

Meeting Minutes
Meeting of December 13, 2012

A meeting of the Connecticut Siting Council (energy/telecommunications) was held on Thursday, December 13, 2012, in Hearing Room Two, Ten Franklin Square, New Britain, Connecticut. The meeting was called to order with a quorum present by Chairman Robert Stein at 11:04 a.m.

Council Members Present:

Robert Stein
Chairman
Colin Tait
Vice Chairman
Brian Golembiewski
(designee for Commissioner Esty)

Michael Caron
(designee for Chairman House)
Barbara Currier Bell
James J. Murphy
Daniel P. Lynch, Jr.
Edward S. Wilensky
Philip T. Ashton

Staff Members Present:

Linda Roberts
Executive Director
Melanie Bachman
Staff Attorney
Fred Cunliffe
Siting Analyst Supervisor
Christina Walsh
Siting Analyst Supervisor

Robert Mercier
Siting Analyst
Michael Perrone
Siting Analyst
David Martin
Siting Analyst

Recording Secretary:

Carriann Mulcahy

E/T Minutes of November 29, 2012.

Mr. Ashton moved to approve the minutes of November 29, 2012, seconded by Dr. Bell. The motion passed unanimously.

HW Minutes of November 29, 2012.

Mr. Ashton moved to approve the minutes of November 29, 2012, seconded by Dr. Bell. The motion passed unanimously.

DOCKET NO. F-2012/13 - Connecticut Siting Council Review of the Ten-Year Forecast of Connecticut Electric Loads and Resources. Draft Report.

The Council reviewed the draft Forecast. Staff was directed to make changes that will be reviewed at the next meeting.

DOCKET 370A-MR - The Connecticut Light & Power Company Certificate of Environmental Compatibility and Public Need for the Manchester Substation to Meekville Junction Circuit Separation Project in Manchester, Connecticut. Request for cessation of Environmental Inspector Bi-Weekly Reports to the Council and Town of Manchester (D&O Condition 7).

Mr. Tait moved to agree to the cessation of the Environmental Inspector Bi-Weekly Reports to the Council and the Town of Manchester for the MMP portion of the project, seconded by Mr. Murphy. The motion passed with Mr. Lynch abstaining.

DOCKET NO. 405 - Cellco Partnership d/b/a Verizon Wireless Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 422 Rockville Road, Voluntown, Connecticut. Development and Management Plan.

Mr. Murphy moved to approve the Development and Management Plan, seconded by Mr. Ashton. The motion passed unanimously.

DOCKET NO. 413 - Cellco Partnership d/b/a Verizon Wireless Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 723 Leetes Island Road, Branford, Connecticut. Request for Extension.

Mr. Ashton moved to approve the request for extension to complete construction until January 29, 2014, seconded by Mr. Murphy. The motion passed unanimously.

DOCKET NO. 414 - Cellco Partnership d/b/a Verizon Wireless Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 36 Ritch Avenue, Greenwich, Connecticut. Request for Extension.

Mr. Murphy moved to approve the request for extension to complete construction until July 19, 2013, seconded by Mr. Ashton. The motion passed unanimously.

*Mr. Wilensky arrived at 11:30 a.m.

DOCKET NO. 416 - Cellco Partnership d/b/a Verizon Wireless Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located off of Day Hill Road, Bloomfield, Connecticut. Transfer of Certificate.

Mr. Ashton moved to approve the Transfer of Certificate from Cellco Partnership to Construction Services Towers, seconded by Mr. Murphy. The motion passed unanimously.

DOCKET NO. 424 - The Connecticut Light & Power Company application for a Certificate of Environmental Compatibility and Public Need for the Connecticut portion of the Interstate Reliability Project that traverses the municipalities of Lebanon, Columbia, Coventry, Mansfield, Chaplin, Hampton, Brooklyn, Pomfret, Killingly, Putnam, Thompson, and Windham, which consists of (a) new overhead 345-kV electric transmission lines and associated facilities extending between CL&P's Card Street Substation in the Town of Lebanon, Lake Road Switching Station in the Town of Killingly, and the Connecticut/Rhode Island border in the Town of Thompson; and (b) related additions at CL&P's existing Card Street Substation, Lake Road Switching Station, and Killingly Substation. Draft Findings of Fact.

This item was temporarily passed.

DOCKET NO. 425 – Message Center Management Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a replacement telecommunications facility located at 4 Dittmar Road, Redding, Connecticut. Development and Management Plan.

Mr. Murphy moved to table this item, seconded by Mr. Tait. The motion passed unanimously.

DOCKET NO. 427 – North Atlantic Towers, LLC and New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at one of two sites: 171 Short Beach Road, Branford, or 82 Short Beach Road, East Haven, Connecticut. Draft Findings of Fact, Opinion, and Decision & Order.

Mr. Ashton moved to approve the Findings of Fact, Opinion, and Decision and Order, seconded by Mr. Tait. The motion passed with Mr. Wilensky voting no.

DOCKET NO. 429 - New Cingular Wireless PCS, LLC (AT&T) application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a telecommunications facility located at one of two sites: Willington Tax Assessor Parcel ID #M23-P62 Tolland Turnpike, Willington, Connecticut; or Willington Tax Assessor Parcel ID #M18-19 Old South Willington Road, Willington, Connecticut. Request for Administrative Notice.

Mr. Ashton moved to grant the request from AT&T to take administrative notice of a letter from the State Historic Preservation Office, seconded by Mr. Murphy. The motion passed unanimously.

DOCKET NO. 433 – The United Illuminating Company application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a 115/13.8 kilovolt substation located at 14 Old Stratford Road, Shelton, Connecticut. Completeness Review, Schedule, Custodian of the Docket, Deposition of the Transcript, Request for Party/Intervenor Status.

Mr. Murphy moved to remove this item from the table, seconded by Dr. Bell. The motion passed unanimously.

Mr. Ashton moved to approve the application as complete, approve the schedule for processing the docket as per staff recommendations, the appointment of Carriann Mulcahy as custodian of the docket, the deposition of the transcript in the City of Shelton, a public field review and hearing in Shelton on January 17, 2013; seconded by Dr. Bell. The motion passed unanimously.

Mr. Tait moved to grant the Motion for Protective Order, seconded by Mr. Murphy. The motion passed with Mr. Tait, Dr. Bell, Mr. Wilensky, and Chairman Stein in favor of granting the protective order; Mr. Murphy, Mr. Lynch, and Mr. Ashton opposing; and Mr. Golembiewski abstaining.

PETITION NO. 1038 - MetroPCS Massachusetts, LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed antenna installation on an existing lattice tower located at 22 Wintonbury Road (a/k/a 91 Mountain Road), Simsbury, Connecticut. Decision.

Mr. Lynch moved to approve this petition, seconded by Mr. Ashton. The motion passed unanimously.

PETITION NO. 1042 – Somers Solar Center, LLC Petition for a Declaratory Ruling that no Certificate of Environmental Compatibility and Public Need is required for the construction and operation of a 5.0 MW AC Solar Photovoltaic Project located at 458 & 488 South Road, Somers, Connecticut. Schedule.

Mr. Ashton moved to approve the the schedule for processing the petition as per staff recommendations, the appointment of Carriann Mulcahy as custodian of the petition, the deposition of the transcript in the Towns of Somers and Ellington, a public field review and hearing in Somers on January 15, 2013; seconded by Mr. Wilensky. The motion passed unanimously.

TS-CL&P-085-121127 – The Connecticut Light and Power Company Request for an Order to Approve the Shared Use of an Existing Telecommunications Facility located at 230 Guinea Road, Monroe, Connecticut. Decision.

Mr. Ashton moved to approve this tower share request with the following conditions:

- The proposed coax shall be installed in accordance with the recommendations made in the Structural Analysis Report prepared by GPD Group dated August 28, 2012 and stamped by David Granger; and
- Not more than 45 days following completion of the antenna installation, CL&P shall provide documentation certified by a professional engineer that its installation complied with the engineer's recommendation.

The motion was seconded by Mr. Murphy. The motion passed unanimously.

DOCKET NO. 424 - The Connecticut Light & Power Company application for a Certificate of Environmental Compatibility and Public Need for the Connecticut portion of the Interstate Reliability Project that traverses the municipalities of Lebanon, Columbia, Coventry, Mansfield, Chaplin, Hampton, Brooklyn, Pomfret, Killingly, Putnam, Thompson, and Windham, which consists of (a) new overhead 345-kV electric transmission lines and associated facilities extending between CL&P's Card Street Substation in the Town of Lebanon, Lake Road Switching Station in the Town of Killingly, and the Connecticut/Rhode Island border in the Town of Thompson; and (b) related additions at CL&P's existing Card Street Substation, Lake Road Switching Station, and Killingly Substation. Draft Findings of Fact, Opinion, and Decision and Order.

The Council reviewed the Draft Findings of Fact, Opinion, and Decision and Order.

The Council broke for lunch at 12:45 p.m. and resumed at 1:35 p.m. with Mr. Caron in attendance.

The Council continued the review of the Draft Findings of Fact, Opinion, and Decision and Order.

The Council took a break at 2:15 p.m. and resumed at 2:20 p.m.

EXECUTIVE SESSION – Pursuant to C.G.S. § 1-200 (6)(B) to discuss strategy and negotiations in the following pending cases: *FairwindCT v. CSC*; *Jaeger v. CSC*; and *New Cingular Wireless PCS, LLC a/k/a AT&T v. CSC*.

Mr. Tait moved to enter into Executive Session to discuss strategy and negotiations in the following pending cases: *FairwindCT v. CSC*; *Jaeger v. CSC*; and *New Cingular Wireless PCS, LLC a/k/a AT&T v. CSC*; and to invite Attorney Bachman, Ms. Roberts, Assistant Attorneys General Kindall, Marconi, and Hollander. The motion was seconded by Mr. Ashton. The motion passed unanimously.

Mr. Golembiewski moved to adjourn from Executive Session, seconded by Mr. Caron. The motion passed unanimously.

Chairman Stein noted for the record that no decisions or votes were made during the Executive Session. A discussion in relation to *Citizens Against Overhead Power Lines v. CSC* occurred. The AAG's office informed the Council that the Appellate Court dismissed the case.

Administrative Matters.

- ***Regular Items***

- > Upcoming Calendar Events:

- ❖ Tuesday, December 18, 2012, beginning at **1:00 p.m.**
energy/telecommunications special meeting to review Docket No. 424, in Hearing Room Two, Ten Franklin Square, New Britain
- ❖ Thursday, December 20, 2012, beginning at **1:00 p.m.** Docket No. 265A (Dominion-Waterford) Field Review and Public Hearing in Waterford.

- ❖ Thursday, December 27, 2012, beginning at **1:00 p.m.**
energy/telecommunications meeting, in Hearing Room Two, Ten Franklin
Square, New Britain
- ❖ Thursday, January 10, 2013, beginning at **1:00 p.m.** energy/telecommunications
meeting, in Hearing Room Two, Ten Franklin Square, New Britain

Adjournment.

Mr. Tait moved to adjourn the meeting, seconded by Mr. Ashton. The motion passed
unanimously.

Chairman Stein adjourned the meeting at 2:57 p.m.

Respectfully submitted,

Robin Stein
Chairman

RS/cm