

280 Trumbull Street  
Hartford, CT 06103-3597  
Main (860) 275-8200  
Fax (860) 275-8299  
jmiranda@rc.com  
Direct (860) 275-8227

Also admitted in District of  
Columbia and Massachusetts

*Via Electronic Mail and Hand Delivery*

April 8, 2008

S. Derek Phelps  
Executive Director  
Connecticut Siting Council  
Ten Franklin Square  
New Britain, CT 06051

Re: **Docket No. 356 - Application of Cellco Partnership d/b/a Verizon Wireless for a Certificate of Environmental Compatibility and Public Need for the Construction, Maintenance and Operation of a Wireless Telecommunications Facility at 199 Town Farm Road, Farmington, Connecticut**

Dear Mr. Phelps:

On behalf of Cellco Partnership d/b/a Verizon Wireless ("Cellco"), enclosed are an original and twenty (20) copies of the following exhibits for inclusion in the record of the above-referenced proceeding:

1. Letter to abutting landowners enclosing a copy of the Connecticut Siting Council's hearing notice, a list of abutting landowners and Certificate of Service;
2. Sight Line Profile from the nearest residence to the tower; and
3. Sign Posting Affidavit of Alexandria M. Carter and attached photographs.

Please also find enclosed an original and twenty (20) copies of Cellco's Pre-Hearing Submission in the above-referenced docket.



*Law Offices*

BOSTON

HARTFORD

NEW LONDON

STAMFORD

WHITE PLAINS

NEW YORK CITY

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HART1-1461704-1

# ROBINSON & COLE<sub>LLP</sub>

S. Derek Phelps  
April 8, 2008  
Page 2

Please feel free to contact me if you have any questions or require additional information. Thank you.

Sincerely,



Joey Lee Miranda

Enclosures

Copy to: Sandy Carter



JOEY LEE MIRANDA

280 Trumbull Street  
Hartford, CT 06103-3597  
Main (860) 275-8200  
Fax (860) 275-8299  
jmiranda@rc.com  
Direct (860) 275-8227

April 7, 2008

*Via First Class Mail*

«Name\_and\_Address»

**Re: Application of Cellco Partnership d/b/a Verizon Wireless for a Certificate of Environmental Compatibility and Public Need for the Construction, Maintenance and Operation of a Wireless Telecommunications Facility at 199 Town Farm Road, Farmington, Connecticut**

Dear «Salutation»:

On February 1, 2008, Cellco Partnership d/b/a Verizon Wireless ("Cellco") submitted an application ("Application") to the Connecticut Siting Council ("Council") for approval of the construction of a wireless telecommunications facility and associated equipment at 199 Town Farm Road in Farmington, Connecticut.

On April 15, 2008, the Council will hold a hearing regarding the Application at 3:00 pm and 7:00 pm at the Farmington Police Department Meeting Room, 319 New Britain Avenue in Unionville. A copy of the Council's hearing notice is attached for your information.

If you have any questions, please direct them to either the Connecticut Siting Council or me. My address and telephone number are listed above. The Siting Council may be reached at its New Britain, Connecticut office at (860) 827-2935.

Sincerely,

Joey Lee Miranda

Enclosure





Daniel F. Caruso  
Chairman

# 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](mailto:siting.council@ct.gov)

Internet: [ct.gov/csc](http://ct.gov/csc)

### HEARING NOTICE

Pursuant to provisions of General Statutes § 16-50m and Section 16-50j-21 of the Regulations of Connecticut State Agencies, notice is hereby given that the Connecticut Siting Council (Council) will conduct a public hearing on Tuesday, April 15, 2008, beginning at 3:00 p.m., and continued at 7:00 p.m., at the Farmington Police Department, Meeting Room, 319 New Britain Avenue, Unionville, CT 06085, and thereafter as necessary. The hearing will be on an application from Cellco Partnership d/b/a Verizon Wireless for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 199 Town Farm Road, Farmington, Connecticut.

The purpose of the hearing is to hear evidence on the applicant's contentions that the public need for the facility outweighs any adverse environmental effects that would result from the construction, operation, or maintenance of a tower, ground equipment, and access road. The 3:00 p.m. hearing session will provide the applicant, parties, and intervenors an opportunity to cross-examine positions. The applicant will be allowed a final rebuttal. Briefs will be entertained after the close of the last hearing session. The 7:00 p.m. hearing session will be reserved for the public to make brief statements into the record. Cross-examination of parties and intervenors will resume, if necessary, after all statements have been heard.

The Council will conduct a public field review of the proposed site on Tuesday, April 15, 2008, beginning at 2:00 p.m. The applicant will fly a balloon during the field review to simulate the height of the proposed facility.

Applicable law for this proceeding includes the Public Utility Environmental Standards Act, General Statutes § 16-50g, et seq., and Sections 16-50j-1 through 16-50v-1a of the Regulations of Connecticut State Agencies.

The Council will hold a pre-hearing conference on procedural matters on Thursday, March 27, 2008, beginning at 10:00 a.m. at the Council's office, 10 Franklin Square, New Britain, Connecticut.

The Council directs that all testimony and exhibits be pre-filed with the Council and all parties and intervenors by April 8, 2008. In accordance with the State Solid Waste Management Plan, the Council requests that all filings be submitted on recyclable paper, primarily regular weight white office paper. Please avoid using heavy stock paper, colored paper, and metal or plastic binders and separators.

Individuals are encouraged to participate through their elected officials, and other party/intervenor groupings.

Any person seeking to be named or admitted as a party or intervenor to the proceeding may file a written request to be so designated at the office of the Connecticut Siting Council, 10 Franklin Square, New Britain, Connecticut 06051, on or before April 8, 2008.

Parties and intervenors will be allowed to submit briefs and proposed findings of fact within 30 days after the close of the hearing.

Any person who is not a party or intervenor to this proceeding may file a written statement with the Council at the hearing or any time up to 30 days thereafter. Such statements will become part of the record. No written statement or any other material, evidence, or other information will be accepted from any person not a party or intervenor to the proceeding after 30 days following the close of the hearing, except as otherwise prescribed by law or the Council.

A verbatim transcript of the hearing session(s) will be made and deposited with the Town Clerk's Office of the Farmington Town Hall for the convenience of the public.

Requests for information in alternative formats or for sign-language interpreter services must be submitted in writing by April 8, 2008.

The applicant of this facility is represented by the following:

**Applicant**

Cellco Partnership d/b/a  
Verizon Wireless

**Its Representative**

Sandy Carter, Regulatory Manager  
Verizon Wireless  
99 East River Drive  
East Hartford, Connecticut 06108

Joey Lee Miranda, Esq.  
Robinson & Cole LLP  
280 Trumbull Street  
Hartford, Connecticut 06103-3597

A copy of the application is available for review at the Council's office during office hours at 10 Franklin Square, New Britain, Connecticut, (860) 827-2935. The Council has assigned this application docket no. 356.

March 7, 2008

Connecticut Siting Council



ADJACENT PROPERTY OWNERS

SITE NAME: FARMINGTON NORTH 2

OWNER NAME: TOWN OF FARMINGTON

OWNER ADDRESS: 1 MONTEITH DRIVE, FARMINGTON, CONNECTICUT 06032

ASSESSOR'S REFERENCE: MAP: 17 LOT: 27

THE FOLLOWING INFORMATION WAS COLLECTED FROM THE TAX ASSESSOR'S RECORDS AND LAND RECORDS OF FARMINGTON TOWN HALL, FARMINGTON, CONNECTICUT AND AVON TOWN HALL, AVON, CONNECTICUT. THE INFORMATION IS CURRENT AS OF DECEMBER 12, 2007.

THE PARCEL IS ZONED R-40 – RESIDENTIAL.

FARMINGTON

	<u>Map/Lot</u>	<u>Property Address</u>	<u>Property Owner</u>
1.	17/11	184 Town Farm Road	Town of Farmington 1 Monteith Drive Farmington, CT 06032
2.	17/11A	Town Farm Road	Town of Farmington 1 Monteith Drive Farmington, CT 06032
3.	17/27	Town Farm Road	Town of Farmington 1 Monteith Drive Farmington, CT 06032
4.	28/11A1	158 Town Farm Road	Carol A. Whelan 158 Town Farm Road Farmington, CT 06032
5.	28/2	157 Town Farm Road	Wendy M. Chase 157 Town Farm Road Farmington, CT 06032
6.	28/10	162-164 Town Farm Road	Farmington Country Club P.O. Box 23 Plantsville, CT 06479

7.	28/1	155 Town Farm Road	Susan R. Creamer 155 Town Farm Road Farmington, CT 06032
8.	28/185	7 Ashford Court	Merwood M. and Bonita Jones 7 Ashford Court Farmington, CT 06032
9.	28/186	3 Ashford Court	Frederick R. and Larilyn S. Hatfield 3 Ashford Court Farmington, CT 06032
10.	28/189	4 Norfolk Gardens	David W. and Vicky R. Harris 4 Norfolk Gardens Farmington, CT 06032
11.	28/190	6 Norfolk Gardens	James D. and Dorothy L. Gavalis 6 Norfolk Gardens Farmington, CT 06032
12.	28/233	6 Exeter Park	Peter J. and Leandra L. Bakaj 6 Exeter Park Farmington, CT 06032
13.	28/234	8 Exeter Park	Roger S. and Lynn Saunders, Co- Trustees 8 Exeter Park Farmington, CT 06032
14.	17/235	7 Exeter Park	Gregory A. and Heather Taylor 7 Exeter Park Farmington, CT 06032
15.	17/236	5 Exeter Park	Katrine Doane Goldfarb 5 Exeter Park Farmington, CT 06032
16.	17/255	10 Belgravia Terrace	Peter L. and Lisa S. Fishman 10 Belgravia Terrace Farmington, CT 06032
17.	17/256	11 Belgravia Terrace	Susan R. Edelson 11 Belgravia Terrace Farmington, CT 06032

18.	17/268	3 Eton Place	Patricia A. McHugh 3 Eton Place Farmington, CT 06032
19.	17/269	1 Eton Place	Linda Powers Tomasso 1 Eton Place Farmington, CT 06032
20.	17/270	10 Chatsworth Place	Richard F. and Julia D. Webb 10 Chatsworth Place Farmington, CT 06032
21.	17/271	12 Chatsworth Place	Frank J. and Joni D. Zarka 12 Chatsworth Place Farmington, CT 06032
22.	17/272	14 Chatsworth Place	Susan D. Renert 14 Chatsworth Place Farmington, CT 06032
23.	16/274	4 Chelsea Place	Brian H. and Kathleen A. Lindroth 4 Chelsea Place Farmington, CT 06032

AVON

	<u>Parcel No.</u>	<u>Property Address</u>	<u>Property Owner</u>
1.	3360555	555 Old Farms Road	Avon Old Farms School 500 Old Farms Road Avon, CT 06001
2.	3360500	500 Old Farms Road	Avon Old Farms School 500 Old Farms Road Avon, CT 06001
3.	3360800	800 Old Farm Road	Town of Avon 60 West Main Street Avon, CT 06001
4.	4500709	709 Waterville Road	Samuel and Julia K. McIlroy 709 Waterville Road Avon, CT 06001
5.	4500691	691 Waterville Road	Judith E. and Bryan Lachey 691 Waterville Road Avon, CT 06001



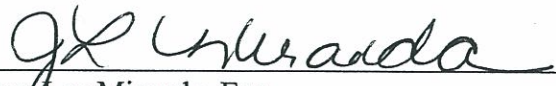
6.	4500665	665 Waterville Road	Joseph M. and Patricia M. Brown 665 Waterville Road Avon, CT 06001
7.	4500657	657 Waterville Road	Richard M. Bump and Kiren Cooley 657 Waterville Road Avon, CT 06001
8.	4500651	651 Waterville Road	Ronald Paul and Rita B. Distin 651 Waterville Road Avon, CT 06001
9.	4500645	645 Waterville Road	Marek and Stanislaw Kolodziej 23 Pequot Road Plainville, CT 06062
10.	4500635	635 Waterville Road	Avon Land Trust P.O. Box 267 Avon, CT 06001
11.	4500625	625 Waterville Road	William Tucker Griffith 625 Waterville Road Avon, CT 06001
12.	4500615	615 Waterville Road	Marsha and Steven P. Markie 615 Waterville Road Avon, CT 06001
13.	4500605	605 Waterville Road	Ardell O. and Weslie O. Wilson 605 Waterville Road Avon, CT 06001
14.	4500595	595 Waterville Road	Emer E. Coyne 575 Waterville Road Avon, CT 06001
15.	4500575	575 Waterville Road	Emer E. Coyne 575 Waterville Road Avon, CT 06001
16.	4500549	549 Waterville Road	Avon Land Trust P.O. Box 267 Avon, CT 06001

17.	4500525	525 Waterville Road	Debbie J. Marks, Trustee Debbie J. Marks Living Trust 4045 Happy Valley Road Lafayette, CA 94549
18.	4500505	505 Waterville Road	State of Connecticut 2800 Berlin Turnpike Newington, CT 06111
19.	4500485	485 Waterville Road	Avon Land Trust P.O. Box 267 Avon, CT 06001
20.	4500481	481 Waterville Road	Stanley B. and Jean P. Frank 74 Bradford Walk Farmington, CT 06032

CERTIFICATION OF SERVICE

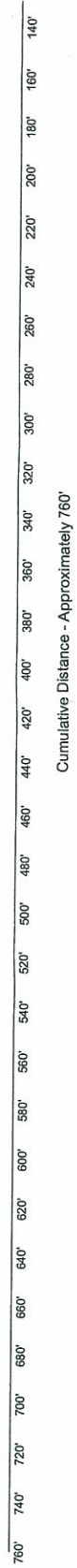
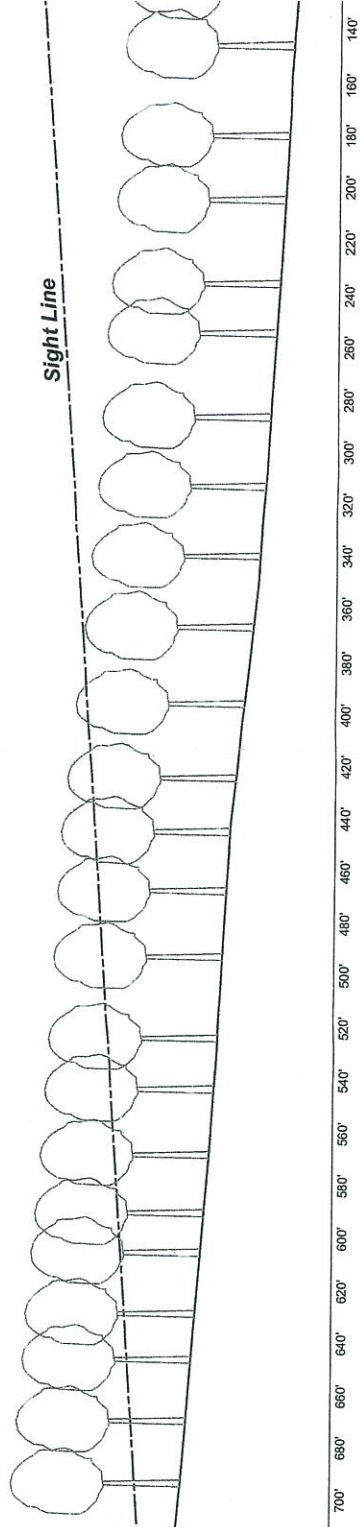
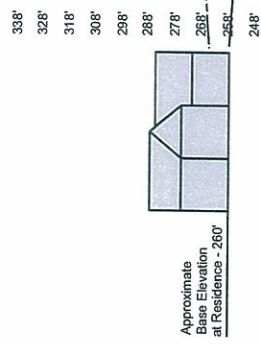
I hereby certify that a copy of the foregoing letter was sent by certified mail, return receipt requested, to each of the parties on the attached list of abutting landowners.

4/7/08  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Joey Lee Miranda, Esq.  
Robinson & Cole LLP  
280 Trumbull Street  
Hartford, CT 06103

Attorneys for CELLCO PARTNERSHIP d/b/a  
VERIZON WIRELESS







**STATE OF CONNECTICUT**  
**CONNECTICUT SITING COUNCIL**

IN RE: :  
 :  
APPLICATION OF CELLCO PARTNERSHIP : DOCKET NO. 356  
D/B/A VERIZON WIRELESS FOR A :  
CERTIFICATE OF ENVIRONMENTAL :  
COMPATIBILITY AND PUBLIC NEED FOR :  
THE CONSTRUCTION, MAINTENANCE :  
AND OPERATION OF A WIRELESS :  
TELECOMMUNICATIONS FACILITY AT 199 :  
TOWN FARM ROAD, FARMINGTON, :  
CONNECTICUT : APRIL 8, 2008

**SIGN POSTING AFFIDAVIT OF ALEXANDRIA M. CARTER**

ALEXANDRIA M. CARTER, being duly sworn, deposes and states that

1. I am over the age of eighteen and understand the obligation of making a statement under oath.
2. I am a Real Estate Manager for Cellco Partnership d/b/a Verizon Wireless (“Cellco”).
3. On March 28, 2008, at the request of Cellco, Shiner Signs posted a sign as shown in the attached photograph (Exhibit 1) providing notice to the general public of the Siting Council’s (“Council”) hearing in connection with the above-referenced proceeding.
4. Upon receiving this photograph of the sign posting, Cellco representatives contacted Shiner Signs and asked them to verify that the sign was posted in the location originally requested.
5. On April 2, 2008, Cellco representatives were notified by Council staff that the sign may be posted in the wrong location.

6. On April 2, 2008, Shiner Signs confirmed for Cellco that the sign was not posted as requested and that it would be relocated immediately. That same day, Shiner Signs relocated the public notice sign to the area immediately adjacent to the driveway serving 199 Town Farm Road in Farmington, Connecticut, as shown in the attached photographs (Exhibit 2).

8. Although not required, because the sign was initially posted in the incorrect location, I directed Robinson & Cole LLP, on behalf of Cellco, to notify all abutting property owners of the Council's April 15, 2008 public hearing. This notice was sent on April 7, 2008 and included a copy of the Council's hearing notice.

  
\_\_\_\_\_  
Alexandria M. Carter

Subscribed and sworn to before me  
this 8th day of April 2008

  
\_\_\_\_\_

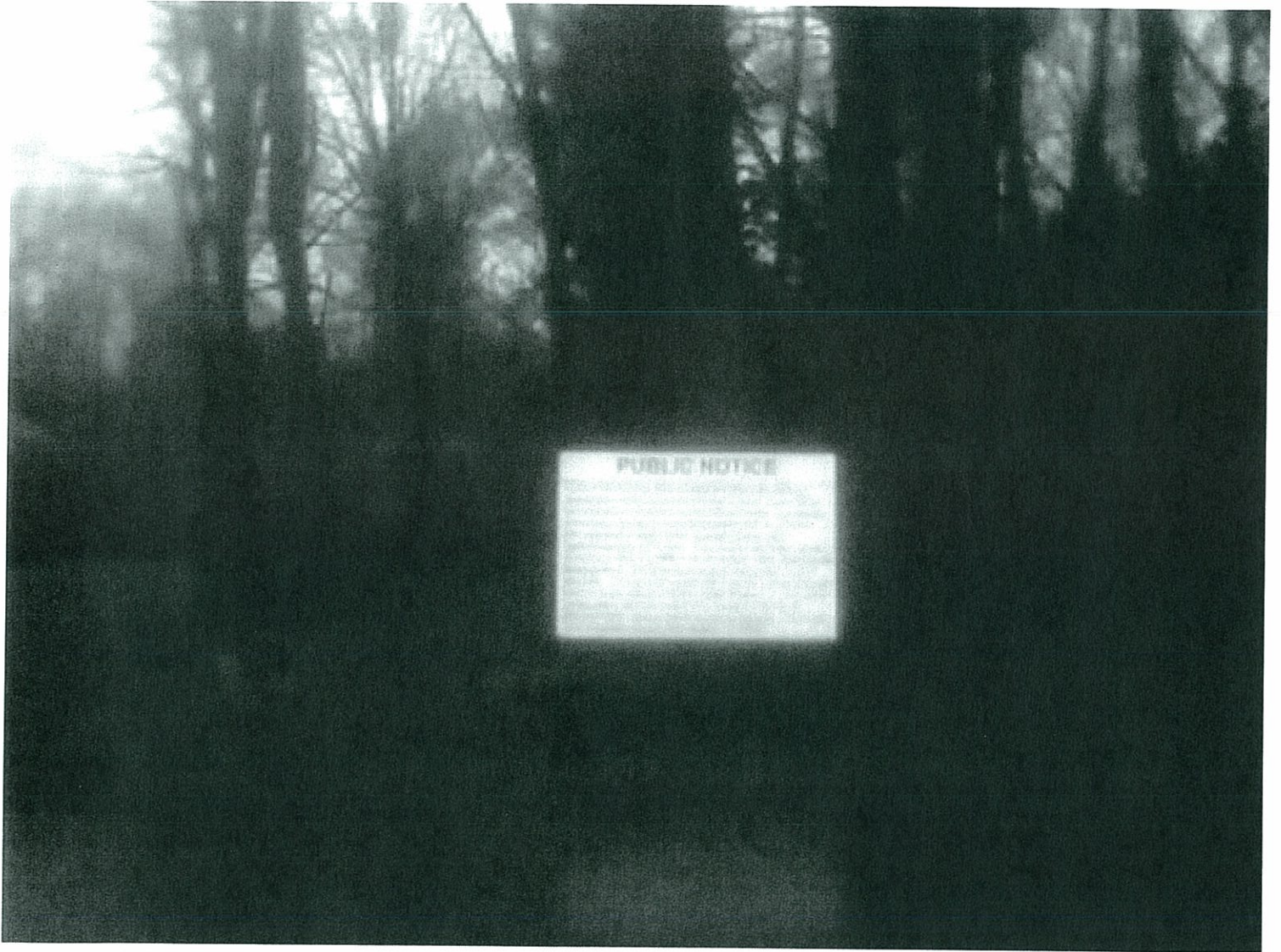
Commissioner Superior Court

~~Notary Public~~

~~My Commission Expires:~~ \_\_\_\_\_



# EXHIBIT 1





## **PUBLIC NOTICE**

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Cellco Partnership d/b/a Verizon Wireless has filed an application with Connecticut Siting Council (Council) for construction of a telecommunications facility, consisting of a tower and ground-mounted equipment, at this site. The maximum height of the proposed tower plus appurtenances is 117 feet. The Council will hold a public hearing on **April 15, 2008 at the Farmington Police Department, Meeting Room, 319 New Britain Avenue, Unionville, CT at 3 and 7pm.** A copy of the application can be viewed at Town Hall or at the Council offices in New Britain, CT. For more information, please contact the Council by phone at 860-827-2935, electronically at [www.ct.gov/csc](http://www.ct.gov/csc), or by mail at 10 Franklin Square, New Britain, CT 06051.



# EXHIBIT 2





## PUBLIC NOTICE

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## PUBLIC NOTICE

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STATE OF CONNECTICUT  
CONNECTICUT SITING COUNCIL

IN RE: :  
 :  
APPLICATION OF CELLCO PARTNERSHIP : DOCKET NO. 356  
D/B/A VERIZON WIRELESS FOR A :  
CERTIFICATE OF ENVIRONMENTAL :  
COMPATIBILITY AND PUBLIC NEED FOR :  
THE CONSTRUCTION, MAINTENANCE :  
AND OPERATION OF A WIRELESS :  
TELECOMMUNICATIONS FACILITY AT 199 :  
TOWN FARM ROAD, FARMINGTON, :  
CONNECTICUT : APRIL 8, 2008

**PRE-HEARING SUBMISSION OF  
CELLCO PARTNERSHIP d/b/a VERIZON WIRELESS**

Cellco Partnership d/b/a Verizon Wireless (“Cellco”) hereby provides the Connecticut Siting Council (“Council”) with the following pre-hearing information available at this time regarding the above-referenced Application.

A. List of Witnesses

Sandy M. Carter, Regulatory Manager, Cellco Partnership

Alex Restrepo, Radio Frequency Engineer, Cellco Partnership

Michael Libertine, LEP, Director Environmental Services, Vanasse Hangen Brustlin, Inc.

Douglas J. Roberts, AIA, Project Manager, URS Corporation

These witnesses will testify as to all matters covered in Cellco’s Application and exhibits.

B. Exhibits to be offered

Cellco intends, at this time, to offer the following Exhibits:

1. Application for a Certificate of Environmental Compatibility and Public Need filed by Cellco Partnership d/b/a Verizon Wireless dated February 1, 2008, including attachments and the following bulk file exhibits:



- a. Town of Farmington Zoning Regulations and map;
  - b. Town of Farmington Plan of Conservation and Development;
  - c. Town of Farmington Inland Wetlands and Watercourses Regulations; and
  - d. Cellco's "Technical Report" dated September 14, 2007, provided to the Towns of Farmington and Avon.
2. Affidavit of Publication from *The Hartford Courant*, submitted to the Council on February 14, 2008.
  3. Notification Pursuant to C.G.S. § 16-50I(e) dated March 25, 2008.
  4. Cellco's Responses to Council Pre-Hearing Interrogatories – Set One dated March 25, 2008.
  5. Letter, dated March 28, 2008, from Joey Lee Miranda, Robinson & Cole LLP to S. Derek Phelps, Connecticut Siting Council, enclosing revised site plans.
  6. Letter, dated April 7, 2008, to abutting landowners enclosing a copy of the Council's hearing notice, a list of abutting landowners and Certificate of Service.
  7. Sight Line Profile from the nearest residence to the tower, submitted to the Council on April 8, 2008.
  8. Sign Posting Affidavit of Alexandria M. Carter, dated April 8, 2008, and attached photographs.

Cellco reserves the right to offer additional exhibits, testimony, witnesses and administratively noticed materials as new and pertinent information and materials come to its attention and in rebuttal to positions taken by the Council, parties or intervenors.

Respectfully submitted,  
CELLCO PARTNERSHIP d/b/a VERIZON  
WIRELESS

By:   
Joey Lee Miranda  
Robinson & Cole LLP  
280 Trumbull Street  
Hartford, CT 06103-3597  
Its Attorneys