

4145E

DOCKET NO. 120 - An application of Metro Mobile CTS of Fairfield County, Inc., for a Certificate of Environmental Compatibility and Public Need for the construction, operation, and maintenance of cellular telephone antennas and associated equipment located in the Town of Greenwich, Connecticut.

CONNECTICUT

SITING

COUNCIL

FEBRUARY 26, 1990

DECISION AND ORDER

Pursuant to the foregoing Findings of Fact and Opinion, the Connecticut Siting Council finds that the effects associated with the construction, operation, and maintenance of a cellular telecommunications facility at the proposed site in Greenwich, Connecticut, including effects on the natural environment; ecological 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 effects, are not in conflict with the policies of the State concerning such effects, and are not sufficient reason to deny the proposed Greenwich (East) site in this application, and therefore directs that a Certificate of Environmental Compatibility and Public Need, as provided by Section 16-50k of the Connecticut General Statutes (CGS), be issued to Metro Mobile CTS of Fairfield County, Inc., for the construction, operation, and maintenance of a cellular telephone facility at the proposed site on 1111 East Putnam Avenue, Greenwich, Connecticut.

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

1. The facility shall be constructed in accordance with applicable sections of the State of Connecticut Basic Building Code.
2. The Certificate holder shall notify the Council if and when any equipment other than that listed in this application is added to this facility.
3. The Certificate Holder shall prepare a Development and Management Plan (D&M Plan) for this site which shall include detailed plans for the attachment of the antenna structures to the roof top facade showing mounting brackets, modifications to the facade and building structure, cable pathway from antennas to the equipment room, and the location of emergency power generation. The Certificate Holder shall consult with the building's owner in the preparation of the D&M Plan.

4. The antenna bases shall be mounted no higher than 49 feet above ground level, or 144 feet above mean sea level.
5. The Certificate Holder shall provide a final report to the Council upon completion of construction, including the final construction costs and date of commercial operation.
6. If this facility does not initially provide, or permanently ceases to provide, cellular service following the completion of construction, this Decision and Order shall be void, and the antennas and all associated equipment in this application shall be dismantled and removed or reapplication for any new use shall be made to the Council and a Certificate granted before any such new use is made.
7. 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.
8. The Certificate Holder or its successor shall provide the Council with a report of recalculated power density if and when additional channels over the proposed 90 channels, higher wattage over the proposed 100 watts per channel, or if other circumstances in operation cause change in power density above the levels originally calculated in the application.
9. 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 of the completion of any appeal taken to this Decision and Order.

Pursuant to Section 16-50p, we hereby direct that a copy of the Findings of Fact, Opinion, and Decision and Order be served on each person listed below. A notice of issuance shall be published in the The Advocate and Greenwich Time. 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:

(Applicant)

Metro Mobile CTS of
Fairfield County, Inc.
50 Rockland Road
South Norwalk, CT 06854
Attn: Phillip Mayberry
Vice President
and General Manager

(Its Representatives)

Robinson & Cole
One Commercial Plaza
Hartford, CT 0613-3597
Attn: Earl W. Phillips, Esq.

(Party)

Patrick J. Pellegrino
Mary G. Pellegrino
268 Milbank Avenue
Greenwich, CT 06830

(Intervenor)

SNET Cellular, Inc.
227 Church Street
New Haven, CT 06506

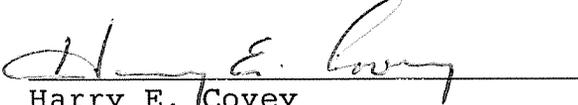
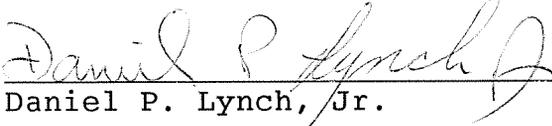
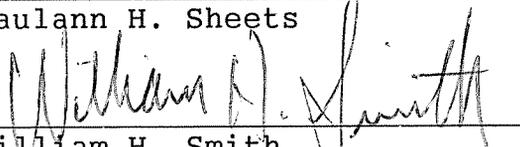
Peter H. Tyrrell, Esq.
Senior Attorney
SNET Cellular, Inc.
227 Church Street
New Haven, CT 06506

TEF/cp

CERTIFICATION

The undersigned members of the Connecticut Siting Council hereby certify that they have heard this case in Docket No. 120 or read the record thereof, and that we voted as follows:

Dated at New Britain, Connecticut the 26 day of February, 1990.

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