



STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

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March 6, 2015

TO: Connecticut Siting Council Agenda Recipients

FROM: Robert Stein, Chairman *B/NAAB*

RE: **PETITION NO. 1133 – Connecticut Siting Council petition for a declaratory ruling pursuant to Conn. Gen. Stat. §4-176 that Conn. Gen. Stat. §16-50k does not apply to Eligible Facilities Requests for existing telecommunications facilities submitted under the Federal Communications Commission (FCC) rules adopted pursuant to the October 21, 2014 FCC Wireless Infrastructure Report and Order.**

During a public meeting of the Connecticut Siting Council (Council) held on March 5, 2015, pursuant to Conn. Gen. Stat. §4-176, the Council considered and ruled that Conn. Gen. Stat. §16-50k does not apply to Eligible Facilities Requests (EFRs) for existing telecommunications facilities submitted under the Federal Communications Commission (FCC) rules pursuant to the October 21, 2014 FCC Wireless Infrastructure Report and Order (FCC Order).

Consistent with Petition Nos. 1000 and 1073, the Connecticut Light and Power Company and the United Illuminating Company declaratory rulings that no Certificate of Environmental Compatibility and Public Need is required for all transmission remediation activities pursuant to the North American Electric Reliability Corporation (NERC) facility ratings recommendation to industry, the Council hereby adopts the following process for submission, evaluation and approval of EFRs:

1. Each carrier shall file with the Council a sub-petition for each Eligible Facilities Request (EFR) that includes the following information:
 - a. The location and history of the existing telecommunications facility for which the proposed modifications are requested (ex. facility originally approved in Council Docket No. X); and
 - b. Submission of a detailed description of the requested modifications, including, but not limited to, how the modifications meet the FCC criteria for an EFR with an associated site plan, structural analysis report and power density report.
2. Carriers shall provide notice to the town(s) and abutting property owners of the proposed modifications for the EFR with a copy of the site-specific sub-petition indicating comments or concerns should be submitted to the Council within 30 days of the date that the sub-petition is sent to the town(s) and abutting property owners. Proof of such notice shall be provided to the Council at the time the site-specific sub-petition is filed with the Council.
3. Once the sub-petition is filed with the Council, the assigned analyst shall review the filing for completeness and draft a sub-petition summary for distribution to Council members with a comment deadline.
4. If no comments or concerns are received from the town, abutting property owners or Council members within the designated time period, a decision letter, with conditions, if appropriate, will be submitted to the requesting carrier within the 60-day FCC deadline.



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This decision is under the exclusive jurisdiction of the Council and shall take effect immediately.

All EFR filings shall be submitted in accordance with the foregoing procedure.

Thank you for your anticipated cooperation.

RS/MAB/laf