

DOCKET NO. 409 - New Cingular Wireless PCS, LLC } Connecticut
application for a Certificate of Environmental Compatibility and }
Public Need for the construction, maintenance and operation of a } Siting
telecommunications facility located at 8 Barnes Road, Canaan }
(Falls Village), Connecticut. } Council

August 25, 2011

Decision and Order

Based on the record in this proceeding, we find that the nature of the probable cumulative environmental impacts associated with the construction, operation, and maintenance of a proposed telecommunication facility at the proposed site, including effects on the natural environment, ecological integrity and balance, public health and safety, scenic, historic, and recreational values, forests and parks, air and water purity, and fish and wildlife are significant; are in conflict with the policies of the State concerning such effects; are not adequately balanced by the site-specific need for the proposed facility; and therefore, are sufficient reason to deny certification of the proposed facility.

We hereby direct that a copy of the Findings of Fact, Opinion, and Decision and Order be served on each person listed below, and notice of the decision published in the The Register Citizen.

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.

The parties and intervenors in this proceeding are:

Applicant

New Cingular Wireless PCS, LLC

Its Representative

Lucia Chiochio, Esq.
Christopher B. Fisher, Esq.
Cuddy & Feder LLP
445 Hamilton Avenue, 14th floor
White Plains, NY 10601

Michele Briggs
AT&T
500 Enterprise Drive
Rocky Hill, CT 06067

Party

Patty and Guy Rovezzi
36 Barnes Road
Falls Village, CT 06031

Party

Town of Canaan
Inland Wetlands Conservation Commission

Its Representative

Ellery W. Sinclair, Chairman
Inland Wetlands/Conservation
Commission
Town of Canaan (Falls Village)
201 Under Mountain Road
Falls Village, CT 06031

Party

Town of Canaan
Planning and Zoning Commission

Its Representative

Frederick J. Laser, Chairman
Planning and Zoning Commission
Town of Canaan
Town Hall
Falls Village, CT 06031