

STATE OF CONNECTICUT  
CONNECTICUT SITING COUNCIL

In Re: Application of New Cingular Wireless	:	Docket No. 373
PCS, LLC (AT&T) for a Certificate of	:	
Environmental Compatibility and Public Need	:	
for the Construction Maintenance and Operation	:	
of a Telecommunications Tower Facility at	:	
St. Matthew Lutheran Church at 224 Lovely Street	:	
in the Town of Avon	:	March 24, 2009

TOWN OF AVON'S LIST OF WITNESSES AND EXHIBITS

I. WITNESSES

The Town of Avon ("Avon" or "Town") expects the following witnesses to be available to testify at the Connecticut Siting Council's (the "Council") public hearing on March 31, 2009:

A. Mr. Steven Kushner, AICP. Mr. Kushner is the Director of Planning and Community Development for the Town of Avon and the Town's Zoning Enforcement Officer. Mr. Kushner has reviewed the Application for consistency with the Town of Avon Zoning Regulations ("Regulations") and the Plan of Conservation and Development ("Plan"). Mr. Kushner will provide testimony regarding consistency of the Application with

the Regulations and Plan and offer testimony regarding the Town's alternative location and siting criteria.

## II. EXHIBITS

The Town intends to offer the following documents into evidence at the Council's public hearing on March 31, 2009:

### A. Exhibits for Administrative Notice

The Town of Avon requests the Council to take administrative notice of all relevant and applicable federal and state statutes and regulations, and all items on the Council's Administrative Notice List for Docket No. 373, including the following administrative documents:

1. The Connecticut Siting Council's "Telecommunications Facilities: An Illustrated Primer on the Siting of Facilities Within Connecticut and Throughout the Nation."

### B. Applicant's Exhibits

1. The following Bulk Filing Exhibits submitted to Connecticut Siting Council from New Cingular Wireless PCS, LLC (AT&T):
  - a. Bulk Filing Exhibit 1: Zoning Regulations, Town of Avon, with Amendments through September 17, 2008;
  - b. Bulk Filing Exhibit 2: Plan of Conservation and Development, Town of Avon, dated March 2006 (adopted May 2, 2006); and

- c. Bulk Filing Exhibit 3: Town of Avon Plan of Conservation and Development Maps and Zoning Map.

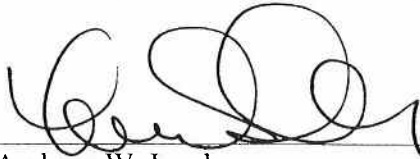
C. Town of Avon's Exhibits

1. Town of Avon's § 16-50gg letter to Connecticut Siting Council, dated March 11, 2009 and exhibits thereto (Previously Filed);
2. Town of Avon Responses to Pre-Hearing Interrogatories (Set One) Directed to Town of Avon By Connecticut Siting Council, dated March 23, 2009 and exhibits thereto (Previously Filed); and
3. Pre-filed testimony of Steven Kushner, AICP (Director of Planning and Community Development for the Town of Avon and the Zoning Enforcement Officer), dated March 24, 2009 and exhibits thereto.

The Town of Avon reserves the right to modify this list or to offer additional exhibits necessary and appropriate to address specific topics that may arise, or upon the request of the Siting Council.

THE TOWN OF AVON

By: \_\_\_\_\_

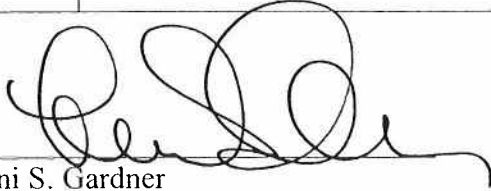
  
Andrew W. Lord  
Loni S. Gardner

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185 Asylum Street  
Hartford, Connecticut 06103-3469  
Telephone: (860) 240-6000  
Its Attorney

CERTIFICATE OF SERVICE

This is to certify that on this 24<sup>th</sup> day of March, 2009, one original and twenty-five (25) copies of the foregoing Town of Avon List of Witnesses and Exhibits was hand delivered to the Connecticut Siting Council, 10 Franklin Square, New Britain, Connecticut 06051 and one copy of the foregoing has been sent via U.S. mail, postage prepaid, this 24<sup>th</sup> day of March, 2009 to:

Christopher B. Fisher, Esq. Cuddy & Feder LLP 445 Hamilton Avenue, 14 <sup>th</sup> Floor White Plains, New York 10601	Patricia McMahon 21 Greenwood Drive Avon, Connecticut 06001
Sheridan Toomey 9 Greenwood Drive Avon, Connecticut 06001	Thomas McMahon 21 Greenwood Drive Avon, Connecticut 06001
Mark Toomey 9 Greenwood Drive Avon, Connecticut 06001	Jane Garrett 15 Greenwood Drive Avon, Connecticut 06001
Peter Emmett Wiese 240 Lovely Street Avon, Connecticut 06001	Juan Fernandez 246 Lovely Street Avon, Connecticut 06001
Carrie L. Larson, Esq. Pullman & Comley LLC 90 State House Square Hartford, Connecticut 06103-3702	

  
Loni S. Gardner