



March 21, 2016

STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

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Nicole Caplan
Empire Telecom
16 Esquire Road
Billerica, MA 01862

RE: **EM-AT&T-124-160318** – AT&T notice of intent to modify an existing telecommunications facility located at 6 Progress Avenue, Seymour, Connecticut.

Dear Ms. Caplan:

The Connecticut Siting Council (Council) received a notice of intent to modify the above-referenced facility on March 18, 2016.

According to Section 16-50j-71 of the Regulations of Connecticut State Agencies, "...any modification, as defined in Section 16-50j-2a of the Regulations of Connecticut State Agencies, to an existing tower site, except as specified in Sections 16-50j-72 and 16-50j-88 of the Regulations of Connecticut State Agencies, may have a substantial adverse environmental effect."

Staff has reviewed this exempt modification request for completeness and has identified a deficiency in the cover letter. The property owner is not specified, so it is unclear whether they have been notified. Additionally, information regarding municipal conditions of approval has not been provided. Because the proposed modifications increase the total number of antennas on the tower, this information is required.

Therefore, the exempt modification request is incomplete at this time. The Council recommends that Empire Telecom provide proof of property owner notification as well as approval information for the facility on or before April 21, 2016.

The rationale for the request for information regarding municipal conditions of approval originates from the FCC Wireless Infrastructure Report and Order for eligible facilities requests to comply with any conditions of the original approval for an existing tower.

This notice of incompleteness shall have the effect of tolling the Federal Communications Commission (FCC) 60-day timeframe in accordance with Paragraph 217 of the FCC Wireless Infrastructure Report and Order issued on October 21, 2014 (FCC 14-153).

Thank you for your attention to this matter. Should you have any questions, please feel free to contact me at 860-827-2951.

Very truly yours,

Melanie Bachman
Acting Executive Director

MAB/CH

c: The Honorable W. Kurt Miller, First Selectman, Town of Seymour
Bill Paecht, Zoning Enforcement Officer, Town of Seymour
EMAC Communications, LLC

