



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

Web Site: portal.ct.gov/csc

VIA ELECTRONIC MAIL

December 16, 2021

Eric Breun
Transcend Wireless
10 Industrial Ave., Suite 3
Mahwah, N.J. 07430
ebreun@transcendwireless.com

RE: **EM-T-MOBILE-097-211112** – T-Mobile notice of intent to modify an existing telecommunications facility located at 25 Meridian Ridge Drive, Newtown, Connecticut.

Dear Mr. Breun:

The Connecticut Siting Council (Council) received this notice of intent to modify the above-referenced facility on November 12, 2021.

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 deficiencies in the request.

1. The property card provided is not for the underlying property on which the facility is located. The tower itself is located on a different property with a different property card (25 Meridian Ridge Drive, Newtown), and
2. Transcend Wireless provided UPS Ground labels to the Chief Elected Official (Town of Newtown) and underlying property owner (Photronics Inc. in the Town of Brookfield); however, the Council issued memoranda on June 22, 2017 and July 12, 2021 to entities requesting exempt modifications requiring a copy of the entire notice and attachments be physically mailed to the chief elected official of the host municipality and the underlying property owner and proof of such mailing shall be submitted to the Council with the request for exempt modification. See attached. The above referenced request for exempt modification lacks proof that the entire request was physically mailed to the correct underlying property owner in the Town of Newtown.

Therefore, this exempt modification request is incomplete at this time. The Council recommends that Transcend Wireless provide the correct property card for the underlying property on which the facility is located and proof of proper notice to the correct underlying property owner for the facility on or before January 18, 2022. If additional time is needed to gather the requested information, please submit a written request for an extension of time prior to January 18, 2022. **Please provide an electronic version and one hard copy of the requested information for the incomplete exempt modification 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,

A handwritten signature in dark ink, appearing to read "Melanie Bachman". The signature is fluid and cursive, with a long horizontal stroke at the end.

Melanie Bachman
Executive Director

MAB/CMW/emr

Enclosures (2): June 22, 2017 & July 12, 2021 Memo to Carriers on proof of notice.



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MEMORANDUM

To: Telecommunications Carriers and their Representatives
From: Melanie Bachman, Executive Director
Re: Exempt Modification/Tower Share Filing Notification
Date: June 22, 2017

Pursuant to Regulations of Connecticut State Agencies § 16-50j-73 and §16-50j-88, the April 2013 Filing Guide for Modification of Existing Telecommunications Facilities, and the August 2013 Tower Share Filing Guide, notice in writing shall be provided to "the Council, the property owner of record... and the chief elected official" of the intent to modify or share an existing telecommunications facility" (see Attachments).

Effective immediately, a copy of the notice and the attachments, including, but not limited to, engineering drawings, structural analysis (the structural analysis report without tower data and calculation appendices is sufficient) and power density calculation of the request for an exempt modification or tower share shall be physically mailed to the chief elected official of the host municipality and underlying property owner where the existing telecommunications facility is located and proof of mailing shall be submitted to the Council with the request. Proof of mailing requires an acknowledgment from the carrier (United States Postal Service or private carrier such as UPS/FedEx) that a parcel was delivered to the recipient. E-mail service is unacceptable.

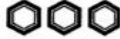
Thank you in advance for your cooperation.

Attachments: Altrio Investment Group, LLC correspondence, dated June 16, 2017
City of Danbury email correspondence, dated June 8, 2017

MAB/FOC/laf



- Recipient List: Christopher B. Fisher, Esq., AT&T; Ray Perry, Airosmith Development, Inc.; Arthur Perkowski, Airosmith Development, Inc.; Alex Marshiteyn, Centerline Communications; Michael Gentile, Centerline Communications; David Ford, Centerline Communications; Adam Wolfey, Centerline Communications; Steve Levine, Centek Engineering, Inc.; Jeff Barbadora, Crown Castle; Amanda Cornwall, Crown Castle; Kimberly Myl, Crown Castle; Donna Neal, Crown Castle; Sarah Snell, Empire Telecom; Nicole Caplan, Empire Telecom; Jack Andrews, Empire Telecom; Jennifer Iliades, Empire Telecom; Melanie Howlett, HPC Wireless; Alex Giannaras, HPC Wireless; Denise Sabo, Northeast Site Solutions; Deborah Chase, Northeast Site Solutions; Victoria Masse, Northeast Site Solutions; Mark Roberts, QC Development; Tim Burks, SAI Communications; Rick Woods, SBA; Kri Pelletier, SBA; Peter Nute, SBA; Adam Brallard, Smartlink, LLC; David Barbagallo, Smartlink LLC; Romina Kirchmaier, Smartlink LLC; Thomas J. Regan, Esq., Sprint; Sam Simons, T-Mobile; Greg Shappy, Transcend Wireless; Kyle Richers, Transcend Wireless; Jennifer Ardis, Transcend Wireless; James Burgess, TRM, Inc.; Jacqueline Cliffroni, TRM, Inc.; Matt Burke, TRM, Inc.; Jon Ritter, TRM, Inc.; Kenneth C. Baldwin, Esq., Verizon Wireless; Eric Dahl, Vertical Development LLC; Jamie Ford, Vertical Development LLC; Matthew Bandle, Vertical Development LLC



21 Acorn Road Phone: 203-461-3498
Branford, CT Fax: 203-463-8804
06405 asecondino@secondinoanddep.com

ALTRIO INVESTMENT GROUP, LLC

em-t-mobile-014-170523



June 16, 2017

Ms. Amanda Cornwall
Crown Castle
12 Gill Street, Suite 5800
Woburn, MA 01801

**RE: T-Mobile Tower Modifications, 21 Acorn Road, Branford CT
Reference Site # CTNH509A**

Dear Ms. Cornwall,

Please provide Altrio Investment Group (*Landlord and Property Owner*) with all pertinent documentation and information regarding modifications to the subject communication tower or ground lease area including structural analysis report, modification drawings, structural drawings, and drawings indicating T-Mobile equipment plans and elevations.

Please also notify all involved parties that any holes or penetrations in the building envelope are to be performed by the Landlord, Altrio Investment Group LLC and will be billed to the responsible parties.

Best regards,

Alfred J. Secondino
Managing Member

CC: Melanie A Bachman, CT Siting Council, Executive Director
File

Cunliffe, Fred

From: Bachman, Melanie
Sent: Thursday, June 08, 2017 3:35 PM
To: 'Deborah Chase'
Cc: 'Sheldon Freinle'; 'Denise Sabo'; 'Victoria Masse'
Subject: RE: 41 Padanaram Road, Danbury CT 06811 (CT11896A L1900) T-Mobile Antenna EM Application

Good afternoon,

I received a call from Robin Edwards, Corporation Counsel for the City of Danbury. She was concerned about how notice of this request was provided to the City and indicated that it appeared the request was submitted through their "311 service?" From their website, this appears to be a City Service Request Form. I snipped the link to it below for your convenience. The cover letter indicates that a copy was sent to the Mayor and the Director of Planning. Could someone please confirm that a copy of the letter was actually sent rather than submitted to the "311 service" when you have a chance?

Thanks,

Resources



Melanie A. Bachman, Esq.
Executive Director/Staff Attorney
Connecticut Siting Council
10 Franklin Square
New Britain, CT 06051
860-827-2951



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From: Deborah Chase [mailto:deborah@northeastitesolutions.com]
Sent: Friday, May 26, 2017 3:12 PM
To: CSC-DL Siting Council <Siting.Council@ct.gov>; Bachman, Melanie <Melanie.Bachman@ct.gov>; Mathews, Lisa A <Lisa.A.Mathews@ct.gov>
Cc: Sheldon Freinle <sheldon@northeastitesolutions.com>; Denise Sabo <denise@northeastitesolutions.com>; Victoria Masse <victoria@northeastitesolutions.com>
Subject: 41 Padanaram Road, Danbury CT 06811 (CT11896A L1900) T-Mobile Antenna EM Application

Siting Council,

Enclosed please find the Notice of Exempt Modification package from Northeast Site Solutions on behalf of T-Mobile in connection with the above-referenced site.

We are mailing the original and two (2) copies to your office.

Please let me know if you have any questions or problems with the attachment.

Sincerely,

Deborah Chase
Senior Project Coordinator & Analyst
Mobile: 860-490-8839



▲ Start a team. Define. Build. Iterate.



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VIA ELECTRONIC MAIL

July 12, 2021

TO: Telecommunications Industry Representatives

FROM: Melanie A. Bachman, Executive Director *MAB*

RE: Exempt Modification/Tower Share Filings

Pursuant to Regulations of Connecticut State Agencies § 16-50j-73 and §16-50j-88, the April 2013 *Filing Guide for Modification of Existing Telecommunications Facilities*, and the August 2013 *Tower Share Filing Guide*, notice in writing shall be provided to “the Council, the property owner of record... and the chief elected official” of the intent to modify or share an existing telecommunications facility.”

The Town of Plainfield notified the Council that an exempt modification request and a copy of the Council’s June 14, 2021 decision on the request was received by the Town without explanation on July 6, 2021 with a FedEx shipping label dated May 21, 2021. The Town was not provided written notice of the request as required by the regulations and filing guides.

On June 22, 2017, the Council informed requesting entities by memorandum that a copy of the notice and the attachments of the request for exempt modification or tower share ***shall be physically mailed to the chief elected official of the host municipality*** and underlying property owner where the existing telecommunications facility is located and ***proof of mailing shall be submitted to the Council with the request.***

Proof of mailing requires an acknowledgment from the carrier (United States Postal Service or private carrier such as UPS/FedEx) that a parcel was sent to the recipient. A printed shipping label without evidence that the parcel was actually mailed on a specific date is unacceptable.

Pursuant to Sections 16-50j-39a and 16-50j-90, no request shall be processed unless proof of mailing is submitted to the Council with the request.

Thank you in advance for your cooperation.