

From: David Hoogasian <dhoogasian@nbcllc.com>

Sent: Friday, December 10, 2021 6:02 PM

To: CSC-DL Siting Council <Siting.Council@ct.gov>

Subject: TS-DISH-023A-211112 SUPPLEMENTS / RE: DISH / Tower Share Request / 4 Hoffman Rd Canton CT / (302488 CANTON CT)

Attached please find supplemental documentation for the above referenced Tower Share Request:

- Original Tower facility approval (CSC Docket No. 62 August 4, 1986)
- Project Narrative referencing the original facility approval
- Property owner record card + Map

A hard copy of these materials will be mailed in to you shortly.

If you have any questions or need any further information, please feel free to contact me.

Thank you,

David Hoogasian

Project Manager

NETWORK BUILDING + CONSULTING

100 Apollo Drive | Suite 303 | Chelmsford, MA | 01824

M 508.344.3343



DOCKET NO. 62

AN APPLICATION OF THE SOUTHERN NEW ENGLAND : CONNECTICUT SITING
TELEPHONE COMPANY FOR A CERTIFICATE OF
ENVIRONMENTAL COMPATIBILITY AND PUBLIC :
NEED FOR THE CONSTRUCTION, MAINTENANCE, : COUNCIL
AND OPERATION OF FACILITIES TO PROVIDE
CELLULAR SERVICE IN THE TOWN OF
CANTON, CONNECTICUT. : August 4, 1986

D E C I S I O N A N D O R D E R

Pursuant to the foregoing Opinion, the Connecticut Siting Council (Council) hereby directs that a certificate of environmental compatibility and public need (certificate) as provided by section 16-50k of the General Statutes of Connecticut (CGS) be issued to the Southern New England Telephone Company (SNET) for the construction, maintenance, and operation of a cellular mobile telephone telecommunication tower and associated equipment in the Town of Canton, subject to the conditions below.

1. The tower shall be no taller than necessary to provide the proposed service, and in no event shall exceed 167', including antennas, at the Hoffmann Road site.
2. A fence not lower than eight feet shall surround the tower and associated equipment building.
3. The applicant or its successor shall notify the Council if and when directional antennas or any other equipment is added to these facilities.
4. The applicant or its successor shall permit, in accordance with representations made by it during the proceeding, public or private entities to share space on the tower, for due consideration received, or shall provide any requesting entity with specific legal, technical, environmental, or economic reasons precluding such tower sharing.

5. Unless necessary to comply with condition number six, below, no lights shall be installed on this tower.
6. The facilities shall be constructed, operated, and maintained as specified in the Council's record on this matter, and shall be constructed in accordance with all applicable federal, state, and municipal laws and regulations.
7. The applicant shall submit a Development and Management Plan (D&M) for the tower site pursuant to sections 16-50j-75 through 16-50j-77 of the Regulations of State Agencies, except that irrelevant items in section 16-50j-76 need only be identified as such. In addition to the requirements of section 16-50j-76, the D&M plan shall provide a plan for evergreen screening around the fenced perimeter of the tower site. The D&M plan must be approved prior to facility construction. Any changes to specifications in the D&M plan must be approved by the Council prior to facility operation.
8. Construction activities shall take place during daylight working hours.
9. The certificate holder shall comply with any future radiofrequency (RF) standards promulgated by state or federal regulatory agencies. Upon the establishment of any new governmental RF standards, the facilities granted in this decision shall comply with such standards.
10. This decision and order shall be void and the towers and associated equipment shall be dismantled and removed, or reapplication for any new use shall be made to the Council before any such new use is made, if the tower does not provide or permanently ceases to provide cellular service following completion of construction.

11. This Decision and Order shall be void if all construction authorized herein is not completed within three years of the issuance of this decision, or within three years of the completion of any appeal if appeal of this decision is taken, unless otherwise approved by the Council.

Pursuant to CGS section 16-50p, we hereby direct that a copy of the Decision and Order shall be served on each person listed below. A notice of the issuance shall be published in the Hartford Courant and the Farmington Valley Herald.

The parties to the proceeding are:

Southern New England Telephone
Company
c/o Peter J. Tyrrell
Senior Attorney
Room 1021
227 Church Street
New Haven, Connecticut 06506
(203) 771-7381

(Applicant)

The Hartford Cellular Company

represented by:

Howard L. Slater
Byrne, Slater, Sandler,
Shulman & Rouse, P.C.
111 Pearl Street
P.O. Box 3216
Hartford, Connecticut 06103

Town of Simsbury

represented by:

Mr. Leonard D. Tolisano
Town Planner
Town of Simsbury
P.O. Box 495
Simsbury, Connecticut 06070

Town of Canton

represented by:

Mr. Marshall K. Berger, Jr.
Attorney at Law
Suite 308
60 Washington Street
Hartford, Connecticut 06106

Ms. Karen Berger

represented by:

Mr. Marshall K. Berger, Jr.
Attorney at Law
Suite 308
60 Washington Street
Hartford, Connecticut 06106
(service waived)

Mr. Harvey Jassem
243 East Hill Road
Canton, Connecticut 06019

Ms. Judy Friedman
101 Lawton Road
Canton, Connecticut 06019

(service waived)

Mr. Gilbert Small
315 East Hill Road
Canton, Connecticut 06019

(service waived)

John G. Petrasch
330 East Hill Road
Canton, Connecticut 06019

(service waived)

C E R T I F I C A T I O N

The undersigned members of the Connecticut Siting Council hereby certify that they have heard this case or read the record thereof, and that we voted as follows:


Dated at New Britain, Connecticut, this 4th day of August, 1986.

<u>Council Members</u>	<u>Vote Cast</u>
<u>Gloria Dibble Pond</u> Gloria Dibble Pond Chairperson	Yes
<u>Edward Moehringa</u> Commissioner John Downey Designee: Edward Moehringa	Yes
<u>Brian Emerick</u> Commissioner Stanley Pac Designee: Brian Emerick	Abstain
<u>Owen L. Clark</u> Owen L. Clark	Yes
<u>Mortimer A. Gelston</u> Mortimer A. Gelston	Absent
<u>James G. Horsfall</u> James G. Horsfall	Absent
<u>Pamela B. Katz</u> Pamela B. Katz	No
<u>William H. Smith</u> William H. Smith	Absent
<u>Colin C. Tait</u> Colin C. Tait	Yes

STATE OF CONNECTICUT)
 :
COUNTY OF HARTFORD) ss. New Britain, August 4, 1986

I hereby certify that the foregoing is a true and correct copy of the decision and order issued by the Connecticut Siting Council, State of Connecticut.

ATTEST:



Gloria Dibble Pond, Chairperson
Connecticut Siting Council

Town of Canton

Geographic Information System (GIS)



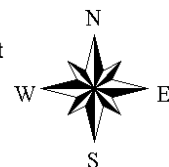
Date Printed: 12/6/2021



MAP DISCLAIMER - NOTICE OF LIABILITY

This map is for assessment purposes only. It is not for legal description or conveyances. All information is subject to verification by any user. The Town of Canton and its mapping contractors assume no legal responsibility for the information contained herein.

Approximate Scale: 1 inch = 200 feet



The Assessor's office is responsible for the maintenance of records on the ownership of properties. Assessments are computed at 70% of the estimated market value of real property at the time of the last revaluation which was 2018.



TOWN OF CANTON_{CT}

Information on the Property Records for the Municipality of Canton was last updated on 12/9/2021.

Property Summary Information

Parcel Data And Values

Sales

Parcel Information

Location:	309 EAST HILL ROAD	Property Use:	Vacant Land	Primary Use:	Commercial Vacant Land
Unique ID:	2430309	Map Block Lot:	19/243/0309	Acres:	2.01
490 Acres:	0.00	Zone:	R-3	Volume / Page:	360/841
Developers Map / Lot:	B	Census:			

Value Information

	Appraised Value	Assessed Value
Land	150,240	105,170
Buildings	0	0

	Appraised Value	Assessed Value
Detached Outbuildings	0	0
Total	150,240	105,170

Owner's Information

Owner's Data

HART JAMES H & KATHERINE E
90 PARK ROAD
BARKHAMSTEAD, CT 06063

[Back To Search \(JavaScript:window.history.back\(1\);\)](#)

[Print View \(PrintPage.aspx?towncode=023&uniqueid=2430309\)](#)

Information Published With Permission From The Assessor

December 10, 2021

Melanie A. Bachman
Executive Director
Connecticut Siting Council
10 Franklin Square
New Britain, CT 06051

Re: Request of DISH Wireless LLC for an Order to Approve the Shared Use of an Existing Tower
4 Hoffman Road (a/k/a 309 East Hill Rd) Canton, CT 06019
Latitude: 41°51'19.0" / Longitude: -72°53'33.00"

Dear Ms. Bachman:

Pursuant to Connecticut General Statutes ("C.G.S.") §16-50aa, as amended, DISH Wireless LLC ("DISH") hereby requests an order from the Connecticut Siting Council ("Council") to approve the shared use by DISH of an existing telecommunication tower at 4 Hoffman Road (a/k/a 309 East Hill Rd) in Canton (the "Property"). The existing 150-foot monopole tower is owned by American Tower Corporation ("ATC"). The underlying property is owned by James H. & Katherine E. Hart. DISH requests that the Council find that the proposed shared use of the ATC tower satisfies the criteria of C.G.S. §16-50aa and issue an order approving the proposed shared use. A copy of this filing is being sent to Robert Bessel, First Selectman for the Town of Canton, Jerry Waters, Town of Canton Building Official and James H. & Katherine E. Hart as the property owner.

Background

This facility was approved by the Council under Docket No. 62 on August 4, 1986. A copy of the Decision and Order is included in the filing attachments. The existing ATC facility consists of a 150-foot monopole tower located within an existing leased area. Spok Holdings, Inc currently maintains antennas at the 163-foot, 155-foot and 10-foot levels. The Town of Canton maintains antennas at the 161-foot level and 123-foot level. AT&T Mobility currently maintains antennas at the 150-foot level. T-Mobile currently maintains antennas at the 140-foot level. Verizon Wireless currently maintains antennas at the 118-foot level. Equipment associated with these antennas are located at various positions within the tower and compound.

DISH is licensed by the Federal Communications Commission ("FCC") to provide wireless services throughout the State of Connecticut. DISH and ATC have agreed to the proposed shared use of the 4 Hoffman Road tower pursuant to mutually acceptable terms and conditions. Likewise, DISH and ATC have agreed to the proposed installation of equipment cabinets on the ground within the existing compound. ATC has authorized DISH to apply for all necessary permits and approvals that may be required to share the existing tower.
(See attached Letter of Authorization)

DISH proposes to install three (3) antennas, (1) Tower platform mount, (6) Remote radio units at the 108-foot level along with, (1) over voltage protection device (OVP) and (1) Hybrid cable. DISH will install an equipment cabinet on a 5'x7' equipment platform. DISH's Construction Drawings provide project specifications for all proposed site improvement locations.

The construction drawings also include specifications for DISH's proposed antenna and groundwork.

C.G.S. § 16-50aa(c)(1) provides that, upon written request for approval of a proposed shared use, "if the Council finds that the proposed shared use of the facility is technically, legally, environmentally and economically feasible and meets public safety concerns, the council shall issue an order approving such a shared use." DISH respectfully submits that the shared use of the tower satisfies these criteria.

A. Technical Feasibility. The existing ATC tower is structurally capable of supporting DISH's proposed improvements. The proposed shared use of this tower is, therefore, technically feasible. A Feasibility Structural Analysis Report ("Structural Report") prepared for this project confirms that this tower can support DISH's proposed loading. A copy of the Structural Report has been included in this application.

B. Legal Feasibility. Under C.G.S. § 16-50aa, the Council has been authorized to issue order approving the shared use of an existing tower such as the ATC tower. This authority complements the Council's prior-existing authority under C.G.S. § 16-50p to issue orders approving the construction of new towers that are subject to the Council's jurisdiction. In addition, § 16-50x(a) directs the Council to "give such consideration to the other state laws and municipal regulations as it shall deem appropriate" in ruling on requests for the shared use of existing tower facilities. Under the statutory authority vested in the Council, an order by the Council approving the requested shared use would permit the Applicant to obtain a building permit for the proposed installations.

C. Environmental Feasibility. The proposed shared use of the ATC tower would have a minimal environmental effect for the following reasons:

1. The proposed installation will have no visual impact on the area of the tower. DISH's equipment cabinet would be installed within the existing facility compound. DISH's shared use of this tower therefore will not cause any significant change or alteration in the physical or environmental characteristics of the existing site.
2. Operation of DISH's antennas at this site would not exceed the RF emissions standard adopted by the Federal Communications Commission ("FCC"). Included in the EME report of this filing are the approximation tables that demonstrate that DISH's proposed facility will operate well within the FCC RF emissions safety standards.
3. Under ordinary operating conditions, the proposed installation would not require the use of any water or sanitary facilities and would not generate air emissions or discharges to water bodies or sanitary facilities. After construction is complete the proposed installations would not generate any increased traffic to the ATC facility other than periodic maintenance. The proposed shared use of the ATC tower, would, therefore, have a minimal environmental effect, and is environmentally feasible.

D. **Economic Feasibility.** As previously mentioned, DISH has entered into an agreement with ATC for the shared use of the existing facility subject to mutually agreeable terms. The proposed tower sharing is, therefore, economically feasible.

E. **Public Safety Concerns.** As discussed above, the tower is structurally capable of supporting DISH's full array of three (3) antennas, (1) Tower platform mount, (6) Remote radio units, (1) over voltage protection device (OVP) and (1) Hybrid cable and all related equipment. DISH is not aware of any public safety concerns relative to the proposed sharing of the existing ATC tower

Conclusion

For the reasons discussed above, the proposed shared use of the existing ATC tower at 4 Hoffman Road satisfies the criteria stated in C.G.S. §16-50aa and advances the Council's goal of preventing the unnecessary proliferation of towers in Connecticut. The Applicant, therefore, respectfully requests that the Council issue an order approving the proposed shared use.

Sincerely,

David Hoogasian

David Hoogasian
Project Manager