



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

www.ct.gov/csc

June 9, 2016

David Weisman
Vertical Development LLC
20 Commercial Street
Branford, CT 06405

RE: **Failure to Comply with Conditions of Siting Council Decision Letter, dated March 16, 2015. EM-CING-049-150224** - New Cingular Wireless PCS, LLC notice of intent to modify an existing telecommunications facility located at Town Farm Road, Enfield, Connecticut.

Dear Mr. Weisman:

The Connecticut Siting Council (Council) received a completion letter for the above-referenced site modifications, dated April 11, 2016, from Empire Telecom, a copy of which is attached for your convenience.

Please be advised that the first condition of the March 16, 2015 Council decision letter, a copy of which is also attached for your convenience, required that, "*prior to construction of the proposed modifications, New Cingular Wireless PCS, LLC shall provide to the Council a structural analysis report for the proposed installation, stamped by a Professional Engineer, duly licensed in the State of Connecticut with a tower loading not to exceed 100 percent.*"[emphasis added]

The Council is not in receipt of the structural analysis report, and requests that you provide the structural analysis report, showing that the tower loading does not exceed 100 percent, by June 22, 2016. Please also be advised that failure to comply with the conditions of any Council decision letter may result in the Council refraining from considering any pending or future matters until compliance is reached.

Thank you for your attention to this matter.

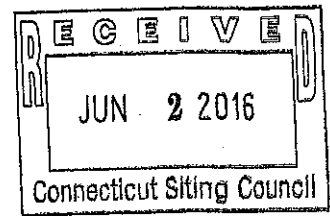
Very truly yours,

Melanie Bachman
Acting Executive Director/Staff Attorney

Enclosure: Empire Telecom Completion Letter, dated April 11, 2016
EM-CING-049-150224 Decision Letter, dated March 16, 2015

c: David P. Cooper, Director of Site Acquisition, Empire Telecom
Christopher B. Fisher, Esq., Cuddy & Feder LLP





April 11, 2016

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

RE: EM-CING-049-150225 Notice of Completion of Construction for New Cingular Wireless/ AT&T ✓
Facility at Town Farm Road, Enfield, Connecticut

Dear Ms. Bachman:

The purpose of this letter is to notify you that construction activity associated with the above-referenced decision has been completed.

If you have any questions or need any additional information regarding this facility, please do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script that reads "David P. Cooper".

David P. Cooper
Empire Telecom
Director of Site Acquisition
16 Esquire Road
Billerica, MA 01862
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March 16, 2015

David Weisman
Vertical Development LLC
20 Commercial Street
Branford, CT 06405

RE: **EM-CING-049-150224** – New Cingular Wireless PCS, LLC notice of intent to modify an existing telecommunications facility located at Town Farm Road, Enfield, Connecticut.

Dear Mr. Weisman:

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:

- Prior to construction of the proposed modifications, New Cingular Wireless PCS, LLC shall provide to the Council a structural analysis report for the proposed installation, stamped by a Professional Engineer, duly licensed in the State of Connecticut with a tower loading not to exceed 100 percent;
- Any deviation from the proposed modification as specified in this notice and supporting materials with the 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;
- Within 45 days after completion of construction, the Council shall be notified in writing that construction has been completed;
- Any nonfunctioning antenna and associated antenna mounting equipment on this facility owned and operated by New Cingular Wireless PCS, LLC shall be removed within 60 days of the date the antenna ceased to function;
- 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 February 19, 2015. 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 by any dimension, increase noise levels at the tower site boundary by six decibels or more, and increase the total radio frequencies electromagnetic radiation power density measured at the tower site boundary to or above the standards adopted by the Federal Communications Commission pursuant to Section 704 of the Telecommunications Act of 1996 and by the state Department of Energy and Environmental Protection pursuant to Connecticut General Statutes § 22a-162. This facility has also been



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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 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,



Melanie A. Bachman
Acting Executive Director

MAB/RM/cm

- c: The Honorable Scott Kaupin, Mayor, Town of Enfield
- Matthew W. Coppler, Town Manager, Town of Enfield
- Rachel Blatt, Assistant Planner, Town of Enfield
- American Tower Corporation