

DOCKET NO. 140 - An application of Metro Mobile CTS of New Haven, Inc., for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of cellular telephone antennas and associated equipment in the City of New Haven, Connecticut.

Connecticut

Siting

Council

ORIGINAL

April 1, 1991

DECISION AND ORDER

Pursuant to the foregoing Findings of Fact and Opinion, the Connecticut Siting Council finds that the effects associated with the construction, operation, and maintenance of a cellular telecommunications facility at the proposed site in New Haven, Connecticut, including effects on the natural environment; ecological balance; public health and safety; scenic, historic, and recreational values; air and water purity; and fish and wildlife are not disproportionate either alone or cumulatively with other effects when compared to need, are not in conflict with the policies of the State concerning such effects, and are not sufficient reason to deny the proposed New Haven site in this application, and therefore directs that a Certificate of Environmental Compatibility and Public Need, as provided by Section 16-50k of the Connecticut General Statutes (CGS), be issued to Metro Mobile CTS of New Haven, Inc., for the construction, operation, and maintenance of a cellular telephone facility at the proposed site at the Gateway Center Building, 54 Meadow Street, New Haven, Connecticut.

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

1. The facility shall be constructed in accordance with applicable sections of the State of Connecticut Basic Building Code.
2. The Certificate Holder shall notify the Council if and when any equipment other than that listed in this application is added to this facility.
3. The omnidirectional antenna bases shall be mounted no higher than 157 feet above ground level (AGL) or 167 feet above mean sea level (AMSL). The panel antennas shall not extend higher than the rooftop's parapet railing. The total height of the antennas shall not extend above 163.3 feet AGL or 173.3 feet AMSL.
4. If this facility does not initially provide, or permanently ceases to provide, cellular service following

the completion of construction, this Decision and Order shall be void, and the antennas 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 approval granted before any such new use is made.

5. The Certificate Holder shall comply with any applicable 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.
6. The Certificate Holder shall provide the Council with a report of recalculated power density if and when additional channels over the proposed 90 channels, higher wattage over the proposed 100 watts per channel, or if other circumstances in operation cause change in power density above the levels originally calculated in the application.
7. The Certificate Holder shall provide a final report to the Council upon completion of construction, including the final construction costs and date of commercial operation.

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 effective date of this Decision and Order.

Pursuant to Section 16-50p, we hereby direct that a copy of the Findings of Fact, Opinion, and Decision and Order be served on each person listed below and notice of issuance be published in the New Haven Register.

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:

(Applicant)

Metro Mobile CTS of
New Haven
20 Alexander Drive
Wallingford, CT 06492
Attn: David S. Malko, Mgr.
Engineering & Regulatory
Services

(Its Representative)

Robinson & Cole
One Commercial Plaza
Hartford, CT 06103-3597
Attn: Earl W. Phillips, Jr.
(203) 275-8200

(Intervenor)

SNET Cellular, Inc.
237 Church Street
New Haven, CT 06506

(Its Representative)

Peter J. Tyrrell
Senior Attorney
SNET Cellular, Inc.
227 Church Street
Room 1021
New Haven, CT 06506


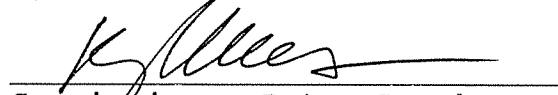
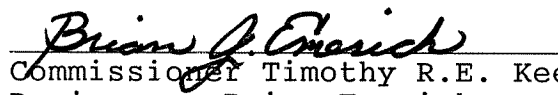
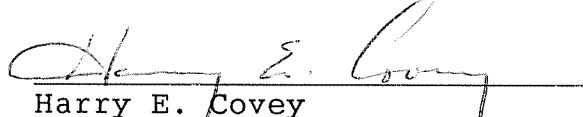


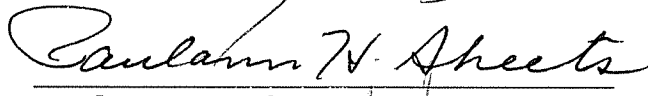
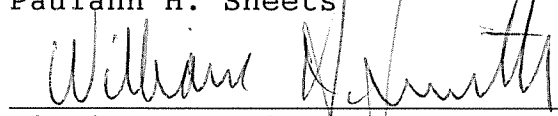
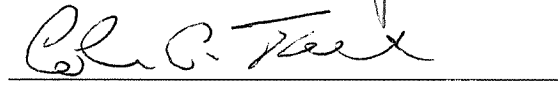
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CERTIFICATION

The undersigned members of the Connecticut Siting Council hereby certify that they have heard this case in Docket No. 140 or read the record thereof, and that we voted as follows:

Dated at New Britain, Connecticut the 1st day of April, 1991.

<u>Council Members</u>	<u>Vote Cast</u>
 Gloria Dibble Pond Chairperson	Yes
 Commissioner Peter Boucher Designee: Mark Marcus	Yes
 Commissioner Timothy R.E. Keeney Designee: Brian Emerick	Yes
 Harry E. Covey	Yes
 Mortimer A. Gelston	Yes
 Daniel P. Lynch, Jr.	Yes
 Paulann H. Sheets	Yes
 William H. Smith	Yes
 Colin C. Tait	Yes