



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

April 26, 2019

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

RE: **PETITION NO. 1364** - Cellco Partnership d/b/a Verizon Wireless petition for a declaratory ruling, pursuant to Connecticut General Statutes §4-176 and §16-50k, for the proposed installation of a small cell telecommunications facility on the roof of an existing commercial and residential building located at 192 Main Street, Norwich, Connecticut.

Dear Attorney Baldwin:

At a public meeting held on April 25, 2019, 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. Approval of any minor project changes be delegated to Council staff;
2. 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;
3. 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 City of Norwich;
4. Within 45 days after completion of construction, the Council shall be notified in writing that construction has been completed;
5. 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;
6. The facility owner/operator shall remit timely payments associated with annual assessments and invoices submitted by the Council for expenses attributable to the facility under Conn. Gen. Stat. §16-50v;

7. This Declaratory Ruling may be transferred, provided the facility owner/operator/transferor is current with payments to the Council for annual assessments and invoices under Conn. Gen. Stat. §16-50v and the transferee provides written confirmation that the transferee agrees to comply with the terms, limitations and conditions contained in the Declaratory Ruling, including timely payments to the Council for annual assessments and invoices under Conn. Gen. Stat. §16-50v; and
8. If the facility owner/operator is a wholly owned subsidiary of a corporation or other entity and is sold/transferred to another corporation or other entity, 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.

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 March 21, 2019 and additional information received on March 26, 2019.

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

Sincerely,



Melanie Bachman
Executive Director

MAB/RDM/lm

Enclosure: Staff Report dated April 25, 2019

- c: The Honorable Peter A. Nystrom, Mayor, City of Norwich
John L. Salomone, City Manager, City of Norwich
Deanna Rhodes, City Planner, City of Norwich
Wauregan Development LLC, property owner



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Petition No. 1364

Cellco Partnership d/b/a Verizon Wireless

192 Main Street, Norwich

Small Cell Facility

Staff Report

April 25, 2019

Introduction

On March 22, 2019, the Connecticut Siting Council (Council) received a petition (Petition) from Cellco Partnership d/b/a Verizon Wireless (Cellco) for a declaratory ruling, pursuant to Connecticut General Statutes (CGS) §4-176 and §16-50k, for the proposed installation of a small cell wireless telecommunications facility on the roof of a building at 192 Main Street in Norwich.

The facility would provide capacity relief to three existing Cellco sites that serve the downtown Norwich area.

Notice was provided to the City of Norwich, the property owner, and abutting property owners on or about March 21, 2019. On March 26, 2019, Cellco sent revised letters to City of Norwich, the property owner, and abutting property owners to correct the site address from 192 North Main Street to 192 Main Street.

On April 3, 2019, the Norwich City Planner, Deanna Rhodes, commented via phone that the City has no issue with the small cell but wants to ensure that since the proposed small cell facility is located on an historic building, that it would not be visible from other historic buildings, or from the downtown area.

The site consists of a six-story commercial and residential building on a 0.3 acre parcel in downtown Norwich. The site is located in the Chelsea Central zoning district and is surrounded by similar mixed use commercial and residential properties.

The 60-day deadline for a decision for review of an application for attachment of a small wireless facility on an existing structure mandated by the Federal Communications Commission (FCC) in its Declaratory Ruling and Third Report and Order adopted on September 26, 2018 is May 2, 2019.

Jurisdiction

Pursuant to CGS §16-50i(a)(6), the Council has exclusive jurisdiction over telecommunications towers, including associated equipment, owned or operated by the state, a public service company or a certified telecommunications provider or used in a cellular system.

Under Regulations of Connecticut State Agencies §16-50j-2a (30), "Tower" means a structure, whether free standing or attached to a building or another structure, that has a height greater than its diameter



and that is high relative to its surroundings, or that is used to support antennas for sending or receiving radio frequency signals, or for sending or receiving signals to or from satellites, or any of these, which is or is to be:

- (A) used principally to support one or more antennas for receiving or sending radio frequency signals, or for sending or receiving signals to or from satellites, or any of these, and
- (B) owned or operated by the state, a public service company as defined in Section 16-1 of the Connecticut General Statutes, or a certified telecommunications provider, or used in a cellular system, as defined in Section 16-50i(a) of the Connecticut General Statutes.

Proposed Small Cell Facility

Cellco proposes to install a ballast mounted tower mast to support a single canister-type antenna and a remote radio head. The small cell facility would be located on the northern portion of the roof and would extend to a height of 86.5 feet above ground level, 10 feet above the roof and 6.5 feet above a roof parapet wall. Utilities would extend along a secured roof-top cable tray, and then descend through the interior of the building to utility connections in the basement.

Public Safety

The calculated power density at ground level, the closest point of uncontrolled public exposure, would be 6.4 percent of the applicable limit using a -10 dB off-beam adjustment.

Notice to the Federal Aviation Administration is not required.

Environmental

The small cell facility would have a limited visual profile. It would be approximately 5.5 feet lower than an adjacent existing roof-mounted HVAC unit. The mast, antenna and a remote radio head would be painted to match the existing HVAC equipment so it appears as existing mechanical equipment.

Portions of the small cell facility would be visible from street around the building, including Chestnut Street, Broadway, and Bath Street. A photo-simulation is attached.

No wetlands or trees would be impacted by the project.

Conclusion

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

If approved, staff recommends the following condition:

1. Approval of any minor project changes be delegated to Council staff.

Proposed Small Cell Facility Location

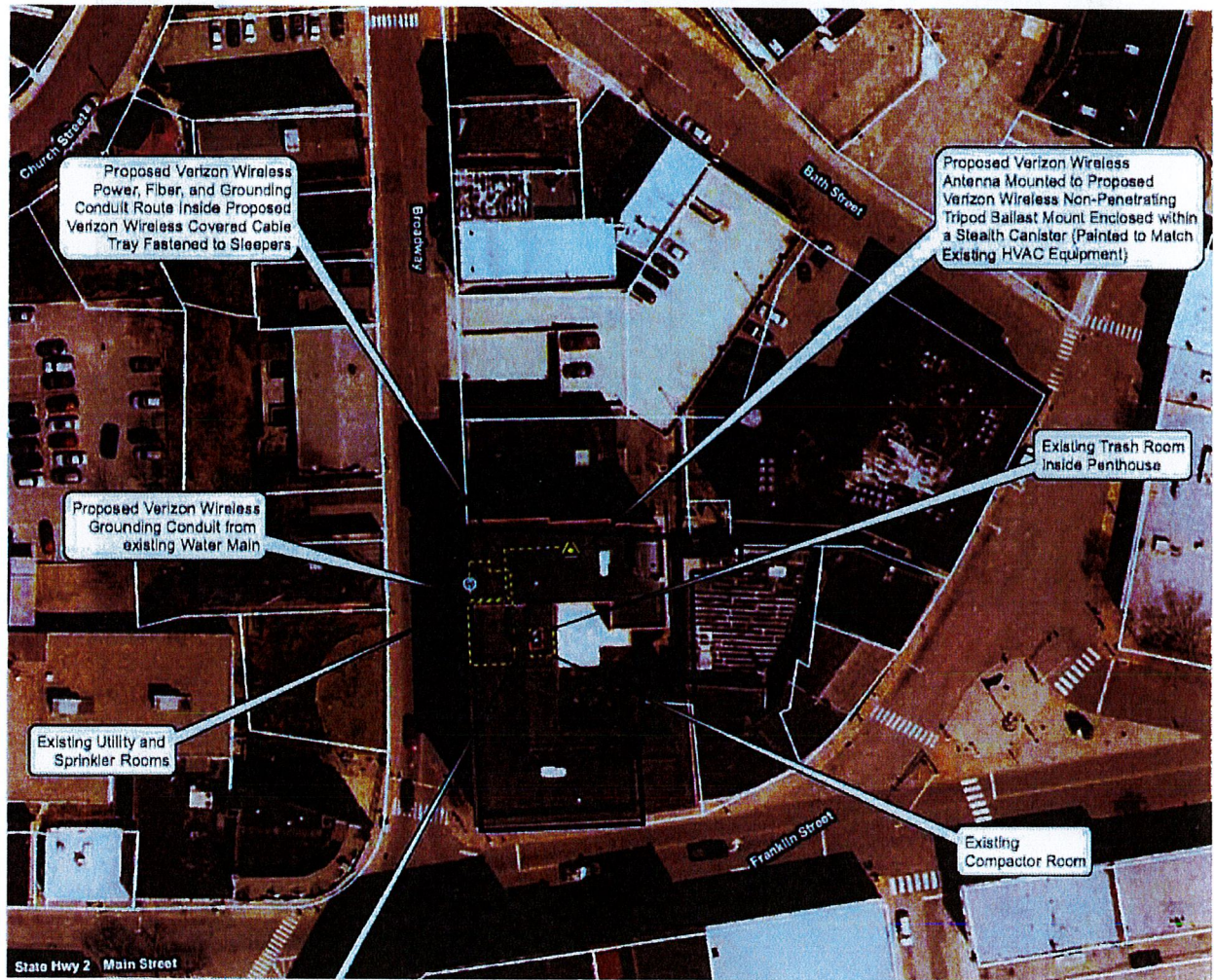
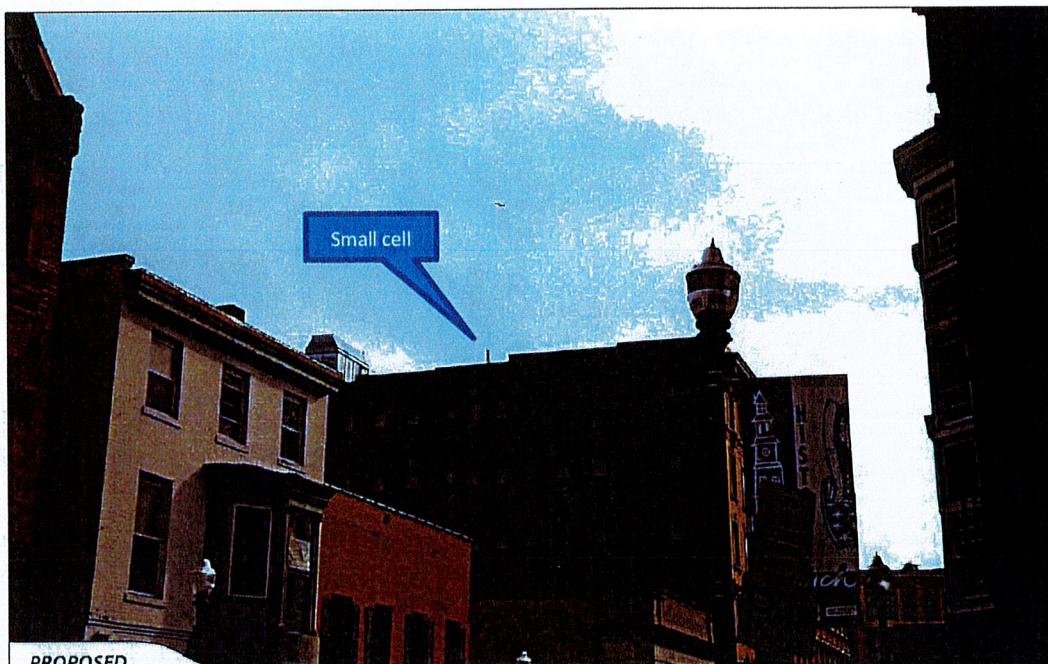


Photo-simulations of Small Cell Facility



PROPOSED				
PHOTO	LOCATION	ORIENTATION	DISTANCE TO SITE	VISIBILITY
2	BROADWAY	SOUTHEAST	+/- 281 FEET	VISIBLE



PROPOSED				
PHOTO	LOCATION	ORIENTATION	DISTANCE TO SITE	VISIBILITY
1	CHESTNUT STREET	SOUTH	+/- 370 FEET	VISIBLE