

**STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL**

RE: APPLICATION BY T-MOBILE
NORTHEAST LLC FOR A
CERTIFICATE OF ENVIRONMENTAL
COMPATIBILITY AND PUBLIC NEED
FOR A TELECOMMUNICATIONS FACILITY
AT 61-1 BUTTONBALL ROAD IN THE TOWN
OF OLD LYME, CONNECTICUT

DOCKET NO. 393

Date: March 19, 2010

**FIRST SET OF INTERROGATORIES BY APPLICANT
T-MOBILE NORTHEAST LLC TO THE BLACK HALL CLUB**

1. Please provide the factual support for the proposition in the Application to Intervene by the Black Hall Club, INC ("BHC"), dated February 19, 2010 ("ATI"), that the telecommunications facility, proposed by T-Mobile Northeast LLC ("T-Mobile"), at 61-1 Buttonball Road, Old Lyme, Connecticut ("Facility") has or is reasonably likely to have the effect of unreasonably polluting the natural resources of the State.

2. Please provide the factual support for the proposition in the ATI that the Facility has or is reasonably likely to have the effect of unreasonably impairing the natural resources of the State.

3. Please provide the factual support for the proposition in the ATI that the Facility has or is reasonably likely to have the effect of unreasonably destroying the natural resources of the State.

4. Please provide the factual support for the proposition in the ATI that the Facility would "unreasonably impair the visual quality of the environment in and about Buttonball Road"

5. Please provide the factual support for the proposition in the ATI that the proposed Facility "is reasonably likely to cause viewshed deterioration."

6. Please provide the factual support for the following statement made in paragraph 1 of the ATI: "Black Hall Club, INC. is a Connecticut corporation consisting, inter alia, of Old Lyme-area residents who enjoy the scenic values of the Buttonball area while attending recreational opportunities provided at the Black Hall Club which abuts the proposed facility to the south."¹

¹ Any reference to the Black Hall Club, INC ("BHC") in these interrogatories includes any agent, representative, member, shareholder, principal, attorney, affiliate, parent entity, subsidiary, officer, director, employee, predecessor or successor of the BHC.

7. Please provide the factual support for the following statement made in paragraph 2 of the ATI: "Black Hall's members will have a direct line-of-sight view of the proposed tower"

8. Please provide the factual support for the following statement made in paragraph 6 of the ATI: "The height does not incorporate the best available technology for reducing the visual impacts of the facility."

9. Please state the designation of the property by the Old Lyme Tax Assessor upon which the BHC operates a golf course in the Town of Old Lyme proximate to Button Ball Road ("Golf Course"). Please state the record owner of the property hosting the Golf Course.

10. Please state how long the BHC has owned, operated or had an interest in the Golf Course? If the BHC's interest in the Golf Course has changed at all, please state how and when the BHC's interest changed.

11. Please state when and with whom the BHC entered into a lease, option to lease or other contractual arrangement for the construction of a telecommunications facility on real property owned by the BHC located off of Button Ball Road in the Town of Old Lyme ("BHC Facility")?

12. Please state the designation of the property by the Old Lyme Tax Assessor owned by the BHC that would have hosted the BHC Facility.

13. Please provide the height of the BHC Facility as proposed to the Connecticut Siting Council.

14. Please state why the BHC was amenable to the BHC Facility.

15. Please state whether the BHC conducted a visual analysis of the BHC Facility to determine whether the BHC Facility would have any visual impact on the Golf Course?

16. If the answer to interrogatory 15 is in the affirmative, please state (a) the nature and type of each visual analysis conducted; (b) who conducted each visual analysis; (c) when each visual analysis occurred; and (d) the results of each visual analysis. Please provide a copy of the visual analysis.

17. Please state whether the BHC conducted any other studies, tests or analyses concerning the BHC Facility?

18. If the answer to interrogatory 17 is in the affirmative, please state (a) the nature and type of each study, analysis or test conducted; (b) who conducted each study, analysis or test; (c) when each study, analysis or test occurred; and (d) the

results of each study, analysis or test. Please provide a copy of each study, analysis or test.

19. Please state whether the BHC has conducted a visual analysis of the Facility proposed by T-Mobile?

20. If the answer to interrogatory 19 is in the affirmative, please state (a) the nature and type of each visual analysis conducted; (b) who conducted each visual analysis; (c) when each visual analysis occurred; and (d) the results of each visual analysis. Please provide a copy of each visual analysis.

21. Please state whether the BHC conducted any studies, analyses or tests to determine whether the Facility proposed by T-Mobile has or is reasonably likely to have the effect of unreasonably polluting the natural resources of the state.

22. If the answer to interrogatory 21 is in the affirmative, please state (a) the nature and type of each study, analysis or test conducted; (b) who conducted each study, analysis or test; (c) when each study, analysis or test occurred; and (d) the results of each study, analysis or test. Please provide a copy of each study, analysis or test.

23. Please state whether the BHC conducted any studies, analyses or tests to determine whether the Facility proposed by T-Mobile has or is reasonably likely to have the effect of unreasonably impairing the natural resources of the state.

24. If the answer to interrogatory 23 is in the affirmative, please state (a) the nature and type of each study, analysis or test conducted; (b) who conducted each study, analysis or test; (c) when each study, analysis or test occurred; and (d) the results of each study, analysis or test. Please provide a copy of each study, analysis or test.

25. Please state whether the BHC conducted any studies, analyses or tests to determine whether the Facility proposed by T-Mobile has or is reasonably likely to have the effect of unreasonably destroying the natural resources of the state.

26. If the answer to interrogatory 25 is in the affirmative, please state (a) the nature and type of each study, analysis or test conducted; (b) who conducted each study, analysis or test; (c) when each study, analysis or test occurred; and (d) the results of each study, analysis or test. Please provide a copy of each study, analysis or test.

27. Please state whether the BHC conducted any studies, analyses or tests to determine what the best available technology is for reducing the potential visual impacts of the Facility proposed by T-Mobile.

28. If the answer to interrogatory 27 is in the affirmative, please state (a) the nature and type of each study, analysis or test conducted; (b) who conducted each study, analysis or test; (c) when each study, analysis or test occurred; and (d) the results of each study, analysis or test. Please provide a copy of each study, analysis or test.

29. Please state whether the BHC conducted any other studies, tests or analyses concerning the Facility proposed by T-Mobile, which are not addressed by interrogatory numbers 18 through 27.

30. If the answer to interrogatory 29 is in the affirmative, please state (a) the nature and type of each study, analysis or test conducted; (b) who conducted each study, analysis or test; (c) when each study, analysis or test occurred; and (d) the results of each study, analysis or test. Please provide a copy of each study, analysis or test.

Respectfully submitted,

T-MOBILE NORTHEAST LLC

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CERTIFICATE OF SERVICE

I hereby certify that on this day a copy of the foregoing was delivered by Electronic Mail and First Class U.S. Mail, postage prepaid, to all parties and interveners of record, as follows:

The Honorable Timothy C. Griswold
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