



STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

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www.ct.gov/csc

CERTIFIED MAIL RETURN RECEIPT REQUESTED

July 27, 2015

Kenneth C. Baldwin, Esq.
Robinson & Cole LLP
280 Trumbull Street
Hartford, CT 06103-3597

RE: **PETITION NO. 1163** - Cellco Partnership d/b/a Verizon Wireless petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed installation of a small cell telecommunications facility on the roof of an existing commercial building located at 475-479 Howe Avenue (Route 110), Shelton, Connecticut.

Dear Attorney Baldwin:

At a public meeting held on July 23, 2015, the Connecticut Siting Council (Council) considered and ruled that the above-referenced proposal would not have a substantial adverse environmental effect, and pursuant to Connecticut General Statutes § 16-50k, would not require a Certificate of Environmental Compatibility and Public Need with the following conditions:

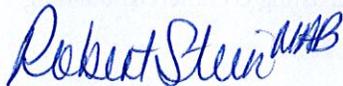
- Unless otherwise approved by the Council, if the facility authorized herein is not fully constructed within three years from the date of the mailing of the Council's decision, this decision shall be void, and the facility owner/operator shall dismantle the facility and remove all associated equipment or reapply for any continued or new use to the Council before any such use is made. The time between the filing and resolution of any appeals of the Council's decision shall not be counted in calculating this deadline. Authority to monitor and modify this schedule, as necessary, is delegated to the Executive Director. The facility owner/operator shall provide written notice to the Executive Director of any schedule changes as soon as is practicable.
- Any request for extension of the time period to fully construct the facility shall be filed with the Council not later than 60 days prior to the expiration date of this decision and shall be served on all parties and intervenors, if applicable, and the Town of Shelton.
- Within 45 days after completion of construction, the Council shall be notified in writing that construction has been completed;
- Any nonfunctioning antenna and associated antenna mounting equipment on this facility owned and operated by the Petitioner shall be removed within 60 days of the date the antenna ceased to function;
- If the facility ceases to provide wireless services for a period of one year the Petitioner shall dismantle the tower and remove all associated equipment or reapply for any continued or new use to the Council within 90 days from the one year period of cessation of service. The Petitioner may submit a written request to the Council for an extension of the 90 day period not later than 60 days prior to the expiration of the 90 day period; and

- This Declaratory Ruling may be transferred or partially transferred, provided both the facility owner/operator/transferor and the transferee are current with payments to the Council for their respective annual assessments and invoices under Conn. Gen. Stat. §16-50v. The Council shall be notified of such sale and/or transfer and of any change in contact information for the individual or representative responsible for management and operations of the facility within 30 days of the sale and/or transfer. Both the facility owner/operator/transferor and the transferee shall provide the Council with a written agreement as to the entity responsible for any quarterly assessment charges under Conn. Gen. Stat. §16-50v(b)(2) that may be associated with this facility.

This decision is under the exclusive jurisdiction of the Council and is not applicable to any other modification or construction. All work is to be implemented as specified in the petition dated June 11, 2015.

Enclosed for your information is a copy of the staff report on this project.

Very truly yours,



Robert Stein
Chairman

RS/MP/lm

Enclosure: Staff Report dated July 23, 2015

- c: The Honorable Mark A. Lauretti, Mayor, City of Shelton
Richard Schultz, Planning Administrator, City of Shelton
Schaible Realty LLC



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Petition No. 1163

Cellco

475-479 Howe Avenue, Shelton

Small Cell Facility

Staff Report

July 23, 2015

On June 12, 2015, the Connecticut Siting Council (Council) received a petition from Cellco Partnership d/b/a Verizon Wireless (Cellco) for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed installation of a small cell telecommunications facility at 475-479 Howe Avenue, Shelton. Currently, Cellco is experiencing capacity issues at its Derby site located at 123 Minerva Street, Derby and its Shelton North 2 site located at 219 Nells Rock Road, Shelton. Significant residential and commercial development in the Shelton and Derby commercial centers and daily traffic along Route 110, Route 108, and portions of Route 8 have been identified as data traffic concentration areas that contribute to the existing capacity problems. In an effort to resolve this capacity problem and provide customers with improved wireless services in the area, Cellco proposes to install a small cell facility. As an additional benefit, this small cell facility would improve 2100 MHz signal strength along portions of the Shelton/Derby line.

Specifically, Cellco would install a small tower on the roof of an existing commercial building owned by Schaible Realty LLC. The tower would have a single canister-type antenna at the top and one remote radio head (RRH) near its base. The tower, antenna, and RRH would be concealed by a faux chimney. The faux chimney would reach a maximum height of 39.9 feet above ground level (agl). This is approximately 3.8 feet above the existing chimney height on the upper roof level. Cellco's equipment would be installed within a 4-foot by 18-foot equipment area (surrounded by a 6-foot vinyl fence) on the east side of the building. Electrical and telephone utility service would connect to existing service inside the building.

The subject property is located within Shelton's CA-3 Commercial Zone. The property is surrounded by commercial and residential uses along Howe Avenue (Route 110), Bridge Street, and White Street.

The visual impact is not expected to be significant due to the stealth design and the limited height (i.e. less than four feet higher than an existing chimney). The equipment compound would be screened with the vinyl fence.

The maximum worst-case power density would be 43.6 percent of the applicable limit. No notice is required to the Federal Aviation Administration.

Notice was provided to the City of Shelton, the City of Derby (located within 2,500 feet of the proposed project), the property owner, and abutting property owners on or about June 11, 2015. No comments have been received to date.

Cellco contends that this proposed project would not have a substantial adverse environmental impact.

Site Location

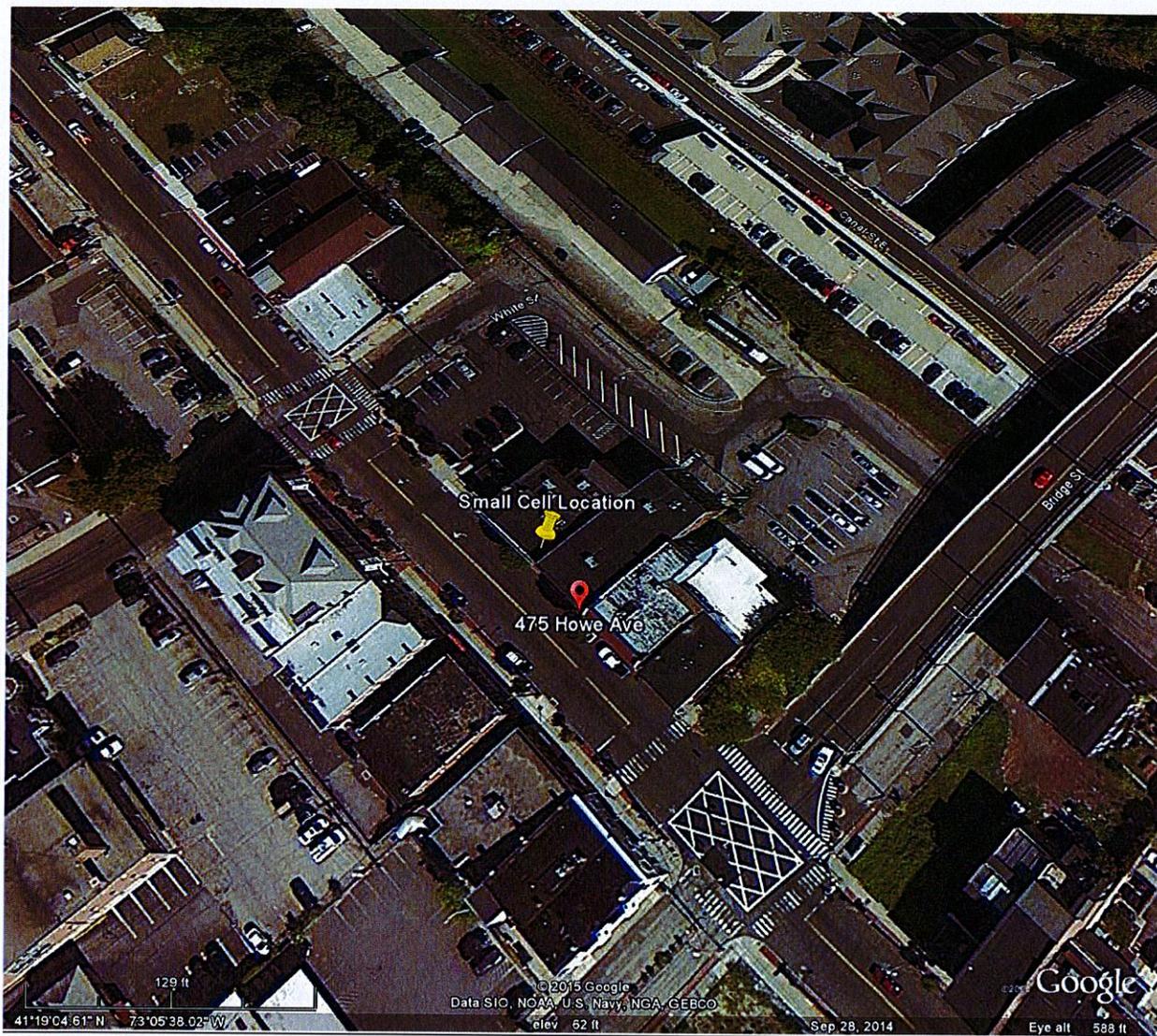


Photo-simulation as viewed from Howe Avenue

