

DOCKET NO. 67

AN APPLICATION OF THE SOUTHERN : CONNECTICUT SITING
NEW ENGLAND TELEPHONE COMPANY FOR
A CERTIFICATE OF ENVIRONMENTAL
COMPATIBILITY AND PUBLIC NEED FOR THE : COUNCIL
CONSTRUCTION, MAINTENANCE, AND
OPERATION OF FACILITIES TO PROVIDE
CELLULAR SERVICE IN THE TOWNS OF
EAST LYME AND WATERFORD, CONNECTICUT. : December 22, 1986

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 (Certificate) as provided by section 16-50k of the General Statutes of Connecticut (CGS) be issued to the Southern New England Telephone Company for the construction, operation, and maintenance of telecommunications towers and associated equipment buildings to provide cellular mobile telephone service at Scott Road, East Lyme, and the Town of Waterford landfill, Waterford.

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 feet at the East Lyme site, and
 - b) 167 feet at the Waterford site.
2. A fence not lower than eight feet shall surround each tower and its associated equipment building.
3. Unless necessary to comply with condition number four, below, no lights shall be installed on these towers.
4. The facilities shall be constructed in accordance with all applicable federal, state, and municipal laws and regulations.

5. The certificate holder shall submit a Development and Management Plan (D&M plan) for the tower sites pursuant to sections 16-50j-75 through section 16-50j-77 of the Regulations of State Agencies, except that irrelevant items in section 16-50j-76 need only be identified as such. The D&M plan shall provide plans for evergreen screening around the fenced perimeter of the Waterford tower site. As stated in section 16-50j-75(d), the D&M plan must be approved by the Council prior to facility construction. Any changes in the D&M plan must be approved by the Council prior to facility operation.
6. No construction activities shall take place outside the hours of 7:00 A.M. to 7:00 P.M., Monday through Saturday.
7. The applicant or its successor shall notify the Council if and when directional antennas or any equipment other than that listed in the D&M plan is added to these facilities.
8. 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.
9. If the towers do not provide or permanently cease to provide cellular service following completion of construction, this Decision and Order shall be void and the towers and all 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.

10. 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 of this Decision.
11. The certificate holder shall measure and report to the Council the radio frequency power density levels at these sites in accordance with Federal Communications Commission-specified guidelines as set forth in the Office of Science and Technology Bulletin No. 65, October, 1985, within six months of completion of construction. Pursuant to CGS section 16-50p, we hereby direct that a copy of the Decision and Order be served on each person listed below. A notice of the issuance shall be published in the New London Day and the Niantic News.

The parties to the proceeding are:

Southern New England Telephone Company
227 Church Street - Room 1021
New Haven, Connecticut 06506

(Applicant)

ATTN: Peter J. Tyrrell
Senior Attorney
(203) 771-7381

(its representative)

Metro Mobile CTS of Hartford, Inc.

represented by:

Mr. Howard L. Slater
Byrne, Slater, Sandler,
Shulman & Rouse, P.C.
330 Main Street
Post Office Box 3216
Hartford, Connecticut 06103

Waterford Planning & Zoning Commission

represented by:

Mr. Thomas V. Wagner
Town Planner
Town of Waterford
Waterford Planning &
Zoning Commission
15 Rope Ferry Road
Waterford, Connecticut 06385-2886

GEM Cellular

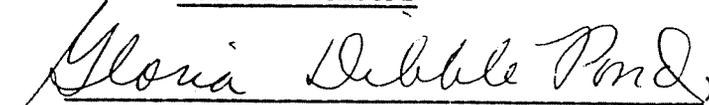
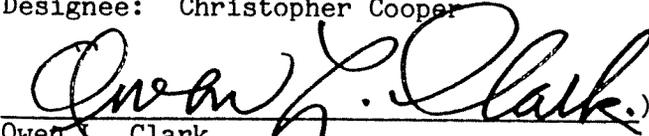
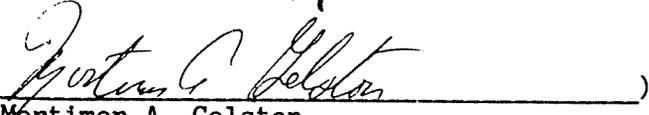
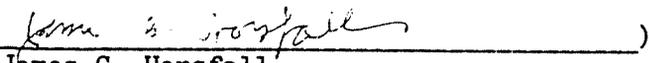
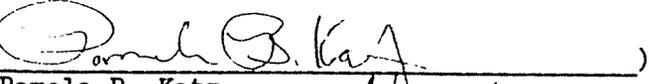
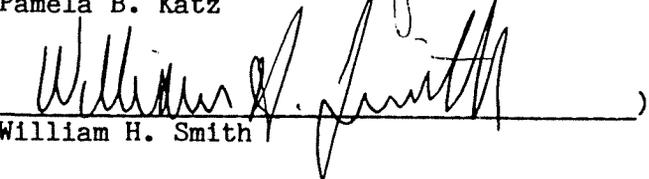
represented by:

Mr. George E. Murray
GEM Cellular
1809 Parkside Drive, N.W.
Washington, D.C. 20012

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 22th day of December, 1986.

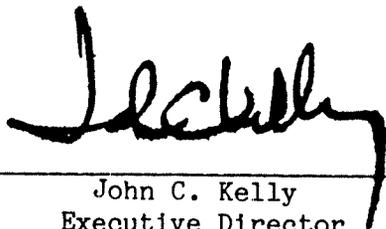
<u>Council Members</u>	<u>Vote Cast</u>
 _____ Gloria Dibble Pond Chairperson	Yes
 _____ Commissioner John Downey Designee: Commissioner Peter Boucher	Yes
 _____ Commissioner Stanley Pac Designee: Christopher Cooper	Absent
 _____ Owen L. Clark	Yes
 _____ Mortimer A. Gelston	Yes
 _____ James G. Horsfall	Yes
 _____ Pamela B. Katz	Yes
 _____ William H. Smith	Yes
 _____ Colin C. Tait	Absent

STATE OF CONNECTICUT)
 :
COUNTY OF HARTFORD)

ss. New Britain, December 22, 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:



John C. Kelly
Executive Director
Connecticut Siting Council