

DOCKET NO. 151 - An application of Springwich Cellular Limited Partnership for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a cellular telephone telecommunications tower, associated equipment, and building in the Town of Rocky Hill, Connecticut. The facility is proposed to be constructed on property owned by the Connecticut Light and Power Company (CL&P) located on West Street, adjacent to the CL&P substation at Exit 23 off Route 91.

Connecticut

Siting

Council

August 18, 1992

DECISION AND ORDER

Pursuant to the foregoing Findings of Fact, and Opinion, the Connecticut Siting Council (Council) finds that the effects associated with the construction, operation, and maintenance of a cellular telecommunications tower and equipment building at the proposed Town of Rocky Hill, Connecticut, 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 disproportionate either alone or cumulatively with other effects when compared to need, 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 Connecticut General Statutes (CGS), be issued to the Springwich Cellular Limited Partnership (Springwich), for the construction, operation, and maintenance of a cellular telecommunications tower, associated equipment, and building within property owned by Connecticut Light and Power Company (CL&P), adjacent to the existing CL&P Rocky Hill Substation located on West Street, Rocky Hill, Connecticut.

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

1. The self-supporting monopole tower shall be no taller than necessary to provide the proposed communications service and in no event shall the tower exceed a total height of 120 feet above ground level, with antennas and appurtenances.
2. The Certificate holder shall prepare a Development and Management (D&M) plan for this site in compliance with sections 16-50-j-75 through 16-50j-77 of the Regulations of State Agencies. The D&M plan shall include detailed plans of the tower, tower foundation, tower pedestal, equipment building, access road, utility line trench, and security fence. In addition, the D&M plan shall include detailed plans for a facility designed to occupy an area as compact as possible with techniques to minimize vegetation

clearing; a site plan orienting the facility, access road, and utilities to avoid drainage areas; and detailed plans for drainage, erosion, and sedimentation controls consistent with the Connecticut Guidelines for Erosion and Sedimentation Control. The plan shall be submitted to the Council for approval prior to the commencement of proposed clearing and construction; however, selective removal of vegetation will be allowed to permit reconnaissance necessary to prepare this plan.

3. The Certificate Holder shall comply with any existing and future radio frequency (RF) standard promulgated by State or federal regulatory agencies. Upon the establishment of any new governmental RF standards, the facility granted herein shall be brought into compliance with such standards.
4. The Certificate Holder shall provide the Council a recalculated report of electromagnetic radio frequency power density if and when circumstances in operation cause a change in power density above the levels originally calculated and provided in the application.
5. The Certificate Holder shall permit public or private entities to share space on the proposed tower for fair consideration, or shall provide any requesting entity with specific legal, technical, environmental, or economic reasons precluding such tower sharing.
6. If the facility does not initially provide, or permanently ceases to provide cellular or other services following completion of construction, this Decision and Order shall be void, and the tower and all associated equipment shall be dismantled and removed or reapplication for any continued or new use shall be made to the Council before any such use is made.
7. 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 effective date of this Decision and Order or within three years after all appeals to this Decision and Order have been resolved.

Pursuant to CGS 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, and notice of issuance shall be published in the Hartford Courant.

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 party and intervenor to this proceeding are:

PARTY

The Springwiche Cellular
Limited Partnership
555 Long Wharf Drive
New Haven, CT 06506

ITS REPRESENTATIVE

Peter J. Tyrrell
Senior Attorney
SNET Cellular, Inc.
227 Church Street
Room 1021
New Haven, CT 06506
(203) 771-7381

INTERVENOR

Metro Mobile CTS, Inc.

ITS REPRESENTATIVE

Christopher Foster
Robinson and Cole
One Commercial Plaza
Hartford, CT 06103-3597
(203) 275-8200

TEF/bd

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