

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

July 27, 2012

TO: Council Members

FROM: Linda Roberts, Executive Director *L. Roberts*

RE: **DOCKET NO. 428** – New Cingular Wireless PCS, LLC (AT&T)
application for a Certificate of Environmental Compatibility and Public
Need for the construction, maintenance, and operation of a
telecommunications facility located at one of two sites: Roxbury Tax
Assessor Parcel ID #32-008 off of Route 67, Roxbury, Connecticut, or 126
Transylvania Road, Roxbury, Connecticut.

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

LR/cm

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, PURA (via e-mail service)



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HEARING NOTICE

Pursuant to provisions of General Statutes § 16-50m and § 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, September 18, 2012, beginning at 3:00 p.m., and continued at 7:00 p.m., at the Roxbury Town Hall, Meeting Room, 29 North Street, Roxbury, Connecticut, and thereafter as necessary. The hearing will be on an application from New Cingular Wireless PCS, LLC (AT&T) for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a telecommunications facility located at one of two sites: Roxbury Tax Assessor Parcel ID #32-008 off of Route 67, Roxbury, Connecticut, or 126 Transylvania Road, Roxbury, 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 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 sites on Tuesday, September 18, 2012, beginning at 2:00 p.m. The applicant will fly balloons during the field review to simulate the height of the proposed facilities, weather permitting.

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

The Council will hold a pre-hearing conference on procedural matters on Tuesday, August 21, 2012, 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 September 11, 2012. In accordance with the State Solid Waste Management Plan, the Council requests that all filings be submitted on recyclable 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 September 11, 2012.

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 Town Clerk's Office of the Roxbury, Southbury, and Woodbury Town Halls for the convenience of the public.

Requests for information in alternative formats or for sign-language interpreter services must be submitted in writing by September 11, 2012.

The applicant of this facility is represented by the following:

Applicant

New Cingular Wireless PCS, LLC

Its Representative

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

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/csc> under the link "Pending Proceedings." The Council has assigned this application docket no. 428.

July 27, 2012

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TO: Commissioner Daniel Esty
Dept. of Energy & Environmental Protection

Commissioner Steven Reviczky
Department of Agriculture

Commissioner Jewel Mullen
Department of Public Health

Karl Wagener, Executive Director
Council on Environmental Quality


Chairman Arthur House
Public Utilities Regulatory Authority

Benjamin Barnes, Secretary
Office of Policy and Management

Commissioner Catherine Smith
Department of Economic and
Community Development

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

Commissioner Reuben F. Bradford
Department of Emergency Services
and Public Protection

FROM: Linda Roberts, Executive Director 

RE: **DOCKET NO. 428** – New Cingular Wireless PCS, LLC (AT&T) application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a telecommunications facility located at one of two sites: Roxbury Tax Assessor Parcel ID #32-008 off of Route 67, Roxbury, Connecticut, or 126 Transylvania Road, Roxbury, Connecticut.

Pursuant to General Statutes § 16-50j(h), the Connecticut Siting Council hereby solicits your written comments and consultation. Your response on or before September 11, 2012, will be appreciated.

A copy of the application with location maps has previously been provided to you, pursuant to General Statutes § 16-50l. You may access the application and other documents from this proceeding on our website at www.ct.gov/csc under the link "Pending Proceedings."

LR/cm

c: Parties & Intervenors
Council Members





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TO: Kenneth C. Baldwin, Esq.
Robinson & Cole LLP

Thomas J. Regan, Esq.
Brown Rudnick LP

Sandy M. Carter
Verizon Wireless

Julie M. Kohler, Esq.
Cohen and Wolf P.C.

Hans Fiedler
T-Mobile

FROM: Linda Roberts, Executive Director *L Roberts*

RE: **DOCKET NO. 428** – New Cingular Wireless PCS, LLC (AT&T)
application for a Certificate of Environmental Compatibility and Public
Need for the construction, maintenance, and operation of a
telecommunications facility located at one of two sites: Roxbury Tax
Assessor Parcel ID #32-008 off of Route 67, Roxbury, Connecticut, or 126
Transylvania Road, Roxbury, Connecticut.

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

If you would like to participate in this proceeding, your response on or before September 11, 2012, will be appreciated. Moreover, in furtherance of the state tower sharing policy pursuant to 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 at any time within the foreseeable future.

LR/cm

Enclosure: Hearing Notice

c: Parties & Intervenors
Council Members