

STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

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Web Site: www.state.ct.us/csc/index.htm

CERTIFIED MAIL RETURN RECEIPT REQUESTED

June 26, 2002

Julie M. Donaldson, Esq.
Hurwitz & Sagarin LLC
147 North Broad Street, P.O. Box 112
Milford, CT 06460-0112

RE: **PETITION NO. 564** - SBA Properties, Inc. petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed shared use of an existing telecommunications facility located at 39 Ciro Road in North Branford, Connecticut.

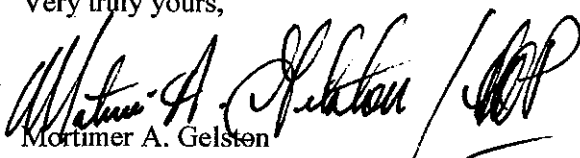
Dear Attorney Donaldson:

At a public meeting held on June 25, 2002, the Connecticut Siting Council (Council) considered and ruled that the existing telecommunications facility located at 39 Ciro Road in North Branford, Connecticut would not require a Certificate of Environmental Compatibility and Public Need, pursuant to General Statutes § 16-50k. The Council also ruled that the proposed shared use of this existing facility by AT&T Wireless PCS, LLC is technically, legally, environmentally, and economically feasible and meets public safety concerns. 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 and is not applicable to any other modification or construction. All work is to be implemented as specified in the petition, dated June 6, 2002.

Enclosed for your information is a copy of the staff report on this project.

Very truly yours,


Mortimer A. Gelsten
Chairman

MAG/laf

Enclosure: Staff Report dated June 25, 2002

c: Honorable Joanne Wentworth, Mayor, Town of North Branford
Karl Kilduff, Town Manager, Town of North Branford
Christopher Fisher, Esq., Cuddy & Feder & Worby



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Petition No. 564

SBA Properties Inc. (SBA)
North Branford, Connecticut

Staff Report

June 25, 2002

SBA seeks a declaratory ruling from the Council that no Certificate of Environmental Compatibility and Public Need (Certificate) is required for an existing telecommunications facility located at 39 Ciro Road in North Branford Connecticut. This is a speculation tower owned by SBA. SBA also requests that the Council approve the proposed shared use of the existing telecommunications facility by AT&T Wireless PCS, LLC (AT&T).

In a letter to municipalities dated January 25, 2002, the Council requested tower owners to notify the Council of towers approved by municipalities between July 10, 2001 and December 17, 2001, by filing a petition for a declaratory ruling as to whether such towers have a substantial adverse environmental effect. This telecommunications facility was approved by the Town of North Branford Zoning Board of Appeals on June 18, 2001. Council Staff visited this site on June 11, 2002, and took the accompanying photograph on that date.

The existing telecommunications facility consists of a 170-foot monopole, with four antenna platforms, within a 75-foot by 80-foot fenced compound. The existing telecommunications facility currently supports Sprint's antennas at the 137 feet above ground level (AGL), and a ten-foot by 20-foot equipment building within the fenced compound. AT&T proposes to attach six panel antennas at 147 feet AGL to the tower, and place four equipment cabinets on an approximately six-foot by ten-foot concrete pad within the fenced compound. The existing telecommunications facility is located in an Industrial I-2 zone. The calculated cumulative worst-case radiofrequency (RF) power density level for all telecommunications operations at the site would be approximately 12.4% of the applicable American National Standards Institute (ANSI) standard for RF exposure in uncontrolled environments. The existing monopole is structurally capable of supporting the existing and proposed antennas.

SBA contends that the proposed shared use of the existing telecommunications facility would not increase noise levels by six decibels or more; would not alter the access or storm drainage at the site; would not increase the height of the tower; would not require any clearing, grading, or expansion of the site boundaries; and therefore would not cause a substantial adverse environmental effect.