

DOCKET NO. 253 - AT&T Wireless PCS, LLC d/b/a AT&T } Connecticut
Wireless Certificate of Environmental Compatibility and Public }
Need for the construction, maintenance and operation of a wireless } Siting
telecommunications facility at 151 Young Street, East Hampton, } Council
Connecticut. }

February 14, 2019

Decision and Order

In response to the Connecticut Siting Council's (Council) reopening of the record in this docket on February 14, 2019 to consider whether changed conditions exist that would warrant a modification to the original Decision and Order's Condition 3 eliminating the requirement that panel antennas on this telecommunications facility be installed using a flush mount or T-arm mount design, the Council hereby rescinds the Decision and Order in Docket 253 rendered on October 29, 2003 and issues this new Decision and Order for the construction, maintenance and operation of a telecommunications facility located at 151 Young Street, East Hampton, Connecticut.

The facility shall be constructed, operated, and maintained substantially as specified in the Council's record in this matter, and subject to the following conditions:

1. The tower shall be constructed as a monopole, no taller than necessary to provide the proposed telecommunications services, sufficient to accommodate the antennas of AT&T Wireless PCS, LLC and other entities, both public and private, but such tower shall not exceed a height of 120 feet above ground level.
2. The tower foundation shall be of sufficient capacity to support a monopole extension to 150 feet above ground level.
3. The Certificate Holder shall prepare a Development and Management (D&M) Plan for this site in compliance with Sections 16-50j-75 through 16-50j-77 of the Regulations of Connecticut State Agencies. The D&M Plan shall be submitted to and approved by the Council prior to the commencement of facility construction and shall include:
 - a) a detailed site development plan that depicts the location of the access road, compound, tower, utility line, erosion and sedimentation control features, and landscaping;
 - b) specifications for the tower, tower foundation, antennas, equipment building, and security fence;
 - c) construction plans for site clearing, water drainage, and erosion and sedimentation controls consistent with the 2002 Connecticut Guidelines for Soil Erosion and Sediment Control, as amended; and
 - d) visual simulations of the monopole and appropriate monopole stealth options including a flagpole and tree tower design.
4. The Certificate Holder shall, prior to the commencement of operation, provide the Council worst-case modeling of electromagnetic radio frequency power density of all proposed entities' antennas at the closest point of uncontrolled access to the tower base, consistent with Federal Communications Commission, Office of Engineering and Technology, Bulletin No. 65, August 1997. The Certificate Holder shall ensure a recalculated report of electromagnetic radio frequency power density is submitted to the Council if and when circumstances in operation cause a change in power density above the levels calculated and provided pursuant to this Decision and Order.
5. Upon the establishment of any new State or federal radio frequency standards applicable to frequencies of this facility, the facility granted herein shall be brought into compliance with such standards.

6. The Certificate Holder shall permit public or private entities to share space on the proposed tower for fair consideration, or shall provide any requesting entity with specific legal, technical, environmental, or economic reasons precluding such tower sharing. The Certificate Holder shall provide space on the tower for no compensation for any municipal antennas, provided such antennas are compatible with the structural integrity of the tower.
7. If the facility does not initially provide wireless services within one year of completion of construction or ceases to provide wireless services for a period of one year, this Decision and Order shall be void, and the Certificate Holder shall dismantle the tower and remove all associated equipment or reapply for any continued or new use to the Council before any such use is made.
8. Any antenna that becomes obsolete and ceases to function shall be removed within 60 days after such antennas become obsolete and ceases to function.
9. Unless otherwise approved by the Council, this Decision and Order shall be void if the facility authorized herein is not operational within one year of the effective date of this Decision and Order or within one year after all appeals to this Decision and Order have been resolved.

We hereby direct that a copy of the staff report and modified Decision and Order be served on each person listed in the Service List, dated September 28, 2005, and notice of issuance published in the Middletown Press.

By this Decision and Order, the Council disposes of the legal rights, duties, and privileges of each party named or admitted to the proceeding in accordance with Section 16-50j-17 of the Regulations of Connecticut State Agencies.