

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 : January 5, 1989
and associated equipment in the Town of :
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:

	STATUS HOLDER	REPRESENTATIVE
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 J. 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