

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

Internet: ct.gov/csc

Daniel F. Caruso
Chairman

April 15, 2008

Kenneth C. Baldwin, Esq.
Robinson & Cole LLP
280 Trumbull Street
Hartford, CT 06103-3597

RE: **TS-VER-106-080320** – Celco Partnership d/b/a Verizon Wireless request for an order to approve tower sharing at an approved telecommunications facility located at 77 Springbrook Road, Old Saybrook, Connecticut.

Dear Attorney Baldwin:

At a public meeting held April 10, 2008, 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. 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.

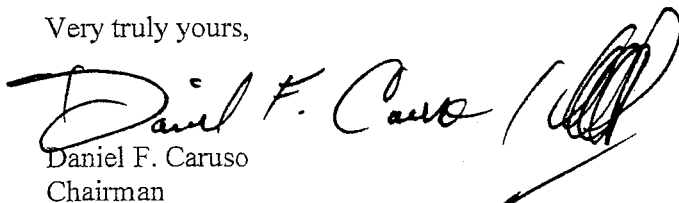
This decision is under the exclusive jurisdiction of the Council. Any additional change to this facility may require an explicit request to this agency pursuant to General Statutes § 16-50aa or notice pursuant to Regulations of Connecticut State Agencies Section 16-50j-73, as applicable. Such request or 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.

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 March 20, 2008, including the placement of all necessary equipment and shelters within the tower compound.

Thank you for your attention and cooperation.

Very truly yours,



Daniel F. Caruso
Chairman

DFC/MP/cm

c: The Honorable Michael A. Pace, First Selectman, Town of Old Saybrook
Christine Nelson, Town Planner, Town of Old Saybrook
Crossroad Communications

TS-VER-106-080320

280 Trumbull Street
Hartford, CT 06103-3597
Main (860) 275-8200
Fax (860) 275-8299
kbaldwin@rc.com
Direct (860) 275-8345

ORIGINAL

March 20, 2008



CONNECTICUT
SITING COUNCIL

Via Hand Delivery

Mr. S. Derek Phelps
Executive Director
Connecticut Siting Council
10 Franklin Square
New Britain, CT 06051

Re: **Request of Cellco Partnership d/b/a Verizon Wireless for an Order to Approve the Shared Use of a Replacement Tower at 77 Springbrook Road, Old Saybrook, Connecticut**

Dear Mr. Phelps:

Pursuant to Connecticut General Statutes §16-50aa, as amended, Cellco Partnership d/b/a Verizon Wireless (“Cellco”) hereby requests an order from the Connecticut Siting Council (“Council”) to approve the proposed shared use by Cellco of a radio broadcast tower which is owned by Crossroads Communications (“CCI”) and located at 77 Springbrook Road in Old Saybrook, Connecticut. Cellco requests that the Council find that the proposed shared use of this tower satisfies the criteria stated in Connecticut General Statutes § 16-50aa and issue an order approving the proposed shared use. In accordance with R.C.S.A. § 16-50j-73, a copy of this letter is being sent to Old Saybrook First Selectman, Michael Pace.



Background

On August 9, 1994, the Council approved Petition No. 327, a proposal by Cellco to establish a telecommunications facility at 2 Ferry Place in Old Saybrook. This proposal involved the installation of antennas on an abandoned chimney stack. As the Council is aware, Cellco is currently upgrading many of its existing telecommunications facilities throughout Connecticut. Structurally, the existing chimney stack at 2 Ferry Place cannot support Cellco’s proposed upgrades and facility modifications.

Law Offices

BOSTON

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WHITE PLAINS

NEW YORK CITY

SARASOTA

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HART1-1442294-2

S. Derek Phelps
March 20, 2008
Page 2

In the Spring of 2005, Crossroads Communications of Old Saybrook, LLC (“Crossroads”) received approval from the Town of Old Saybrook to construct a 175-foot monopole tower. This new tower would replace one of its existing WLIS auxiliary radio towers located at 77 Springbrook Road in Old Saybrook. Cellco intends to remove its antennas and related equipment from the facility at 2 Ferry Place and establish a new wireless telecommunications facility on the Crossroads tower. The Crossroads tower will be owned and managed by National Tower, LLC (“National”) and is planned for construction in 2008.

Cellco is licensed by the Federal Communications Commission (FCC) to provide cellular and PCS wireless telephone services in the State of Connecticut, which includes the area to be served by Cellco’s proposed Old Saybrook installation. Cellco and Crossroads/National have agreed to the proposed shared use of the replacement radio tower pursuant to mutually acceptable terms and conditions, and the owner has authorized Cellco to apply for all necessary local, state and federal permits, approvals, and authorizations which may be required for the proposed shared use of this facility.

Cellco proposes to install a total of twelve (12) panel-type antennas at the 173-foot level on the 175-foot tower. Cellco will also install a 12’ x 20’ equipment shelter and stand alone back-up generator within a fenced compound at the base of the tower. See Project Plans located behind Tab 1.

C.G.S. § 16-50aa(c)(1) provides that, upon written request for approval of a proposed shared use, “if the council finds that the proposed shared use of the facility is technically, legally, environmentally and economically feasible and meets public safety concerns, the council shall issue an order approving such shared use.” The shared use of the tower satisfies these criteria as follows:

A. Technical Feasibility. The replacement tower will be structurally capable of supporting the proposed Cellco antennas. The proposed shared use of this tower therefore is technically feasible.

B. Legal Feasibility. Under C.G.S. § 16-50aa, the Council has been authorized to issue orders approving the proposed shared use of a tower facility such as the Crossroads facility in Old Saybrook. This authority complements the Council’s prior-existing authority under C.G.S. § 16-50p to issue orders approving the construction of new towers that are subject to the Council’s jurisdiction. In addition, § 16-50x(a) directs the Council to “give such consideration to other state laws and



S. Derek Phelps
March 20, 2008
Page 3

municipal regulations as it shall deem appropriate” in ruling on requests for the shared use of existing towers facilities. Under the statutory authority vested in the Council, an order by the Council approving the requested shared use would permit Verizon to obtain a building permit for its proposed installations.

C. **Environmental Feasibility.** The proposed shared use would have a minimal environmental effect, for the following reasons:

1. The proposed installations of Cellco antennas would have an insignificant incremental visual impact, and would not cause any significant change or alteration in the physical or environmental characteristics of the existing site. In particular, the proposed installation of Cellco antennas would not increase the height of the Crossroads tower, and would not extend the boundaries of the tower site outside the limits of the existing property.
2. The proposed installations would not increase the noise levels at the existing facility by six decibels or more.
3. Operation of Cellco antennas at this site would not exceed the total radio frequency (RF) electromagnetic radiation power density level adopted by the Federal Communications Commission. The “worst-case” exposure calculated for operation of Cellco’s facility (i.e., calculated at the base of the tower), would be 5.75% of the standard). See Power Density Calculation Table behind Tab 2.
4. The proposed installations, would not require any water or sanitary facilities, or generate air emissions or discharges to water or sanitary facilities, or generate air emissions or discharges to water bodies. After construction is complete the proposed installations would not generate any traffic other than periodic maintenance visits.

The proposed use of the approved Crossroads tower would, therefore, have a minimal environmental effect, and is environmentally feasible.



S. Derek Phelps
March 20, 2008
Page 4

E. Economic Feasibility. As previously mentioned, Crossroads/National and Cellco have entered into an agreement to share the use of the Crossroads tower on terms agreeable to the parties. The proposed tower sharing is therefore economically feasible.

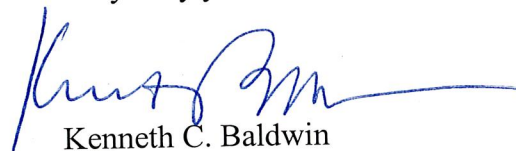
F. Public Safety Concerns. As stated above, the tower will be structurally capable of supporting the Cellco antennas. Cellco is not aware of any public safety concerns relative to the proposed sharing of the existing tower. In fact, the provision of new or improved wireless telecommunications service through shared use of the existing tower is expected to enhance the safety and welfare of area residents.

Conclusion

For the reasons discussed above, the proposed shared use of the Crossroads tower in Old Saybrook, Connecticut satisfies the criteria stated in C.G.S. § 16-50aa and advances the General Assembly's and the Siting Council's goal of preventing the proliferation of towers in Connecticut. The Applicant therefore requests that the Siting Council issue an order approving the proposed shared use.

Thank you for your consideration of this matter.

Very truly yours,


Kenneth C. Baldwin

Enclosures

Copy to:

Michael Pace, Old Saybrook First Selectman
Christopher B. Fisher, Esq.
Sandy M. Carter
Michelle Kababik



Cellco Partnership

d.b.a. **verizon** wireless

OLD SAYBROOK

77 SPRINGBROOK ROAD

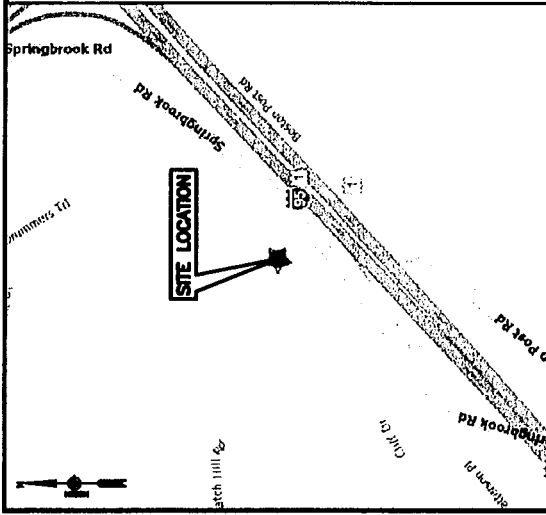
OLD SAYBROOK, CT 06475

NOTE: THIS DOCUMENT WAS DEVELOPED TO REFLECT A SPECIFIC SITE AND ITS SITE CONDITIONS AND IS NOT TO BE USED FOR ANOTHER SITE OR WHEN OTHER CONDITIONS PERTAIN. REUSE OF THIS DOCUMENT IS AT THE SOLE RISK OF THE USER.

STRUCTURAL NOTE: NEW CONSTRUCTION REPRESENTED ON THESE PLANS IS PROPOSED PREDICATED ON THE REQUIREMENT THAT A STRUCTURAL ANALYSIS BE PERFORMED BY A LICENSED CONNECTICUT PROFESSIONAL STRUCTURAL ENGINEER AND CERTIFICATION IS GIVEN BY THE ENGINEER THAT THE EXISTING TOWER AND ALL EXISTING AND PROPOSED ANTENNAS AND APPURTENANCES SUPPORTED BY THE TOWER AND ANY REQUIRED IMPROVEMENTS AND REINFORCEMENTS HAVE SUFFICIENT STRUCTURAL CAPACITY AND COMPLY WITH THE CONNECTICUT BUILDING CODE AND ALL APPLICABLE EIA/TIA CRITERIA. NO WORK PROPOSED HEREON SHALL BE PROGRESSSED WITHOUT CONFIRMATION OF THIS CERTIFICATION.

DIRECTIONS (FROM HARTFORD, CT):

HEAD NORTH ON MAIN ST TOWARD ATHENEUM SQUARE. TURN RIGHT ON CENTRAL ROW. BEAR LEFT ON AMERICAN ROW. BEAR RIGHT ON STATE ST. CONTINUE ON FOUNDERS BRIDGE. CONTINUE ON CT-2 EAST. BEAR RIGHT ON CT-11 SOUTH. TURN RIGHT ON EAST HADDAM ROAD (CT-82). TURN LEFT ON DARLING ROAD. TURN LEFT ON GUNGT ROAD. BEAR LEFT ON GRASSY HILL ROAD. ARRIVE AT 333 GRASSY HILL ROAD. THE SITE WILL BE ON THE LEFT.



LOCATION MAP
OLD SAYBROOK, CT

NOT TO SCALE

PROJECT SUMMARY

SITE NAME: OLD SAYBROOK
SITE NUMBER: CT-02240
SITE ADDRESS: 77 SPRINGBROOK ROAD
OLD SAYBROOK, CT 06475
PROPERTY OWNER: CROSSROADS COMMUNICATIONS
OF OLD SAYBROOK, LLC
TOWER OWNER: NATIONAL TOWER, LLC
APPLICANT: CELCO PARTNERSHIP
d.b.a. VERIZON WIRELESS
99 EAST RIVER DRIVE
EAST HARTFORD, CT 06108
CONTACT PERSON: SANDY CARTER
CELCO PARTNERSHIP
(860) 803-8219
COORDINATES: LATITUDE: 41°-18'-49.8" N
LONGITUDE: 72°-21'-50.5" W
COORDINATES PROVIDED BY
REFERENCE DRAWING STATED
ON SHEET S-1

SHEET INDEX	
SHEET NO.	DESCRIPTION
T-1	TITLE SHEET
S-1	PARTIAL SITE PLAN
S-2	MONOPOLE ELEVATION

NOTE:
DRAWINGS FOR SITING COUNCIL ONLY. NOT
TO BE USED FOR CONSTRUCTION.

NO.	DATE	BY	DESCRIPTION
0	01/25/08	CMS	FINAL SITING COUNCIL
A	01/21/08	CMS	PRELIMINARY SITING COUNCIL

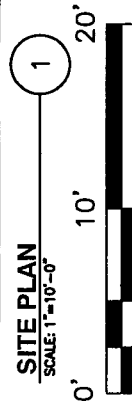
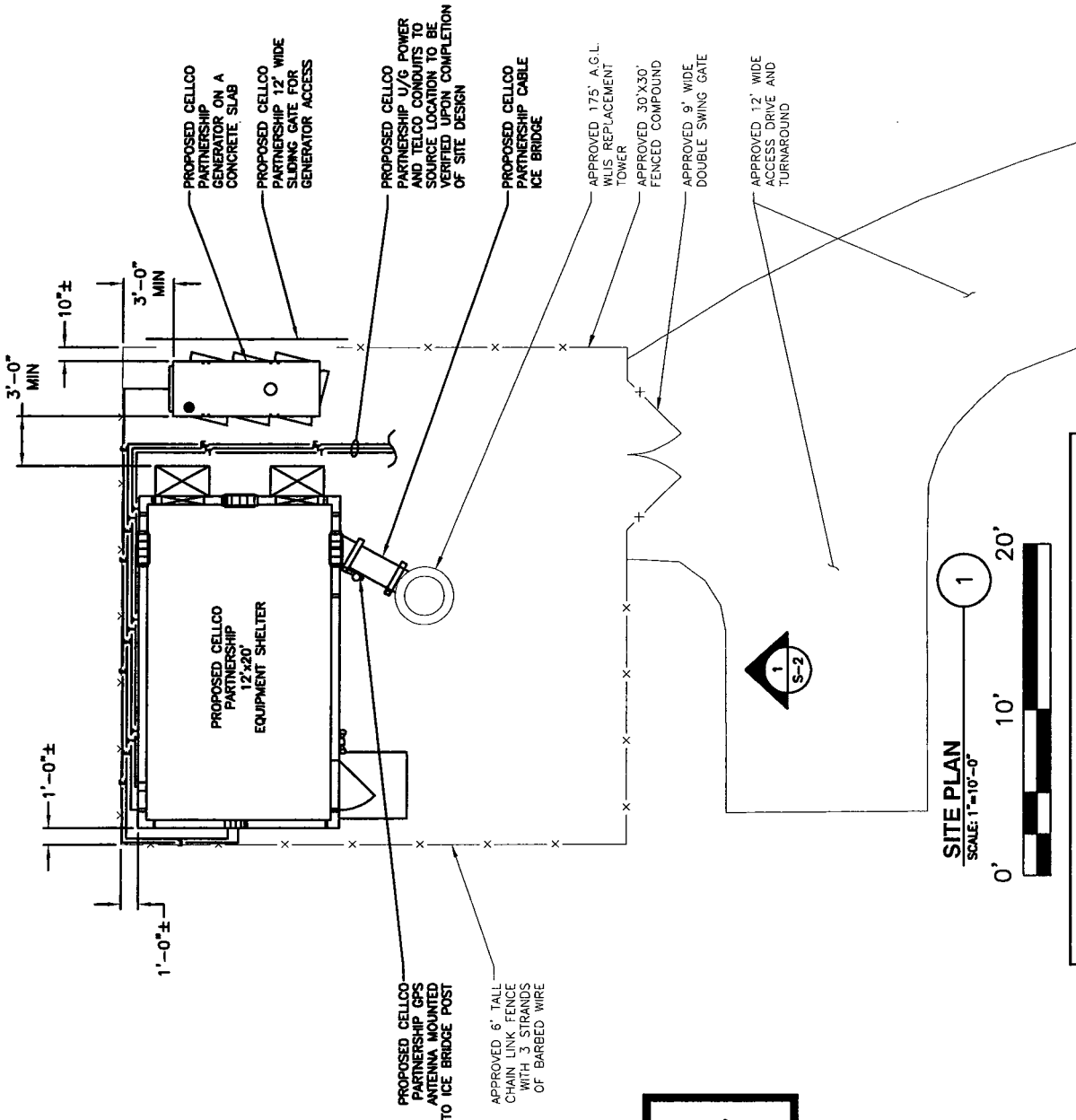
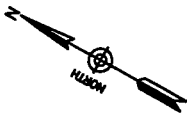
Dewberry
Dewberry-Goodkind, Inc.
59 ELM STREET
NEW HAVEN, CT 06510
203.776.2277 PHONE
203.776.2288 FAX

SCALE: AS SHOWN
DESIGNED BY: CMS
DATE: 01/21/08
DGI PROJECT NO.: 50009876

TITLE SHEET

Cellco Partnership
d.b.a. **verizon** wireless

SITE NAME: OLD SAYBROOK
77 SPRINGBROOK ROAD
OLD SAYBROOK, CT 06475
PROJECT NO.: 2007264757
LOCATION CODE: 184355
SHEET NO.: T-1



ALL ITEMS LABELED "APPROVED" ARE NOT YET CONSTRUCTED AT THE TIME THAT THESE PLANS WERE PREPARED, AND WILL BE CONSTRUCTED BY OTHERS PRIOR TO, OR IN CONJUNCTION WITH, THE INSTALLATION PROPOSED IN THESE PLANS.

REFERENCE NOTE:
THIS DRAWING WAS DEVELOPED USING INFORMATION TAKEN FROM A DRAWING TITLED "SITE PLAN", JOB NUMBER 2001-426, DATED 10/23/01, REV 5 DATED 08/30/02, AND DONE BY ANDREWS SURVEY & ENGINEERING, INC. OF UXBRIDGE, MA

- NOTES:**
- DRAWING IS SCHEMATIC. FINAL EQUIPMENT LOCATIONS, UTILITY ROUTING, ANTENNA TYPES, AND ANTENNA AZIMUTHS WILL BE FINALIZED UPON COMPLETION OF DESIGN.
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 - ALL UNUSED OR INACTIVE EQUIPMENT & CONDUITS IN PROPOSED CELCO PARTNERSHIP EQUIPMENT SPACE TO BE REMOVED. ALL ACTIVE EQUIPMENT & CONDUITS TO BE RE-ROUTED OUTSIDE CELCO PARTNERSHIP EQUIPMENT SPACE.

Dewberry-Goodkind, Inc. 59 ELM STREET SOUTH BRITAIN, CT 06480 203.776.2277 PHONE 203.776.2288 FAX		SCALE: AS SHOWN DESIGNED BY: CMS		PROJECT NO.: 2007264757 LOCATION CODE: 184355	
		DATE: 01/21/08 DCI PROJECT NO. 50009876		SHEET NO. S-1	
PARTIAL SITE PLAN		CELCO Partnership d.b.a. verizon wireless		PROJECT NO.: 2007264757 LOCATION CODE: 184355	
SITE NAME: OLD SAYBROOK 77 SPRINGBROOK ROAD OLD SAYBROOK, CT 06475		SCALE: AS SHOWN DESIGNED BY: CMS		PROJECT NO.: 2007264757 LOCATION CODE: 184355	
DATE: 01/21/08 DCI PROJECT NO. 50009876		SCALE: AS SHOWN DESIGNED BY: CMS		SHEET NO. S-1	
DATE: 01/25/08 BY: CMS		DATE: 01/21/08 BY: CMS		SHEET NO. S-1	
FINAL SITING COUNCIL		PRELIMINARY SITING COUNCIL		SHEET NO. S-1	
NO. DATE BY DESCRIPTION		NO. DATE BY DESCRIPTION		SHEET NO. S-1	

TOP OF APPROVED TOWER
ELEV. = 175'-0" ± A.G.L.

C.L. OF PROPOSED CELCOO PARTNERSHIP ANTENNAS
ELEV. = 175'-0" ± A.G.L.

PROPOSED
CELCOO PARTNERSHIP
ANTENNAS (TYP-12)

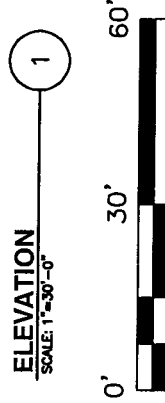
APPROVED 175' A.G.L.
WLS REPLACEMENT
TOWER

PROPOSED CELCOO
PARTNERSHIP
GENERATOR

APPROVED 6' HIGH
CHAIN LINK FENCE

PROPOSED CELCOO
PARTNERSHIP
EQUIPMENT
SHELTER

REFERENCE NOTE:
THIS DRAWING WAS DEVELOPED USING
INFORMATION TAKEN FROM A DRAWING
TITLED "SITE DETAILS", JOB NUMBER
2001-426, DATED 10/23/01, REV 5 DATED
08/30/02, AND DONE BY ANDREWS SURVEY
& ENGINEERING, INC. OF UXBRIDGE, MA



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- NOT ALL INFORMATION SHOWN FOR CLARITY.

ALL ITEMS LABELED "APPROVED" ARE NOT YET CONSTRUCTED AT THE TIME THAT THESE PLANS WERE PREPARED, AND WILL BE CONSTRUCTED BY OTHERS PRIOR TO, OR IN CONJUNCTION WITH, THE INSTALLATION PROPOSED IN THESE PLANS.

Dewberry
Dewberry-Goodkind, Inc.
99 ELM STREET
NEW HAVEN, CT 06510
203.776.2277 PHONE
203.776.2268 FAX

SCALE: AS SHOWN
DESIGNED BY: CMS
DATE: 01/21/08
DGI PROJECT NO. 50009876

TOWER ELEVATION
SITE NAME: OLD SAYBROOK
77 SPRINGBROOK ROAD
OLD SAYBROOK, CT 06475

Cellco Partnership
d.b.a. **verizon wireless**
PROJECT NO.: 2007264757
LOCATION CODE: 184355
SHEET NO. S-2

NO.	DATE	BY	DESCRIPTION
0	01/25/08	CMS	FINAL SITING COUNCIL
A	01/21/08	CMS	PRELIMINARY SITING COUNCIL

General Power Density

Site Name: Old Saybrook East Re-Lo,
 Tower Height: 173 ft rad center

Operator	Operating Frequency (MHz)	Number of Trans.	ERP Per Trans. (watts)	Total ERP (watts)	Distance to Target (feet)	Calculated Power Density (mW/cm ²)	Maximum Permissible Exposure* (mW/cm ²)	Fraction of MPE (%)
Verizon	869	9	200	1800	173	0.0216	0.5793	3.73%
Verizon	1900	6	280	1680	173	0.0202	1	2.02%
Total Percentage of Maximum Permissible Exposure								5.75%

*Guidelines adopted by the FCC on August 1, 1996, 47 CFR Part 1 based on NCRP Report 86, 1986 and generally on ANSI/IEEE C95.1-1992

MHz = Megahertz

mW/cm² = milliwatts per square centimeter

ERP = Effective Radiated Power

Absolute worst case scenario, maximum values used.





Law Office
of
WILLIAM A. CHILDRESS
Attorneys at Law

210 MAIN STREET
OLD SAYBROOK, CONNECTICUT 06475

WILLIAM A. CHILDRESS
CHRISTINA P. BURNHAM
H. BENJAMIN HODGE

TEL (860) 388-4464
FAX (860) 395-0412

September 22, 2008

Ms. Christina Costa, Zoning Enforcement Officer
Town of Old Saybrook
302 Main Street
Old Saybrook, CT 06475

Re: Crossroads Communications - CZC #92-126

Dear Chris:

I have reviewed the file and spoken to my client on the referenced matter. The application for special exception was approved in September of 2002 and again in May of 2005 after the original approval lapsed. In both applications, and in the public hearings on each, the tower was represented as "auxiliary" or "back-up" to the WLIS radio tower on Route 9; and in both hearings the prospect and desirability of attracting telecommunication co-locators was discussed. Although I don't find it in the minutes, both my client and I recall that one or more members of the Commission encouraged co-location and commented that the Town should refer co-locators to my client to help preclude additional towers elsewhere in Town.

The tower was constructed as approved. Although there is some co-locator equipment attached to the tower, it is not yet operational as electricity has not yet been brought to the site. My client advises that the Siting Council approved the co-locators at this site.

The plans (see "Proposed Monopole Tower Elevation") show a "24" radius STL transmitting disk" at the 100' level. STL stands for Studio Transmitter Link and is the apparatus which would be used in the exercise of this tower's auxiliary radio function. My client advises that the STL disk will be installed on the tower after electric power is in place, estimated to be in the next few weeks.

I hope this clarifies this situation. Please call if you have further questions.

Very truly yours,

William A. Childress

WAC:sca

cc: Donald DeCesare

To: Old Saybrook Zoning Commission
From: Crossroads Communications of Old Saybrook, LLC
Re: Special Exception Application - Map 58, Lots 17-1 & 17-2
Date: March 18, 2005

STATEMENT OF USE

USE: The applicant will use the portion of the property affected by this application for the installation of a new monopole to replace the existing WLIS auxiliary radio tower. The monopole will be 175 feet tall, with dish antennae. The tower site(30' x 30') will be fenced and screened with evergreens. Access to the site is provided as shown on the plan. Use of the site for this use is authorized by variance No. 04/05-40 granted by the Old Saybrook Zoning Board of Appeals on March 9, 2005.

WATER SUPPLY: N/A - Structure will not be used for habitation and no water supply is necessary.

SEWAGE DISPOSAL: N/A - Structure will not be used for habitation and no septic system is necessary.

SOLID WASTE: To the extent any waste or debris is generated during the use of the structure, the owner will be responsible for removal of the same from the site. No dumpster or other receptacle is proposed.

DRAINAGE: Existing and proposed driveway and parking areas will be pervious, and no additional drainage measures are proposed.


UTILITIES: Underground power to the tower facility will be provided from the existing building on the site; a pad-mounted transformer will be provided within the tower site.

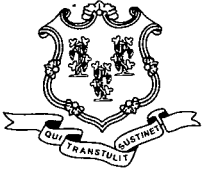
VISITS: There will be no one occupying the tower site and no visits from the public. Visits from technicians will be approximately one per month. If additional carriers should co-locate on the tower in the future, one visit per carrier per month might be reasonably anticipated.

PARKING: No parking requirements are set forth in the regulations. The existing gravel driveway on the site provides areas for parking.

HAZARDOUS SUBSTANCES: No toxic or hazardous substances will be used, stored or processed in connection with the proposed use or occupancy.

CROSSROADS COMMUNICATIONS OF
OLD SAYBROOK, LLC

By 
William A. Childress
Its Attorney



Daniel F. Caruso
Chairman

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
Internet: ct.gov/csc

October 3, 2008

William A. Childress, Esq.
Law Office of William A. Childress
210 Main Street
Old Saybrook, CT 06475

RE: **TS-VER-106-080320** – Cellco Partnership d/b/a Verizon Wireless request for an order to approve tower sharing at an approved telecommunication facility located at 77 Springbrook Road, Old Saybrook, Connecticut. Replacement Tower.

Dear Attorney Childress:

The Connecticut Siting Council (Council) is in receipt of recent correspondence from Christina M. Costa, Zoning Enforcement Officer for the Town of Old Saybrook (dated September 24, 2008) in reference to the above-referenced tower share authorization. Ms. Costa's correspondence contained a letter from you addressed to her (dated September 22, 2008) in reference to the same.

As you are likely aware, the Connecticut Siting Council (Council) is an executive branch agency of Connecticut State Government charged with the review and permitting of wireless (i.e. cellular and PCS) telecommunications facilities in Connecticut. On March 20, 2008, the Council received a Tower Sharing Application from Cellco Partnership d/b/a Verizon Wireless (Cellco) to co-locate a replacement tower at 77 Springbrook Road, Old Saybrook.

In the Tower Sharing Application, Cellco stated the following:

On August 9, 1994, the Council approved Petition No. 327, a proposal by Cellco to establish a telecommunications facility at 2 Ferry Place in Old Saybrook. This proposal involved the installation of antennas on an abandoned chimney stack. As the Council is aware, Cellco is currently upgrading many of its existing telecommunications facilities throughout Connecticut. Structurally, the existing chimney stack at 2 Ferry Place cannot support Cellco's proposed upgrades and facility modifications.

In the Spring of 2005, Crossroads Communications of Old Saybrook, LLC (Crossroads) received approval from the Town of Old Saybrook to construct a 175-foot monopole tower. This new tower would replace one of its existing WLIS auxiliary radio towers located at 77 Springbrook Road in Old Saybrook. Cellco intends to remove its antennas and related equipment from the facility at 2 Ferry Place and establish a new wireless telecommunications facility on the Crossroads tower. The Crossroads tower will be owned and managed by National Tower, LLC (National) and is planned for construction in 2008.



CONNECTICUT SITING COUNCIL
Affirmative Action / Equal Opportunity Employer

Cellco is licensed by the Federal Communications Commission (FCC) to provide cellular and PCS wireless telephone services in the State of Connecticut, which includes the area to be served by Cellco's proposed Old Saybrook installation.

Cellco proposes to install a total of twelve (12) panel-type antennas at the 173-foot level on the 175-foot tower. Cellco will also install a 12' by 20' equipment shelter and stand alone back-up generator within a fenced compound at the base of the tower...

Based on these representations the Council understood that the replacement tower described above would operate primarily as a (backup/auxiliary) radio tower and thus did not fall within the meaning of "telecommunications towers" under Connecticut General Statutes (CGS) §16-50i(a)(6). Under that scenario, approval of the tower would instead fall within municipal jurisdiction and therefore would not require Council approval. Notwithstanding this, cellular and PCS carriers are of course eligible to apply for tower sharing with the Council pursuant to CGS §16-50aa even if the tower itself is a radio tower. Accordingly, Cellco's Tower Sharing Application was approved by the Council on April 10, 2008, which served to grant Cellco permission to co-locate on the replacement radio tower.

It is our understanding that the replacement tower has been constructed and Cellco has installed equipment on the tower. Your letter seems to confirm this. Furthermore, we are advised that the studio transmitter link disk (associated with the radio service for which your approval was obtained from the town) is not yet installed on the tower, pending the installation of electrical service.

Simply put, if Cellco is operating its (cellular or PCS) equipment on this tower in the absence of any radio equipment, this tower is effectively functioning as a "telecommunications tower" consistent with CGS §16-50i(a)(6), without proper Council approval. Such a situation is potentially problematic for all concerned, including the citizens of this state. Moreover, the absence of the WLIS auxiliary radio equipment on the tower (as approved by the municipality for the purposes therein contained) potentially renders the basis of the tower sharing application that came before this agency as improper. This means that what exists today is a tower that requires Council approval, most likely through an application for a Certificate of Environmental Compatibility and Public Need.

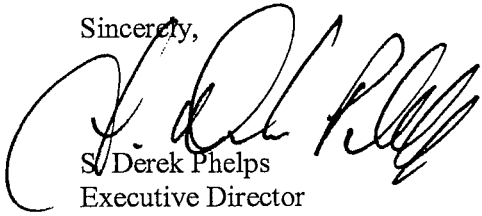
There appear to be only two remedies to this situation described herein. The tower owner needs to either promptly install the WLIS radio equipment to allow the tower to function as a back-up radio tower as permitted by the Town of Old Saybrook, or file an application with the Council for a Certificate of Environmental Compatibility and Public Need to certify this tower as a telecommunications facility.

Attorney Childress, the Council urges your client to implement one of these remedies and to demonstrate such with this agency within six months from the date of this letter. Failure to do so will regrettably require further actions by the Council which may include, but are not limited to, referral to the state Attorney General for enforcement action pursuant to applicable statutory authority.

As always, the Council remains available to you to assist in achieving a mutually agreeable resolution to this unfortunate situation in the manner described above. Thank you for your

anticipated prompt attention to this matter. Please feel free to contact me or Assistant Attorney General Robert L. Marconi (at 860 827-2682) if you have any questions.

Sincerely,

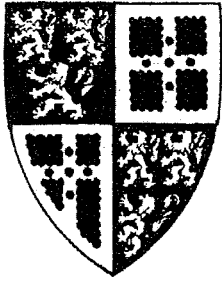
A handwritten signature in black ink, appearing to read 'Derek Phelps', written over a large, stylized flourish.

S/Derek Phelps
Executive Director

SDP/MP

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c: Honorable Michael A. Pace, First Selectman, Town of Old Saybrook
Christine Nelson, Town Planner, Town of Old Saybrook
Kenneth C. Baldwin, Esq., Robinson & Cole LLP



TOWN OF OLD SAYBROOK
Land Use Department

302 Main Street • Old Saybrook, Connecticut 06475-1741
Telephone (860) 395-3131 • FAX (860) 395-1216

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CONNECTICUT
SITING COUNCIL

September 24, 2008

ORIGINAL

Mr. S. Derek Phelps
Executive Director
Connecticut Siting Council
10 Franklin Square
New Britain, CT 06051

RE: Crossroads Communications, LLC. (WLIS Radio)
CZC#05-056/Special Exception Permit for construction of 175' monopole tower
77 Springbrook Road, Old Saybrook, Map 58, Lots 17-1 & 17-2, B-2 Zone

Dear Mr. Phelps,

Enclosed please find correspondence from Attorney William Childress regarding questions that I posed to him in a telephone conversation several weeks ago and a copy of the applicant's 2005 statement of use that was included with the permit application. I hope this letter will assist in clarifying permitting issues that we discussed.

Please feel free to contact me with any questions.

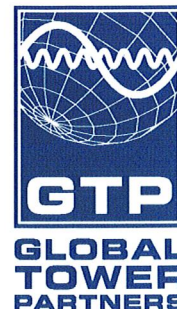
Sincerely,

A handwritten signature in cursive script, appearing to read "Christina M. Costa".

Christina M. Costa
Zoning Enforcement Officer

Copy to: File
Robert Friedmann, Chairman, Zoning Commission
Attorney William Childress
Adrienne Hutt, Resident of 6 Drummers Trail

ORIGINAL



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CONNECTICUT
SITING COUNCIL

November 12, 2008

State of Connecticut
Connecticut Siting Council
Ten Franklin Square
New Britain, CT 06051

RE: TS-VER-106-080320 – Cellco Partnership d/b/a Verizon
National Tower Site CT-5036/Old Saybrook

Dear Mr. Phelps,

We are in receipt of a letter sent to Verizon from the Connecticut Siting Council raising concerns regarding the status of radio equipment on the new monopole on WLIS Radio Station's property.

We would like you to know that we have asked Crossroads Communication-WLIS radio of the precise status of their intended radio equipment installation and to the extent not already installed, that it be installed as quickly as possible. We have asked that they apprise us of the status of the matter as soon as possible and to the extent not installed already, to provide a near term time frame in which the equipment shall be installed.

We will inform you of the results of our inquiry and assure that the matter is remedied promptly and to the extent necessary.

Sincerely,

A handwritten signature in blue ink that reads "Beth Henson".

Beth Henson
Asset Manager

Cc: Honorable Michael A. Pace, First Selectman, Town of Old Saybrook
Christine Nelson, Town Planner, Town of Old Saybrook
Kenneth C. Baldwin, Esq., Robinson & Cole LLP

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