



Daniel F. Caruso
Chairman

STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

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September 27, 2010

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

RE: **EM-T-MOBILE-045-100909** - Omnipoint Communications, as subsidiary of T-Mobile USA, Inc., notice of intent to modify an existing telecommunications facility located at 269 Flanders Road, East Lyme, Connecticut.

Dear Attorney Regan:

The Connecticut Siting Council (Council) hereby acknowledges your notice to modify this existing telecommunications facility, pursuant to Section 16-50j-73 of the Regulations of Connecticut State Agencies with the following conditions:

- Any deviation from the proposed modification as specified in this notice and supporting materials with Council shall render this acknowledgement invalid;
- Any material changes to this modification as proposed shall require the filing of a new notice with the Council;
- Not less than 45 days after completion of construction, the Council shall be notified in writing that construction has been completed;
- The validity of this action shall expire one year from the date of this letter; and
- The applicant may file a request for an extension of time beyond the one year deadline provided that such request is submitted to the Council not less than 60 days prior to the expiration;

The proposed modifications including the placement of all necessary equipment and shelters within the tower compound are to be implemented as specified here and in your notice dated September 9, 2010. 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 an existing facility site that would not increase tower height, extend the boundaries of the tower site, increase noise levels at the tower site boundary by six decibels, and increase the total radio frequencies 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 General Statutes § 22a-162. 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. Please be advised that the validity of this action shall expire one year from the date of this letter. Any additional change to this facility 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

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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. Thank you for your attention and cooperation.

Very truly yours,



Linda Roberts
Executive Director

LR/CDM/laf

c: The Honorable Paul M. Formica, First Selectman, Town of East Lyme
Meg Parulis, Planning Director, Town of East Lyme
Daniel J. Garstka, Senior Engineer, Transmission Projects, Northeast Utilities Service Company