



# 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)

November 8, 2016

Daniel M. Laub, Esq.  
Cuddy & Feder LLP  
445 Hamilton Avenue, 14<sup>th</sup> Floor  
White Plains, NY 10601

RE: Additional Condition Requirement Outstanding

**EM-CING-101-150413** - New Cingular Wireless PCS, LLC (AT&T) notice of intent to modify an existing telecommunications facility located at 12 Dwight Street, North Haven, Connecticut.

Dear Attorney Laub:

The Connecticut Siting Council (Council) is in receipt of your letter dated November 7, 2016, submitted on behalf of New Cingular Wireless PCS, LLC (AT&T), requesting an extension of time to submit a notice of compliance with site specific conditions for the above-referenced exempt modification.

The Council hereby grants a 30-day extension of time until December 7, 2016, to submit a notice of compliance with site specific conditions for the above-referenced exempt modification.

This extension is granted with the understanding that the Council will be notified should New Cingular Wireless PCS, LLC (AT&T) need additional time to submit a notice of compliance with site specific conditions for the above-referenced exempt modification.

If you have any questions or concerns, please call the Council office at 860-827-2935.

Thank you for your attention to this matter.

Sincerely,

Melanie Bachman  
Acting Executive Director

MB/cm

Enclosures



445 Hamilton Avenue, 14th Floor  
White Plains, New York 10601  
T 914 761 1300  
F 914 761 5372  
cuddyfeder.com

November 7, 2016

**VIA EMAIL & FEDERAL EXPRESS**

Melanie Bachman, Esq.  
Executive Director  
Connecticut Siting Council  
10 Franklin Square  
New Britain, CT 06051

Re: New Cingular Wireless PCS, LLC (AT&T)  
EM-CING-101-150413 – 12 Dwight Street, New Haven  
EM-CING-143-150415 – 1925 East Main Street, Torrington  
EM-CING-077-150526 – 239 Middle Turnpike East, Manchester  
Exempt Modification Completion Update Extension Request

Dear Executive Director Bachman:

On behalf of our client New Cingular Wireless PCS, LLC ("AT&T") and in response to your letters dated October 24, 2016 regarding the captioned exempt modifications, we respectfully request a one-month extension of time to December 7, 2016 for AT&T to provide written notice of compliance with site-specific conditions for the captioned exempt modification filings made by AT&T and its vendors. Our understanding is that the sites are complete and are in keeping with the required conditions however and documentation confirming same is still in process and should be forwarded to the Council within the next two weeks.

Thank you in advance for your consideration of this request.

Very truly yours,

  
Daniel M. Laub

cc: David P. Cooper, Empire Telecom  
Christopher B. Fisher, Esq.



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October 24, 2016

Daniel M. Laub, Esq.  
Cuddy & Feder LLP  
445 Hamilton Avenue, 14<sup>th</sup> Floor  
White Plains, NY 10601

RE: Notification of Completion Received/Additional Condition Requirement Outstanding

**EM-CING-101-150413** - New Cingular Wireless PCS, LLC (AT&T) notice of intent to modify an existing telecommunications facility located at 12 Dwight Street, North Haven, Connecticut.

Dear Attorney Laub:

The Council is in receipt of a construction activity completion letter dated September 23, 2016 on the above-referenced exempt modification. Thank you for providing this information.

Please note, however, that the decision letter contained site-specific conditions that require written confirmation to the Council that the conditions have been met.

To date, the Council is not in receipt of any communication that the site-specific conditions have been met. Attached please find the decision letter with the conditions the Council has imposed and the completion letter received for your review.

The Council hereby requests compliance on these matters no later than November 7, 2016. If additional time is needed to gather the requested information, please notify the Council in writing.

If you have any questions or concerns, please call the Council office at 860-827-2935.

Thank you for your attention to this matter.

Sincerely,

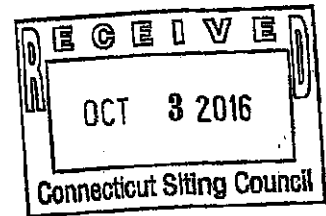
Melanie Bachman  
Acting Executive Director

MB/cm

Enclosures



CONNECTICUT SITING COUNCIL  
Affirmative Action / Equal Opportunity Employer



September 23, 2016

Melanie A. Bachman  
Acting Executive Director  
Connecticut Siting Council  
10 Franklin Square  
New Britain, CT 06051

RE: EM-CING-101-150413 Notice of Completion of Construction for New Cingular Wireless/ AT&T  
Facility at 12 Dwight Street, North Haven, Connecticut

Dear Ms. Bachman:

The purpose of this letter is to notify you that construction activity associated with the above-referenced decision has been completed.

If you have any questions or need any additional information regarding this facility, please do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script that reads "David P. Cooper".

David P. Cooper  
Empire Telecom  
Director of Site Acquisition  
16 Esquire Road  
Billerica, MA 01862  
[dcooper@empiretelecomm.com](mailto:dcooper@empiretelecomm.com)  
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May 4, 2015

David Weisman  
Vertical Development LLC  
20 Commercial Street  
Branford, CT 06405

RE: **EM-CING-101-150413** - New Cingular Wireless PCS, LLC (AT&T) notice of intent to modify an existing telecommunications facility located at 12 Dwight Street, North Haven, Connecticut.

Dear Mr. Weisman:

The Connecticut Siting Council (Council) hereby acknowledges your notice to modify this existing telecommunications facility, pursuant to Section 16-50j-73 of the Regulations of Connecticut State Agencies with the following conditions:

- The tower shall be reinforced in accordance with the recommendations specified in the structural analysis report prepared by American Tower Corporation, dated November 10, 2014 and stamped by William Garrett on November 12, 2014;
- AT&T shall ensure that the tower loading shall not exceed 100 percent of its post-construction structural rating;
- Within 45 days following completion of the equipment installation, AT&T shall provide documentation certified by a professional engineer that its installation complied with the recommendations of the structural analysis;
- Any deviation from the proposed modification as specified in this notice and supporting materials with the Council shall render this acknowledgement invalid;
- Any material changes to this modification as proposed shall require the filing of a new notice with the Council;
- Within 45 days after completion of construction, the Council shall be notified in writing that construction has been completed;
- Any nonfunctioning antenna and associated antenna mounting equipment on this facility owned and operated by New Cingular Wireless PCS, LLC (AT&T) shall be removed within 60 days of the date the antenna ceased to function;
- 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.




CONNECTICUT SITING COUNCIL  
Affirmative Action / Equal Opportunity Employer

The proposed modifications including the placement of all necessary equipment and shelters within the tower compound are to be implemented as specified here and in your notice dated April 8, 2015. The modifications are in compliance with the exception criteria in Section 16-50j-72 (b) of the Regulations of Connecticut State Agencies as changes to an existing facility site that would not increase tower height, extend the boundaries of the tower site by any dimension, increase noise levels at the tower site boundary by six decibels or more, and increase the total radio frequencies electromagnetic radiation power density measured at the tower site boundary to or above the standards adopted by the Federal Communications Commission pursuant to Section 704 of the Telecommunications Act of 1996 and by the state Department of Energy and Environmental Protection pursuant to Connecticut General Statutes § 22a-162. This facility has also 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.

This decision is under the exclusive jurisdiction of the Council. Please be advised that the validity of this action shall expire one year from the date of this letter. Any additional change to this facility will require explicit notice to this agency pursuant to Regulations of Connecticut State Agencies Section 16-50j-73. Such notice shall include 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. Thank you for your attention and cooperation.

Very truly yours,



Melanie A. Bachman  
Acting Executive Director

MAB/CMW/cm

c: The Honorable Michael J. Freda, First Selectman, Town of North Haven  
Arthur Hausman, Zoning Enforcement Officer, Town of North Haven  
15 Dwight Street LLC  
American Tower