



# 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)

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

### VIA ELECTRONIC MAIL

January 22, 2020

Richard Zajac  
Crown Castle  
4545 East River Road, Suite 320  
West Henrietta, NY 14586

RE: **EM-VER-057-191211B** – Cello Partnership d/b/a Verizon Wireless notice of intent to modify an existing telecommunications facility located at 363 Riversville Road, Greenwich, Connecticut.

Dear Mr. Zajac:

I am following up on our phone conversation earlier this afternoon with regard to the above-referenced request for an exempt modification to swap out 9 existing antennas at the existing telecommunications facility located at 363 Riversville Road in Greenwich that was approved by the Connecticut Siting Council (Council) on January 13, 2020. During our conversation, you referenced that the Town of Greenwich is requiring Crown Castle to pay a \$900 fee and to apply for the full zoning process. **This is not legally required.**

Pursuant to its authority under the Public Utility Environmental Standards Act, the Council has exclusive jurisdiction over the construction, maintenance, operation and modification of telecommunications facilities throughout the state of Connecticut. Under Connecticut General Statutes (CGS) §16-50i (a)(6), the Council has jurisdiction over *“telecommunications towers, including associated telecommunications equipment, owned or operated by the state, a public service company or a certified telecommunications provider or used in a cellular system...”* (Emphasis added). The above-referenced telecommunications facility in the Town of Greenwich is a telecommunications facility over which the Council has exclusive jurisdiction and for which the Council is required by statute to approve any facility modifications.

Additionally, CGS §16-50x(a) states in pertinent part: *“Notwithstanding any other provision of the general statutes to the contrary, ... the council shall have exclusive jurisdiction over the location and type of facilities and over the location and type of modifications of facilities subject to the provisions of subsection (d) of this section... Whenever the council certifies a facility pursuant to this chapter, such certification shall satisfy and be in lieu of all certifications, approvals and other requirements of state and municipal agencies...”* (Emphasis added).

Requests for exempt facility modifications are governed by Regulations of Connecticut State Agencies (RCSA) §16-50j-72: *“... any modification to a facility that the Council... has determined satisfies the criteria of this section shall be deemed not to have a substantial adverse environmental effect and shall not require a certificate... modifications to facilities, including, but not limited to, change-outs and installations of antennas on existing telecommunications towers..., upon Council acknowledgment... may qualify for such exemption.”* (Emphasis added). The Council acknowledged this request for an exempt facility modification on January 13, 2020.



Furthermore, pursuant to RCSA §16-50j-72(b), requests for exempt facility modifications must meet the following criteria:

“Changes on an existing site that do not:

- (A) Increase the tower height;
- (B) Extend the boundaries of the site by any dimension;
- (C) Increase noise levels at the site boundary by 6 decibels or more, or to levels that exceed state and local criteria;
- (D) Add radio frequency sending or receiving capability which increases total radio frequency electromagnetic radiation power density measured at the site boundary to or above the standards adopted by the Federal Communications Commission...;
- (E) Cause a significant adverse change or alteration in the physical or environmental characteristics of the site; and
- (F) Impair the structural integrity of the facility, as determined in a certification provided by a professional engineer licensed in Connecticut.”

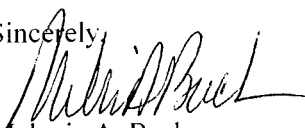
The above-referenced request for exempt modification was properly submitted to the Council on December 11, 2019 indicating that on or about December 10, 2019, written notice of the request for an exempt modification was provided to the chief elected official of the Town of Greenwich. This is compliant with the notice requirements for a request for an exempt modification under RCSA §16-50j-72. On December 16, 2019, the Council sent correspondence to the First Selectman and Town of Greenwich representatives notifying them that the request for exempt modification had been filed with the Council and requesting any comments on the request for exempt modification to be filed by December 30, 2019. A copy of the Council’s December 16, 2019 correspondence is attached for your convenience. The Council did not receive any comments or concerns about the requested facility modification from the Town of Greenwich. The requested facility modification met the criteria for an exempt facility modification under RCSA §16-50j-72(b) and it was therefore approved by the Council on January 13, 2020.

According to the statutory and regulatory authority cited above, the Council has exclusive jurisdiction over the existing telecommunications facility and the Council’s review and approval of an exempt modification of a jurisdictional facility, such as the subject telecommunications facility, “shall satisfy and be in lieu of all certifications, approvals and other requirements of state and municipal agencies.”

If you have any further concerns or questions, please feel free to contact me at 860-827-2951.

Thank you.

Sincerely,



Melanie A. Bachman  
Executive Director

Enclosure

c: The Honorable Fred Camillo, First Selectman, Town of Greenwich  
Katie DeLuca, Director of Planning & Zoning, Town of Greenwich



# 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)

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

December 16, 2019

The Honorable Fred Camillo  
First Selectman  
Town of Greenwich  
Town Hall  
101 Field Point Road  
P. O. Box 2540  
Greenwich, CT 06836-2540

RE: **EM-VER-057-191211B** – Celco Partnership d/b/a Verizon Wireless notice of intent to modify an existing telecommunications facility located at 363 Riversville Road, Greenwich, Connecticut.

Dear First Selectman Camillo:

Pursuant to the Regulations of Connecticut State Agencies Section 16-50j-72, the Connecticut Siting Council (Council) is in receipt of a request to modify an existing telecommunications facility located in the Town of Greenwich.

In accordance with Section 16-50j-73 of the Regulations of Connecticut State Agencies, on December 10, 2019, written notice of the intent to modify the existing telecommunications facility was provided to the Council, the property owner of record and the chief elected official of the municipality in which the existing telecommunications facility is located.

Should you have any questions or comments regarding the above-referenced request, please feel free to call me at 860-827-2951 or submit written comments to the Council by December 30, 2019.

Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "Melanie A. Bachman".

Melanie A. Bachman  
Executive Director

MAB/IN/emr

c: Katie DeLuca, Director of Planning & Zoning, Town of Greenwich