



STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

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VIA ELECTRONIC MAIL

February 11, 2014

TO: Parties and Intervenors
Daniel Forrest, SHPO
Todd Levine, SHPO

FROM: Melanie Bachman, Acting Executive Director ^{MAB}

RE: **DOCKET NO. 442** – New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a telecommunications facility located at 284 New Canaan Avenue, Norwalk, Connecticut.

On February 10, 2014, Connecticut Siting Council (Council) Chairman Robert Stein and Acting Executive Director/Staff Attorney Melanie Bachman met with Daniel Forrest, Director of Arts and Historic Preservation, and Todd Levine, Historian/Environmental Reviewer, of the State Historic Preservation Office (SHPO).

The matters discussed during the meeting included compliance with Section 106 of the National Historic Preservation Act (Section 106 Process) and the Nationwide Programmatic Agreement for Review of Effects on Historic Properties for Certain Undertakings Approved by the Federal Communications Commission (FCC); current and proposed FCC rules and regulations; Council state agency comment solicitation under Conn. Gen. Stat. §16-50j (h); consistency of SHPO and Council conditions of no adverse effect and approval regarding decommissioning of facilities; an updated SHPO review for the proposed facility in Docket No. 442; and the two-year validity of SHPO's determination letters pursuant to the Section 106 Process.

As a result of this productive meeting, the Council made the following determinations:

1. In the Council's state agency comment solicitation memo pursuant to Conn. Gen. Stat. §16-50j(h), Mr. Dan Forrest and Mr. Todd Levine of the SHPO will be added to the recipient list. They will submit comments in their discretion;
2. In the Council's Decision and Orders, the condition regarding decommissioning of telecommunications facilities will read as follows:

If the facility ceases to provide wireless services for a period of one year, this Decision and Order shall be void, and the Certificate Holder shall dismantle the tower and remove all associated equipment or reapply for any continued or new use to the Council within 90 days from the one year period of cessation of service. The Certificate Holder may submit a written request to the Council for an extension of the 90 day period not later than 60 days prior to the expiration of the 90 day period;

3. The applicant for Docket No. 442 may resubmit to SHPO design alternatives for the proposed site and acquire an updated SHPO determination; and
4. SHPO determination letters are valid for a period of two years. If the two year period expires when a docket is pending with the Council, an updated SHPO determination will be sought by the applicant at that time.

MB/cm