

# 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)

Daniel F. Caruso  
Chairman

December 8, 2010

TO: Council Members

FROM: Linda Roberts, Executive Director *LR*

RE: **DOCKET NO. 410** - Cellco Partnership d/b/a Verizon Wireless application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 234 Melba Street, Milford, Connecticut.

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Enclosed please find a copy of the Council's notice of public hearing.

LR/MP/laf

Enclosure (1)

c: Secretary of the State (via e-mail service)  
Robert L. Marconi, Assistant Attorney General  
Melanie A. Bachman, Staff Attorney  
Parties and Intervenors  
Application Service Recipients  
Ginger Teubner, DPUC (via e-mail service)  
Sandy Jenkins, Director, Governor's Southwestern Office



Daniel F. Caruso  
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### 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 Thursday, February 3, 2011, beginning at 3:00 p.m., and continued at 7:00 p.m., at the Milford City Hall Auditorium, 110 River Street, Milford, Connecticut, 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 234 Melba Street, Milford, 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 Thursday, February 3, 2011 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 Wednesday, January 5, 2011, 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 January 27, 2011. 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 January 27, 2011.

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 up to 30 days after the close of the hearing. 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 City Clerk's Office of the Milford City 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 January 27, 2011.

The applicant of this facility is represented by the following:

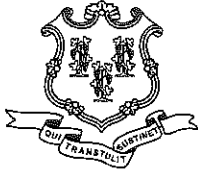
<u>Applicant</u>	<u>Its Representative</u>
Cellco Partnership d/b/a Verizon Wireless	Kenneth C. Baldwin, Esq. Robinson & Cole LLP 280 Trumbull Street Hartford, CT 06103-3597

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 or on Council website at <http://www.ct.gov> under the link "Pending Proceedings." The Council has assigned this application docket no. 410.

December 8, 2010

Connecticut Siting Council





Daniel F. Caruso  
Chairman

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December 8, 2010

TO: Christopher B. Fisher, Esq. Michele G. Briggs  
Cuddy & Feder LP New Cingular Wireless PCS, LLC

Carrie L. Larson, Esq. Julie M. Kohler, Esq.  
Pullman & Comley, LLC Cohen and Wolf P.C.

Thomas J. Regan, Esq. Hans Fiedler  
Brown Rudnick Berlack Israels LP T-Mobile

FROM: Linda Roberts, Executive Director 

RE: **DOCKET NO. 410** - Cellco Partnership d/b/a Verizon Wireless application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 234 Melba Street, Milford, Connecticut.

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The Connecticut Siting Council has received an application for a proposed telecommunications facility in Milford.

If you would like to participate in this proceeding, your response on or before January 27, 2011, will be appreciated. Moreover, in furtherance of the spirit of C.G.S. §16-50aa, we ask that each carrier affirmatively state whether that carrier would likely seek to be located on this proposed facility any time within the foreseeable future.

LR/MP/laf

Enclosure: Hearing Notice

c: Parties & Intervenors  
Council Members



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Daniel F. Caruso  
Chairman

December 8, 2010

TO: Commissioner Amey Marrella  
Department of Environmental Protection

Commissioner J. Robert Galvin  
Department of Public Health

Commissioner Kevin M. DelGobbo, Chrmn.  
Department of Public Utility Control

Commissioner Joan McDonald  
Department of Economic and  
Community Development

Commissioner Peter J. Boynton  
Department of Emergency Management  
and Homeland Security

Commissioner F. Philip Prelli  
Department of Agriculture

Karl Wagener, Executive Director  
Council on Environmental Quality

Brenda Sisco, Secretary  
Office of Policy and Management

Thomas A. Harley, P.E., Chief Engineer  
Bureau of Engineering and Construction  
Department of Transportation

FROM: Linda Roberts, Executive Director

RE: **DOCKET NO. 410** - Celco Partnership d/b/a Verizon Wireless application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 234 Melba Street, Milford, Connecticut.

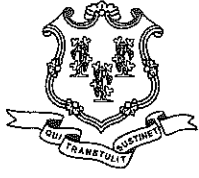
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Pursuant to General Statutes § 16-50j(h), the Connecticut Siting Council hereby solicits your written comments and consultation. Your response by or before January 27, 2011, will be appreciated.

A copy of the application with location maps has previously been provided to you, pursuant to General Statutes § 16-50f.

LR/MP/laf

c: Parties & Intervenors  
Council Members



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Daniel F. Caruso  
Chairman

December 8, 2010

James L. Richetelli, Jr.  
Mayor  
City of Milford  
110 River Street  
Milford, CT 06460

RE: Hearing Date – February 3, 2011 in connection with **DOCKET NO. 410** - Cellco Partnership d/b/a Verizon Wireless application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 234 Melba Street, Milford, Connecticut.

Dear Mayor Richetelli:

The Connecticut Siting Council (Council) has scheduled a public hearing in your town in connection with the above-referenced proceeding. I am writing to invite you to participate in this hearing.

The Council fully understands that municipal input and guidance is absolutely necessary to achieve a thoughtful and balanced decision in matters such as this. Accordingly, I am extending to you my personal invitation to participate in the hearing that is scheduled on Thursday, February 3, 2011.

Please be advised that the Council's processes enable the affected municipal governments to engage in meaningful discourse and, if they choose, to even assert a legal role in the proceedings of applications that come before the Council. Municipalities are afforded a right of pre-filed technical information and consultation with applicants 60 days before an application is filed with the Council. During this period the municipality may conduct public hearings and meetings, as it deems necessary. Both the municipal and applicant filings become part of the Council's record.

Once an application is filed with the Council at least one public hearing is held in the affected community as well as a public inspection of the proposed site(s). Your participation at such hearing may take many forms; municipal officials may make opening statements to the Council, present written documents, or may seek Party or Intervenor Status and put on a case with witnesses.

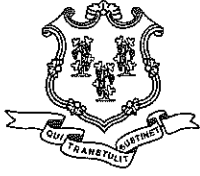
Our staff is available to assist you in understanding our process and your options. In the event you have specific legal questions, please contact our Staff Attorney Melanie Bachman (860 827-2951). Otherwise, you may contact Executive Director Linda Roberts (860 827-2935).

The Council weighs many issues before rendering its decisions. It is important that we know the Town's views as part of that decision making process. We hope you will take part in our hearing process.

Sincerely,

Daniel F. Caruso  
Chairman

DFC/LR/laf



Daniel F. Caruso  
Chairman

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December 8, 2010

Joseph Reese  
Tech Theatrical Services, LLC  
98 Knight Street  
Watertown, CT 06795

RE: **DOCKET NO. 410** - Cellco Partnership d/b/a Verizon Wireless application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 234 Melba Street, Milford, Connecticut.

Dear Mr. Reese:

Your attendance will be required at a hearing of the Connecticut Siting Council regarding the subject docket on:

**February 3, 2011**  
**3-5:00 p.m./7:00 p.m. to conclusion**  
**Milford City Hall Auditorium**  
**110 River Street**  
**Milford, CT 06460**

I am enclosing a copy of our hearing notice for your convenience. If you have any questions concerning this matter, please call me.

Very truly yours,

Lisa A. Fontaine  
Fiscal Administrative Officer

laf

Enclosure





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Daniel F. Caruso  
Chairman

December 8, 2010

Ruth Girolomo  
Post Reporting Service, Inc.  
2015 Dixwell Avenue  
Hamden, CT 06514

RE: **DOCKET NO. 410** - Cellco Partnership d/b/a Verizon Wireless application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 234 Melba Street, Milford, Connecticut.

Dear Ms. Girolomo:

Your attendance will be required at a hearing of the Connecticut Siting Council (Council) regarding the subject docket on:

**February 3, 2011**  
**3-5:00 p.m./7:00 p.m. to conclusion**  
**Milford City Hall Auditorium**  
**110 River Street**  
**Milford, CT 06460**

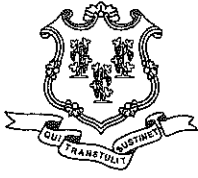
The Council will require delivery of the complete transcript, an original and one copy, within one week of the hearing. I am enclosing a copy of the application filing and our hearing notice for your convenience. If you have any questions concerning this matter, please call me.

Very truly yours,

Lisa A. Fontaine  
Fiscal Administrative Officer

laf

Enclosure (2)



# STATE OF CONNECTICUT

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*Daniel F. Caruso*  
Chairman

December 8, 2010

Donna Holden  
Community Development Department  
Parsons Office Complex  
70 West River Street  
Milford, CT 06460-3317

RE: **DOCKET NO. 410** - Cellco Partnership d/b/a Verizon Wireless application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 234 Melba Street, Milford, Connecticut.

Dear Ms. Holden:

Confirming our telephone conversation of November 29, 2010, I appreciate the reservation of the Milford City Hall Auditorium at the Milford City Hall for a public hearing on February 3, 2011 (snow date February 10, 2011) from 1:00 p.m. to 9:00 p.m.

For your information, I have attached a general plan for seating arrangements.

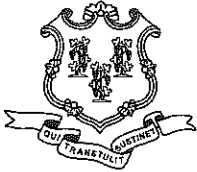
If any other information is needed, please contact me at my office. Thank you for your assistance.

Very truly yours,

Lisa A. Fontaine  
Fiscal Administrative Officer

laf

Enclosure (2)



Daniel F. Caruso  
Chairman

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### Seating Arrangements:

X X X X X X X X X X X X

Council Table  
(seating for twelve)  
(x = chairs)

X  
Table  
for  
Court  
Reporter  
& Audio  
Tech  
X  
(x =  
chairs)

Party Table X  
(seating for X  
four) X  
(x = chairs) X  
X

Applicant Table  
(x = chairs)

X X X X X

Podium for  
public

SEATING FOR PUBLIC  
(chairs facing Council table)



Daniel F. Caruso  
Chairman

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December 8, 2010

TO: Classified/Legal Supervisor  
**410110203**  
Connecticut Post, The (Daily)  
410 State Street  
Bridgeport, CT 06604-4560

Classified/Legal Supervisor  
**410110203**  
New Haven Register  
40 Sargent Drive  
New Haven, CT 06511

Classified/Legal Supervisor  
**410110203**  
Milford Mirror, The (Weekly)  
Hometown Publications  
1000 Bridgeport Avenue  
Shelton, CT 06484

FROM: Lisa A. Fontaine, Fiscal Administrative Officer

RE: **DOCKET NO. 410** - Cellco Partnership d/b/a Verizon Wireless application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 234 Melba Street, Milford, Connecticut.

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Please publish the attached legal notice for one day on the first day possible from receipt of this notice, except on Saturday, Sunday, or holiday.

Pursuant to General Statutes § 16-50m(c), the general notice to be public shall be published in its entirety in not less than **TEN POINT BOLDFACE TYPE**. If you have any questions concerning the ten point type, please contact me. If your newspaper does not have ten point type, please so state and also state the size type actually used in the legal notice in your affidavit.

Please send affidavit of publication and invoice to: Connecticut Siting Council  
10 Franklin Square  
New Britain, CT 06051

laf

Enclosure (1)