

DOCKET NO. 159 - An application of the Department of Public Safety, Division of State Police for a Certificate of Environmental Compatibility and Public Need for the construction, operation, and maintenance of telecommunications facilities located off of Bald Hill Road at an existing Northeast Utilities tower site approximately 2,000 feet north from Route 190 in Union, and at the new Troop C Barracks on Route 74 approximately 2,500 feet west from Exit 69 off of Interstate 84 in Tolland, Connecticut.

: Connecticut
 : Siting
 : Council
 : June 29, 1993

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 telecommunications facilities at the proposed sites in Union and Tolland, Connecticut, 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 General Statutes of Connecticut (CGS), be issued to the Connecticut Department of Public Safety, Division of State Police, for the construction, operation, and maintenance of telecommunications facilities at the proposed sites off of Bald Hill Road in Union and at the new Troop C Barracks in Tolland, Connecticut.

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

1. The proposed Union self-supporting lattice tower shall be designed no taller than necessary to provide the proposed communications and in no event shall it exceed the proposed height of 180-feet above ground level (AGL) excluding antennas.
2. The proposed Tolland self-supporting lattice tower shall be designed no taller than necessary to provide the proposed communications and in no event shall it exceed the proposed height of 120-feet AGL excluding antennas.

3. The CSP shall apply to the Federal Aviation Administration (FAA) for an amendment to waive the lighting and marking of the Union tower if the FAA so rules that the tower is to be lighted and marked. Copies of the CSP's application for amendment shall be filed with the Council within two (2) weeks of their filing with the FAA. If the FAA rules that the tower must be lighted and marked, the CSP shall submit all lighting and marking options for Council review and approval.
4. The Certificate holder shall prepare Development and Management (D&M) plans for both sites in accordance with sections 16-50j-75 through 16-50j-77 of the Regulations of State Agencies (RSA). The D&M plans shall be submitted to and approved by the Council prior to the commencement of facility construction and shall also include detailed plans for the placement of the towers and equipment buildings, tower heights, access roads, utility line installation, erosion and sediment controls, fencing, and site landscaping.
5. The Certificate holder shall comply with all existing and future radio frequency (RF) standards promulgated by State or federal regulatory agencies. Upon the establishment of any new governmental RF standards, the Certificate holder shall provide such notice to the Council and the facilities granted herein shall be brought into compliance with such standards as soon as practicable.
6. The Certificate holder shall provide the Council a recalculated report of radio frequency power density if and when circumstances in operation cause an increase in the power density above the levels used herein by the Council to render its decision.
7. The Certificate holder shall permit public or private entities to share space on the proposed towers for fair consideration, or shall provide any requesting party with specific legal, technical, environmental, or economic reasons precluding such tower sharing.
8. If either facility does not initially provide, or permanently ceases to provide telecommunications service following completion of construction, this Decision and Order shall be void, and the tower and all associated equipment shall be dismantled and removed or re-application for any new use shall be made to the Council before any such new use is made.

Unless otherwise approved by the Council, this Decision and Order shall be void if all construction authorized herein is not completed within five (5) years of the

effective date of this Decision and Order or within five 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 and the Journal Inquirer.

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 RSA section 16-50j-17.

The party to this proceeding is:

APPLICANT

Connecticut State Police

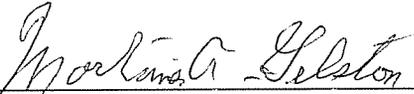
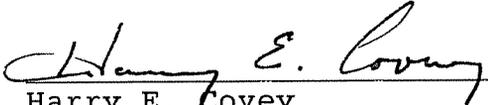
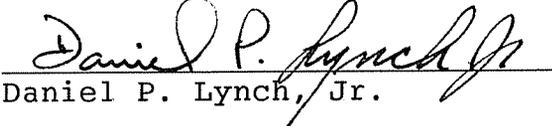
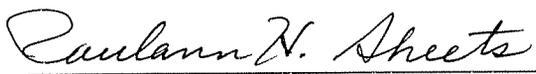
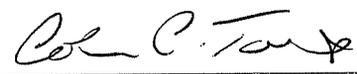
ITS REPRESENTATIVES

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CERTIFICATION

The undersigned members of the Connecticut Siting Council (Council) hereby certify that they have heard this case, or read the record thereof, in DOCKET NO. 159 - An application of the Department of Public Safety, Division of State Police for a Certificate of Environmental Compatibility and Public Need for the construction, operation, and maintenance of telecommunications facilities located off of Bald Hill Road at an existing Northeast Utilities tower site approximately 2,000 feet north from Route 190 in Union, and at the new Troop C Barracks on Route 74 approximately 2,500 feet west from Exit 69 off of Interstate 84 in Tolland, Connecticut, and voted as follows to approve the proposed sites:

<u>Council Members</u>	<u>Vote Cast</u>
 Mortimer A. Gelston Chairman	YES
 Commissioner Clifton A. Leonhardt Designee: Gerald J. Heffernan	YES
_____ Commissioner Timothy R.E. Keeney Designee: Brian Emerick	ABSENT
 Harry E. Covey	YES
 Daniel P. Lynch, Jr.	YES
_____ Gloria Dibble Pond	ABSENT
 Paulann H. Sheets	YES
 Colin C. Tait	YES
_____ Dana J. Wright	ABSENT

Dated at New Britain, Connecticut, June 29, 1993.
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