



STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

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May 26, 2010

Thomas J. Regan, Esq.
Brown Rudnick LLP
CityPlace I, 185 Asylum Street
Hartford, CT 06103

RE: **TS-CLEARWIRE-015-100311** – Clear Wireless, LLC request for an order to approve tower sharing at an existing telecommunications facility located at 2 Kaechele Place, Bridgeport, Connecticut.

Dear Attorney Regan:

At a public meeting held April 8, 2010, the Connecticut Siting Council (Council) ruled that the shared use of this existing tower site is technically, legally, environmentally, and economically feasible and meets public safety concerns, and therefore, in compliance with General Statutes § 16-50aa, the Council has ordered the shared use of this facility to avoid the unnecessary proliferation of tower structures with the following conditions:

- The proposed dishes at 106 feet centerline height shall be raised to at least 107 feet; and
- Not more than 45 days after completion of construction, an updated structural analysis sealed by a Professional Engineer duly licensed in the State of Connecticut shall be submitted to the Council to certify that the tower and foundation do not exceed 100 percent of their respective post-construction structural ratings taking into account the corrected dish locations.

This facility has also been carefully modeled to ensure that radio frequency emissions are conservatively below State and federal standards applicable to the frequencies now used on this tower.

This decision is under the exclusive jurisdiction of the Council. Any additional change to this facility may require an explicit request to this agency pursuant to General Statutes § 16-50aa or notice pursuant to Regulations of Connecticut State Agencies Section 16-50j-73, as applicable. Such request or 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.

This decision applies only to this request for tower sharing and is not applicable to any other request or construction. Please be advised that the validity of this action shall expire one year from the date of this letter.

