



# 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)

October 1, 2019

Dori Gilbert  
NB+C, LLC  
1777 Bell Sentry Parkway, VEVA 17, Suite 210  
Blue Bell, PA 19422

RE: **EM-ATC-097-190822** – American Tower Corporation (ATC) notice of intent to modify an existing telecommunications facility located at 6 Fairfield Drive (a/k/a 25 Meridian Ridge Drive), Newtown, Connecticut.

Dear Ms. Gilbert:

The Connecticut Siting Council (Council) hereby denies your request to modify the above-referenced existing telecommunications facility, pursuant to Section 16-50j-73 of the Regulations of Connecticut State Agencies.

This exempt modification request was submitted to the Council on August 22, 2019. Council staff reviewed this request for completeness and had identified two deficiencies that were more fully described in a notice of incompleteness letter (attached) and e-mail to the requesting entity dated August 27, 2019. The notice of incompleteness recommended NB+C, LLC provide documentation showing the original facility approval with conditions, if any, or correspondence with the Town stating that there are no records of the original facility approval, and a construction drawing that references a 50-kilowatt generator on or before September 27, 2019. To date the Council has not received the requested information.

Thus, the proposed modification is not in compliance with the exemption criteria in Section 16-50j-72 (b) of the Regulations of Connecticut State Agencies and is hereby denied.

Sincerely,

Melanie Bachman  
Executive Director

MAB/IN/emr

Enclosures: Council's Notice of Incompleteness Letter dated August 27, 2019.

c: The Honorable Daniel C. Rosenthal, First Selectman, Town of Newtown  
George Benson, Director of Planning and Land Use, Town of Newtown  
HW 1945, LLC, Property Owner



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### VIA ELECTRONIC MAIL

August 27, 2019

Dori Gilbert  
NB+C, LLC  
1777 Bell Sentry Parkway, VEVA 17, Suite 210  
Blue Bell, PA 19422

RE: **EM-ATC-097-190822** – American Tower Corporation (ATC) notice of intent to modify an existing telecommunications facility located at 6 Fairfield Drive (a/k/a 25 Meridian Ridge Drive), Newtown, Connecticut.

Dear Ms. Gilbert:

The Connecticut Siting Council (Council) received a notice of intent to modify the above-referenced facility on August 22, 2019.

According to Section 16-50j-71 of the Regulations of Connecticut State Agencies, "...any modification, as defined in Section 16-50j-2a of the Regulations of Connecticut State Agencies, to an existing tower site, except as specified in Sections 16-50j-72 and 16-50j-88 of the Regulations of Connecticut State Agencies, may have a substantial adverse environmental effect."

Staff has reviewed this exempt modification request for completeness and has identified the following deficiencies in the submittal:

1. The request lacks documentation showing the original facility approval and conditions; and
2. Sheet C-101 of the Construction Drawings (CD) dated June 28, 2019 references a proposed 80-kilowatt emergency backup diesel generator. This is inconsistent with the rest of the request which references a 50-kilowatt emergency backup diesel generator.

Therefore, the exempt modification request is incomplete at this time. The Council recommends that NB+C, LLC provide documentation showing the original facility approval with conditions if any or correspondence with the Town stating that there are no records of the original facility approval, and a CD that references a 50-kilowatt generator, on or before September 27, 2019. If additional time is needed to gather the requested information, please submit a written request for an extension of time prior to September 27, 2019. **Please provide an electronic version and one hard copy of the response for the incomplete request to be rendered complete and processed. Please include the Council's exempt modification identification number referenced above with the submittal.**

This notice of incompleteness shall have the effect of tolling the Federal Communications Commission (FCC) 60-day timeframe in accordance with Paragraph 217 of the FCC Wireless Infrastructure Report and Order issued on October 21, 2014 (FCC 14-153).

Thank you for your attention to this matter. Should you have any questions, please feel free to contact me at 860-827-2951.

Sincerely,

Melanie Bachman  
Executive Director

MAB/IN/emr

c: The Honorable Daniel C. Rosenthal, First Selectman, Town of Newtown  
George Benson, Director of Planning and Land Use, Town of Newtown

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