



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

October 1, 2019

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

RE: **EM-ATC-101-190821** – American Tower Corporation (ATC) notice of intent to modify an existing telecommunications facility located at 50 Devine Street, North Haven, 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 21, 2019. Council staff reviewed this request for completeness and had identified an inconsistency that was more fully described in a notice of incompleteness letter (attached) and e-mail to the requesting entity dated August 29, 2019. The notice of incompleteness recommended that NB+C, LLC provide a construction drawing or a revised request that references the correct proposed generator capacity on or before September 30, 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.

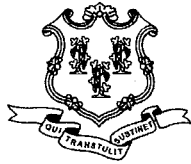
Sincerely,

Melanie Bachman
Executive Director

MAB/IN/emr

Enclosures: Council's Notice of Incompleteness Letter dated August 29, 2019.

c: The Honorable Michael J. Freda, First Selectman, Town of North Haven
Laura Magaraci, Zoning Enforcement Officer, Town of North Haven
424 Chapel Street, LLC, Property Owner



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VIA ELECTRONIC MAIL

August 29, 2019

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

RE: EM-ATC-101-190821 - American Tower Corporation (ATC) notice of intent to modify an existing telecommunications facility located at 50 Devine Street, North Haven, Connecticut.

Dear Ms. Gilbert:

The Connecticut Siting Council (Council) received a notice of intent to modify the above-referenced facility on August 21, 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. Sheet C-101 of the Construction Drawings (CD) prepared by American Tower and dated June 25, 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 a CD or a revised request that references which generator is proposed, on or before September 30, 2019. If additional time is needed to gather the requested information, please submit a written request for an extension of time prior to September 30, 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,

[Handwritten signature of Melanie Bachman]

Melanie Bachman
Executive Director

MAB/IN/emr

c: The Honorable Michael J. Freda, First Selectman, Town of North Haven
Laura Magaraci, Zoning Enforcement Officer, Town of North Haven

