

STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

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

E-Mail: siting.council@ct.gov

www.ct.gov/csc

September 1, 2011

TO: Parties and Intervenors

FROM: Linda Roberts, Executive Director *LR*

RE: **DOCKET NO. 316A** - SBA Infrastructure LLC Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility at 50 Fairchild Road in Middletown, Connecticut. Reopening.

By its Decision and Order dated August 25, 2011, the Connecticut Siting Council reissued a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility at 50 Fairchild Road in Middletown, Connecticut, and rescinded the Decision and Order in Docket 316 issued on November 14, 2006 thereby eliminating the requirement that all antennas on this telecommunications facility be flush-mounted and approved a proposed ten-foot extension of the facility.

Enclosed are the Council's Findings of Fact, Opinion, and Decision and Order.

LR/CDM/laf

Enclosures (3)

c: State Documents Librarian

STATE OF CONNECTICUT)

ss. New Britain, Connecticut):

COUNTY OF HARTFORD)

I hereby certify that the foregoing is a true and correct copy of the Findings of Fact, Opinion, and Decision and Order issued by the Connecticut Siting Council, State of Connecticut.

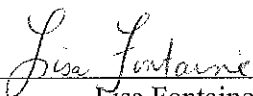
ATTEST:



Linda Roberts
Executive Director
Connecticut Siting Council

I certify that a copy of the Findings of Fact, Opinion, and Decision and Order in Docket No. 316A has been forwarded by Certified First Class Return Receipt Requested mail, on September 1, 2011, to all parties and intervenors of record as listed on the attached service list, dated June 6, 2011.

ATTEST:



Lisa Fontaine
Fiscal Administrative Officer
Connecticut Siting Council

**LIST OF PARTIES AND INTERVENORS
SERVICE LIST**

Status Granted	Status Holder (name, address & phone number)	Representative (name, address & phone number)
Certificate Holder Approved 10/16/2008	SBA Infrastructure LLC	Diane Whitney, Esq. Lee Hoffinan, Esq. Pullman & Comley, LLC 90 State House Square Hartford, CT 06103-3702 (860) 424-4312 (860) 424-4370 fax dwhitney@pullcom.com lhoffman@pullcom.com
Joint Participant w/SBA in Reopening Intervenor (granted 04/14/11)	New Cingular Wireless PCS LLC (AT&T)	Christopher Fisher, Esq. Cuddy & Feder, LLP 445 Hamilton Avenue, 14 th Floor White Plains, NY 10601 (914) 761-1300 (914) 761-5372/6405 fax cfisher@cuddyfeder.com
Intervenor (approved 06/27/06)	Nextel Communications of the Mid-Atlantic, Inc.	Thomas J. Regan, Esq. Brown Rudnick Berlack Israels LLP 185 Asylum Street, CityPlace I Hartford, CT 06103-3402 (860) 509-6522 (860) 509-6501 tregan@brownrudnick.com mkozlik@brownrudnick.com
Intervenor (granted 07/27/06)	Barbara Melia 379 Bow Lane Middletown, CT 06457 (860) 346-4334 bardebdave@yahoo.com	
Intervenor (granted 07/27/06)	Debora Bagley Michael Bagley 393 Bow Lane Middletown, CT 06457 (860) 346-5373	
Intervenor (granted 07/27/06)	Earle Roberts 785 Bow Lane Middletown, CT 06457 (860) 346-0068 (860) 344-9327 eroberts4675@sbcglobal.net	

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Reopening. } Council

August 25, 2011

Findings of Fact

Introduction

1. On February 28, 2011, New Cingular Wireless PCS, LLC (AT&T) filed a Petition (Number 988) for a Declaratory Ruling that no Certificate of Environmental Compatibility and Public Need is required for a ten-foot extension of an existing telecommunications facility located at 50 Fairchild Road in Middletown, Connecticut. In its petition, AT&T sought to install nine panel antennas, nine tower mounted amplifiers, and three remote radio heads on a low profile platform at a centerline height of 130 feet above ground level (agl). (AT&T 1 – Petition 988)
2. The telecommunications facility at 50 Fairchild Road was approved by the Connecticut Siting Council (Council) on November 14, 2006 under Docket 316. The facility included a tower that was to be no taller than 120 feet agl. (Council Administrative Notice No. 43 – Docket 316; Decision and Order, dated November 14, 2006)
3. Condition Number 2 of the Council’s Decision and Order stipulated that all telecommunications antennas providing cellular and/or PCS service would have to be flush-mounted on the approved tower. (Council Administrative Notice No. 43 – Docket 316; Decision and Order, dated November 14, 2006)
4. At a meeting held on March 31, 2011, the Council voted to deny Petition 988 on the basis that the installation of platform-mounted antennas would not comply with Condition Number 2 of the Council’s Decision and Order in Docket 316. The Council then voted to reopen Docket 316 to determine if changed conditions exist which would warrant a modification to its original Decision and Order. (Petition 988 – Council Letter of Decision, dated April 1, 2011)
5. AT&T is licensed by the Federal Communications Commission (FCC) to provide wireless services in the Middletown area of Connecticut. (AT&T 2 - SBA and AT&T Statement and Materials in Support of Reopened Docket No. 316A, dated May 25, 2011, p. 1)
6. Pursuant to CGS § 16-50m and § 4-181(a)(b) of the Uniform Administrative Procedures Act, the Council, after giving due notice thereof, held a public hearing on the reopened docket, designated as Docket 316A, on June 21, 2011, beginning at 1:05 p.m. at the Council’s offices at Ten Franklin Square in New Britain, Connecticut. (Transcript, June 21, 2011, 1:05 p.m. [Tr. 1], p. 2 ff.)

7. The party in this proceeding was the certificate holder, SBA Infrastructure LLC, which was grouped with AT&T, which was an intervenor. Intervenors in the original proceeding for Docket 316 included Nextel Communications of the Mid-Atlantic, Inc., Barbara Melia, Earle Roberts, and Debora and Michael Bagley. None of these intervenors in the original proceeding participated in the reopened proceeding. (Tr. 1, p. 4)
8. In accordance with CGS § 16-50(b), AT&T sent notices of the reopening of Docket 316A to each person appearing of record as owner of property abutting the 50 Fairchild Road site. (AT&T 5 - Proof of Notice to Abutters, dated June 14, 2011)

State Agency Comments

9. Pursuant to CGS § 16-50j(h), the Council solicited comments on the reopened Docket 316A from the following state departments and agencies: Department of Environmental Protection, Department of Public Health, Council on Environmental Quality, Department of Public Utility Control, Office of Policy and Management, Department of Economic and Community Development, and the Department of Transportation. The Council's letter requesting comments was sent on June 22, 2011. (Council Letter to State Department Heads, dated June 22, 2011)
10. The Council received a letter from the Council on Environmental Quality (CEQ) stating that only exceptional circumstances should warrant a change in the Council's original determination that antennas be flush-mounted on this tower. (Letter from CEQ dated May 25, 2011)
11. Except for CEQ, no other state agency responded to the Council's solicitation for comments. (Record)

Municipal Consultation

12. On April 11, 2011, the Mayor of the City of Middletown (City), Sebastian Giuliano, submitted a letter to the Council in which he stated the City's opposition to changes to the 50 Fairchild Road tower that would violate the original condition requiring flush-mounted antennas. (Letter from Sebastian Giuliano, dated April 11, 2011)
13. On May 24, 2011, representatives of AT&T met with the Mayor of Middletown and representatives of the City's planning department. AT&T representatives presented photosimulations of the proposed changes to the tower and answered questions from City officials. (Tr. 1, pp. 19-20)
14. On June 7, 2011, the Mayor of Middletown submitted another letter to the Council in which he withdrew his objection to AT&T's proposal based on his understanding that AT&T's ten-foot extension with a platform would avoid extending the existing tower by 30 feet to accommodate flush-mounted antennas or the construction of a completely new tower in Middletown. (Letter from Sebastian Giuliano, dated June 7, 2011)

Existing and Proposed Wireless Coverage

15. Currently AT&T deploys antennas that utilize multiple technologies: GSM, which is a 2G technology; UMTS, which is a 3G technology; and LTE, or Long Term Evolution, which is a 4G technology. In addition to antennas, AT&T typically deploys tower mounted amplifiers, which reduce signal loss in the coaxial cables bringing the signals received by the antennas to the ground equipment and remote radio heads, which convey the antenna signals to fiber optic cables. (Tr. 1, pp. 8 – 11)
16. If AT&T had to use three separate placements for its antennas, it would have to raise the existing tower by 30 feet to a height of 150 feet agl. (Tr. 1, p. 9)
17. AT&T has gaps in reliable service in the area of Middletown that would be served by the existing tower. (AT&T 2, p. 5)
18. AT&T designs its system based on optimal signal strengths of -82 dBm for in-vehicle coverage and -74 dBm for in-building coverage. (Tr. 1, p.15)
19. The best signal strengths in the area that would be covered from the 50 Fairchild Road tower range from -82 dBm to -92 dBm. (Tr. 1, p. 16; AT&T 2, Exhibit E, Current Coverage map)
20. The 50 Fairchild Road tower is one of the initial sites on which AT&T plans to deploy its new Long Term Evolution (LTE) technology. (AT&T 2, p. 6)
21. If AT&T were unable to utilize a platform to mount its different antennas, it would require three placements on the tower, each with a ten-foot separation, one for each of the three technologies being utilized. (Tr. 1, p. 9)

Site Selection

22. AT&T initially sought new tower sites in an area southwest of the 50 Fairchild Road site near to the intersection of Route 9 and Randolph Road in Middletown. (AT&T 2, p. 5)
23. A tower in the vicinity of the Route 9/Randolph Road intersection would have to be 140 feet tall in order to achieve the coverage AT&T is seeking to provide in this area. (Tr. 1, p. 12)
24. AT&T's radiofrequency engineers reviewed the 50 Fairchild Road tower and initially rejected it because the only available height of 80 feet agl would not achieve the desired coverage. (AT&T 2, p. 5)
25. After much internal discussion, AT&T's radiofrequency engineers agreed to locate on the 50 Fairchild Road tower at a height of 130 feet agl instead of proposing an entirely new tower near the Route 9/Randolph Road intersection, even though this location might provide better coverage. (AT&T 2, p. 5)

Facility Description

26. The existing facility consists of a 120-foot tall monopole tower within a 70-foot by 70-foot compound. On the existing tower, Nextel has flush-mounted antennas at a centerline height of 120 feet agl, Verizon has flush-mounted antennas at a centerline height of 112 feet agl, Pocket has flush-mounted antennas at a centerline height of 101 feet agl, and Clearwire has flush-mounted antennas at a centerline height of 90 feet agl. (AT&T 2, Exhibit C, Sheets LE-1 and LE-2)
27. AT&T seeks to raise the existing tower by ten feet to an overall height of 130 feet and to install nine antennas, nine tower mounted amplifiers, and three remote radio head units on a low-profile platform at a centerline height of 130' agl. The overall height of the extended tower with AT&T's antennas in place would be 133 feet agl. AT&T would also locate a 12-foot by 20-foot equipment shelter and a backup power diesel generator inside the existing compound. (AT&T 2, pp. 2-3, 9)
28. The existing tower and its foundation can structurally support AT&T's proposed ten-foot extension and antenna installation. (AT&T 2, p. 3; Exhibit D – FDH Structural Analysis, dated December 28, 2010)

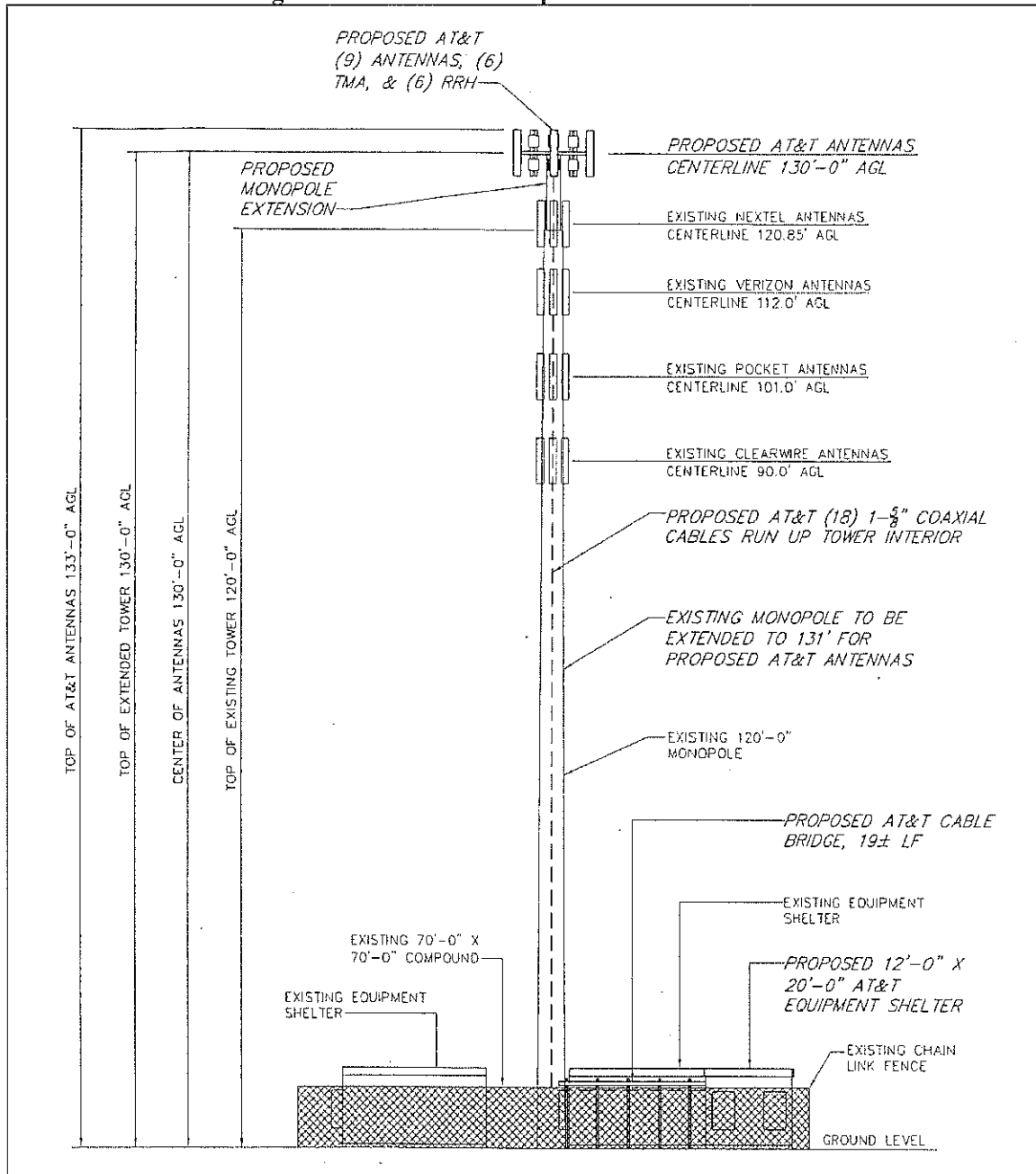
Environmental Considerations

29. Environmental conditions and land use patterns surrounding the tower site have remained largely unchanged since the Council's original approval of this facility in 2006. (AT&T 2, p. 7)
30. AT&T's proposed extension of the existing tower would not require any Federal Aviation Administration obstruction marking or lighting. (AT&T 2, p. 8)
31. The cumulative worst-case maximum power density from the radio frequency emissions from the operation of AT&T's proposed antennas and the existing antennas on the tower has been calculated to total 35.37% of the standard for Maximum Permissible Exposure, as adopted by the FCC, at the base of the proposed tower. This calculation was based on methodology prescribed by the FCC Office of Engineering and Technology Bulletin No. 65E, Edition 97-01 (August 1997) that assumes all antennas would be pointed at the base of the tower and all channels would be operating simultaneously, which creates the highest possible power density levels. Under normal operation, the antennas would be oriented outward, directing radio frequency emissions away from the tower, thus resulting in significantly lower power density levels in areas around the tower. (AT&T 2, Exhibit F – Maximum Permissible Exposure Study)

Visibility

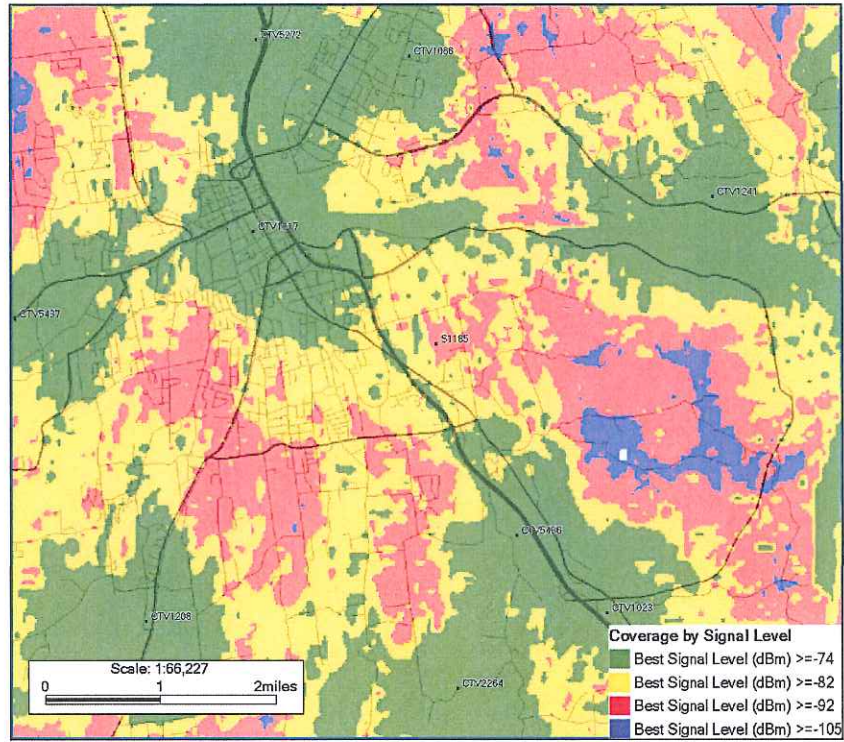
32. The proposed extension should result in only marginal additional visibility from areas that already have views of the existing tower. (AT&T 2, p. 8)

Figure 1: Elevation of Proposed Tower Extension



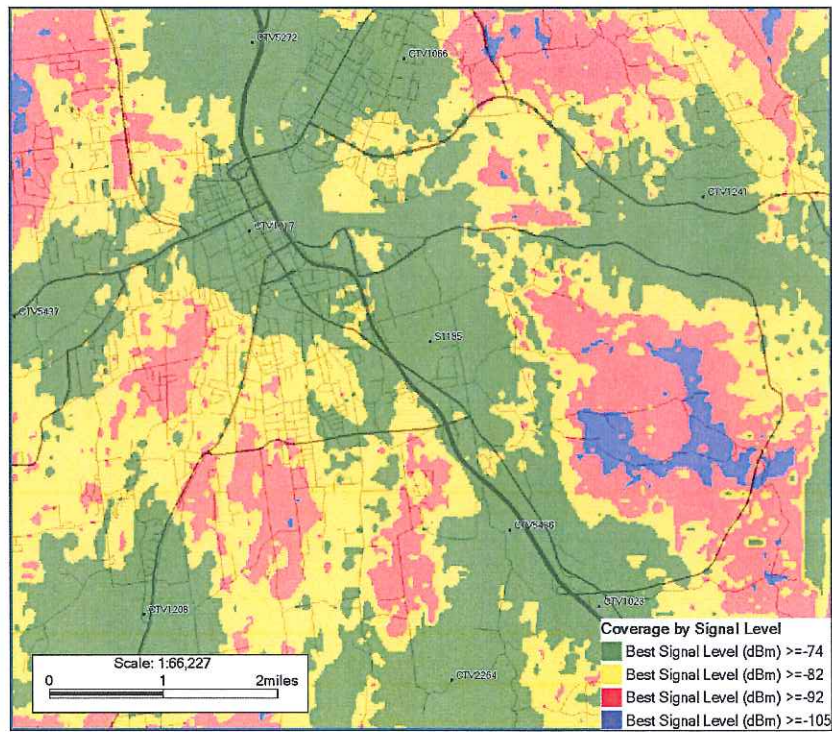
(AT&T 2, Exhibit C, Drawing LE-2)

Figure 2: AT&T Existing Coverage



(AT&T 2, Exhibit E)

Figure 3: AT&T Coverage with Proposed Extension



(AT&T 2, Exhibit E)

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Opinion

On February 28, 2011, New Cingular Wireless PCS, LLC (AT&T) filed a Petition (Number 988) with the Connecticut Siting Council (Council) for a Declaratory Ruling that no Certificate of Environmental Compatibility and Public Need is required for a ten-foot extension of an existing telecommunications facility located at 50 Fairchild Road in Middletown, Connecticut. This facility, which included a tower that was to be no taller than 120 feet high, was originally approved by the Council on November 14, 2006 under Docket 316. The Council's decision included a condition that all antennas providing cellular and/or PCS service would have to be flush-mounted on this tower. The Council voted to deny Petition 988 at a meeting held on March 31, 2011 because the installation of AT&T's platform-mounted antennas would not comply with Condition 2 of its Decision and Order for this facility to flush-mount all antennas on the tower. The Council then voted to reopen Docket 316 to determine if changed conditions existed which would warrant a modification to the condition requiring flush-mounted antennas. SBA Infrastructure LLC (SBA) is the certificate holder of this facility, and AT&T was an intervenor in the re-opened proceeding.

The existing facility consists of a 120-foot tall monopole tower within a 70-foot by 70-foot compound. On the existing tower, Nextel has flush-mounted antennas at a centerline height of 120 feet above ground level (agl), Verizon has flush-mounted antennas at a centerline height of 112 feet agl, and Clearwire has flush-mounted antennas at a centerline height of 90 feet agl. There are also flush-mounted antennas at a centerline height of 101 feet agl. These were approved as Pocket antennas, however MetroPCS assumed Pocket's assets when it went out of business. AT&T would extend the tower's height by ten feet in order to install nine antennas, nine tower mounted amplifiers, and three remote radio head units on a low-profile platform at a centerline height of 130 feet agl. The overall height of the extended tower, with AT&T's antennas in place, would be 133 feet.

AT&T's current wireless telecommunications system operates on three different frequencies: cellular (850 MHz), Personal Communications Services (PCS – 1900 MHz), and Long Term Evolution (LTE – 700 MHz). If AT&T had to flush-mount its antennas, it would have to use three separate placements, which would require raising the existing tower by 30 feet to a height of 150 feet.

AT&T's proposed ten-foot extension would not require any additional clearing. Its ground equipment, including a backup power diesel generator, would be housed in a 12-foot by 20-foot shelter to be erected inside the existing compound. The extension would result in only marginal, additional visibility from those areas that already have views of the existing 120-foot tower.

In its search for a site to provide coverage to this part of Middletown, AT&T also considered a location near the intersection of Route 9 and Randolph Road. At this location, a tower would have to be 140 feet tall in order to achieve the AT&T's desired coverage.

After reviewing the record in this proceeding, the Council finds that AT&T's proposed ten-foot extension of the existing 120-foot high tower is preferable to a thirty-foot extension that would be required if AT&T's antennas were to be flush-mounted and to the erection of a new 140-foot high tower in the vicinity of the intersection of Route 9 and Randolph Road. The Council further finds that, in the years since the original approval of this facility, it has become more commonplace for carriers to utilize multiple frequencies in their networks. If carriers that use different frequencies are required to flush-mount their antennas, the result could be higher towers or more towers due to reduced opportunities for shared use of a tower.

According to a methodology prescribed by the FCC Office of Engineering and Technology Bulletin No. 65E, Edition 97-01 (August 1997), the combined radio frequency power density levels of the antennas AT&T proposes to install together with the antennas that were previously installed on the tower have been calculated by Council staff to amount to 34.2 percent of the FCC's Maximum Permissible Exposure, as measured at the base of the tower. This percentage is well below federal and state standards established for the frequencies used by wireless companies. If federal or state standards change, the Council will require that the tower be brought into compliance with such standards. The Council will require that the power densities be recalculated in the event other carriers add antennas to the tower. The Telecommunications Act of 1996 prohibits any state or local agency from regulating telecommunications towers on the basis of the environmental effects of radio frequency emissions to the extent that such towers and equipment comply with FCC's regulations concerning such emissions.

Based on the record in this proceeding, the Council finds that the effects associated with the proposed extension of this existing telecommunications facility at 50 Fairchild Road in Middletown, 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 not disproportionate either alone or cumulatively with other effects when compared to need, are not in conflict with policies of the State concerning such effects, and are not sufficient reason to deny this modification of Certificate. Therefore, the Council will modify Condition Number 2 of its Decision and Order in Docket 316 in order to permit antennas to be mounted on low-profile platforms and will approve AT&T's request to extend the existing 120-foot tower by ten feet to a tower height of 130 feet.

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Decision and Order

In response to the Connecticut Siting Council's (Council) reopening of the record in this docket on March 31, 2011 to consider whether changed conditions exist that would warrant a modification to the original Decision and Order's Condition 2 eliminating the requirement that all antennas on this telecommunications facility must be flush-mounted and to consider a proposed ten-foot extension of the facility, the Council hereby rescinds the Decision and Order in Docket 316 issued on November 14, 2006 and issues this new Decision and Order for the construction, maintenance and operation of a telecommunications facility located at 50 Fairchild Road in Middletown, 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 existing monopole tower may be extended from its originally approved height of 120 feet, no taller than necessary to provide the proposed telecommunications services and sufficient to accommodate the antennas of New Cingular Wireless PCS, LLC (AT&T) and other entities, but such tower shall not exceed a height of 130 feet above ground level.
2. AT&T shall submit plans showing the extension of the existing tower and the installation of its proposed antennas. These plans shall be served on the City of Middletown for comment, and all parties and intervenors as listed in the service list, and submitted to and approved by the Council prior to the commencement of facility construction.
3. Upon the establishment of any new State or federal radio frequency standards applicable to frequencies of this facility, the facility herein shall be brought into compliance with such standards.
4. 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.
5. The Certificate Holder shall provide reasonable space on the tower for no compensation for any City of Middletown public safety services (police, fire and medical services), provided such use can be accommodated and is compatible with the structural integrity of the tower.

6. Unless otherwise approved by the Council, if the facility authorized herein is not fully constructed and providing wireless services within eighteen months from the date of the mailing of the Council's Findings of Fact, Opinion, and Decision and Order (collectively called "Final Decision"), 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. The time between the filing and resolution of any appeals of the Council's Final Decision shall not be counted in calculating this deadline.
7. At least one wireless telecommunications carrier shall install their equipment and shall become operational not later than 120 days after the tower is erected. Authority to monitor and modify this schedule, as necessary, is delegated to the Executive Director. The Certificate Holder shall provide written notice to the Executive Director of any schedule changes as soon as is practicable.
8. Any request for extension of the time period referred to in Condition 7 shall be filed with the Council not later than 60 days prior to the expiration date of this Certificate and shall be served on all parties and intervenors, as listed in the service list, and the City of Middletown. Any proposed modifications to this Decision and Order shall likewise be so served.
9. If the facility 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.
10. The Certificate Holder shall remove any nonfunctioning antenna, and associated antenna mounting equipment, within 60 days of the date the antenna ceased to function.
11. In accordance with Section 16-50j-77 of the Regulations of Connecticut State Agencies, the Certificate Holder shall provide the Council with written notice two weeks prior to the commencement of site construction activities. In addition, the Certificate Holder shall provide the Council with written notice of tower erection, commencement of site operation, and the completion of site construction.
12. The Certificate Holder 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.
13. This Certificate may be transferred in accordance with Conn. Gen. Stat. §16-50k(b), provided both the Certificate Holder/transferor and the transferee are current with payments to the Council for their respective annual assessments and invoices under Conn. Gen. Stat. §16-50v. In addition, both the Certificate Holder/transferor and the transferee shall provide the Council 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.

Pursuant to General Statutes § 16-50p, the Council hereby directs that a copy of the Findings of Fact, Opinion, and Decision and Order be served on each person listed below, and notice of issuance shall be 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.

The parties and intervenors to this proceeding are:

Intervenor:

New Cingular Wireless PCS, LLC

Certificate Holder:

SBA Infrastructure LLC

Its Representative(s):

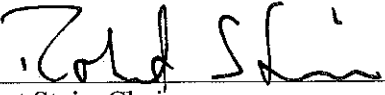

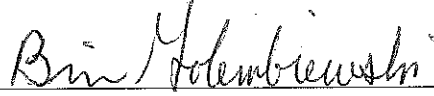
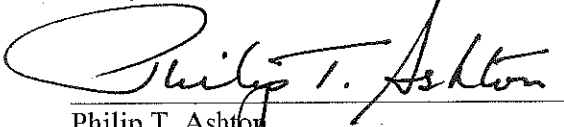
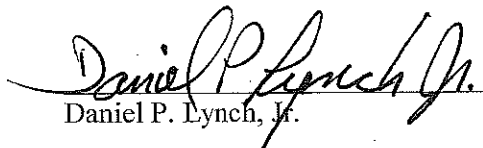
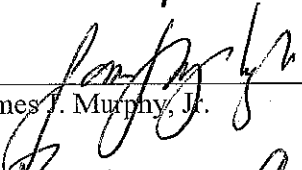
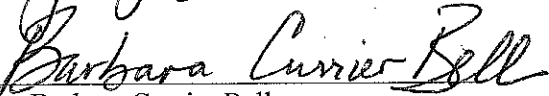

Christopher B. Fisher, Esq.
Cuddy & Feder LLP
445 Hamilton Avenue, 14th Floor
White Plains, NY 10601

Its Representative(s):

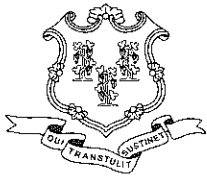
Christopher B. Fisher, Esq.
Cuddy & Feder LLP
445 Hamilton Avenue, 14th Floor
White Plains, NY 10601

CERTIFICATION

The undersigned members of the Connecticut Siting Council (Council) hereby certify that they have heard this case, or read the record thereof, in **DOCKET NO. 316A - SBA Infrastructure LLC Certificate of Environmental Compatibility and Public Need** for the construction, maintenance and operation of a telecommunications facility at 50 Fairchild Road in Middletown, Connecticut; and voted as follows to modify its decision on the previously approved facility located at 50 Fairchild Road in Middletown, Connecticut:

<u>Council Members</u>	<u>Vote Cast</u>
 Robert Stein, Chairman	Yes
 Colin C. Tait, Vice Chairman	Yes
Chairman Kevin M. DelGobbo Designee: Larry P. Levesque	Absent
 Commissioner Dan Esty Designee: Brian Golembiewski	Yes
 Philip T. Ashton	Yes
 Daniel P. Lynch, Jr.	Yes
 James J. Murphy, Jr.	Yes
 Dr. Barbara Currier Bell	Yes
 Edward S. Wilensky	Yes

Dated at New Britain, Connecticut, August 25, 2011.



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September 1, 2011

Diane Whitney, Esq.
Lee Hoffman, Esq.
Pullman & Comley, LLC
90 State House Square
Hartford, CT 06103-3702

RE: **DOCKET NO. 316A** - SBA Infrastructure LLC Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility at 50 Fairchild Road in Middletown, Connecticut. Reopening.

Dear Attorney Whitney and Attorney Hoffman:

By its Decision and Order dated August 25, 2011, the Connecticut Siting Council (Council) reissued a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility at 50 Fairchild Road in Middletown, Connecticut, and rescinded the Decision and Order in Docket 316 issued on November 14, 2006 thereby eliminating the requirement that all antennas on this telecommunications facility be flush-mounted and approved a proposed ten-foot extension of the facility.

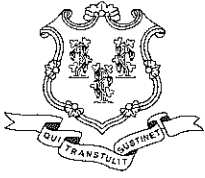
Enclosed are the Council's Certificate, Findings of Fact, Opinion, and Decision and Order.

Very truly yours,

Linda Roberts
Executive Director

LR/CDM/laf

Enclosures (4)



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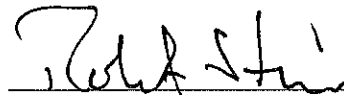
E-Mail: siting.council@ct.gov

www.ct.gov/csc

**CERTIFICATE
OF
ENVIRONMENTAL COMPATIBILITY AND PUBLIC NEED
DOCKET NO. 316A**

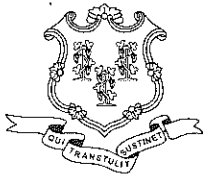
Pursuant to General Statutes § 16-50k, as amended, the Connecticut Siting Council hereby reissues a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility at 50 Fairchild Road in Middletown, Connecticut to SBA Infrastructure LLC. This Certificate is issued in accordance with and subject to the terms and conditions set forth in the Decision and Order of the Council on August 25, 2011.

By order of the Council,



Robert Stein, Chairman

August 25, 2011



STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

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

E-Mail: siting.council@ct.gov

www.ct.gov/csc

September 1, 2011

TO: Classified/Legal Supervisor
316A110621
The Middletown Press
Two Main Street
Middletown, CT 06457

FROM: Lisa A. Fontaine, Fiscal Administrative Officer

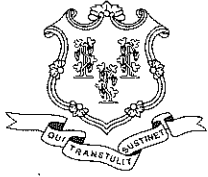
RE: **DOCKET NO. 316A** - SBA Infrastructure LLC Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility at 50 Fairchild Road in Middletown, Connecticut. Reopening.

Please publish the attached notice as soon as possible, but not on Saturday, Sunday, or a holiday.

Please send an affidavit of publication and invoice to my attention.

Thank you.

LAF



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NOTICE

Pursuant to General Statutes § 16-50p (a), the Connecticut Siting Council (Council) announces that, on August 25, 2011, the Council issued Findings of Fact, an Opinion, and a Decision and Order hereby rescinding the Decision and Order in Docket 316 issued on November 14, 2006 thereby eliminating the requirement that all antennas on this telecommunications facility be flush-mounted and approving a proposed ten-foot extension of the facility in **DOCKET NO. 316A** - SBA Infrastructure LLC Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility at 50 Fairchild Road in Middletown, Connecticut. The record is available for public inspection in the Council's office, Ten Franklin Square, New Britain, Connecticut.