

From: David Hoogasian <dhoogasian@nbcllc.com>
Sent: Saturday, December 11, 2021 11:50 AM
To: CSC-DL Siting Council <Siting.Council@ct.gov>
Subject: TS-DISH-060A-211112 SUPPLEMENTS / DISH / Tower Share Request / 10 Tanner Marsh Rd Guilford, CT / (311305 GUILFORD)

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

- Original Tower facility approval (CSC Docket No. 44 - July 24, 1984)
- Project Narrative referencing the original facility approval
- Property owner record cards + Map

One 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



December 11, 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
10 Tanner Marsh Road Guilford, CT 06437
Latitude: 41°17'18.99" / Longitude: -72° 39' 29.81"

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 10 Tanner Marsh Road in Guilford (the "Property"). The existing 191-foot self-support tower is owned by American Tower Corporation ("ATC"). The underlying property is owned by the Town of Guilford. 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 Matthew T. Hoey III, First Selectman of Town of Guilford, Kimberly Norman-Rosedam, Town of Guilford Building Official and the Town of Guilford as the property owner.

Background

This facility was approved by the Council under Docket No. 44 on July 24, 1984. A copy of the Decision and Order is included in the filing attachments. The existing ATC facility consists of a 191-foot self-support tower located within an existing leased area. The Town of Guilford currently maintains antennas at the 190-foot level, 148-foot level, 144-foot level and 80-foot level. Metro PCS currently maintains antennas at the 183-foot level. T-Mobile currently maintains antennas at the 177-foot level. AT&T Mobility currently maintains antennas at the 166-foot level and 4-foot level. Monroe Board of Education currently maintains antennas at the 137-foot level, 127-foot level and 108-foot level. Spok Holdings, Inc. currently maintains antennas at the 87-foot level and 16-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 10 Tanner Marsh 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 on the south side of the tower 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 156-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 10 Tanner Marsh 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

DOCKET NO. 44

AN APPLICATION SUBMITTED BY THE SOUTHERN : CONNECTICUT SITING
NEW ENGLAND TELEPHONE COMPANY FOR A :
CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY : COUNCIL
AND PUBLIC NEED FOR THE CONSTRUCTION,
MAINTENANCE AND OPERATION OF FACILITIES TO
PROVIDE CELLULAR SERVICE IN NEW HAVEN COUNTY : July 24, 1984

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

Pursuant to the foregoing opinion, the Council hereby directs that a certificate of environmental compatibility and public need as required by section 16-50k of the General Statutes of Connecticut, revisions of 1958, revised to 1983, as amended, be issued to the Southern New England Telephone Company for the construction, operation, and maintenance of a telecommunications tower and associated equipment to provide cellular service at each of the following sites:

Jasudowich tract, Brushy Plain Road, Branford, Connecticut;
Town of Guilford tract, Tanner Marsh Road, Guilford, Connecticut;
Bridgeport Avenue, Milford, Connecticut;
Quagliaro tract, Farmdale Drive, Waterbury, Connecticut;
Pease Road, Woodbridge, Connecticut; and
Dwight Street, North Haven, Connecticut.

The facilities shall be constructed, operated, and maintained as specified in the Council's record on this matter, and subject to the following conditions:

1. The towers including antennas shall be no taller than necessary to provide the proposed service and in no event shall exceed
 - a) 167' at the Branford site,
 - b) 167' at the Guilford site,
 - c) 117' at the Milford site,
 - d) 167' at the Waterbury site,
 - e) 167' at the Woodbridge site,
 - f) 167' at the North Haven site;
2. A fence not lower than eight feet shall surround each tower and its associated equipment;

3. The applicant or its successor shall notify the Council if and when directional antennas or any other equipment is added to any of 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 facilities, 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 any of these towers;
6. The facilities 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 Branford, Milford, Woodbridge, and North Haven sites pursuant to sections 16-50j-85 through 16-50j-87 of the regulations of state agencies, except that irrelevant items in section 16-50j-86 need only be identified as such. The D&M plans shall include appropriate evergreen screening of the sites, erosion control measures, reseeding plans, and tree removal plans. The applicant shall comply with the reporting requirements of section 16-50j-87 for all sites;
8. Construction activities shall take place during daylight working hours;
9. This decision and order shall be void and the towers and associated equipment approved herein shall be dismantled and removed, or reapplication for any new use shall be made to the Connecticut

Siting Council before any such new use is made, if the towers do not provide or permanently cease to provide cellular service following completion of construction;

10. This decision and order shall be void if all construction authorized is not completed within three years of the issuance of this decision.

Pursuant to section 16-50p of the General Statutes, we hereby direct that a copy of the opinion and decision and order be served on each person listed below. A notice of the issuance shall be published in the Hartford Courant, New Haven Register, and the Waterbury Republican.

The parties to this proceeding are

The Southern New England Telephone Company (Applicant)
Room 314
227 Church Street
New Haven, Connecticut 06506

ATTENTION: Mr. Peter J. Tyrrell (its attorney)
Senior Attorney

Town of Hamden represented by:
Peter F. Villano, Mayor
Shirley Gonzales, Town Planner
Mr. Hugh Manke, Esquire
Office of the Town Attorney
Memorial Town Hall
2372 Whitney Avenue
Hamden, Connecticut 06518

Inland Wetlands Agency represented by:
Town of Woodbridge
Robert J. Klancko
Chairman
Town Hall
11 Meeting House Lane
Woodbridge, Connecticut 06525

Town Plan and Zoning
Commission
Town of Woodbridge

represented by:

Norman Fineberg
Chairman
Town Hall
11 Meeting House Lane
Woodbridge, Connecticut 06525

The Honorable Peter M. Lerner
State Representative
State of Connecticut
House of Representatives
State Capitol
Hartford, Connecticut 06115

John Menta
Felicia Tencza

represented by:

Ms. Felicia Tencza
580 Gaylord Mountain Road
Hamden, Connecticut 06518

Ms. Renee Robinson
265 Blue Trail
Hamden, Connecticut 06518

(service waived)

Irene L. Wong
Edson H. Mount
Dr. & Mrs. H.M. Fiskio
Dr. & Mrs. Alexander Gottschalk

represented by:

Dr. & Mrs. Alexander Gottschalk
230 Six Rod Highway
Hamden, Connecticut 06518

The Sleeping Giant Park Association

represented by:

Mr. Dag Pfeiffer
President
Box 14
Quinnipiac College
Hamden, Connecticut 06518

West Rock Ridge Park Association

represented by:

Mr. William L. Dohney, Jr., D.D.S.
President
220 Mountain Road
Hamden, Connecticut 06514

Sierra Club

represented by:

Ms. M. Kim Yanoshick
Executive Director
Hartford Chapter
118 Oak Street
Hartford, Connecticut 06106

Quinnipiac College

represented by:

Mr. Richard A. Terry
President
Hamden, Connecticut 06518

Guilford Conservation Commission

represented by:

Ms. Carolyn K. Evans
Chairman
Town Hall
Park Street
Guilford, Connecticut 06437

Mrs. Barbara R. Peterson
Mary & Phil Faust
Anita L. & Richard M. Sullivan

represented by:

Anita L. & Richard M. Sullivan
315 Chestnut Lane
Hamden, Connecticut 06518

Mrs. Pauline H. Hoff

represented by:

Herbert L. Emanuelson, Jr.
Emanuelson and Wynne
205 Church Street
New Haven, Connecticut 06510

Hamden League of Women Voters

represented by:

Mrs. Sherrill Zoller
605 West Woods Road
Hamden, Connecticut 06518
(service waived)

Joan Rosenberg
230 Ridewood Avenue
Hamden, Connecticut 06517

Mr. & Mrs. Richard Sykes
110 Blue Trail
Hamden, Connecticut 06518

Thomas & Claudia Sullivan, Jr.
100 Blue Trail
Hamden, Connecticut 06518

Mr. William N. Pantalone
27 Pease Road
Woodbridge, Connecticut 06525

(service waived)

INTERVENORS

Metromedia TeleCommunications
Nutmeg Telecommunications, Inc.
CSI of New Haven
CSI of Stamford
Cellular Communications, Inc.
LIN Cellular Corp.
Cellular Mobile Services
Maxcell TeleCommunications, Inc.
Mobile Cellular Telephone, Inc.
Cellular Dynamics
Connecticut Corridor Cellular
Chase/Post Cellular

represented by:

Dwight A. Johnson
Murtha, Cullina, Richter
and Pinney
101 Pearl Street
P.O. Box 3197
Hartford, Connecticut 06103-0197

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 24th day of July, 1984.

<u>Council Members</u>	<u>Vote Cast</u>
_____) Gloria Dibble Pond Chairperson	Absent
_____) Commissioner John Downey Designee: Commissioner Peter G. Boucher	Absent
<i>Brian Emerick</i> _____) Commissioner Stanley Pac Designee: Brian Emerick	Yes Absent Abstain
<i>Owen L. Clark</i> _____) Owen L. Clark	Yes
<i>Fred J. Doocy</i> _____) Fred J. Doocy	Yes
<i>Mortimer A. Gelston</i> _____) Mortimer A. Gelston	Yes
<i>James G. Horsfall</i> _____) James G. Horsfall	Yes
_____) Janet Sitty	Absent
<i>Colin C. Tait</i> _____) Colin C. Tait Acting Chairperson	Yes

STATE OF CONNECTICUT)
 :
COUNTY OF HARTFORD) ss. New Britain, July 24, 1984

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:



Christopher S. Wood, Executive Director
Connecticut Siting Council

All information is for assessment purposes only. Assessments are calculated at 70% of the estimated October 1, 2017 market value which was the date of the last revaluation as completed by eQuality Valuation Services, LLC.



The Town of
Guilford
Connecticut, USA Founded 1639



Information on the Property Records for the Municipality of Guilford was last updated on 12/8/2021.



Parcel Information

Location:	10 TANNER MARSH RD	Map and Parcel:	049029A	Census Tract:	1901
Zoning:	I-1	Developer's Map:		Developer's Lot:	
Total Acreage:	.29	Farm, Forest, Open Space Acres:		Unique ID:	8721

Value Information

	Appraised Value	Assessed Value
Land	75,000	52,500
Buildings	0	0
Detached Outbuildings	0	0
Total	75,000	52,500

Owner's Information

Owner's Data

TOWN OF GUILFORD
31 PARK ST
GUILFORD CT 06437

Owner History - Sales

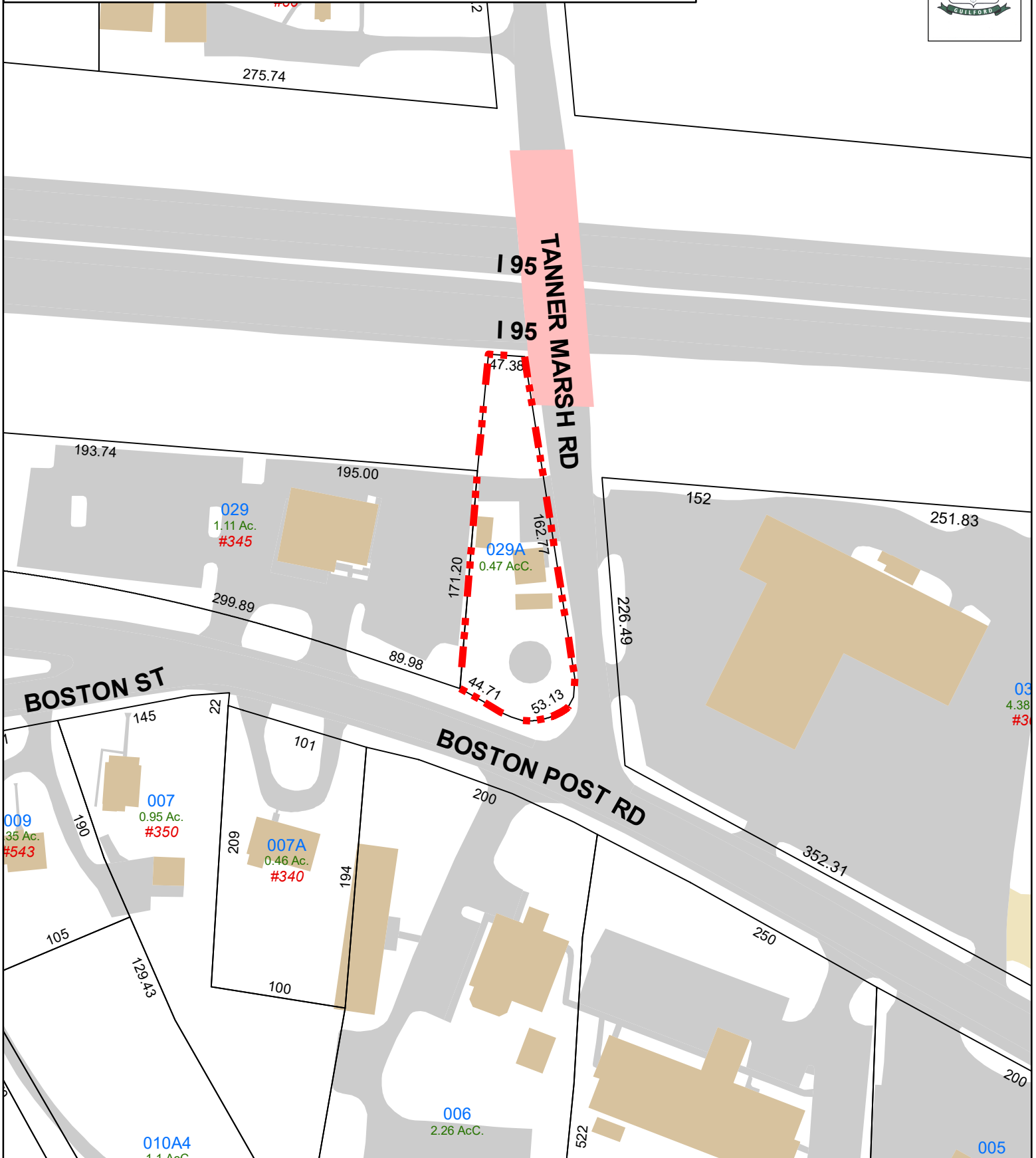
Owner Name	Volume	Page	Sale Date	Deed Type	Sale Price
TOWN OF GUILFORD	0166	0222	08/29/1967		\$0

Information Published With Permission From The Assessor

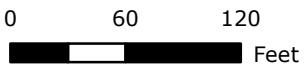
Town of Guilford, Connecticut - Assessment Parcel Map

Unique ID: 8721

Address: 10 TANNER MARSH RD



Approximate Scale: 1 inch = 100 feet



Map Produced:
August 2021

Disclaimer:
This map is for informational purposes only.
All information is subject to verification by any user.
The Town of Guilford and its mapping contractors
assume no legal responsibility
for the information contained herein.