

DOCKET NO. 44

AN APPLICATION SUBMITTED BY THE SOUTHERN : CONNECTICUT SITING  
NEW ENGLAND TELEPHONE COMPANY FOR A :  
CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY : COUNCIL  
AND PUBLIC NEED FOR THE CONSTRUCTION,  
MAINTENANCE AND OPERATION OF FACILITIES TO :  
PROVIDE CELLULAR SERVICE IN NEW HAVEN COUNTY : July 24, 1984

D E C I S I O N A N D O R D E R

Pursuant to the foregoing opinion, the Council hereby directs that a certificate of environmental compatibility and public need as required by section 16-50k of the General Statutes of Connecticut, revisions of 1958, revised to 1983, as amended, be issued to the Southern New England Telephone Company for the construction, operation, and maintenance of a telecommunications tower and associated equipment to provide cellular service at each of the following sites:

Jasudowich tract, Brushy Plain Road, Branford, Connecticut;  
Town of Guilford tract, Tanner Marsh Road, Guilford, Connecticut;  
Bridgeport Avenue, Milford, Connecticut;  
Quagliaro tract, Farmdale Drive, Waterbury, Connecticut;  
Pease Road, Woodbridge, Connecticut; and  
Dwight Street, North Haven, Connecticut.

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

1. The towers including antennas shall be no taller than necessary to provide the proposed service and in no event shall exceed
  - a) 167' at the Branford site,
  - b) 167' at the Guilford site,
  - c) 117' at the Milford site,
  - d) 167' at the Waterbury site,
  - e) 167' at the Woodbridge site,
  - f) 167' at the North Haven site;
2. A fence not lower than eight feet shall surround each tower and its associated equipment;

3. The applicant or its successor shall notify the Council if and when directional antennas or any other equipment is added to any of these facilities;
4. The applicant or its successor shall permit, in accordance with representations made by it during the proceeding, public or private entities to share space on the facilities, for due consideration received, or shall provide any requesting entity with specific legal, technical, environmental, or economic reasons precluding such tower sharing;
5. Unless necessary to comply with condition number six, below, no lights shall be installed on any of these towers;
6. The facilities shall be constructed in accordance with all applicable federal, state, and municipal laws and regulations;
7. The applicant shall submit a development and management plan (D&M) for the Branford, Milford, Woodbridge, and North Haven sites pursuant to sections 16-50j-85 through 16-50j-87 of the regulations of state agencies, except that irrelevant items in section 16-50j-86 need only be identified as such. The D&M plans shall include appropriate evergreen screening of the sites, erosion control measures, reseeding plans, and tree removal plans. The applicant shall comply with the reporting requirements of section 16-50j-87 for all sites;
8. Construction activities shall take place during daylight working hours;
9. This decision and order shall be void and the towers and associated equipment approved herein shall be dismantled and removed, or reapplication for any new use shall be made to the Connecticut

Siting Council before any such new use is made, if the towers do not provide or permanently cease to provide cellular service following completion of construction;

10. This decision and order shall be void if all construction authorized is not completed within three years of the issuance of this decision.

Pursuant to section 16-50p of the General Statutes, we hereby direct that a copy of the opinion and decision and order be served on each person listed below. A notice of the issuance shall be published in the Hartford Courant, New Haven Register, and the Waterbury Republican.

The parties to this proceeding are

The Southern New England Telephone Company (Applicant)  
Room 314  
227 Church Street  
New Haven, Connecticut 06506

ATTENTION: Mr. Peter J. Tyrrell (its attorney)  
Senior Attorney

Town of Hamden represented by:  
Peter F. Villano, Mayor  
Shirley Gonzales, Town Planner  
Mr. Hugh Manke, Esquire  
Office of the Town Attorney  
Memorial Town Hall  
2372 Whitney Avenue  
Hamden, Connecticut 06518

Inland Wetlands Agency represented by:  
Town of Woodbridge  
Robert J. Klancko  
Chairman  
Town Hall  
11 Meeting House Lane  
Woodbridge, Connecticut 06525

Town Plan and Zoning  
Commission  
Town of Woodbridge

represented by:

Norman Fineberg  
Chairman  
Town Hall  
11 Meeting House Lane  
Woodbridge, Connecticut 06525

The Honorable Peter M. Lerner  
State Representative  
State of Connecticut  
House of Representatives  
State Capitol  
Hartford, Connecticut 06115

John Menta  
Felicia Tencza

represented by:

Ms. Felicia Tencza  
580 Gaylord Mountain Road  
Hamden, Connecticut 06518

Ms. Renee Robinson  
265 Blue Trail  
Hamden, Connecticut 06518

(service waived)

Irene L. Wong  
Edson H. Mount  
Dr. & Mrs. H.M. Fiskio  
Dr. & Mrs. Alexander Gottschalk

represented by:

Dr. & Mrs. Alexander Gottschalk  
230 Six Rod Highway  
Hamden, Connecticut 06518

The Sleeping Giant Park Association

represented by:

Mr. Dag Pfeiffer  
President  
Box 14  
Quinnipiac College  
Hamden, Connecticut 06518

West Rock Ridge Park Association

represented by:

Mr. William L. Dohney, Jr., D.D.S.  
President  
220 Mountain Road  
Hamden, Connecticut 06514

Sierra Club

represented by:

Ms. M. Kim Yanoshick  
Executive Director  
Hartford Chapter  
118 Oak Street  
Hartford, Connecticut 06106

Quinnipiac College

represented by:

Mr. Richard A. Terry  
President  
Hamden, Connecticut 06518

Guilford Conservation Commission

represented by:

Ms. Carolyn K. Evans  
Chairman  
Town Hall  
Park Street  
Guilford, Connecticut 06437

Mrs. Barbara R. Peterson  
Mary & Phil Faust  
Anita L. & Richard M. Sullivan

represented by:

Anita L. & Richard M. Sullivan  
315 Chestnut Lane  
Hamden, Connecticut 06518

Mrs. Pauline H. Hoff

represented by:

Herbert L. Emanuelson, Jr.  
Emanuelson and Wynne  
205 Church Street  
New Haven, Connecticut 06510

Hamden League of Women Voters

represented by:

Mrs. Sherrill Zoller  
605 West Woods Road  
Hamden, Connecticut 06518  
(service waived)

Joan Rosenberg  
230 Ridewood Avenue  
Hamden, Connecticut 06517

Mr. & Mrs. Richard Sykes  
110 Blue Trail  
Hamden, Connecticut 06518

Thomas & Claudia Sullivan, Jr.  
100 Blue Trail  
Hamden, Connecticut 06518

Mr. William N. Pantalone  
27 Pease Road  
Woodbridge, Connecticut 06525

(service waived)

INTERVENORS

Metromedia TeleCommunications  
Nutmeg Telecommunications, Inc.  
CSI of New Haven  
CSI of Stamford  
Cellular Communications, Inc.  
LIN Cellular Corp.  
Cellular Mobile Services  
Maxcell TeleCommunications, Inc.  
Mobile Cellular Telephone, Inc.  
Cellular Dynamics  
Connecticut Corridor Cellular  
Chase/Post Cellular

represented by:

Dwight A. Johnson  
Murtha, Cullina, Richter  
and Pinney  
101 Pearl Street  
P.O. Box 3197  
Hartford, Connecticut 06103-0197

C E R T I F I C A T I O N

The undersigned members of the Connecticut Siting Council hereby certify that they have heard this case or read the record thereof, and that we voted as follows:

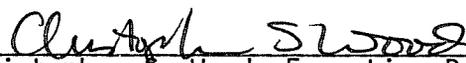
Dated at New Britain, Connecticut, this 24th day of July, 1984.

<u>Council Members</u>	<u>Vote Cast</u>
_____) Gloria Dibble Pond Chairperson	Absent
_____) Commissioner John Downey Designee: Commissioner Peter G. Boucher	Absent
<i>Brian Emerick</i> _____) Commissioner Stanley Pac Designee: Brian Emerick	<del>Yes</del> Absent <del>Abstain</del>
<i>Owen L. Clark</i> _____) Owen L. Clark	Yes
<i>Fred J. Doocy</i> _____) Fred J. Doocy	Yes
<i>Mortimer A. Gelston</i> _____) Mortimer A. Gelston	Yes
<i>James G. Horsfall</i> _____) James G. Horsfall	Yes
_____) Janet Sitty	Absent
<i>Colin C. Tait</i> _____) Colin C. Tait Acting Chairperson	Yes

STATE OF CONNECTICUT            )  
  :  
COUNTY OF HARTFORD            )        ss.        New Britain, July 24, 1984

I hereby certify that the foregoing is a true and correct copy of the decision and order issued by the Connecticut Siting Council, State of Connecticut.

ATTEST:

  
\_\_\_\_\_  
Christopher S. Wood, Executive Director  
Connecticut Siting Council