

DOCKET NO. 104 - An application of : Connecticut
SNET Cellular, Inc., for a Certificate :
of Environmental Compatibility and Public : Siting Council
Need for cellular telephone antenna and :
associated equipment in the Town of :
Killingworth, Connecticut. : May 15, 1989

DECISION AND ORDER

Pursuant to the foregoing Opinion, the Connecticut Siting Council finds that the effects associated with the construction and operation of a cellular telephone facility at the proposed Killingworth site, including effects on the natural environment, ecological integrity and balance; public health and safety; scenic, historic, and recreational values; forests and parks; air and water purity; and fish and wildlife are not significant either alone or cumulatively with other affects, are not in conflict with the policies of the State concerning such effects, and are not sufficient reason to deny the application, and therefore directs that a Certificate of Environmental Compatibility and Public Need, as provided by Section 16-50k of the General Statutes of Connecticut (CGS), be issued to SNET Cellular, Inc., for the construction, operation, and maintenance of a cellular telephone site and associated equipment at the proposed Killingworth site in Killingworth, Connecticut.

The facility shall be constructed, operated, and maintained as specified in the Council's record in this matter, and subject to the following conditions:

1. The cellular antennas shall be located on the existing tower no higher than necessary to provide the proposed service, and in no event shall they be attached higher than the 121-foot level of the tower.
2. The facility shall be constructed in accordance with the State of Connecticut Basic Building Code.

3. The Certificate Holder shall prepare a Development and Management (D&M) Plan for this site in compliance with Sections 16-50j-75 through 16-50j-77 of the Regulations of State Agencies. The D&M plan shall include detailed plans for erosion and sediment controls at the site of the equipment building.
4. The Certificate Holder or its successor shall notify the Council if and when directional antennas or any equipment other than that listed in this application are added to this facility.
5. The Certificate Holder shall comply with any future radio frequency (RF) standard, promulgated by State or federal regulatory agencies. Upon the establishment of any new governmental RF standards, the facility granted in this Decision and Order shall be brought into compliance with such standards.
6. Unless otherwise approved by the Council, this Decision and Order shall be void if all construction authorized herein is not completed within three years of the issuance of this Decision and Order, or within three years after the completion of any appeal to this Decision and Order.

Pursuant to Section 16-50p, we hereby direct that a copy of the Decision and Order be served on each person listed below. A notice of issuance shall be published in the Middletown Press.

By this Decision and Order, the Council disposes of the legal rights, duties, and privileges of each party named or admitted to the proceeding in accordance with section 16-50j-17 of the Regulations of State Agencies.

The parties or intervenors to this proceeding are:

SNET Cellular, Inc. (Applicant)
555 Long Wharf Drive
New Haven, CT 06511

c/o Peter J. Tyrrell (Its Attorney)
Senior Attorney
SNET Cellular, Inc.
227 Church Street
Room 1021
New Haven, CT 06506

Metro Mobile CTS of (Intervenor)
Hartford, Inc.

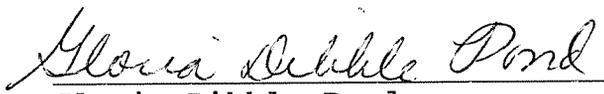
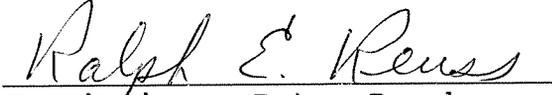
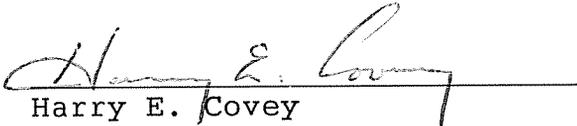
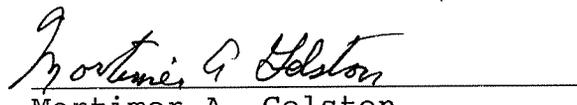
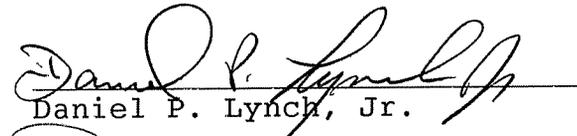
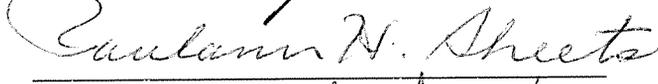
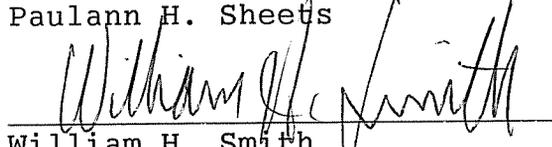
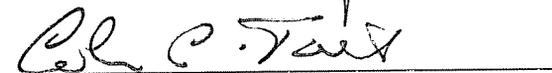
Byrne, Slater, Sandler (Its Attorney)
Shulman & Rouse, P.C.
330 Main Street
P.O. Box 3216
Hartford, CT 06103
Attn: Jennifer Young Gaudet
David W. Bogan

3033E

CERTIFICATION

The undersigned members of the Connecticut Siting Council hereby certify that they have heard this case in Docket No. 104 or read the record thereof, and that we voted as follows:

Dated at New Britain, Connecticut the 15th day of May, 1989.

<u>Council Members</u>	<u>Vote Cast</u>
 Gloria Dibble Pond Chairperson	YES
 Commissioner Peter Boucher Designee: Ralph E. Reuss	YES
 Commissioner Leslie Carothers Designee: Brian J. Emerick	YES
 Harry E. Covey	YES
 Mortimer A. Gelston	YES
 Daniel P. Lynch, Jr.	YES
 Paulann H. Sheets	YES
 William H. Smith	YES
 Colin C. Tait	YES