



TOWER RESOURCE MANAGEMENT, INC.

NOTICE OF EXEMPT MODIFICATIONS
(Pursuant to RCSA § 16-50j-72(b))

LOCATION: 5 Barbara Road (off Ruops Road), Tolland, CT
Latitude: 41-52-22 / Longitude: 72-20-22

CARRIER/USER: AT&T Wireless now known as New Cingular Wireless PCS, LLC,
a Delaware limited liability company with a mailing address of
6100 Atlantic Boulevard, Norcross, Georgia 30071

OWNER: American Tower Corporation

TOWER TYPE: M

TOWER HEIGHT: 150 FEET

ELEVATION: 700 FEET

EQUIPMENT TYPE: 6 Allgon 7250.03 panel antennas
ANTENNA HEIGHT: 110 feet
EQUIPMENT BLDG: No – outdoor cabinets

SITE REFERENCE: CT 2317 – TOLLAND EAST CENTRAL

DATE: October 31, 2006

A. Summary

As a result of the merger of AT&T Wireless (“AT&T”) and New Cingular Wireless PCS, LLC (“Cingular”), Cingular desires to decommission sites located within the State of Connecticut. In particular Cingular is removing the AT&T Wireless antennas and a portion of the associated equipment located at the above-referenced site. Cingular will no longer require the use and operation of the AT&T Wireless portion of the above site and requests the Siting Council to allow this exempt modification.

B. Compliance with RCSA §16-50j-72(b)

The modifications Cingular is requesting comply with the requirements of RCSA §16-50j-72(b) because they do not have any substantial adverse environmental effect detailed as follows:

1. The facility is located at 5 Barbara Road (off Ruops Road), Tolland, CT (Latitude: 41-52-22 / Longitude: 72-20-22). The AT&T antennas have a rad

- center of 110 feet. The existing equipment is located inside the interior of the existing site compound and will not extend the boundaries of the existing tower site. *See attached photographs marked as Exhibit "A".*
2. Cingular will be ceasing operations of the AT&T antennas, coaxial cable and other equipment located at this site. The 911 and other equipment cabinets are to be removed. Concrete pad, power cabinets, telco cabinets and backboard are to remain at the site. *See attached photographs marked as Exhibit "B".*
 3. The cessation of operation of the AT&T antennas and associated equipment complies with the requirements of RCSA § 16-50j-72(b) because:
 - The cessation of operation of the AT&T equipment will not increase the tower height;
 - The cessation of operation of the AT&T equipment will not extend the boundaries of the tower site;
 - The cessation of operation of the AT&T equipment will not increase noise levels at the tower site boundary by 6 decibels but will reduce it;
 - The cessation of operation of the AT&T equipment will not add radio frequency sending or receiving capability which increases the total radio frequency electromagnetic radiation power density measured at the tower site boundary to or above the standard adopted by the State Department of Environmental Protection pursuant to §22a-162 of the Connecticut General Statutes but will reduce it.
 4. In addition, the work associated with Cingular's cessation of operation of AT&T equipment shall be done in the same workmanlike manner as any replacement of facility components would be handled in accordance with RCSA §16-50j-72(b)(1) regarding routine general maintenance; and
 5. Said cessation of operation of AT&T antennas and equipment is necessary for the reliable operation of the Cingular network.

C. Prior Decision and Order

In Council Docket Number 100, the Council Decision and Order dated January 5, 1989, the installation of the SNET Cellular, Inc. tower was allowed. The AT&T Wireless antennas and associated equipment were allowed on or about April 25, 2002. *See attached original Decision and Order marked as Exhibit "C".*



TOWER RESOURCE MANAGEMENT, INC.

D. Municipality Notification

The modifications Cingular is requesting comply with the requirements of RCSA §16-50j-72(b) and Cingular has notified the Town of Tolland of its intention to cease the operations of the AT&T Wireless antennas and associated equipment at this site. See attached Municipal Notice marked as Exhibit "D".

E. Tower Owner Notification and Acceptance of Assets

Cingular has also provided notice to the tower owner, American Towers, Inc. a/k/a American Tower Corporation of Cingular's intention to cease operations of the AT&T antennas and equipment at this site and transferred ownership interest in the AT&T antennas, equipment and fixtures to the Tower Owner. See tower owner's acceptance marked as Exhibit "E".

F. Conclusion

Based upon the foregoing information, Cingular requests the Connecticut Siting Council approve Cingular's request for an Exempt Modification pursuant to §16-50j-72(b) at 5 Barbara Road (off Ruops Road), Tolland, CT (Latitude: 41-52-22 / Longitude: 72-20-22).

Respectfully submitted:
For CINGULAR WIRELESS PCS, LLC:

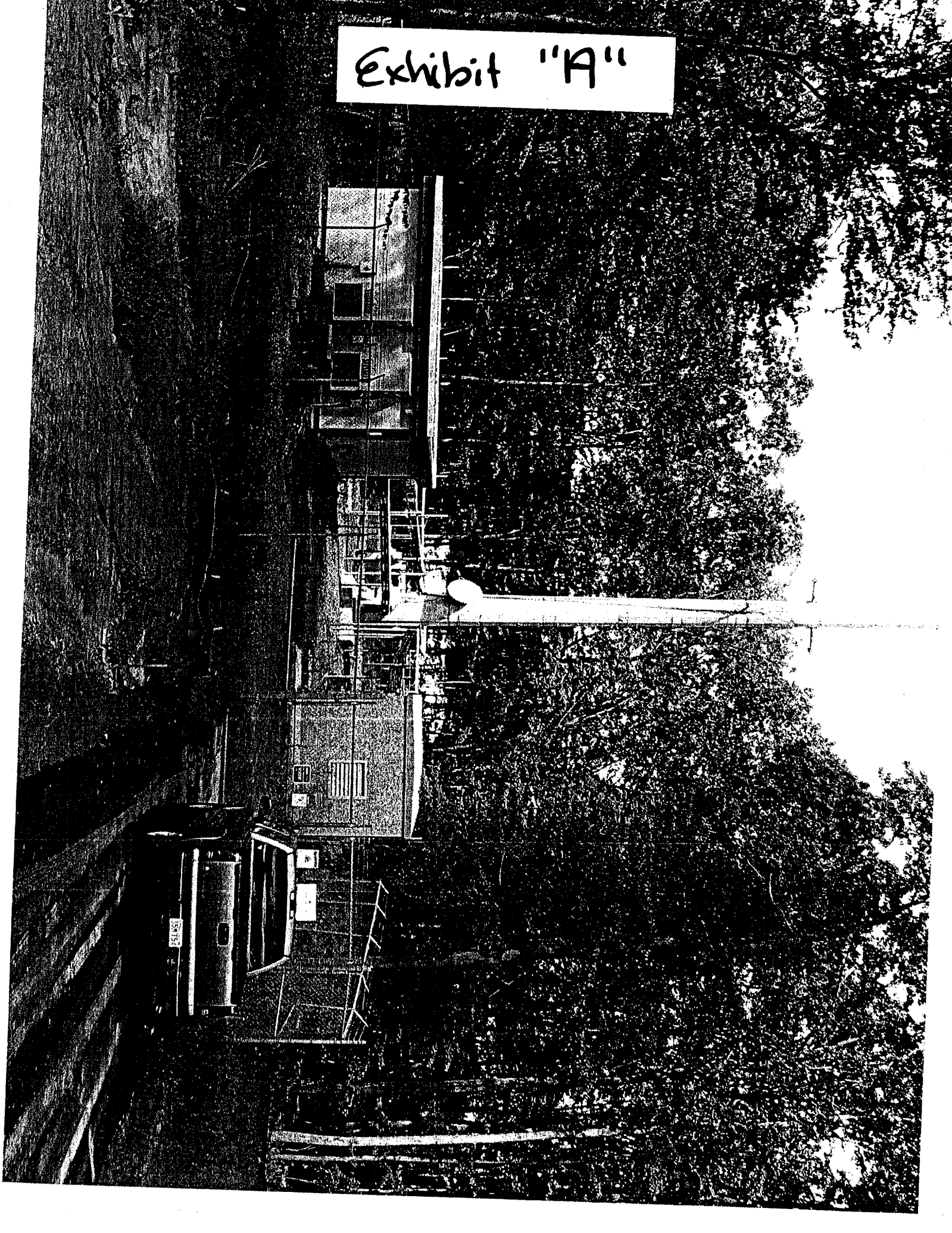
Kellie A. Dunn, Site Development
Tower Resource Management

30 Lyman Street, Suite 12
Westborough, MA 01581

Mobile: 603-318-8000

Email: kdunn@trmcom.com

Exhibit "A"



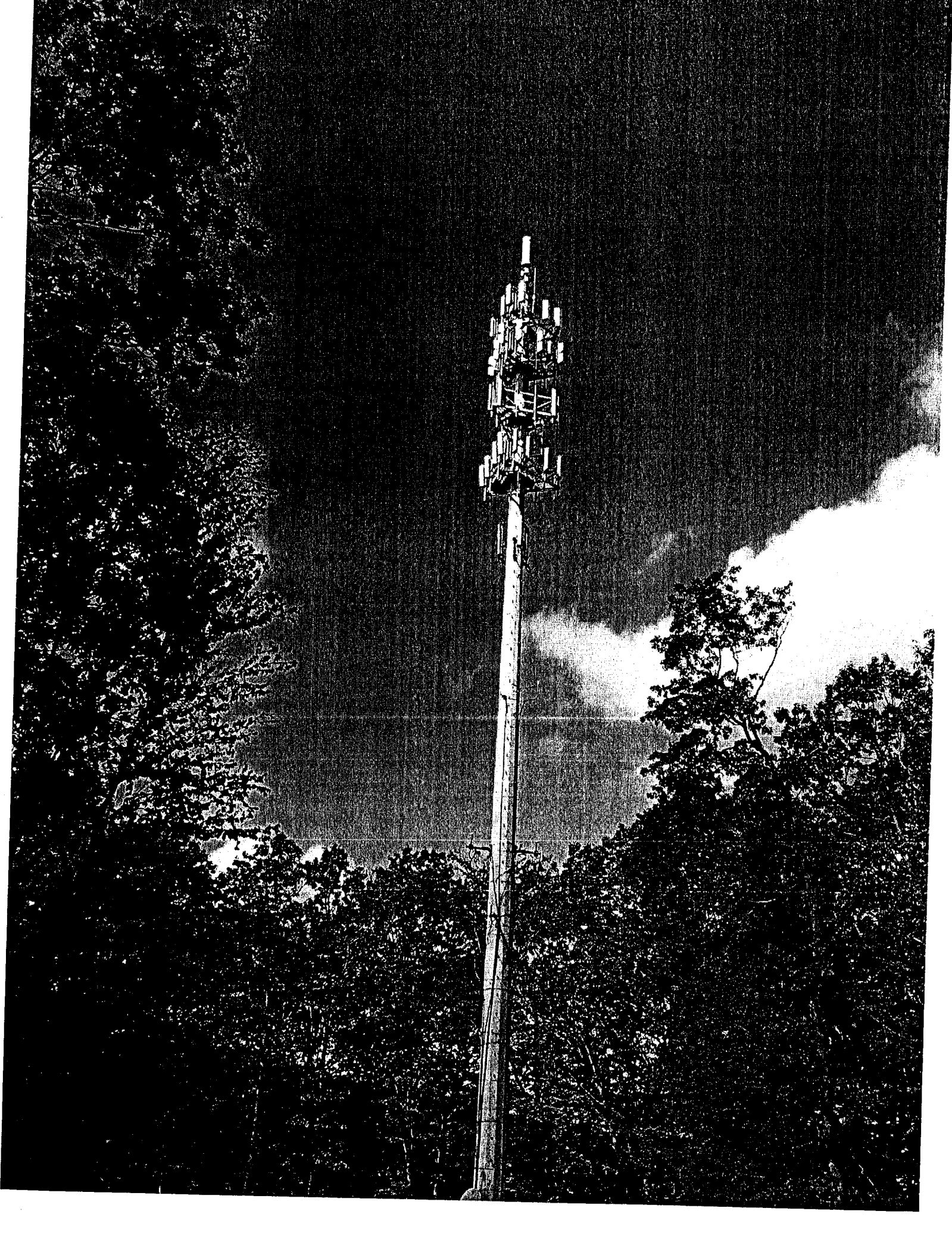
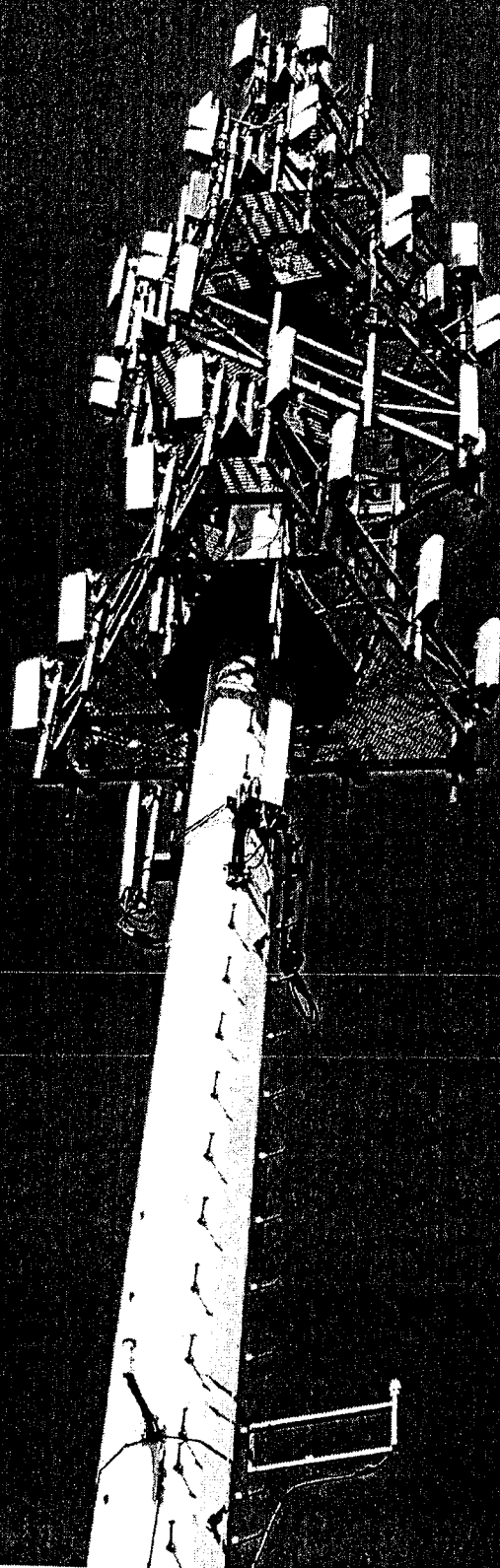
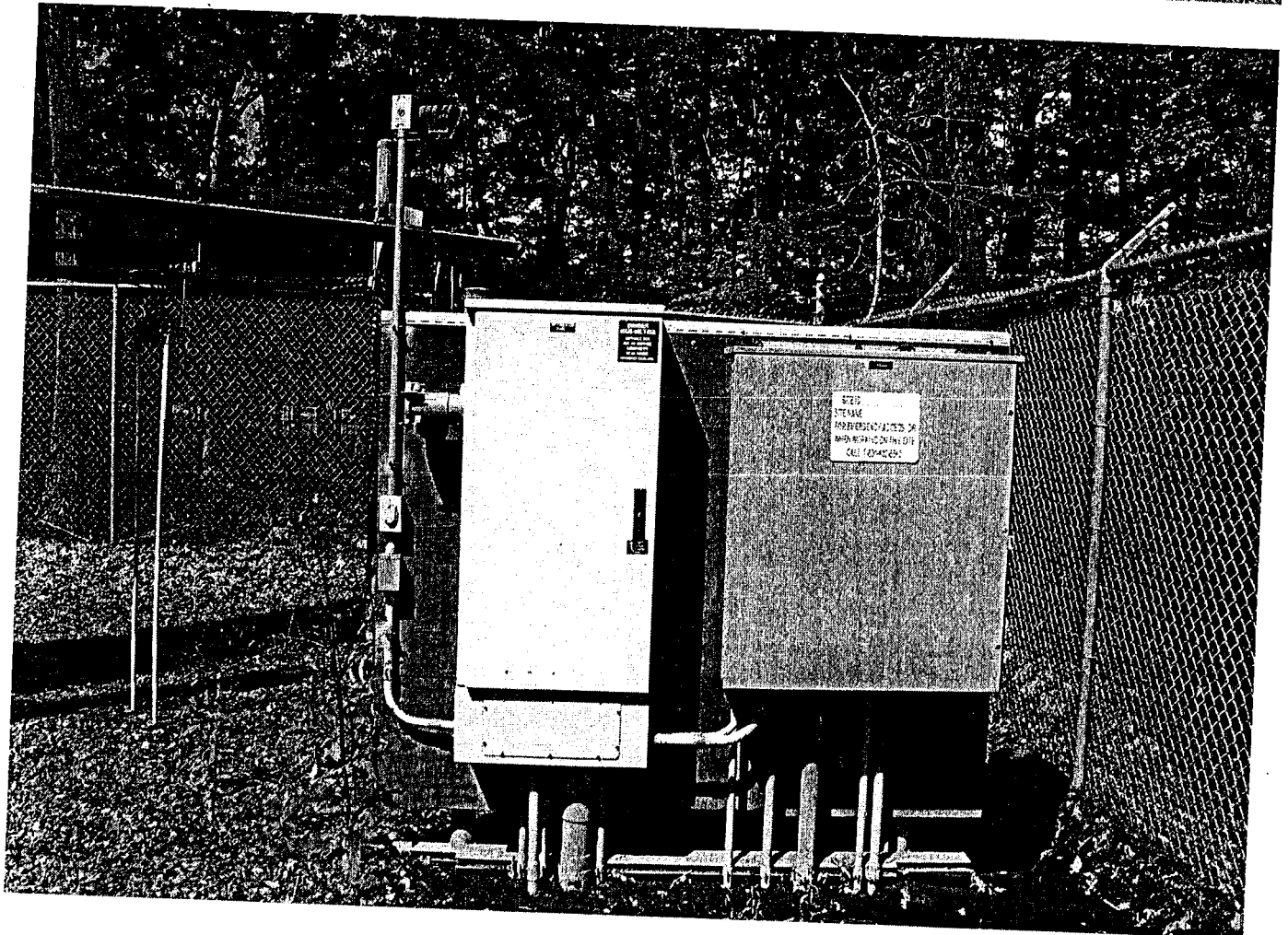
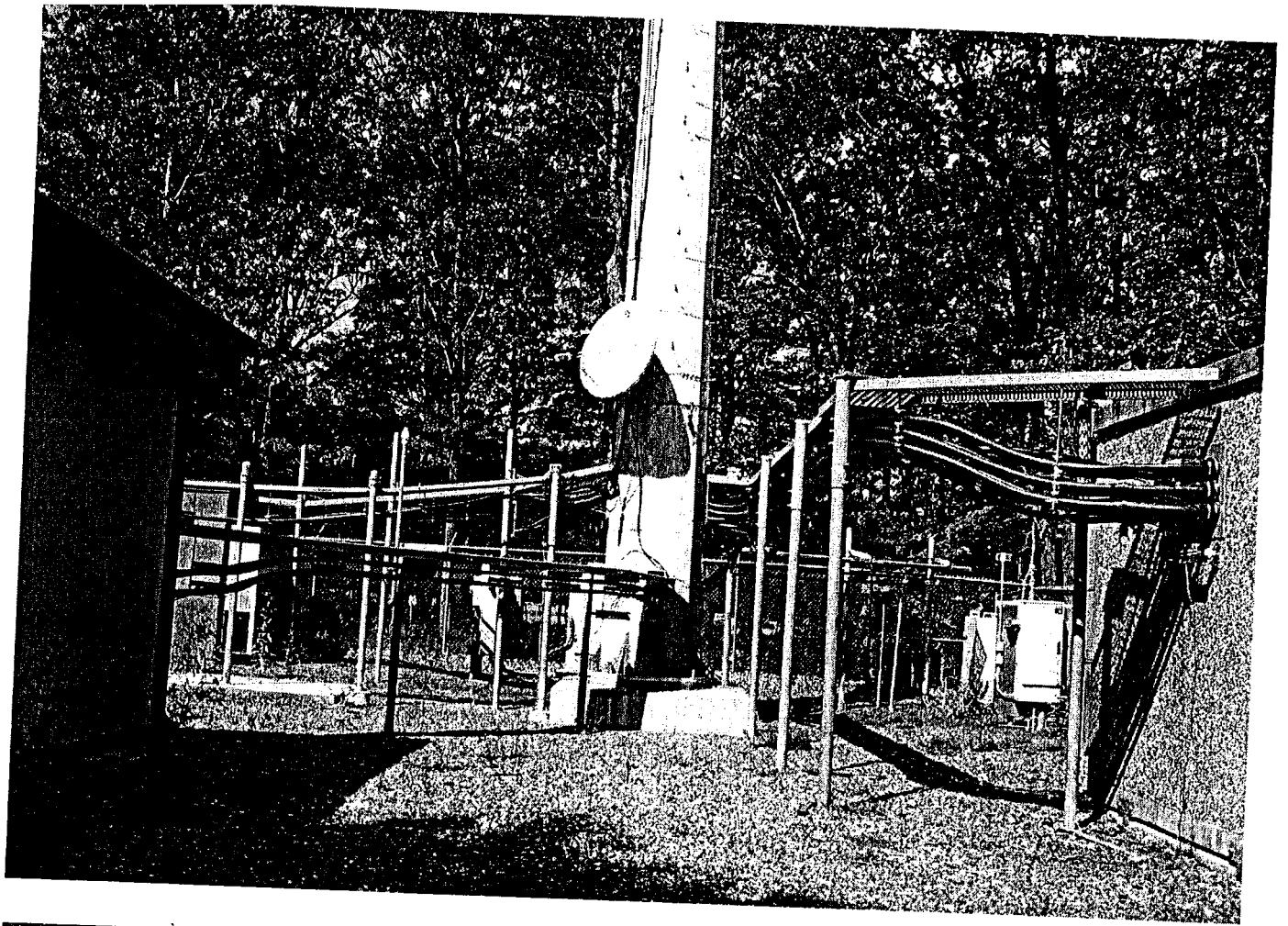


Exhibit "B"





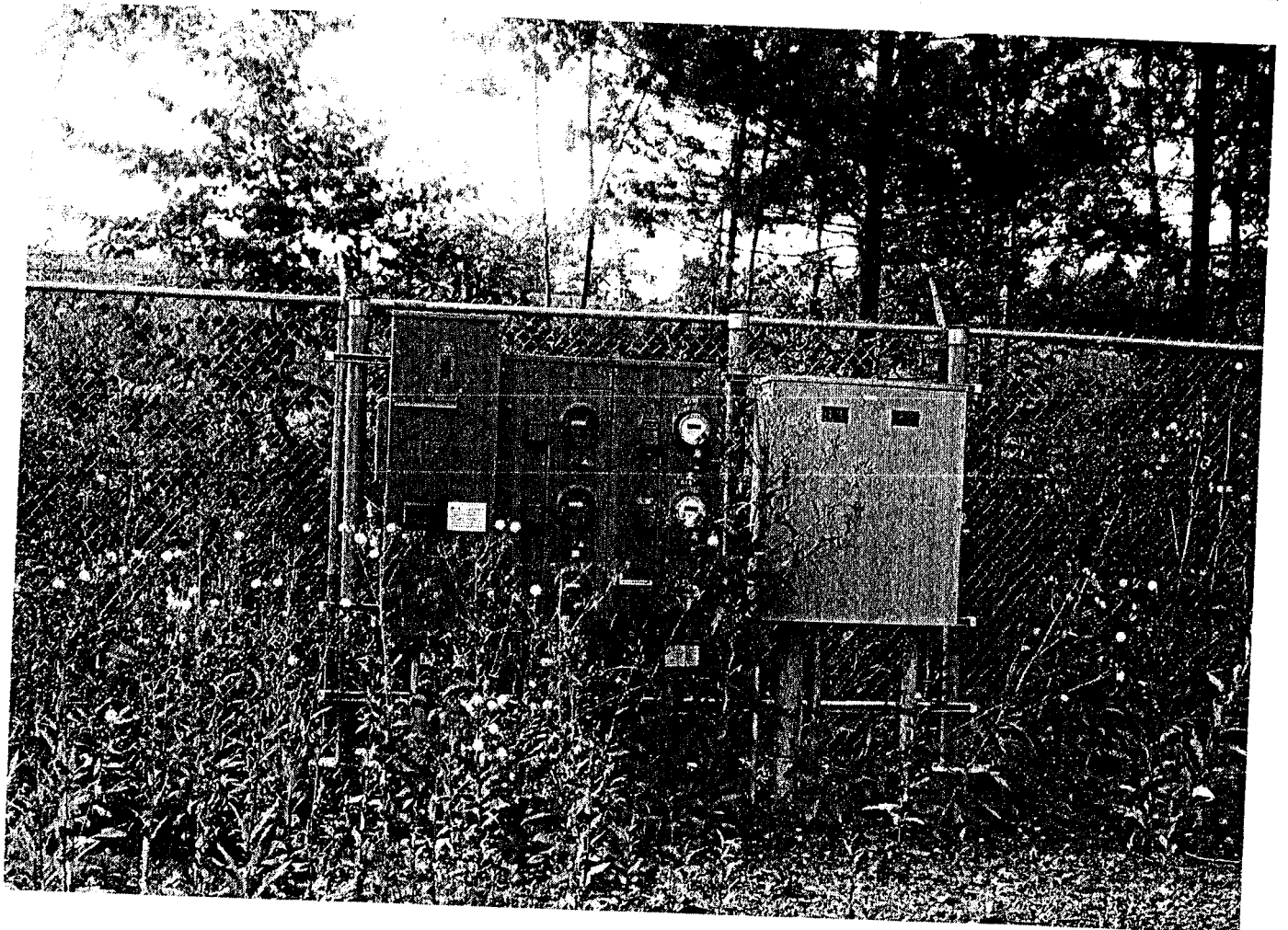
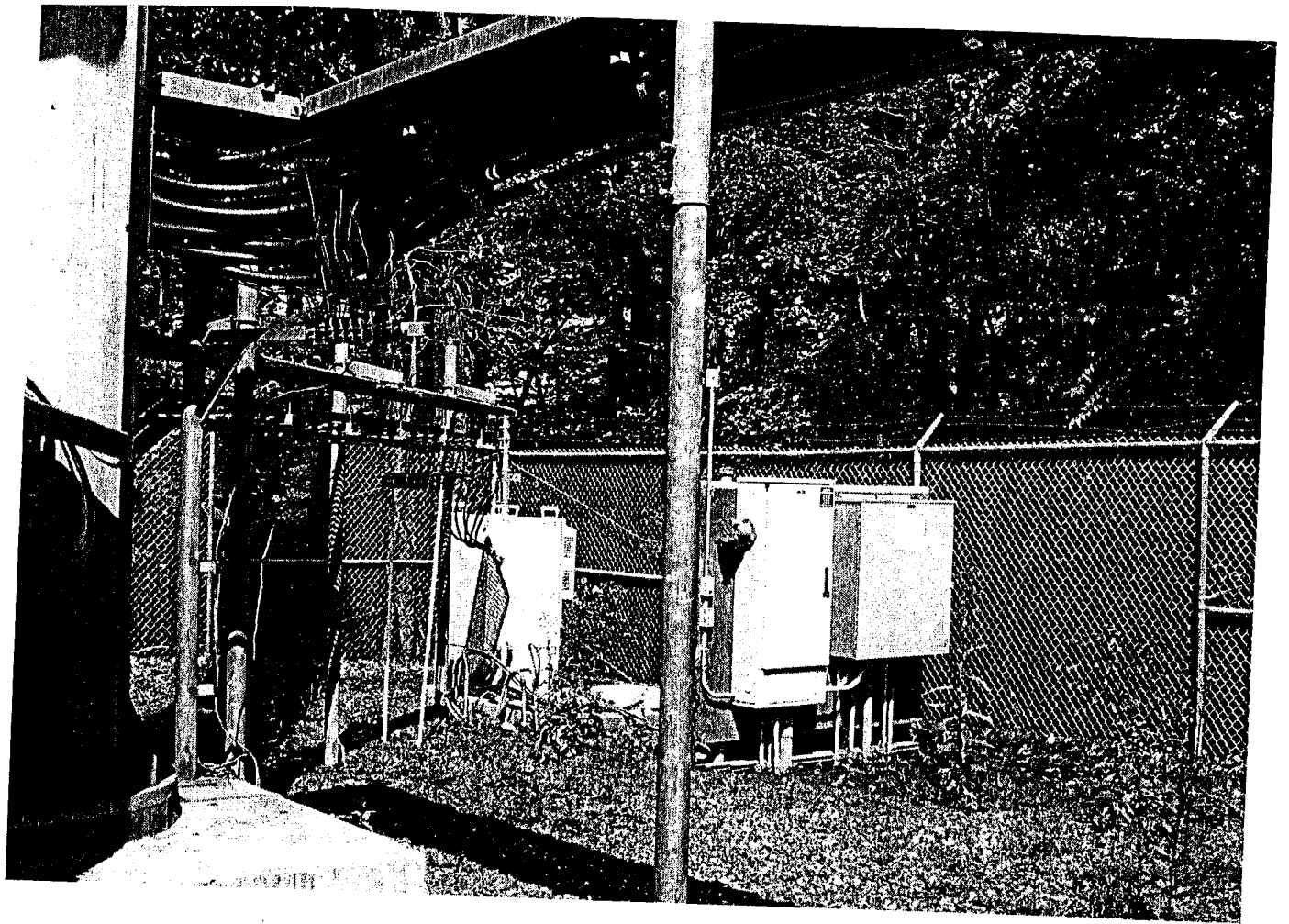


Exhibit "C"

DOCKET NO. 100 - An application of SNET : CONNECTICUT SITING
Cellular, Inc., for a Certificate of :
Environmental Compatibility and Public : COUNCIL
Need for cellular telephone antennas :
and associated equipment in the Town of : January 5, 1989
Tolland, Connecticut.

DECISION AND ORDER

Pursuant to the foregoing Opinion, the Connecticut Siting Council finds that the effects associated with the construction and operation of a cellular telephone monopole structure at the proposed Tolland site, including effects on the natural environment; ecological integrity and balance; public health and safety; scenic, historic, and recreational values; forests and parks; air and water purity; and fish and wildlife; are not significant either alone or cumulatively with other effects, are not in conflict with the policies of the State concerning such effects, and are not sufficient reason to deny the application, and therefore directs that a Certificate of Environmental Compatibility and Public Need, as provided by Section 16-50k of the General Statutes of Connecticut (CGS), be issued to SNET Cellular, Inc., for the construction, operation, and maintenance of a cellular telephone tower site and associated equipment at the proposed Tolland site in Tolland, Connecticut.

The alternative Tolland site is hereby denied.

The facility shall be constructed, operated, and maintained as specified in the Council's record in this matter, and subject to the following conditions:

1. The tower shall be constructed as a monopole tower no taller than necessary to provide the proposed service, and in no event shall the tower structure exceed a total height of 167 feet, including antennas.
2. The facility shall be constructed in accordance with the State of Connecticut Basic Building Code.
3. Unless necessary to comply with future requirements of the Federal Aviation Administration, no lights shall be installed on this tower.

4. The Certificate Holder shall prepare a development and management (D&M) plan for this site in compliance with Sections 16-50j-75 through 16-50j-77 of the Regulations of State Agencies. The D&M plan shall include detailed plans for erosion and sediment control along the access road and at the tower site, plans for permanent evergreen screening along the outside perimeter of the eight-foot fence surrounding the site, and plans for loaming and seeding the site and sides of the access road following completion of construction. The access road shall be constructed in a manner to minimize erosion and tree clearing as much as possible.
5. The Certificate Holder or its successor shall notify the Council if and when directional antennas or any equipment other than that listed in this application are added to this facility.
6. The Certificate Holder or its successor shall permit public or private entities to share space on the tower for fair consideration, or shall provide any requesting entity with specific legal, technical, environmental, or economic reasons precluding such tower sharing.
7. If this facility does not provide, or permanently ceases to provide, cellular service following the completion of construction, this Decision and Order shall be void, and the tower and all associated equipment in this application shall be dismantled and removed or reapplication for any new use shall be made to the Council and a Certificate granted before such new use is made.
8. The Certificate Holder shall comply with any future radio frequency (RF) standard, promulgated by State or federal regulatory agencies. Upon the establishment of any new governmental RF standards, the facility granted in this Decision and Order shall be brought into compliance with such standards.
9. Unless otherwise approved by the Council, this Decision and Order shall be void if all construction authorized herein is not completed within three years of the issuance of this Decision and Order, or within three years of the completion of any appeal taken in this Decision and Order.

Pursuant to Section 16-50p, we hereby direct that a copy of the Decision and Order be served on each person listed below. A notice of issuance shall be published in the Manchester Journal Enquirer.

By this Decision and Order, the Council disposes of the legal rights, duties, and privileges of each party named or admitted to the proceeding in accordance with section 16-50j-17 of the Regulations of State Agencies.

The parties or intervenors to this proceeding are:

	<u>STATUS HOLDER</u>	<u>REPRESENTATIVE</u>
Party <input checked="" type="checkbox"/>	SNET Cellular, Inc. 555 Long Wharf Drive New Haven, CT 06506	SNET Cellular, Inc. c/o Peter J. Tyrrell Senior Attorney 227 Church Street Room 1021 New Haven, CT 06506 (203) 771-7381
Party <input type="checkbox"/> Intervenor <input checked="" type="checkbox"/>	Metro Mobile CTS of Hartford, Inc.	Jennifer Young Gaudet Byrne, Slater, Sandler Shulman & Rouse, P.C. 330 Main Street P.O. Box 3216 Hartford, CT 06103 (203) 525-4700

CERTIFICATION

The undersigned members of the Connecticut Siting Council hereby certify that they have heard this case in Docket No. 100 or read the record thereof, and that we voted as follows:

Dated at New Britain, Connecticut the 5th day of January, 1989.

<u>Council Members</u>	<u>Vote Cast</u>
<u>Gloria Dibble Pond</u> Gloria Dibble Pond Chairperson	Yes
<u>Patricia A. Austin</u> Commissioner Peter Boucher Designee: Patricia Austin	Abstain
<u>Brian Emerick</u> Commissioner Leslie Carothers Designee: Brian Emerick	Yes
<u>Mortimer A. Gelston</u> Mortimer A. Gelston	Yes
<u>Harry E. Covey</u> Harry E. Covey	Abstain
<u>Daniel P. Lynch, Jr.</u> Daniel P. Lynch, Jr.	Yes
<u>Paulann H. Sheets</u>	Absent
<u>William H. Smith</u> William H. Smith	Yes
<u>Colin C. Tait</u> Colin C. Tait	Abstain

Exhibit "D"

October 31, 2006

CERTIFIED MAIL / RETURN RECEIPT REQUESTED

Steven Werbner, Town Manager
Kathy Bach, First Selectmen
Chief Elected Officials - Town of Tolland
21 Tolland Green
Tolland, CT 06084

Re: Notice of Exempt Modification Pursuant to RCSA §16-50j-72
Applicant: New Cingular Wireless PCS, LLC

Dear Mr. Werbner and Ms. Bach:

Please be advised that Tower Resource Management ("TRM") as agent of New Cingular Wireless PCS, LLC ("Cingular") is filing the enclosed Notice of Exempt Modification (pursuant to RCSA § 16-50j-72) with the Connecticut Siting Council regarding Cingular's decommissioning of this site which is located within your community. You are receiving a copy of this Notice as required by the Council since Cingular desires to cease operations of the AT&T Wireless antennas and associated equipment at the following site:

LOCATION: 5 Barbara Road (off Ruops Road), Tolland, CT
Latitude: 41-52-22 / Longitude: 72-20-22

CARRIER/USER: AT&T Wireless now known as New Cingular Wireless PCS, LLC

OWNER: American Tower Corporation

SITE REFERENCE: CT 2317 – TOLLAND EAST CENTRAL

In the event you require any additional documentation or information pertaining to this matter, please contact me.

Thank you for your time.

Very truly yours,
FOR CINGULAR WIRELESS PCS, LLC



Kellie Dunn, Site Development
Tower Resource Management
30 Lyman Street, Suite 12
Westborough, MA 01581
Telephone: 603-318-8000
Email: kdunn@trmcom.com

Enclosure

Exhibit "E"

Exhibit A

DECOMMISSIONING SITES EQUIPMENT NOTICE

October 10, 2006

American Tower Corporation
10 Presidential Way
Woburn, MA 01801
Attn: Benjamin Lambert

RE: Agreement between Cingular Wireless LLC and American Towers, Inc. at
ATC's Tower #: 302495
ATC's Tower Name: Tolland East Central
ATC's Tower Address: 5 Barbara Road, Tolland, CT
Cingular Fixed Asset ("FA") #: 10071280 (Cingular Site #CT2317)

Licensee's Contractor Information:

Name of Contractor to perform the work: **Bechtel**
Contractor Contact Name: **James Hosack**
Contractor Contact Number: **(201) 981-4795**
Proposed Date Decommission to Start: **10/17/06**

Mr. Lambert:

Pursuant to that certain Decommissioning Sites Equipment Agreement effective September 14, 2006 between **AMERICAN TOWERS, INC.**, a Delaware corporation, and **CINGULAR WIRELESS LLC**, a Delaware limited liability company (the "**Agreement**") the undersigned desires to convey to Licensor the Assets (as defined in the Agreement) with the exception of generators, fuel tanks, transmitters, batteries and radio equipment, located at the Decommissioning Site identified above.

[FOR AGREEMENTS THAT CINGULAR IS TERMINATING PURSUANT TO PARAGRAPH 5 OF THE SLMA INCLUDE: Pursuant to that certain notice dated _____, the agreement for this Decommissioning Site is being terminated in accordance with paragraph 5 of the SLMA effective _____.]

[FOR AGREEMENTS THAT ARE EXPIRING INCLUDE: The _____ agreement for this Decommissioning Site will expire on _____.]

Defined terms used in this notice, but not defined herein shall have the meanings assigned to such term in the Agreement.

Sincerely,
LICENSEE: Cingular Wireless LLC:

Kellie A. Dunn

For Cingular Wireless LLC
Kellie A. Dunn, Site Development
Tower Resource Management, Inc.
30 Lyman Street, Suite 12
Westborough, MA 01581
(603)318-8000 / email: kdunn@trmcom.com

Exhibit B

Response to Equipment Notice

October 18, 2006

CINGULAR WIRELESS LLC
C/O Kellie A. Dunn, Site Development
Tower Resource Management, Inc.
30 Lyman Street, Suite 12
Westborough, MA 01581

**RE: Agreement between Cingular Wireless LLC and American Towers, Inc. at
ATC's Tower #: 302495
ATC's Tower Name: Tolland East Central
ATC's Tower Address: 5 Barbara Road, Tolland, CT
Cingular Fixed Asset ("FA") #: 10071280 (Cingular Site #CT2317)**

To whom it may concern:

Pursuant to that certain Decommissioning Sites Equipment Agreement effective September 14, 2006 between **AMERICAN TOWERS, INC.**, a Delaware corporation, and **CINGULAR WIRELESS LLC**, a Delaware limited liability company (the "*Agreement*") this letter is in response to that certain Equipment Notice dated **October 10, 2006**, which identifies the Decommissioning Site identified above and indicates Licensee's desire to convey to Licensor the Assets (as defined in the Agreement) located at the Decommissioning Site identified above.

Licensor has elected to:

Accept the Equipment Notice referenced above.

Reject the Equipment Notice referenced above.

Defined terms used in this notice, but not defined herein shall have the meanings assigned to such term in the Agreement.

Sincerely,

LICENSOR: BENJAMIN LAMBERT, ESQ.
Contract #: SSI22450