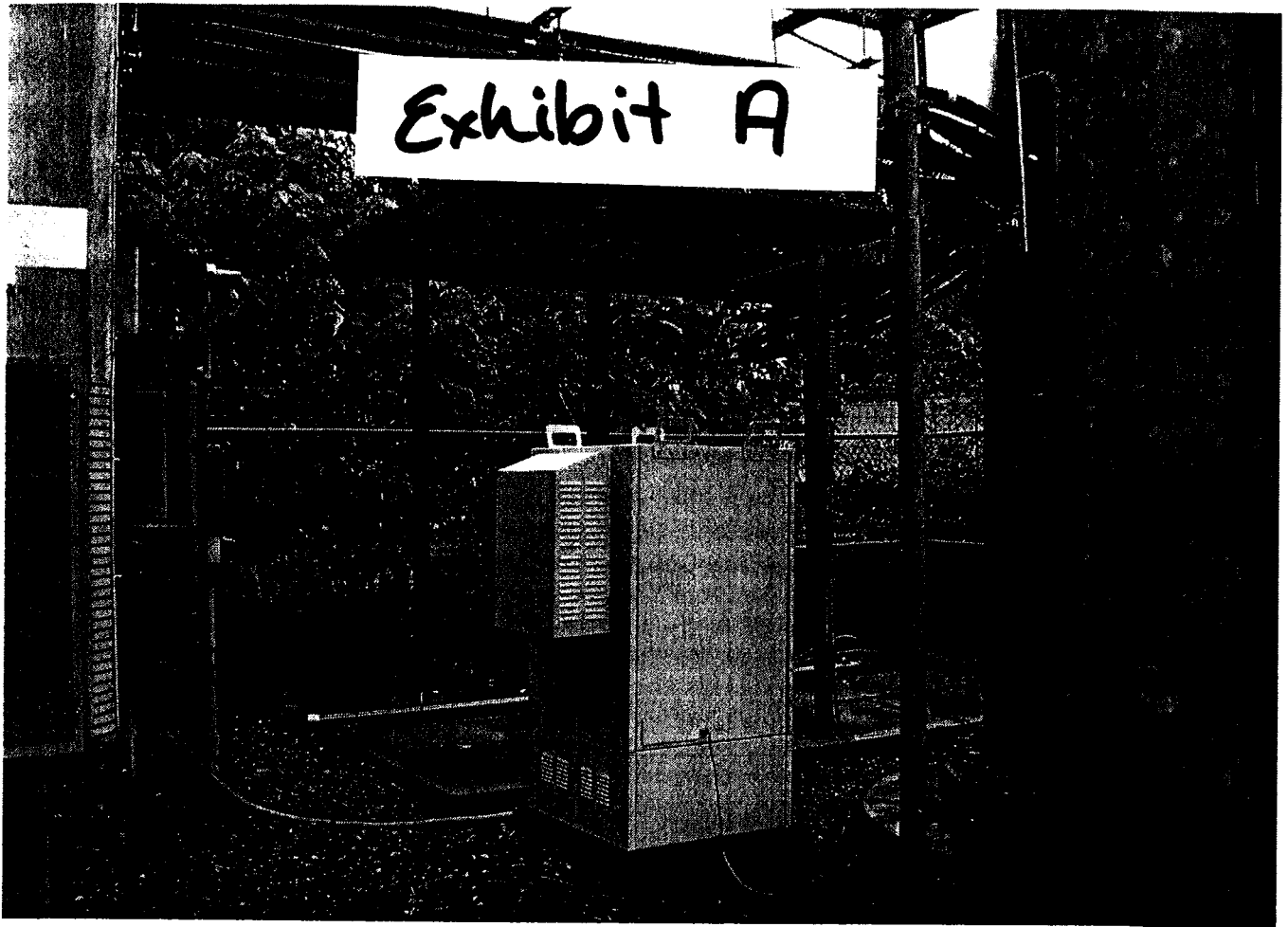
Respectfully submitted:  
For CINGULAR WIRELESS PCS, LLC:



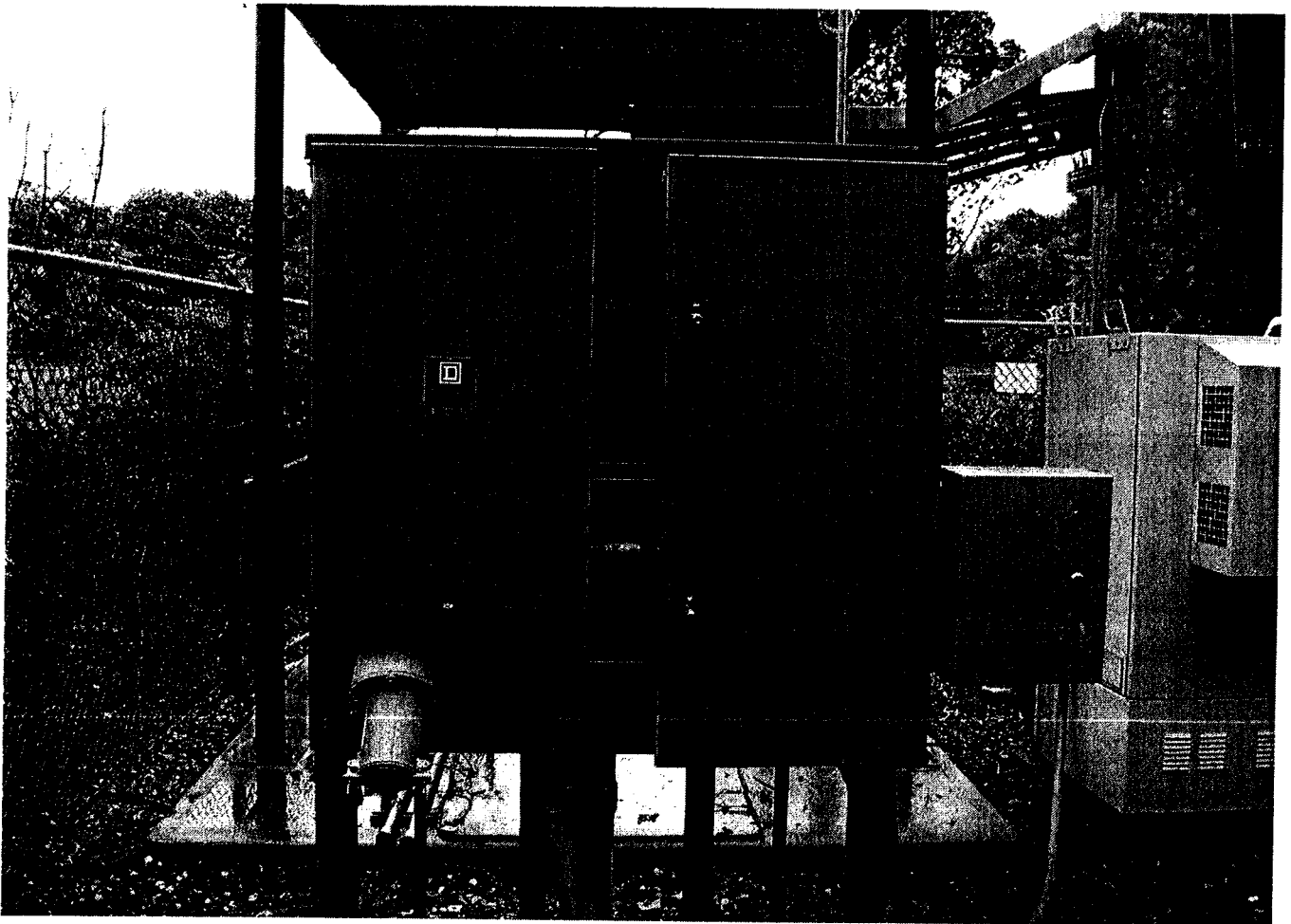
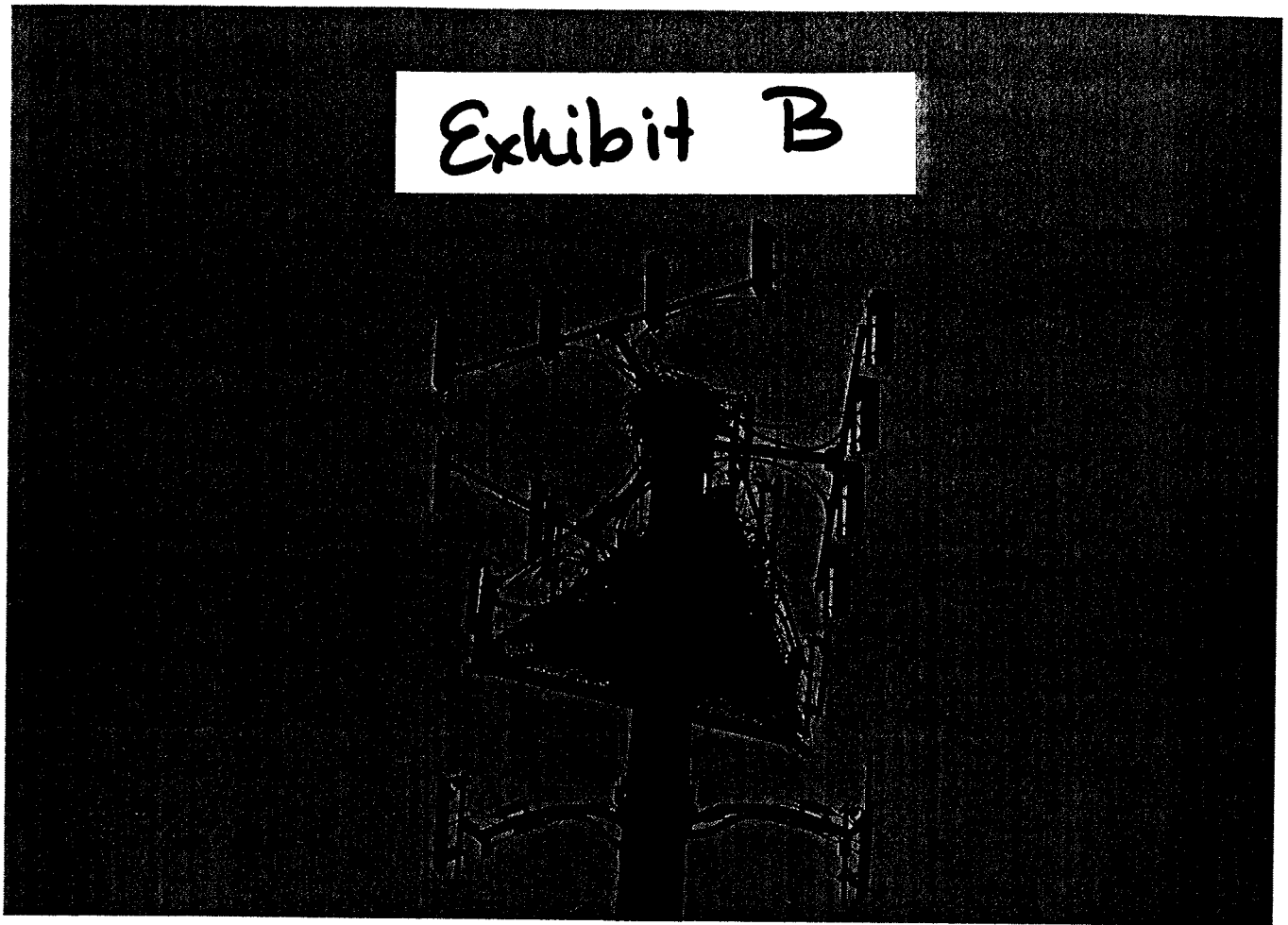
Kellie A. Dunn, Site Development  
Tower Resource Management  
30 Lyman Street, Suite 12  
Westborough, MA 01581

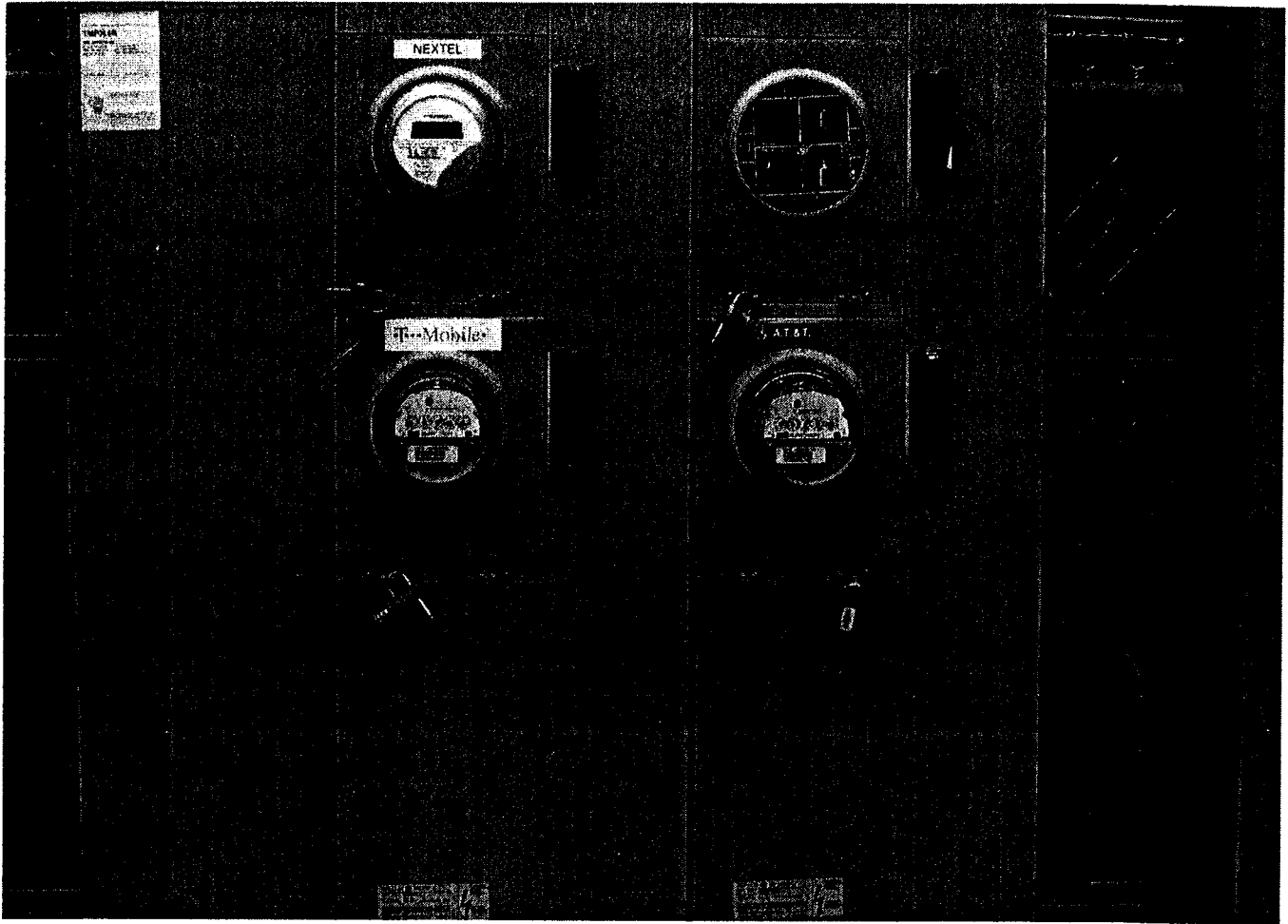
Mobile: 603-318-8000  
Email: kdunn@trmcom.com

Exhibit A



# Exhibit B







# Exhibit C

November 27, 2006

CERTIFIED MAIL / RETURN RECEIPT REQUESTED  
Kevin Kopetz, First Selectmen  
Chief Elected Official - Town of North Haven  
18 Church Street  
North Haven, CT 06473

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

Dear Mr. Kopetz:

Please be advised that Tower Resource Management ("TRM") as agent of New Cingular Wireless PCS, LLC ("Cingular") is filing the enclosed Notice of Exempt Modification (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:

<b><u>LOCATION:</u></b>	<b>2 Dwight Street a/k/a 4 Dwight Street, North Haven, CT Latitude: 41-25-18.65 / Longitude: 72-50-53.64</b>
<b><u>CARRIER/USER:</u></b>	<b>AT&amp;T Wireless now known as New Cingular Wireless PCS, LLC</b>
<b><u>TOWER OWNER:</u></b>	<b>American Tower Corporation</b>
<b><u>SITE NO./NAME:</u></b>	<b>CT 0170 DEFCO PARK NEXTEL</b>

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

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

Enclosure



# TRM Exhibit D

October 18, 2006

American Tower Corporation  
10 Presidential Way  
Woburn, MA 01801

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

**Re: Site # and Name: CT 0170 / ATC 302539 Defco Park Nextel  
Facility address: 4 Dwight Street, North Haven, 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, ice bridge and adjoining ice canopy;
- Remove all antennas and mounts;
- Remove all grounding and conduit from pad;
- Cut and cap conduit feeds into power and telco boxes at grade;
- Ice canopy and ice bridge to remain,
- Power and telco boxes to remain; backboard to remain; and
- 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

---

---

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

**Re: Site # and Name: CT 0170 / ATC 302539 Defco Park Nextel  
Facility address: 4 Dwight Street, North Haven, 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: 10-20-06

**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 302539 / CT 0170 – Defco Park Nextel** located at **4 Dwight Street, North Haven, 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 20<sup>th</sup> day of October, 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
- Power boxes
- Telco boxes
- Backboard
- Concrete pad
- Ice canopy
- Ice bridge.

# **NOTICE OF EXEMPT MODIFICATIONS**

**(Pursuant to RCSA § 16-50j-72(b))**

**LOCATION:** 922 Northrup Road, Wallingford, CT  
Latitude: 41-29-21.8 / Longitude: 72-46-6

**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:** 150 FEET

**ELEVATION:** Unknown

**EQUIPMENT TYPE:** 12 Allgon 7184.4 panel antennas

**ANTENNA HEIGHT:** 115 feet

**EQUIPMENT BLDG:** Yes – shelter

**SITE REFERENCE:** CT 0113 WALLINGFORD SWISS CHALET

**DATE:** November 28, 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 922 Northrup Road, Wallingford, CT (Latitude: 41-29-21.8 / Longitude: 72-46-6). The AT&T antennas have a rad center of 115 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, shelter, coaxial cable and other equipment located at this site. The shelter, antennas, coaxial cable, 911 and other equipment cabinets are to be removed. The shelter platform/foundation, power box, telco box and ice bridge are to remain at the site. Conduit feeds into power and telco hookup to shelter location 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 on or about December 20, 1999.

**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 Wallingford 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 922 Northrup Road, Wallingford, CT (Latitude: 41-29-21.8 / Longitude: 72-46-6).

Respectfully submitted:  
For CINGULAR WIRELESS PCS, LLC:



Kellie 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

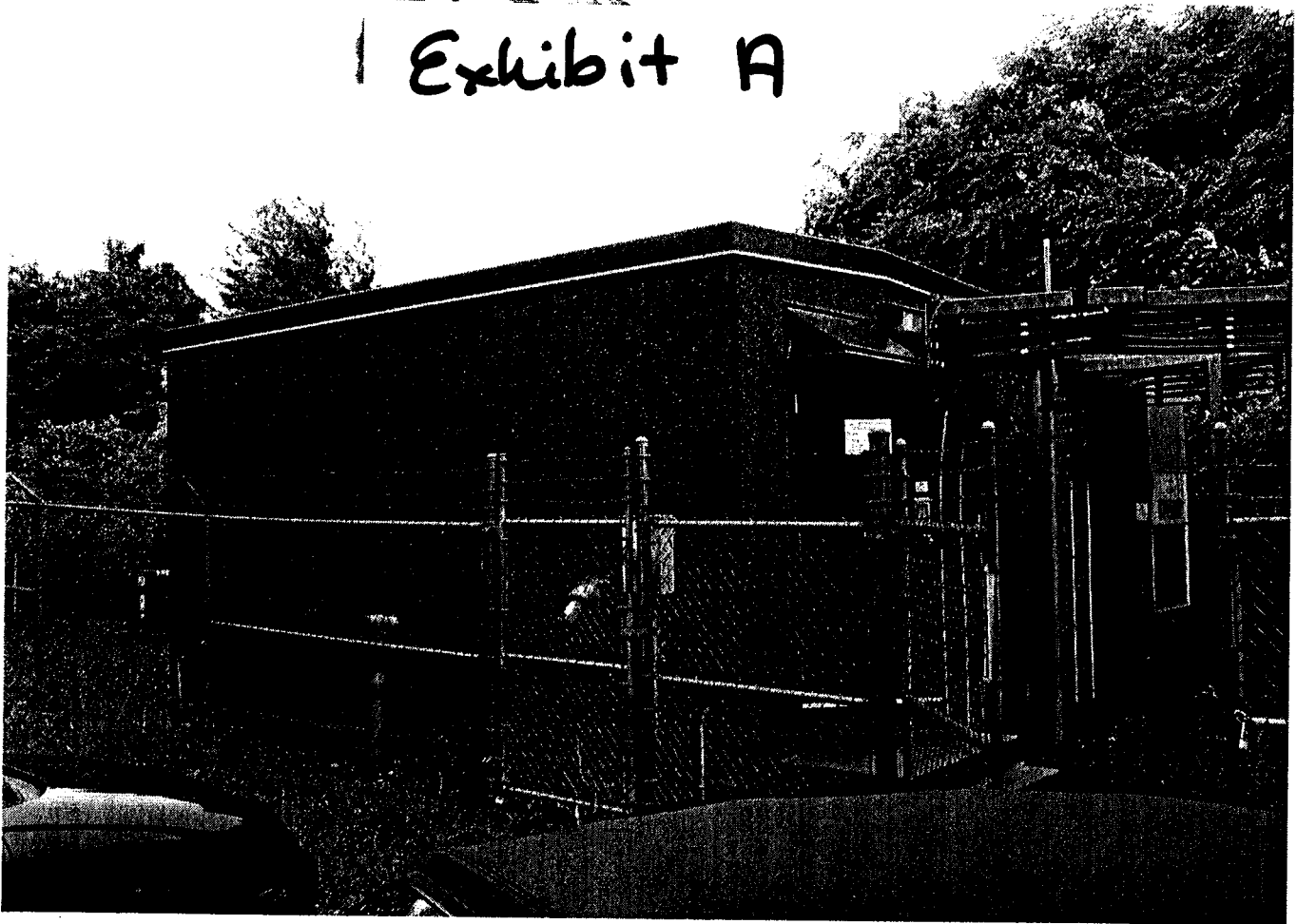
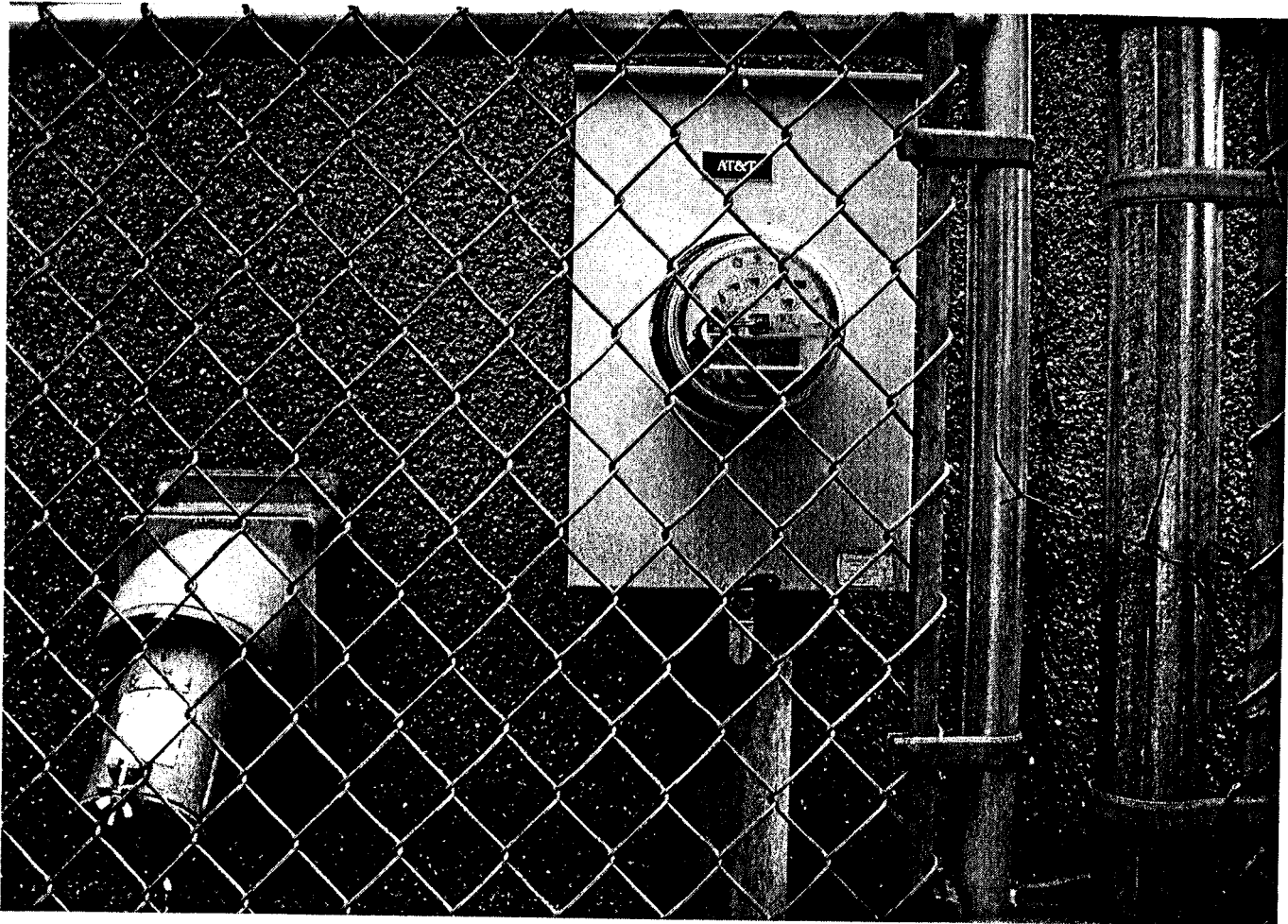
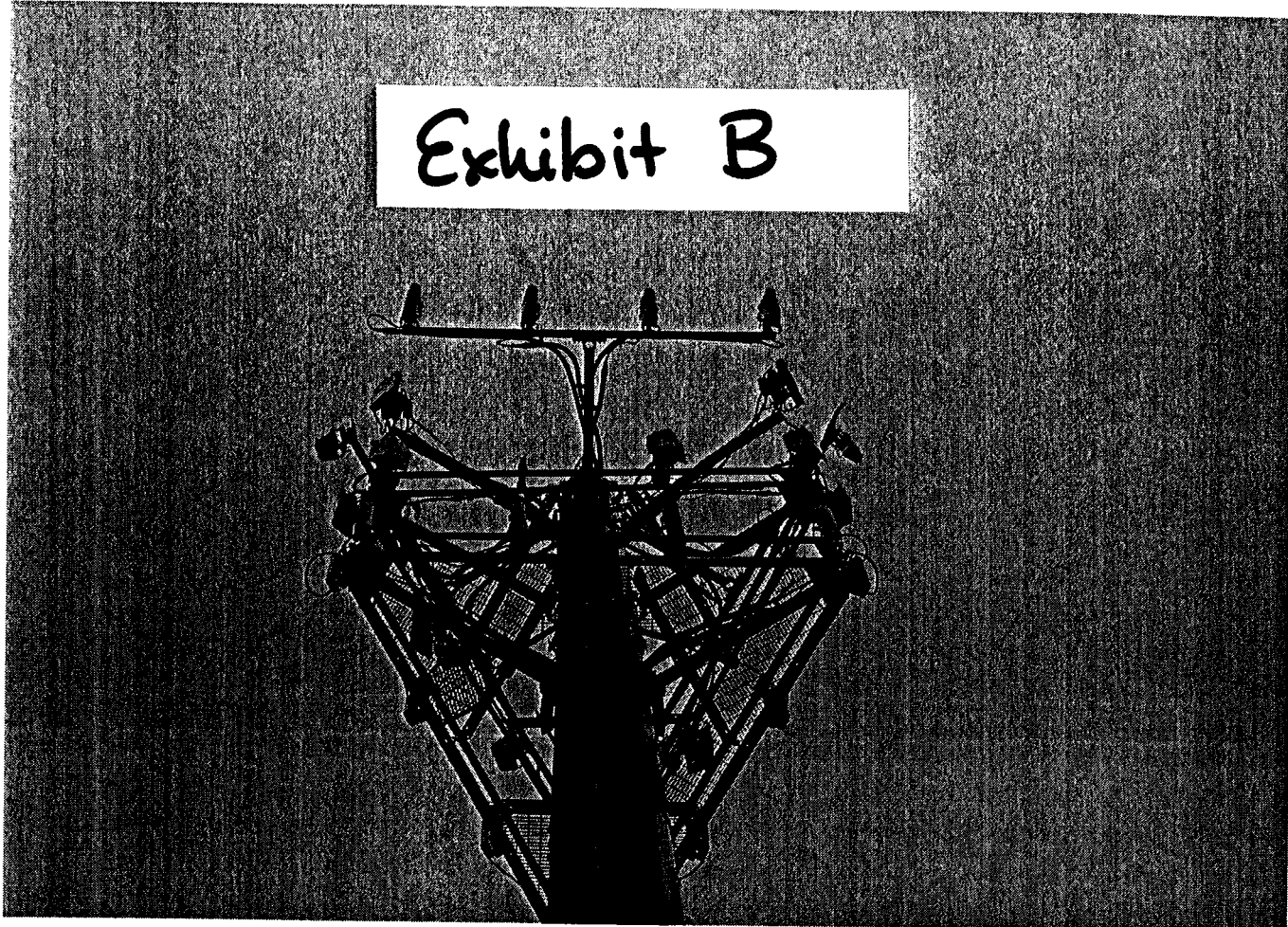
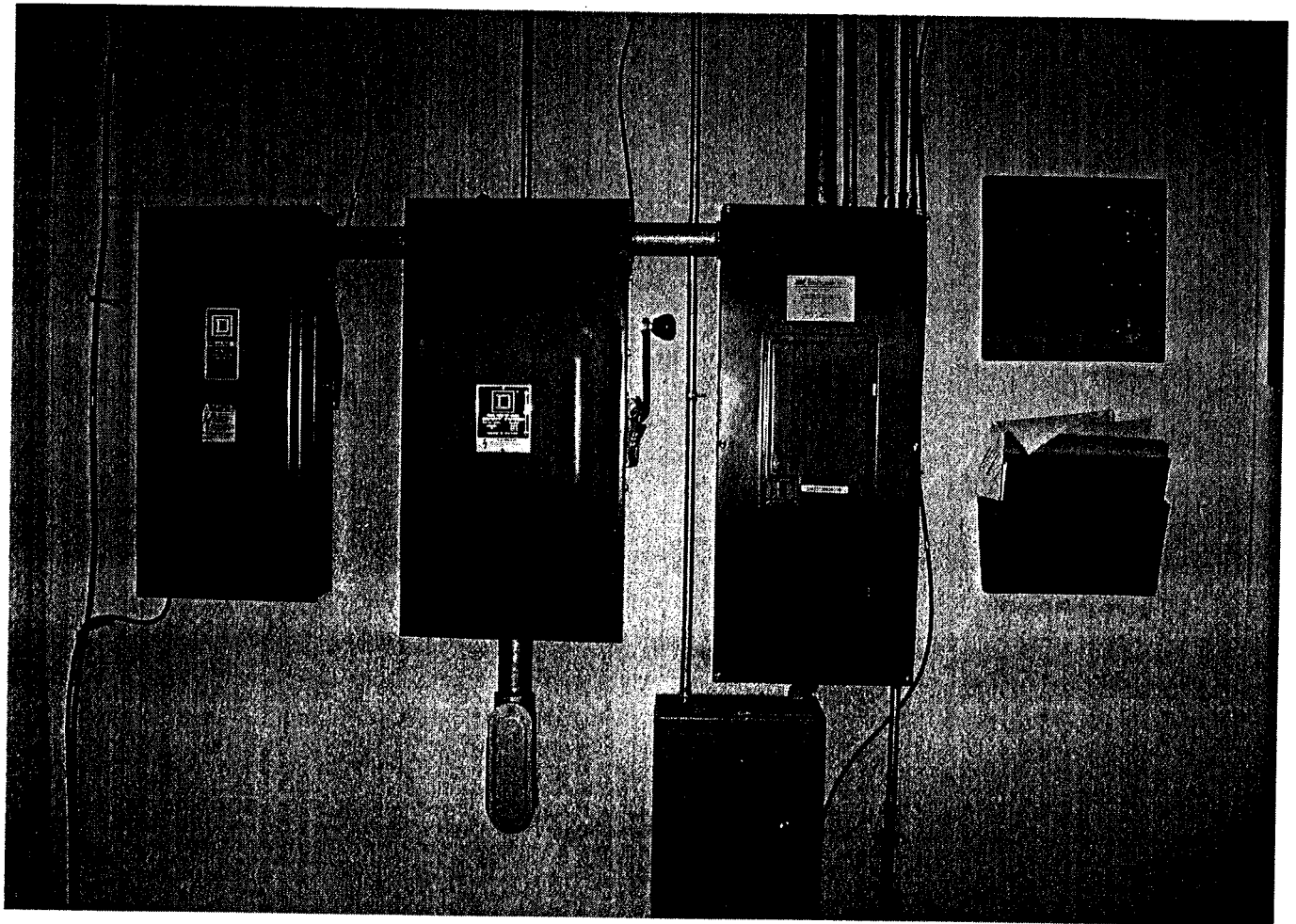
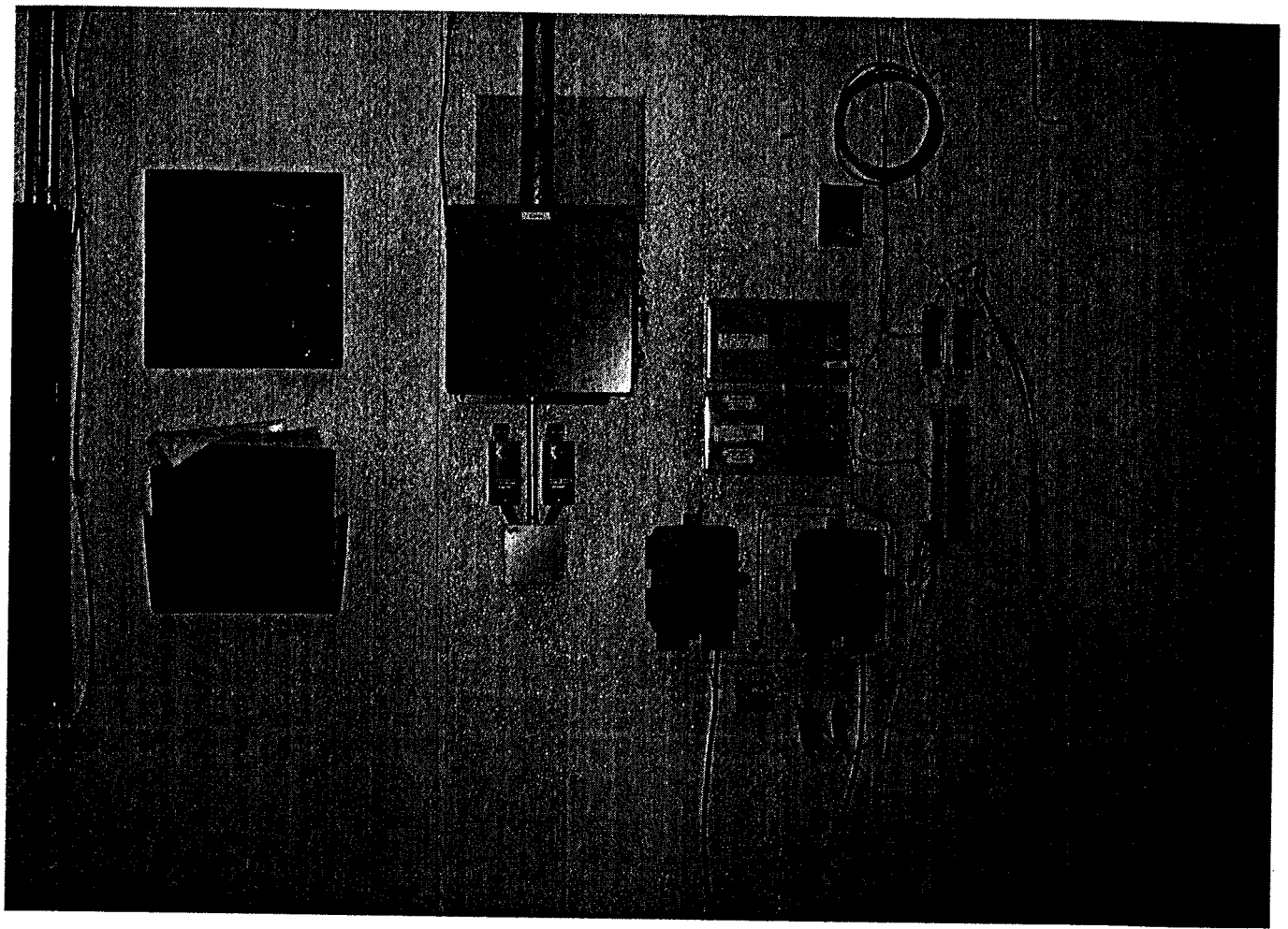


Exhibit B









# Exhibit C

November 28, 2006

CERTIFIED MAIL / RETURN RECEIPT REQUESTED  
William W. Dickinson, Jr., Mayor  
Chief Elected Official - Town of Wallingford  
45 South Main Street, Rm. 310  
Wallingford, CT 06492

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

Dear Mr. Dickinson:

Please be advised that Tower Resource Management ("TRM") as agent of New Cingular Wireless PCS, LLC ("Cingular") is filing the enclosed Notice of Exempt Modification (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:

<b><u>LOCATION:</u></b>	<b>922 Northrup Road, Wallingford, CT</b> <b>Latitude: 41-29-21.8 / Longitude: 72-46-6</b>
<b><u>CARRIER/USER:</u></b>	<b>AT&amp;T Wireless now known as New Cingular Wireless PCS, LLC</b>
<b><u>TOWER OWNER:</u></b>	<b>American Tower Corporation</b>
<b><u>SITE NO./NAME:</u></b>	<b>CT 0113 WALLINGFORD SWISS CHALET</b>

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

Kelle Dunn, Site Development  
Tower Resource Management  
30 Lyman Street, Suite 12  
Westborough, MA 01581  
Telephone: 603-318-8000  
Email: [kdunn@trmcom.com](mailto: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 0113 / ATC 302538 Wallingford Swiss Chalet**  
**Facility address: 922 Northrup Road, Wallingford, CT**

Dear Mr. Lambert:

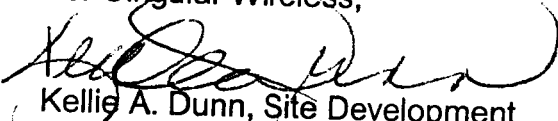
As Cingular ends our relationship with American Tower Corporation on the above-referenced site, Cingular Wireless, LLC seeks to confirm that it has met its obligations regarding the removal of its equipment and restoration of your property. Specifically, pursuant to the agreement of Tom Burgoyne, Connecticut 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;
- Remove shelter and attached shelter related items;
- Conduit feeds from power and telco hookup to shelter to remain;
- Conduit feeds from meters attached to shelter and back to transformer are to remain;
- Ice bridge to remain
- Shelter platform 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](mailto:kdunn@trmcom.com)

American Tower Corporation  
10 Presidential Way  
Woburn, MA 01801

---

---

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


**Re: Site # and Name: CT 0113 / ATC 302538 Wallingford Swiss Chalet**  
**Facility address: 922 Northrup Road, Wallingford, 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 302538 / CT0113- Wallingford Swiss Chalet located at 922 Northrup Road, Wallingford, 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"**

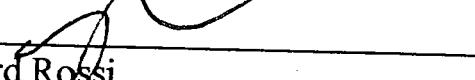
SELLER MAKES NO WARRANTIES, EXPRESS OR IMPLIED, AS TO THE CONDITION OR FITNESS FOR A PARTICULAR PURPOSE OF THE FIXTURES AND EQUIPMENT LISTED ON EXHIBIT "A" AND REFERENCED HEREIN; AND ANY IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE WHICH EXCEEDS THE WARRANTIES HEREIN EXPRESSLY 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.

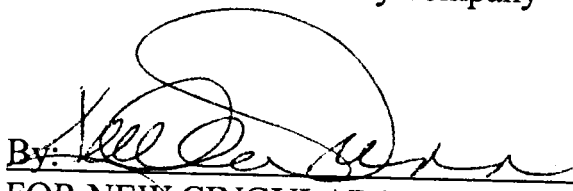
To have and to hold all and singular the said fixtures and equipment and delivers same to Buyer for their use and behoof forever. Seller covenants with the Buyer that the Seller is the lawful owner of said furniture, fixtures and equipment; that they are free from all encumbrances, that Seller has good 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 23<sup>rd</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 feed from power hookup to shelter location
- Conduit feed from telco hookup to shelter location
- Conduit feeds from meters attached to shelter and back to transformer are to remain;
- Ice bridge
- Power boxes
- Telco boxes
- Shelter platform

# **NOTICE OF EXEMPT MODIFICATIONS**

**(Pursuant to RCSA § 16-50j-72(b))**

**LOCATION:** 401 Wakelee Street, Ansonia, CT  
Latitude: 41-21-21.85 / Longitude: 73-05-29.66

**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:** SSL

**TOWER HEIGHT:** 196 FEET

**ELEVATION:** Unknown

**EQUIPMENT TYPE:** Panel antennas

**ANTENNA HEIGHT:** 158 feet

**EQUIPMENT BLDG:** No – outdoor cabinets only

**SITE REFERENCE:** CT 0285 – ANSONIA NW

**DATE:** November 29, 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 401 Wakelee Street, Ansonia, CT (Latitude: 41-21-21.85 / Longitude: 73-05-29.66). The AT&T antennas have a rad center of 158 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, mounts, coaxial cable, 911, ice canopy and other equipment cabinets are to be removed. Concrete pad, power box, telco box and backboard 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 and removal of the AT&T antennas and associated equipment complies with the requirements of RCSA § 16-50j-72(b) because:
  - The cessation of operation and removal of the AT&T equipment will not increase the tower height;
  - The cessation of and removal of the AT&T equipment will not extend the boundaries of the tower site;
  - The cessation of operation and removal 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 and removal 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 and removal 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 and removal 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 on or about July 11, 2001.

**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 Ansonia of its intention to cease the operations and remove 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 and remove 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 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 401 Wakelee Street, Ansonia, CT (Latitude: 41-21-21.85 / Longitude: 73-05-29.66).

Respectfully submitted:  
For CINGULAR ~~WIRELESS~~ PCS, LLC:

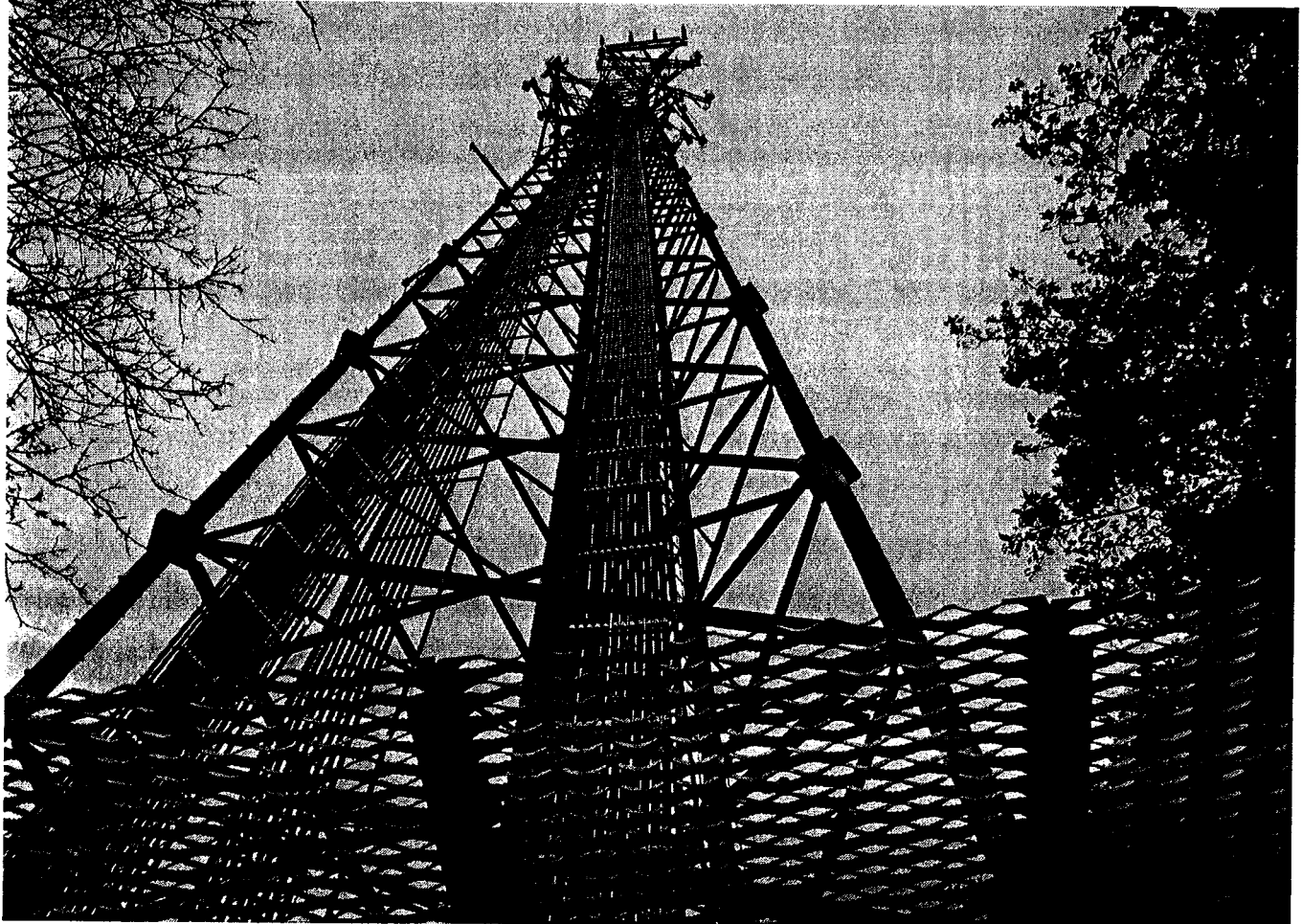
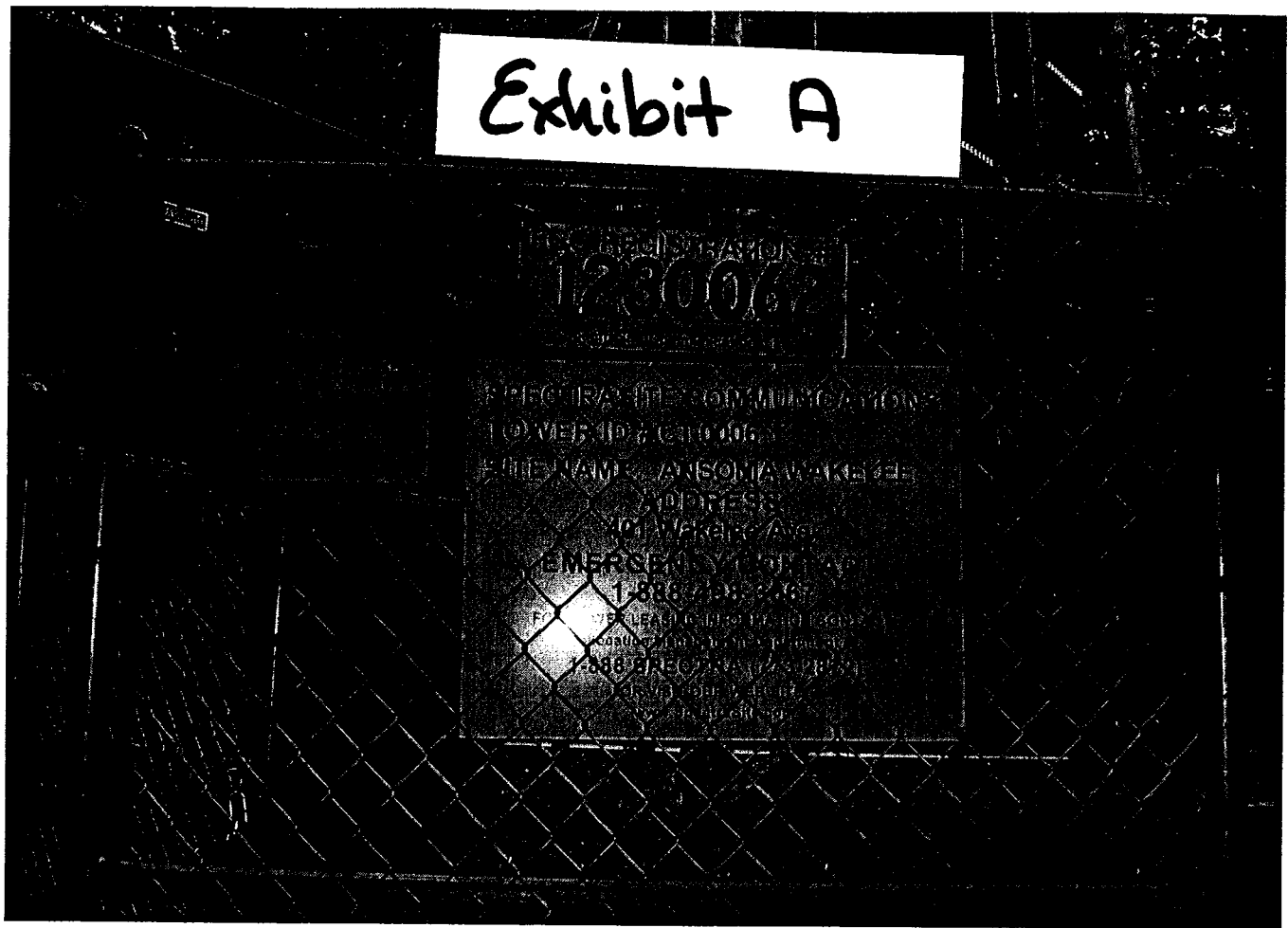


Kellie A. Dunn, Site Development  
Tower Resource Management  
30 Lyman Street, Suite 12  
Westborough, MA 01581

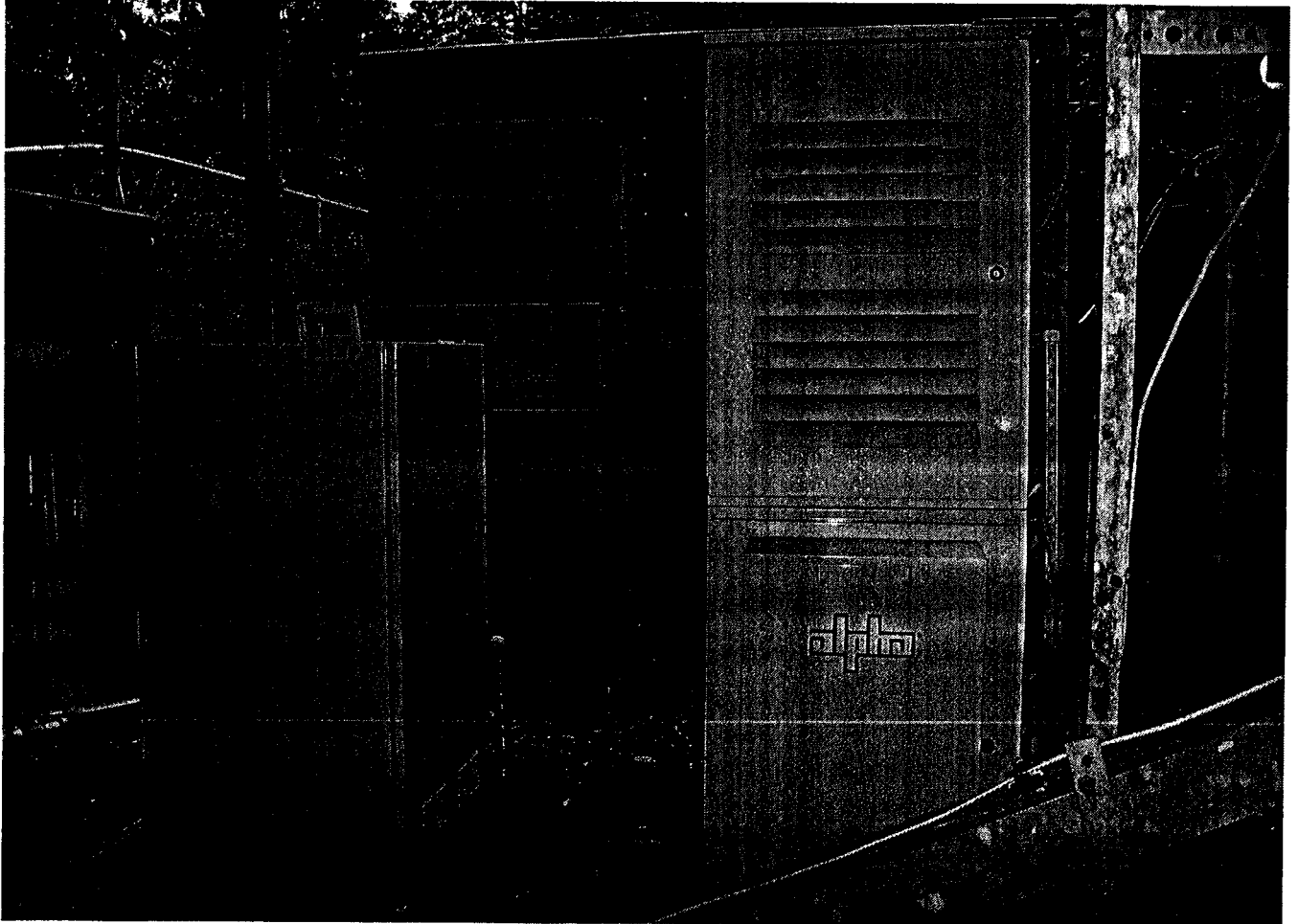
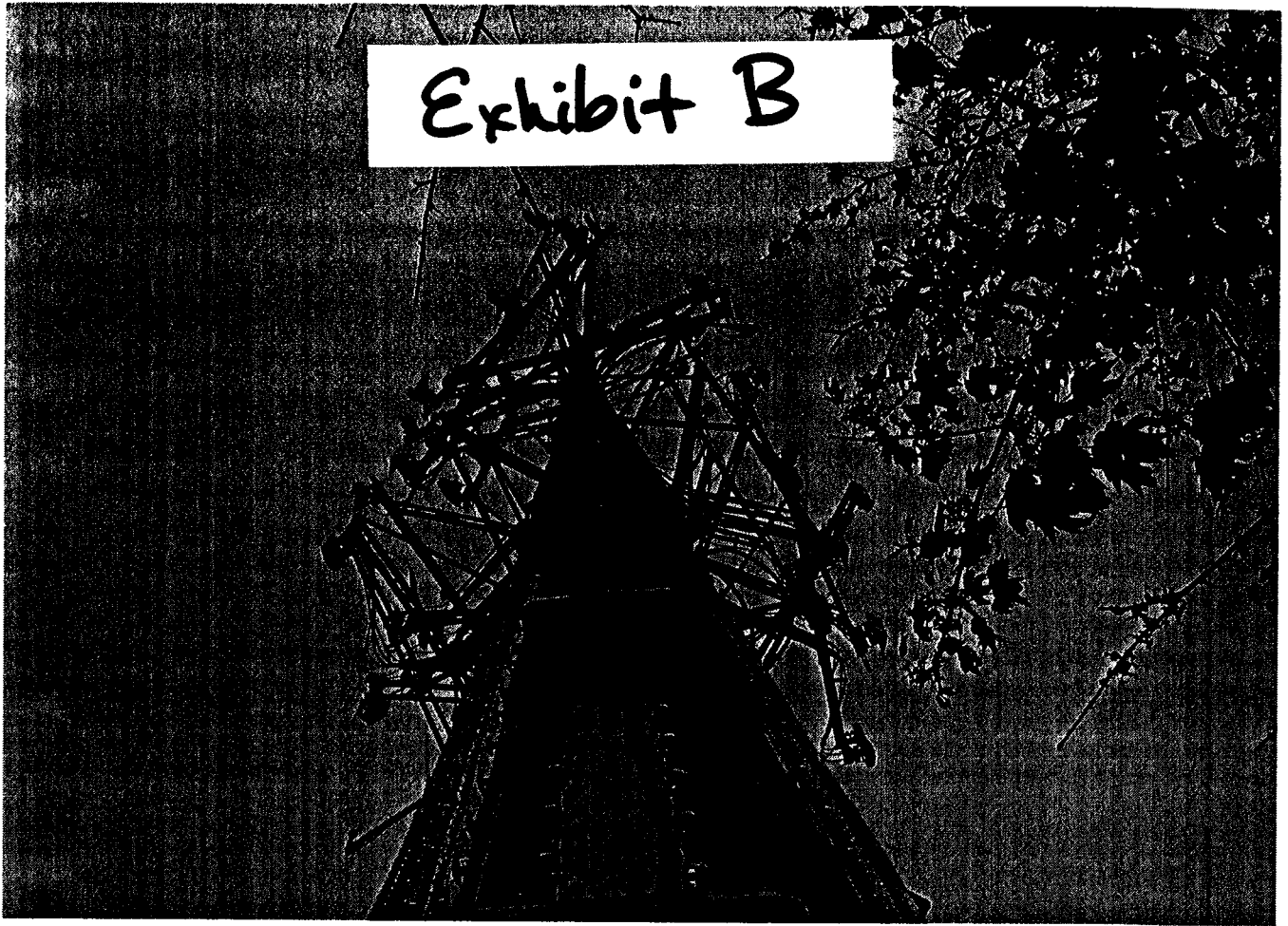
Mobile: 603-318-8000  
Email: kdunn@trmcom.com

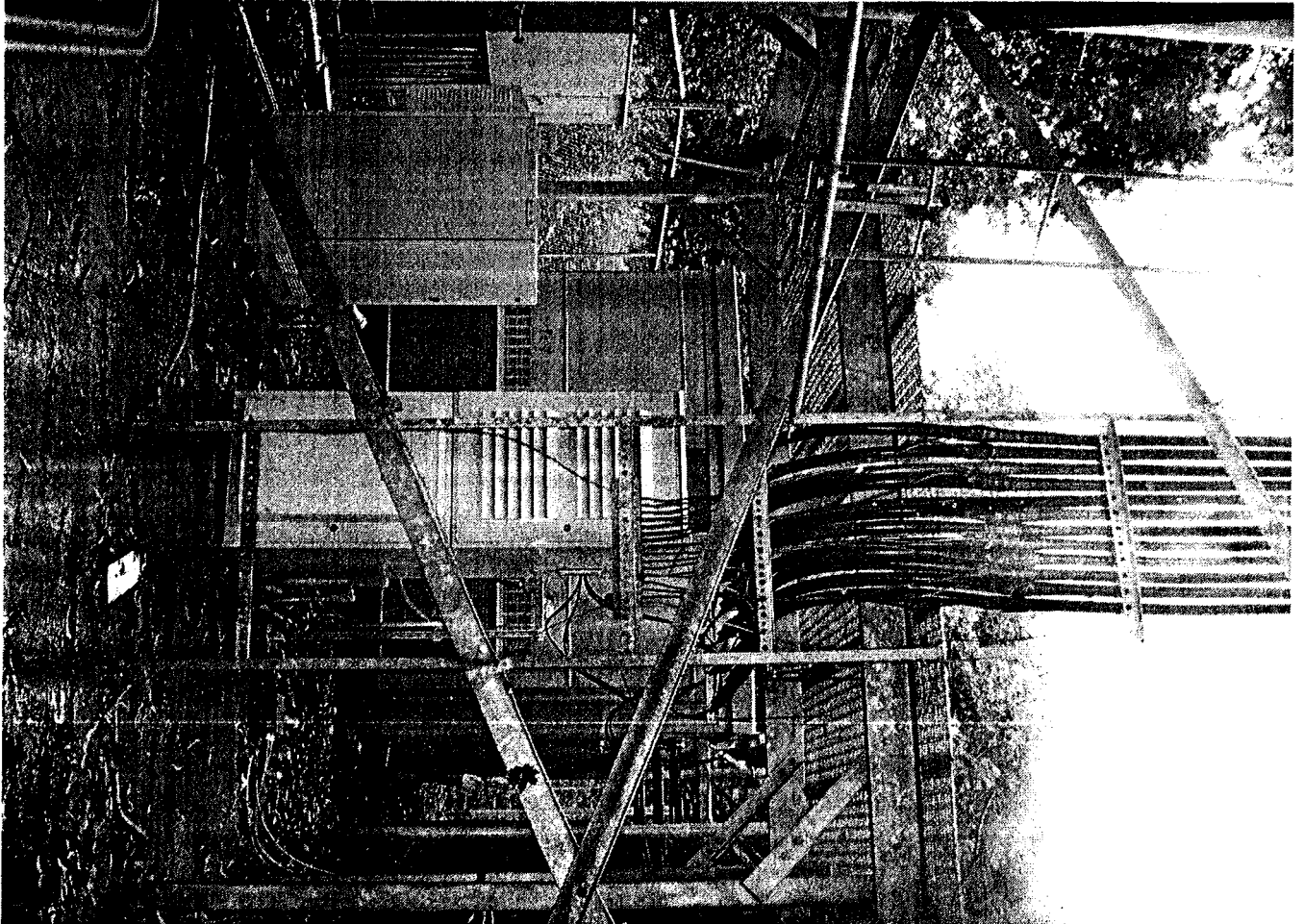
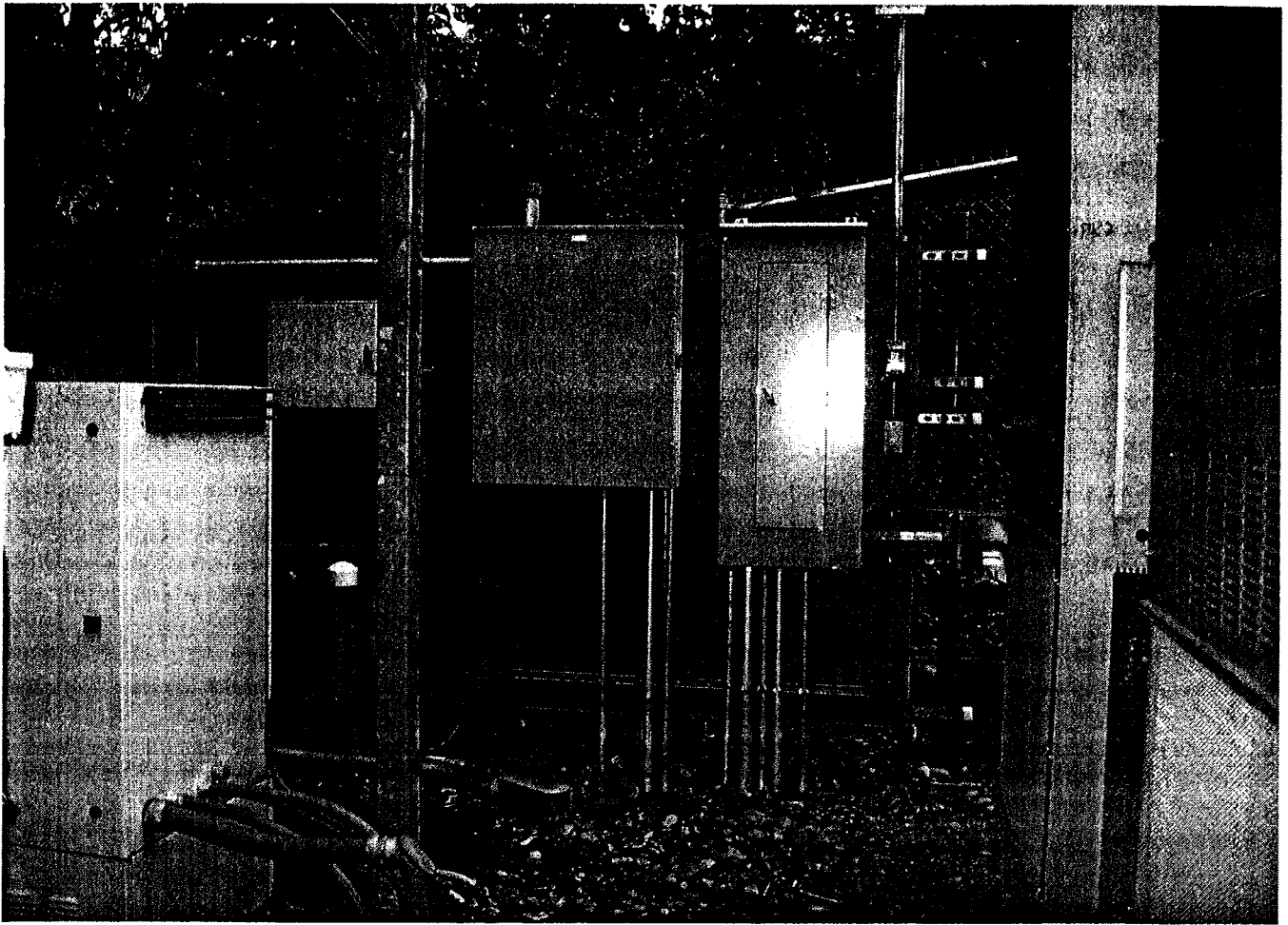
---

# Exhibit A



# Exhibit B







# Exhibit C

November 28, 2006

CERTIFIED MAIL / RETURN RECEIPT REQUESTED  
James T. Della Volpe, Mayor  
Chief Elected Official - City of Ansonia  
City Hall  
253 Main Street  
Ansonia, CT 06401

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

Dear Mayor Volpe:

Please be advised that Tower Resource Management ("TRM") as agent of New Cingular Wireless PCS, LLC ("Cingular") is filing the enclosed Notice of Exempt Modification (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:** 401 Wakelee Street, Ansonia, CT  
Latitude: 41-21-21.85 / Longitude: 73-05-29.66

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

**TOWER OWNER:** American Tower Corporation

**SITE NO./NAME:** CT 0285 ANSONIA NORTH WEST

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

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

Enclosure



Exhibit D

October 18, 2006

American Tower Corporation  
10 Presidential Way  
Woburn, MA 01801

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

**Re: Site # and Name: CT 0285 / ATC 302470 Ansonia NW Spectra Tower**  
**Facility address: 401 Wakelee Avenue, Ansonia, 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 and two (2) alpha / power cabinets;
- Remove all coax cable from tower and adjoining ice canopy;
- Remove all antennas and mounts;
- Remove ice canopy;
- Cut and cap conduit feeds into power and telco boxes at grade;
- Power and telco boxes to remain; backboard 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

---

---

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

**Re: Site # and Name: CT 0285 / ATC 302470 Ansonia NW Spectra Tower  
Facility address: 401 Wakelee Avenue, Ansonia, 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: \_\_\_\_\_

10-20-06

**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 302470 / CT 0286 – Ansonia NW located at 401 Wakelee Avenue, Ansonia, 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 20<sup>th</sup> day of October, 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
- Power boxes
- Telco boxes
- Backboard
- Concrete pad