

An application of The Department of Transportation for a Certificate of Environmental Compatibility and Public Need for the construction of a telecommunications tower and associated equipment in the City of Hartford, Connecticut. : Docket No. 109
: Connecticut Siting Council
: 25 July 1989

DECISION AND ORDER

Pursuant to the foregoing Findings of Fact and Opinion, the Connecticut Siting Council finds that the effects associated with the construction, maintenance, and operation of a telecommunications tower and associated equipment at the proposed Hartford 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 affects, 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 Department of Transportation (DOT), for the proposed construction, operation, and maintenance of a telecommunications tower and associated equipment at the new Connecticut Transit operations and maintenance building in Hartford, Connecticut.

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

1. The heavy duty lattice tower shall be no taller than necessary to provide the proposed communications, and in no event shall exceed a total height of 156 feet with antennas.

2. The tower and associated equipment shall be constructed in accordance with the State of Connecticut Basic Building Code and all applicable federal and State laws and regulations.
3. Unless necessary to comply with a requirement 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 details of the tower pad and fence around the tower. Any changes to specifications in the D&M plan must be approved by the Council prior to the commencement of operations.
5. 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.
6. If this facility does not provide, or permanently ceases to provide, telecommunications service for the Connecticut DOT 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 any such new use is made.

7. The Certificate Holder shall comply with with existing and future radio frequency (RF) standards 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.

8. 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 after the completion of any appeal to 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 Hartford Courant.

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.

3197E

CERTIFICATION

The undersigned members of the Connecticut Siting Council hereby certify that they have heard this case in Docket No. 109 or read the record thereof, and that we voted as follows:


Dated at New Britain, Connecticut the 25th day of July, 1989.

Council Members

Vote Cast

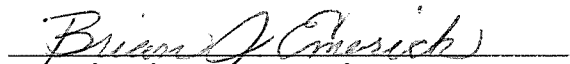
Gloria Dibble Pond
Chairperson

ABSENT



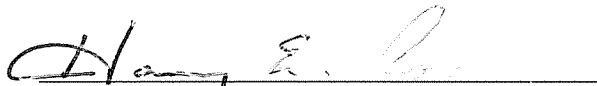
Commissioner Peter Boucher
Designee: Robert A. Pulito

YES



Commissioner Leslie Carothers
Designee: Brian Emerick

YES



Harry E. Covey

YES




Mortimer A. Gelston

YES



Daniel P. Lynch, Jr.

YES



Paulann H. Sheets

YES

William H. Smith

ABSENT



Colin C. Tait
Acting Chairperson

YES