

DOCKET NO. 62

AN APPLICATION OF THE SOUTHERN NEW ENGLAND : CONNECTICUT SITING
TELEPHONE COMPANY FOR A CERTIFICATE OF
ENVIRONMENTAL COMPATIBILITY AND PUBLIC :
NEED FOR THE CONSTRUCTION, MAINTENANCE, : COUNCIL
AND OPERATION OF FACILITIES TO PROVIDE
CELLULAR SERVICE IN THE TOWN OF
CANTON, CONNECTICUT. : August 4, 1986

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

Pursuant to the foregoing Opinion, the Connecticut Siting Council (Council) hereby directs that a certificate of environmental compatibility and public need (certificate) as provided by section 16-50k of the General Statutes of Connecticut (CGS) be issued to the Southern New England Telephone Company (SNET) for the construction, maintenance, and operation of a cellular mobile telephone telecommunication tower and associated equipment in the Town of Canton, subject to the conditions below.

1. The tower shall be no taller than necessary to provide the proposed service, and in no event shall exceed 167', including antennas, at the Hoffmann Road site.
2. A fence not lower than eight feet shall surround the tower and associated equipment building.
3. The applicant or its successor shall notify the Council if and when directional antennas or any other equipment is added to 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 tower, 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 this tower.
6. The facilities shall be constructed, operated, and maintained as specified in the Council's record on this matter, and 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 tower site pursuant to sections 16-50j-75 through 16-50j-77 of the Regulations of State Agencies, except that irrelevant items in section 16-50j-76 need only be identified as such. In addition to the requirements of section 16-50j-76, the D&M plan shall provide a plan for evergreen screening around the fenced perimeter of the tower site. The D&M plan must be approved prior to facility construction. Any changes to specifications in the D&M plan must be approved by the Council prior to facility operation.
8. Construction activities shall take place during daylight working hours.
9. The certificate holder shall comply with any future radiofrequency (RF) standards promulgated by state or federal regulatory agencies. Upon the establishment of any new governmental RF standards, the facilities granted in this decision shall comply with such standards.
10. This decision and order shall be void and the towers and associated equipment shall be dismantled and removed, or reapplication for any new use shall be made to the Council before any such new use is made, if the tower does not provide or permanently ceases to provide cellular service following completion of construction.

11. This Decision and Order shall be void if all construction authorized herein is not completed within three years of the issuance of this decision, or within three years of the completion of any appeal if appeal of this decision is taken, unless otherwise approved by the Council.

Pursuant to CGS section 16-50p, we hereby direct that a copy of the Decision and Order shall be served on each person listed below. A notice of the issuance shall be published in the Hartford Courant and the Farmington Valley Herald.

The parties to the proceeding are:

Southern New England Telephone
Company
c/o Peter J. Tyrrell
Senior Attorney
Room 1021
227 Church Street
New Haven, Connecticut 06506
(203) 771-7381

(Applicant)

The Hartford Cellular Company

represented by:

Howard L. Slater
Byrne, Slater, Sandler,
Shulman & Rouse, P.C.
111 Pearl Street
P.O. Box 3216
Hartford, Connecticut 06103

Town of Simsbury

represented by:

Mr. Leonard D. Tolisano
Town Planner
Town of Simsbury
P.O. Box 495
Simsbury, Connecticut 06070

Town of Canton

represented by:

Mr. Marshall K. Berger, Jr.
Attorney at Law
Suite 308
60 Washington Street
Hartford, Connecticut 06106

Ms. Karen Berger

represented by:

Mr. Marshall K. Berger, Jr.
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Suite 308
60 Washington Street
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(service waived)

Mr. Harvey Jassem
243 East Hill Road
Canton, Connecticut 06019

Ms. Judy Friedman
101 Lawton Road
Canton, Connecticut 06019

(service waived)

Mr. Gilbert Small
315 East Hill Road
Canton, Connecticut 06019

(service waived)

John G. Petrasch
330 East Hill Road
Canton, Connecticut 06019

(service waived)

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 4th day of August, 1986.

<u>Council Members</u>	<u>Vote Cast</u>
<u>Gloria Dibble Pond</u> Gloria Dibble Pond Chairperson	Yes
<u>Edward Moehringa</u> Commissioner John Downey Designee: Edward Moehringa	Yes
<u>Brian Emerick</u> Commissioner Stanley Pac Designee: Brian Emerick	Abstain
<u>Owen L. Clark</u> Owen L. Clark	Yes
<u>Mortimer A. Gelston</u> Mortimer A. Gelston	Absent
<u>James G. Horsfall</u> James G. Horsfall	Absent
<u>Pamela B. Katz</u> Pamela B. Katz	No
<u>William H. Smith</u> William H. Smith	Absent
<u>Colin C. Tait</u> Colin C. Tait	Yes

STATE OF CONNECTICUT)
 :
COUNTY OF HARTFORD) ss. New Britain, August 4, 1986

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:



Gloria Dibble Pond, Chairperson
Connecticut Siting Council