

STATE OF CONNECTICUT  
CONNECTICUT SITING COUNCIL

IN RE: :  
: :  
APPLICATION OF CELLCO PARTNERSHIP : DOCKET NO. 402  
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 16 :  
BELL ROAD EXTENSION, CORNWALL, :  
CONNECTICUT : MAY 14, 2010

NOTIFICATION PURSUANT TO C.G.S. § 16-50l(e)

Pursuant to Connecticut General Statutes § 16-50l(e), attached are materials which Cellco Partnership d/b/a Verizon Wireless (“Cellco”) is required to provide to the Siting Council (“Council”) in connection with the development of a proposed wireless telecommunications facility at 16 Bell Road Extension in Cornwall, Connecticut (the “Cornwall Facility”). Because the Cornwall Facility is within 2,500 feet of the Sharon town line, the local input process described below included consultation and submissions to representatives of Cornwall and Sharon. These materials include:

1. All materials provided to the Towns of Cornwall and Sharon;
2. A summary of the consultations with representatives of the Towns of Cornwall and Sharon, including any recommendations on the proposed telecommunications facility; and
3. Copies of any and all correspondence between the Applicant and the Towns of Cornwall and Sharon.

A. Materials Provided to the Towns of Cornwall and Sharon

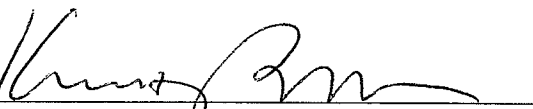
- Technical Report dated July 21, 2009, prepared by Cellco. This Technical Report included a description of two alternative wireless facilities under consideration at the time. Either of the described facilities would satisfy Cellco's coverage objectives in the area. Copies of the Cellco Technical Report for the proposed cell site were submitted to the Council as a Bulk File Exhibit on May 6, 2010.

B. Summary of Municipal Consultations

- In the Fall of 2008, Cellco's representatives met with First Selectman Gordon Ridgway, other members of the Board of Selectmen, the Town's Land Use Coordinator, and several residents of the Town of Cornwall to discuss, in general, Cellco's need for wireless services in Cornwall and its plans for the development of wireless facilities in Town. Cellco representatives focused on enhancements to its existing Mohawk Mountain facility and future plans for coverage along Route 7 and Route 4. At this time, Cellco had a lease agreement in place for a tower site at 78 Popple Swamp Road. Among other things, the Town asked Cellco to consider alternative site locations.
- On July 21, 2009, Cellco representatives met again with Cornwall's First Selectman Gordon Ridgway to commence a 60-day local input phase of the Council process. The meeting was attended by Mr. Ridgway, other members of the Cornwall Board of Selectmen and members of the general public. At that meeting, Cellco presented two alternative cell site locations, one at 16 Bell Road Extension and the other at 78 Popple Swamp Road. Cellco discussed the aspects of each alternative and the Council's application procedures.

- On July 21, 2009, Cellco representatives also met with Sharon's then First Selectman Malcolm Brown to discuss the proposed Cornwall telecommunications facilities.
  - At the request of the Cornwall First Selectman, Cellco hosted a Public Information Hearing at Town Hall on August 20, 2009. Notice of this meeting was published in the *Waterbury Republican-American* and sent to owners whose land abuts one of the two alternative parcels under consideration at that time.
- C. Copies of all correspondence between the Cellco and the Towns of Cornwall and Sharon
- Cellco's Technical Report was filed with the Council on May 6, 2010.
  - Miscellaneous e-mail correspondence relating to the proposed Cornwall Facility is attached.

Respectfully submitted,  
CELLCO PARTNERSHIP d/b/a VERIZON  
WIRELESS AND MESSAGE CENTER  
MANAGEMENT, INC.

By   
Kenneth C. Baldwin, Esq.  
Robinson & Cole LLP  
280 Trumbull Street  
Hartford, CT 06103-3597  
Its Attorneys

**Baldwin, Kenneth**

---

**From:** Baldwin, Kenneth  
**Sent:** Friday, March 26, 2010 3:39 PM  
**To:** 'cwselectmen@optonline.net'  
**Cc:** Alexandria.Carter@VerizonWireless.com; 'Tom.Nolan@VerizonWireless.com'; Mayo, Rachel; Baldwin, Kenneth  
**Subject:** Verizon Wireless

Mr. Ridgeway - It has been a little while since we spoke last about the Verizon Wireless tower proposal in Cornwall. As you will recall, we attended a public information session in town late last summer to discuss the two proposed alternative tower sites, one off Popple Swamp Road and one off Bell Road Extension. I notified you shortly thereafter that Verizon Wireless had decided to drop the Popple Swamp Road site from further consideration.

The purpose of this e-mail is to notify you that Verizon Wireless is now prepared to move forward and file its application for a tower site with the CT Siting Council for a tower site off Bell Road Extension. We expect to be in a position to file that application by mid-April. A precise date has not yet been selected.

If you have any questions please feel free to contact me.

Thank you.

**Kenneth C. Baldwin**

**Robinson & Cole LLP**  
280 Trumbull Street  
Hartford, CT 06103-3597  
Direct 860-275-8345 | Fax 860-275-8299  
[kbaldwin@rc.com](mailto:kbaldwin@rc.com) | [www.rc.com](http://www.rc.com)  
[Bio](#) | [Contact Card](#)

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**Baldwin, Kenneth**

---

**From:** Baldwin, Kenneth  
**Sent:** Wednesday, November 18, 2009 12:25 PM  
**To:** 'cwselectmen@optonline.net'  
**Cc:** Alexandria.Carter@VerizonWireless.com; Mayo, Rachel; Carlo F Centore; 'Libertine, Mike'; Gustafson, Dean; 'Alejandro.Restrepo@VerizonWireless.com'  
**Subject:** RE: Verizon Wireless

Mr. Ridgway

This is in response to your November 9, 2009 e-mail regarding plans by Cellco Partnership d/b/a Verizon Wireless ("Cellco") to construct a telecommunications facility in Cornwall. As I stated in my October 15, 2009 e-mail, following some discussions with Mr. Collins, Cellco explored the possibility of relocating the proposed Popple Swamp Road cell site from the southerly portion of the Collins property to the northerly portion of the Collins property. Due to the severe topography in the area, the only way to access the northerly portion of the Collins property would be over the adjacent property owned by Gulliver and Haller. Mr. Collins claimed that he retained some access rights over an "ancient highway" that ran along his northern property boundary. Cellco asked its Real Estate Counsel to look into the matter and determine whether Mr. Collins had any rights to the "ancient highway" and whether those rights could be assigned to Cellco so that it might be able to access the northerly portion of the Collins property.

Based on that legal research, which included personal interviews with property owners and Town officials, Cellco has concluded that Mr. Collins does not have a legal right to access the northerly portion of his property over this "ancient highway". Cellco will not, therefore, be proposing to relocate the Popple Swamp Road cell site to the northerly portion of the Collins property.

We have also had some additional time to assess the "constructability" of the Popple Swamp Road cell site in the southerly portion of the Collins property. As you may recall, we discussed this issue at some length at the public information meeting last summer. We expressed concerns, at that time, that the existing topography in the southerly portion of the Collins property might be too severe to use for the proposed cell site. You may recall our project plans showing large areas of tree clearing and grading along the access road and around the site compound. The physical impact on the environment and our inability to deal with storm water run-off from the proposed cell site were a significant concern. For these reasons Verizon Wireless has decided to withdraw the Popple Swamp Road site from the application.

Cellco plans to proceed with its Siting Council application presenting only one alternative cell site located at 16 Bell Road Extension. We are currently compiling the remaining information regarding the Bell Road Extension cell site and will be submitting an application to the Siting Council in December. The application and associated exhibits will likely address any remaining questions that you or the neighbors may have. Information on the environmental impacts of the Bell Road Ext. site will be included as a part of the application. The impacts associated with the Bell Road Ext. site are far less significant than those at the Popple Swamp Road site.

Thank you for sending me a copy of the Attorney General's September 23, 2009 letter. I forwarded the letter to my contacts in the General Counsel's office at Verizon Wireless. No one has had not seen the letter before you sent it to me. A response to the Attorney General has been prepared and will be sent out shortly. I will make sure you receive a copy of that response.

4/26/2010

If you have any other questions please feel free to contact me. I expect that much of the additional information you or some area residents might be looking for will be included in our Siting Council filing. Thank you.

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**From:** cwselectmen@optonline.net [mailto:cwselectmen@optonline.net]  
**Sent:** Monday, November 09, 2009 11:39 AM  
**To:** Baldwin, Kenneth  
**Subject:** Re: Verizon Wireless

Mr. Baldwin:

The Cornwall Board of Selectmen wishes to offer some comments in response to your e mail of October 15, 2009. It is hard to evaluate a new proposal on Popple Swamp Road without many details, such as topographic maps or engineering plans. There were concerns expressed by neighbors about engineering and environmental issues concerning use of the Bell Road Extension which the "new" proposal would also present. Further there may be legal issues due to the proposed use of a discontinued town road which is owned jointly owned by abutting property owners.

We also have some questions:

- 1) Would this new proposal require a new hearing, balloon tests, etc?
- 2) What is your response to the Attorney General letter of September 23, 2009 concerning cell towers in the area?
- 3) Do you have engineers available for a technical meeting about alternative siting possibilities?

I await your response.

Sincerely,

Gordon M. Ridgway

----- Original Message -----

**From:** "Baldwin, Kenneth"  
**Date:** Thursday, October 15, 2009 2:13 pm  
**Subject:** Verizon Wireless  
**To:** cwselectmen@optonline.net  
**Cc:** Alexandria.Carter@VerizonWireless.com, "Mayo, Rachel" , wendelldavis@usa.net, Carlo F Centore , Tom.Nolan@VerizonWireless.com

> Mr. Ridgway - I wanted to write and give you an update on the Verizon  
 > Wireless cell tower application process for the two alternative sites  
 > located off Bell Road Extension and Popple Swamp Road. Since  
 > our public  
 > information meeting in August, we have been exploring, with Mr.  
 > Collins, the owner of 78 Popple Swamp Road, alternative cell site  
 > locations on  
 > his parcels that might have a less significant impact on the  
 > environment, compared to the site currently under consideration.  
 > You  
 > will recall during the public information meeting, I discussed the  
 > "engineering challenges" associated with the current Popple  
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 > tower location. At Mr. Collins' request, we are exploring alternative

4/26/2010

- > cell site locations in the northerly portion of his property
- > with access
- > from an "ancient highway" which runs immediately north of his property
- > along the Haller and Gulliver properties. This is essentially
- > the same
- > route we would use to access the Bell Road Extension cell site,
- > described in the Technical Report as Site 1. Based on the work
- > we have
- > done for the Bell Road Extension site, this route to the northerly
- > portion of Mr. Collins' property would have significantly less
- > environmental impact than the previously proposed route to the tower
- > site described in the Technical Report.

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- > I would be interested in your thoughts or comments with regard
- > to the
- > potential alternative location for a tower site in the northerly
- > portion of the Collins' property. I also wanted to let you know
- > that you may be
- > contacted shortly by project surveyors and/or leasing counsel to
- > discuss this alternative access issue.

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- > Please give me a call when you have a moment to discuss these matters.
- > I look forward to hearing from you.

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- >
- > Kenneth C. Baldwin

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- > Robinson & Cole LLP
- > 280 Trumbull Street
- > Hartford, CT 06103-3597
- > Direct (860) 275-8345 | Fax (860) 275-8299
- > kbaldwin@rc.com | www.rc.com
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> it@rc.com, and  
> immediately delete this message and all its attachments.

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**Baldwin, Kenneth**

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**From:** Baldwin, Kenneth  
**Sent:** Monday, November 09, 2009 3:44 PM  
**To:** 'cwselectmen@optonline.net'  
**Subject:** RE: RE: Verizon Wireless

Thank you. I had not seen this letter before. I'll review it with my client and respond to you as requested.

---

**From:** cwselectmen@optonline.net [mailto:cwselectmen@optonline.net]  
**Sent:** Monday, November 09, 2009 3:44 PM  
**To:** Baldwin, Kenneth  
**Subject:** Re: RE: Verizon Wireless

I do not have it as an e mail letter. I have scanned it and attached it as a file.

----- Original Message -----

From: "Baldwin, Kenneth"  
Date: Monday, November 9, 2009 3:32 pm  
Subject: RE: Verizon Wireless  
To: cwselectmen@optonline.net

> Can you share with me the September 23rd letter to which you  
> refer. I  
> don't remember seeing that letter. Thanks.

>  
> \_\_\_\_\_  
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> From: cwselectmen@optonline.net  
> [mailto:cwselectmen@optonline.net]  
> Sent: Monday, November 09, 2009 11:39 AM  
> To: Baldwin, Kenneth  
> Subject: Re: Verizon Wireless

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> the Bell Road Extension which the "new" proposal would also present.  
> Further there may be legal issues due to the proposed use of a  
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> propertyowners.

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> We also have some questions:

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> 1) Would this new proposal require a new hearing, balloon tests,etc?

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> 2) What is your response to the Attorney General letter of

> September 23,

> 2009 concerning cell towers in the area?

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> 3) Do you have engineers available for a technical meeting about

> alternative siting possibilities?

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> I await your response.

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>

> Sincerely,

>

>

>

> Gordon M. Ridgway

>

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>

> ----- Original Message -----

> From: "Baldwin, Kenneth"

> Date: Thursday, October 15, 2009 2:13 pm

> Subject: Verizon Wireless

> To: cwselectmen@optonline.net

> Cc: Alexandria.Carter@VerizonWireless.com, "Mayo, Rachel" ,

> wendelldavis@usa.net, Carlo F Centore , Tom.Nolan@VerizonWireless.com

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**Baldwin, Kenneth**

**From:** Baldwin, Kenneth  
**Sent:** Monday, November 09, 2009 3:31 PM  
**To:** 'cwselectmen@optonline.net'  
**Subject:** RE: Verizon Wireless

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**From:** "Baldwin, Kenneth"  
**Date:** Thursday, October 15, 2009 2:13 pm  
**Subject:** Verizon Wireless  
**To:** cwselectmen@optonline.net  
**Cc:** Alexandria.Carter@VerizonWireless.com, "Mayo, Rachel" , wendelldavis@usa.net, Carlo F Centore , Tom.Nolan@VerizonWireless.com

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4/28/2010

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**Baldwin, Kenneth**

**From:** Baldwin, Kenneth  
**Sent:** Thursday, October 15, 2009 2:11 PM  
**To:** 'cwselectmen@optonline.net'  
**Cc:** Alexandria.Carter@VerizonWireless.com; Mayo, Rachel; wendelldavis@usa.net; Carlo F Centore; Tom.Nolan@VerizonWireless.com  
**Subject:** Verizon Wireless

Mr. Ridgway – I wanted to write and give you an update on the Verizon Wireless cell tower application process for the two alternative sites located off Bell Road Extension and Popple Swamp Road. Since our public information meeting in August, we have been exploring, with Mr. Collins, the owner of 78 Popple Swamp Road, alternative cell site locations on his parcels that might have a less significant impact on the environment, compared to the site currently under consideration. You will recall during the public information meeting, I discussed the “engineering challenges” associated with the current Popple Swamp Road tower location. At Mr. Collins’ request, we are exploring alternative cell site locations in the northerly portion of his property with access from an “ancient highway” which runs immediately north of his property along the Haller and Gulliver properties. This is essentially the same route we would use to access the Bell Road Extension cell site, described in the Technical Report as Site 1. Based on the work we have done for the Bell Road Extension site, this route to the northerly portion of Mr. Collins’ property would have significantly less environmental impact than the previously proposed route to the tower site described in the Technical Report.

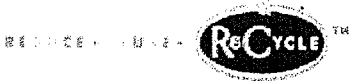
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Please give me a call when you have a moment to discuss these matters. I look forward to hearing from you.

**Kenneth C. Baldwin**

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**Baldwin, Kenneth**

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**From:** Baldwin, Kenneth  
**Sent:** Monday, July 27, 2009 7:30 PM  
**To:** 'cwselectmen@optonline.net'  
**Cc:** Sandy Carter; Mayo, Rachel  
**Subject:** RE: RE: Public Information Meeting

Joyce - We intend to publish the legal notice in both the Lakeville Journal and Waterbury Republican on Thursday August 6, 2009. We will also send a personal notice to the owners of property that abuts the two subject parcels. Thanks for your help on this.

---

**From:** cwselectmen@optonline.net [mailto:cwselectmen@optonline.net]  
**Sent:** Monday, July 27, 2009 9:46 AM  
**To:** Baldwin, Kenneth  
**Subject:** Re: RE: Public Information Meeting

Haven't spoken to Gordon yet this morning. 7:30 would be a better time. Patricia Terrel spells her name Terrell and goes by Patricia Terrell Collins. The Town Hall is technically #24 Pine Street, the back building being #26 the zip is 06753 if anyone needs it for map quest

otherwise it looks good. I'll let you know Gordon's thoughts as soon as he sees this.

Joyce Hart  
administrative assistant

----- Original Message -----

**From:** "Baldwin, Kenneth"  
**Date:** Monday, July 27, 2009 8:50 am  
**Subject:** RE: Public Information Meeting  
**To:** cwselectmen@optonline.net

> Any comments on the Public Notice?

>

> I noticed that the normal meeting time for the BOS is 7:30.

> I'll make

> that change for the Public Information Hearing. Any other comments?

> I'll want to get the notice to the paper this week.

>

> Thanks.

>

> Ken Baldwin

>

>

>

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> **From:** cwselectmen@optonline.net  
> [mailto:cwselectmen@optonline.net]  
> **Sent:** Thursday, July 23, 2009 3:19 PM  
> **To:** Baldwin, Kenneth  
> **Subject:** Re: Public Information Meeting

>  
>  
> July 20 will work fine. Town Hall is available that date.

>  
> ----- Original Message -----

> From: "Baldwin, Kenneth"  
> Date: Wednesday, July 22, 2009 2:37 pm  
> Subject: Public Information Meeting  
> To: cwselectmen@optonline.net  
> Cc: "Mayo, Rachel" , Alexandria.Carter@VerizonWireless.com,  
> "Libertine, Mike" , Carlo F Centore , "Gustafson, Dean" ,  
> Alejandro.Restrepo@VerizonWireless.com

>> Mr. Ridgway - I checked with our project team and August 20,  
>> 2009 is a  
>> date that will work for public information meeting. Please  
>> confirm the  
>> date and we will compile the list of abutting landowners and  
>> prepare the  
>> legal notice.

>> Thank you.

>> Kenneth C. Baldwin

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>> 280 Trumbull Street  
>> Hartford, CT 06103-3597  
>> Direct (860) 275-8345 | Fax (860) 275-8299  
>> kbaldwin@rc.com | www.rc.com  
>> Bio | Contact Card

>> Boston Providence Hartford New London  
>> Stamford New York Albany White Plains Sarasota

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**Baldwin, Kenneth**

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**From:** Baldwin, Kenneth  
**Sent:** Thursday, July 23, 2009 3:52 PM  
**To:** 'cwselectmen@optonline.net'  
**Subject:** RE: Public Information Meeting  
Perfect. Time?

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**From:** cwselectmen@optonline.net [mailto:cwselectmen@optonline.net]  
**Sent:** Thursday, July 23, 2009 3:19 PM  
**To:** Baldwin, Kenneth  
**Subject:** Re: Public Information Meeting

July 20 will work fine. Town Hall is available that date.

----- Original Message -----

**From:** "Baldwin, Kenneth"  
**Date:** Wednesday, July 22, 2009 2:37 pm  
**Subject:** Public Information Meeting  
**To:** cwselectmen@optonline.net  
**Cc:** "Mayo, Rachel" , Alexandria.Carter@VerizonWireless.com, "Libertine, Mike" , Carlo F Centore , "Gustafson, Dean" , Alejandro.Restrepo@VerizonWireless.com

> Mr. Ridgway - I checked with our project team and August 20,  
> 2009 is a  
> date that will work for public information meeting. Please  
> confirm the  
> date and we will compile the list of abutting landowners and  
> prepare the  
> legal notice.

> Thank you.

> Kenneth C. Baldwin

> Robinson & Cole LLP  
> 280 Trumbull Street  
> Hartford, CT 06103-3597  
> Direct (860) 275-8345 | Fax (860) 275-8299  
> kbaldwin@rc.com | www.rc.com  
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> [it@rc.com](mailto:it@rc.com), and  
> immediately delete this message and all its attachments.

**Baldwin, Kenneth**

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**From:** Baldwin, Kenneth  
**Sent:** Wednesday, July 22, 2009 2:38 PM  
**To:** 'cwiselectmen@optonline.net'  
**Cc:** Mayo, Rachel; Alexandria.Carter@VerizonWireless.com; 'Libertine, Mike'; Carlo F Centore; Gustafson, Dean; Alejandro.Restrepo@VerizonWireless.com  
**Subject:** Public Information Meeting

Mr. Ridgway - I checked with our project team and August 20, 2009 is a date that will work for public information meeting. Please confirm the date and we will compile the list of abutting landowners and prepare the legal notice.

Thank you.

**Kenneth C. Baldwin**

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**Baldwin, Kenneth**

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**From:** Baldwin, Kenneth  
**Sent:** Wednesday, November 14, 2007 11:43 AM  
**To:** 'cwlselectmen@optonline.net'  
**Cc:** Alexandria.Carter@VerizonWireless.com  
**Subject:** Verizon Wireless

I don't want to hound you too much but I was wondering if you or your other selectman had any comments or questions about the photo simulations I left with you a couple of weeks ago, for the Popple Swamp Road site currently under consideration by Verizon Wireless?

**Kenneth C. Baldwin**

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