

STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

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December 13, 2013

Adam F. Braillard
Regional Land Use Manager
Smartlink, LLC
33 Boston Post Road West
Marlborough, MA 01752

RE: **TS-AT&T-101-131108** - New Cingular Wireless PCS, LLC (AT&T) Request for an Order to Approve the Shared Use of an Existing Telecommunications Facility located at 50 Devine Street, North Haven, Connecticut.

Dear Mr. Braillard:

At a public meeting held December 12, 2013, the Connecticut Siting Council (Council) ruled that the shared use of this existing tower site is technically, legally, environmentally, and economically feasible and meets public safety concerns, and therefore, in compliance with General Statutes § 16-50aa, the Council has ordered the shared use of this facility to avoid the unnecessary proliferation of tower structures with the following conditions:

- Any deviation from the proposed installation as specified in the original tower share request and supporting materials with the Council shall render this decision invalid;
- Any material changes to the proposed installation as specified in the original tower share request and supporting materials filed with the Council shall require an explicit request for modification to the Council pursuant to Connecticut General Statutes § 16-50aa, including all relevant information regarding the proposed change with cumulative worst-case modeling of radio frequency exposure at the closest point of uncontrolled access to the tower base, consistent with Federal Communications Commission, Office of Engineering and Technology, Bulletin 65;
- Not less than 45 days after completion of the proposed installation, the Council shall be notified in writing that the installation has been completed;
- The validity of this action shall expire one year from the date of this letter; and
- The applicant may file a request for an extension of time beyond the one year deadline provided that such request is submitted to the Council not less than 60 days prior to the expiration.


This decision is under the exclusive jurisdiction of the Council. This facility has been carefully modeled to ensure that radio frequency emissions are conservatively below State and federal standards applicable to the frequencies now used on this tower. Any deviation from this format may result in the Council implementing enforcement proceedings pursuant to General Statutes § 16-50u including, without limitation, imposition of expenses resulting from such failure and of civil penalties in an amount not less than one thousand dollars per day for each day of construction or operation in material violation.

This decision applies only to this request for tower sharing and is not applicable to any other request or construction. Please be advised that the validity of this action shall expire one year from the date of this letter.

The proposed shared use is to be implemented as specified in your letter dated November 7, 2013, including the placement of all necessary equipment and shelters within the tower compound.

Thank you for your attention and cooperation.

Very truly yours,


Robert Stein
Chairman

RS/CDM/laf

c: The Honorable Michael J. Freda, First Selectman, Town of North Haven
Arthur Hausman, Zoning Enforcement Officer, Town of North Haven
Florida Tower Partners
Betsy Henley-Cohn, Property Owner

