



STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

Phone: (860) 827-2935 Fax: (860) 827-2950

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www.ct.gov/csc

CERTIFIED MAIL

RETURN RECEIPT REQUESTED

August 5, 2016

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

RE: **PETITION NO. 1241** – 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 attachment of a telecommunications facility to the northerly façade of an existing building located at 1247 New Haven Road, Naugatuck, Connecticut.

Dear Attorney Baldwin:

At a public meeting held on August 4, 2016, 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:

1. Implement erosion and sedimentation control measures (E&S controls) in accordance with the *2002 Connecticut Guidelines for Soil Erosion and Sediment Control*;
2. Employ a qualified environmental professional to provide environmental compliance awareness training to the contractor and independently inspect erosion controls to document proper installation;
3. Use of off-road construction equipment that meets the latest EPA or California Air Resources Board standards, or in the alternative, equipment with the best available controls on diesel emissions, including, but not limited to, retrofitting with diesel oxidation catalysts, particulate filters and use of ultra-low sulfur fuel;
4. Compliance with the provisions of Section 22a-174-18(b)(3)(C) of the Regulations of Connecticut State Agencies that limit the idling of mobile sources to 3 minutes;
5. Approval of any minor project changes shall be delegated to Council staff;
6. 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;
7. 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 Naugatuck;



8. Within 45 days after completion of construction, the Council shall be notified in writing that construction has been completed;
9. 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;
10. 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
11. 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 29, 2016.

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

Very truly yours,



Robert Stein
Chairman

RS/FOC/cm

Enclosure: Staff Report dated August 4, 2016

- c: The Honorable N. Warren Hess, Mayor, Town of Naugatuck
Sue Goggin, Town Planner, Town of Naugatuck



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Petition No. 1241

Cellco

1247 New Haven Road, Naugatuck

Telecommunications Facility

Staff Report

August 4, 2016

Introduction

On June 30, 2016, 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 telecommunications facility at 1247 New Haven Road, Naugatuck, Connecticut. Currently, Cellco has identified a need to improve wireless service along Route 63 and surrounding commercial and residential areas in southeast Naugatuck.

Presently, AT&T and MetroPCS both received municipal approval (2003 and 2009, respectively) to install wireless telecommunications equipment on the southern façade of the existing warehouse building. AT&T's equipment consists of four mast-mounted antennas extending to an overall height of 35.2 feet above ground level (16.5 feet above the roof of the warehouse). MetroPCS's equipment consists of a single mast supporting two antennas to an overall height 32.6 feet agl (14 feet above the roof of the warehouse).

Proposed Project

Specifically, Cellco would install two, fifty-foot towers attached to the northerly facade on an existing warehouse building owned by Naugatuck Partners, LLC. Each tower would support three antennas (six total) and two remote radio heads (four total) extending to a height of 53.6 feet agl (35 feet above the roof of the warehouse). Cellco's equipment cabinets and propane-fueled back-up power generator would be installed on a twelve-foot by twenty-six-foot equipment platform with canopy structure. The equipment platform would be surrounded by an eight-foot tall chain-link fence on the southeast corner of the building adjacent to AT&T's equipment. Electrical and telephone service would run underground from the existing adjacent utility backboards adjacent to the proposed site.

All Points Technology Corporation (APT) conducted an inland wetland assessment. APT determined Cellco's equipment pad is within approximately 44 feet of a wetland, a perennial stream Beacon Hill Brook. APT concludes Cellco's installation would not cause an adverse impact, as other developed areas of the property are situated closer to the brook, contingent upon proper erosion and sediment controls being installed and further recommends a qualified environmental professional provide environmental compliance awareness training to the contractor and independently inspect erosion controls to document proper installation.

The subject property is located within Naugatuck's "New Haven Road Design" zoning district. The nearest residences are located across Beacon Hill Brook and south of the subject property and the visual impact is not expected to be significant due to intervening vegetation.

Cellco proposes to operate the 700, 1900, and 2100 MHz frequencies. The calculated power density would be 12.2 percent of the applicable limit using a -10 dB off-beam adjustment. Notice is not required to the Federal Aviation Administration.

Notice was provided to the Town of Naugatuck, the property owner, and abutting property owners on or about June 29, 2016. No comments have been received.

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

Staff Recommendations

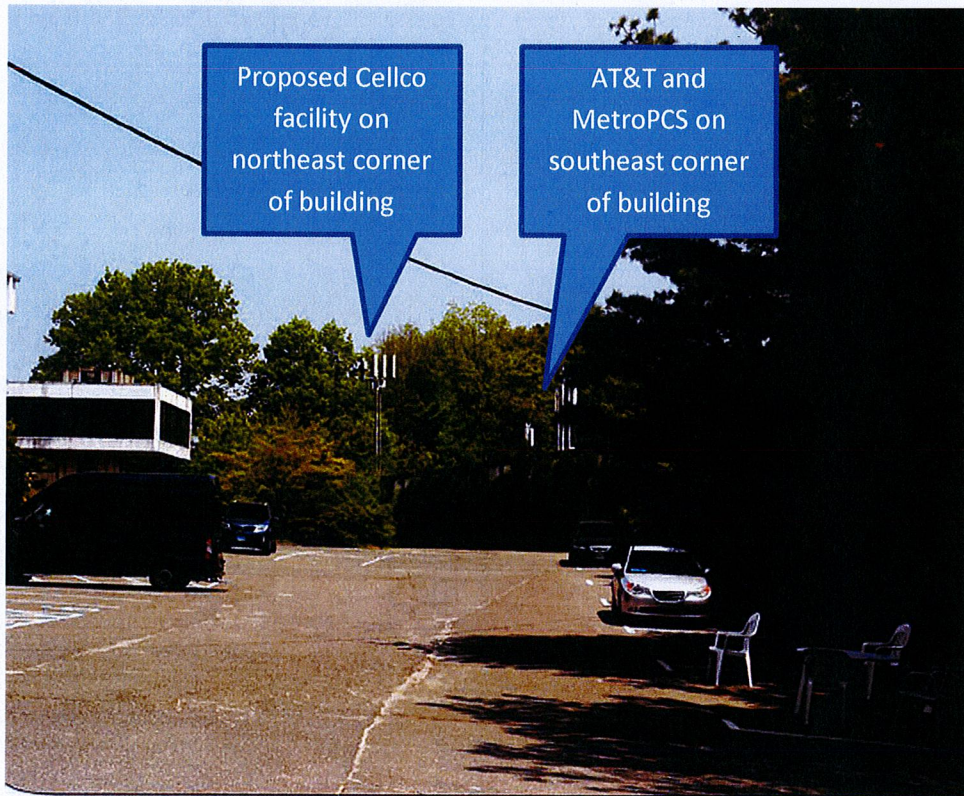
Staff recommends the following conditions:

1. Implement erosion and sedimentation control measures (E&S controls) in accordance with the *2002 Connecticut Guidelines for Soil Erosion and Sediment Control*;
2. Employ a qualified environmental professional to provide environmental compliance awareness training to the contractor and independently inspect erosion controls to document proper installation;
3. Use of off-road construction equipment that meets the latest EPA or California Air Resources Board standards, or in the alternative, equipment with the best available controls on diesel emissions, including, but not limited to, retrofitting with diesel oxidation catalysts, particulate filters and use of ultra-low sulfur fuel;
4. Compliance with the provisions of Section 22a-174-18(b)(3)(C) of the Regulations of Connecticut State Agencies that limit the idling of mobile sources to 3 minutes; and
5. Approval of any minor project changes shall be delegated to Council staff.

Site Location



Photo-simulation as viewed from west end of parking area on property



LOCATION
HOST PROPERTY

ORIENTATION
EAST

DISTANCE TO SITE
+/- 430 FEET