



STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

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October 1, 2002

Christopher B. Fisher, Esq.
Cuddy & Feder & Worby LLP
90 Maple Avenue
White Plains, NY 10601-5196

RE: **EM-AT&T-033-105-110-131-155-020905** - AT&T Wireless PCS, LLC d/b/a AT&T Wireless notice of intent to modify existing telecommunications facilities located in Cromwell, Plainville, Old Lyme, Southington, and West Hartford, Connecticut.

Dear Attorney Fisher:

At a public meeting held on September 25, 2002, the Connecticut Siting Council (Council) acknowledged your notice to modify these existing telecommunications facilities, pursuant to Section 16-50j-73 of the Regulations of Connecticut State Agencies with the condition that, at the West Hartford site on New Britain Avenue, AT&T replace the Mountain Laurel shrubs that have died in that portion of the screening area for which they have responsibility.

The proposed modifications are to be implemented as specified here and in your notice dated September 3, 2002. 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 sites that would not increase tower heights, extend the boundaries of the tower site, increase noise levels at the tower site boundaries by six decibels, and increase the total radio frequencies electromagnetic radiation power density measured at the tower site boundaries to or above the standard adopted by the State Department of Environmental Protection pursuant to General Statutes § 22a-162. These facilities have also been carefully modeled to ensure that radio frequency emissions are conservatively below State and federal standards applicable to the frequencies now used on these towers.

This decision is under the exclusive jurisdiction of the Council. Any additional change to these facilities 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. 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.

Thank you for your attention and cooperation.

Very truly yours,

Mortimer A. Gelston
Chairman

MAG/DM/laf

c: See attached list.

List Attachment.

- c: Honorable Stanley A. Terry, Jr., First Selectman, Town of Cromwell
- Frederic Curtin, Zoning Enforcement Officer, Town of Cromwell
- Honorable William A. Petit, Town Council Chairman, Town of Plainville
- Robert W. Jackson, Town Manager, Town of Plainville
- Len Tunderman, Town Planner, Town of Plainville
- Honorable Timothy C. Griswold, First Selectman, Town of Old Lyme
- Harry Smith, Planning Director, Town of Old Lyme
- Honorable William V. DePaolo, Town Council Chairman, Town of Southington
- John Weichsel, Town Manager, Town of Southington
- Mary Hughes, Town Planner, Town of Southington
- Barry M. Feldman, Town Manager, Town of West Hartford
- Mila Limson, Senior Planner, Town of West Hartford