

Meeting Minutes
Meeting of May 18, 2010

A meeting of the Connecticut Siting Council (energy/telecommunications) was held on Tuesday, May 18, 2010, in Hearing Room One, Ten Franklin Square, New Britain, Connecticut. The meeting was called to order with a quorum present by Daniel F. Caruso at 2:12 p.m.

Council Members Present:

Judge Daniel F. Caruso
Chairman
Colin C. Tait
Vice Chairman
Brian Golembiewski
(designee for Commissioner Marrella)

Edward S. Wilensky
Daniel P. Lynch, Jr.
Barbara Currier Bell
James J. Murphy, Jr.
Larry P. Levesque
(designee for Commissioner DelGobbo)

Council Members Absent:

Philip T. Ashton

Staff Members Present:

S. Derek Phelps
Executive Director
Melanie Bachman
Staff Attorney
Christina Walsh
Siting Analyst

Robert Mercier
Siting Analyst
David Martin
Siting Analyst
Michael Perrone
Siting Analyst

Recording Secretary:

Carriann Mulcahy

Minutes of May 6, 2010

Mr. Murphy moved to approve the minutes of May 6, 2010, as amended, seconded by Mr. Lynch. The motion passed with Mr. Wilensky abstaining.

DOCKET NO. F-2010 - Connecticut Siting Council Review of the Ten-Year Forecast of Connecticut Electric Loads and Resources. Request for Party/Intervenor Status.

Mr. Lynch moved to grant intervenor status to The Connecticut Energy Advisory Board, seconded by Mr. Wilensky. The motion passed unanimously.

Mr. Lynch moved to grant party status to Connecticut Resources Recovery Authority, seconded by Mr. Wilensky. The motion passed unanimously.

DOCKET NO. 370 - The Connecticut Light and Power Company application for Certificates of Environmental Compatibility and Public Need for (1) The Greater Springfield Reliability Project consisting of a new 345-kV electric transmission line and associated facilities from the North Bloomfield Substation in Bloomfield to the Connecticut/Massachusetts border, together with associated improvements to the North Bloomfield Substation, and potentially including portions of a new 345-kV electric transmission line between Ludlow and Agawam, Massachusetts that would be located in the Towns of Suffield and Enfield, Connecticut; and (2) the Manchester Substation to Meekville Junction Circuit Separation Project in Manchester, Connecticut. Correction to GSRP Opinion.

In accordance with Conn. Gen. Stat § 4-181a (c), Mr. Murphy moved to correct the “clerical error” on page 13 of the GSRP opinion from \$6.5 million to approximately \$4.64 million. The motion was seconded by Mr. Tait. The motion passed with Mr. Lynch and Mr. Levesque abstaining.

DOCKET NO. 382 – Cellco Partnership d/b/a Verizon Wireless Certificate of Environmental Compatibility and Public Need for the construction, maintenance and management of a telecommunications facility located at the Harry B. Brownson Country Club, Lane Street, Huntington (Shelton), Connecticut. Development and Management Plan.

The Council reviewed the correspondence submitted on February 19, 2010, by Mr. William Hammerstein.

Mr. Wilensky moved to approve the site work portion of the Development and Management plan only, seconded by Mr. Lynch. The motion passed with Mr. Levesque abstaining.

DOCKET NO. 387 - SBA Towers II, LLC Certificate of Environmental Compatibility and Public need for the construction, maintenance and management of a telecommunications facility located at 44 Gavitt Road, Barkhamsted, Connecticut. Development and Management Plan.

Dr. Bell moved to remove this item from the table, seconded by Mr. Golembiewski. The motion passed with Mr. Levesque abstaining.

Mr. Golembiewski moved to approve this Development and Management Plan with the conditions that the applicant 1) submits the drainage calculations used to design the storm drainage system; 2) submits the credentials of its environmental inspector; and 3) the credentials of the

environmental inspector must be satisfactory to the Council prior to the start of construction. The motion was seconded by Mr. Lynch. The motion passed with Mr. Levesque abstaining.

DOCKET NO. 388 - New Cingular Wireless PCS, LLC (AT&T) application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 1990 Litchfield Turnpike, Woodbridge, Connecticut. Draft Findings of Fact.

Mr. Wilensky moved to table this item, seconded by Dr. Bell. The motion passed with Mr. Levesque abstaining.

DOCKET NOS. 395A and 395B – New Cingular Wireless PCS, LLC applications for Certificates of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located off of Haywardville Road and a telecommunications facility off of Ed Williams Road, both in the Town of East Haddam, Connecticut. Draft Findings of Fact.

After reviewing the draft Findings of Fact, Chairman Caruso polled the Council members with Mr. Tait, Mr. Murphy, Dr. Bell, Mr. Golembiewski, Mr. Wilensky, Mr. Lynch, and Chairman Caruso in favor of granting a Certificate for the telecommunications facility located off of Haywardville Road, Docket 395A, in East Haddam, Connecticut, and Mr. Levesque abstaining.

After reviewing the draft Findings of Fact, Chairman Caruso polled the Council members with Mr. Tait, Mr. Murphy, Dr. Bell, Mr. Golembiewski, Mr. Wilensky, Mr. Lynch, and Chairman Caruso in favor of granting a Certificate for the telecommunications facility located off of Ed Williams Road, Docket 395B, in East Haddam, Connecticut, and Mr. Levesque abstaining.

Chairman Caruso directed staff to draft favorable Opinions and Decision and Orders, for the proposed telecommunications facilities, to be reviewed at the next meeting.

DOCKET NO. 396 - SBA Towers II, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and management of a telecommunications facility located at 49 Brainerd Road, Niantic (East Lyme), Connecticut. Objection to Extension of Time. Close Evidentiary Record.

Mr. Tait moved that the Council close the evidentiary record and the hearing on this proceeding and allow for a 30-day post hearing comment period, seconded by Mr. Murphy. The motion passed with Mr. Levesque abstaining.

DOCKET NO. 398 - Northeast Utilities Service Company, on behalf of The Connecticut Light and Power Company application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of the proposed Sherwood Substation located at 6 New Creek Road, Westport, Connecticut. Draft Findings of Fact, Opinion, Decision & Order.

Mr. Murphy moved to approve the Opinion, seconded by Dr. Bell. The motion passed unanimously.

Mr. Golembiewski moved to approve the Decision and Order, seconded by Mr. Tait. The motion passed unanimously.

*Mr. Phelps joined the meeting at 2:50 p.m..

DOCKET NO. 401 - T-Mobile Northeast, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 208 Valley Road, New Canaan, Connecticut. Completeness Review, Schedule, Custodian of the Docket, Deposition of the Transcript, Request for Party/Intervenor Status.

Mr. Wilensky moved to approve the application as complete and approve the schedule for processing the docket as per staff recommendations, the appointment of Jessica Brito Weston as custodian of the docket, the deposition of the transcript in the Town of New Canaan, and a public field review and hearing in New Canaan on Tuesday, July 13, 2010; seconded by Dr. Bell. The motion passed unanimously.

PETITION NO. 863 - Examination of whether statutory changes should be made to clarify jurisdiction to renewable and/or alternative sources of energy (wind, solar, hydro, tidal, wave, geothermal, biofuel, biomass, etc). Application Guides and Generator Filing Table.

Mr. Tait moved to approve the application guides and generator filing table, seconded by Dr. Bell. The motion passed unanimously.

PETITION NO. 937 - The Connecticut Municipal Electric Energy Cooperative (CMEEC) petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the installation of two 2.5 MW electric generators and associated equipment at two existing substation locations, 15 Old Colony Road and 130 Thorpe Avenue, Wallingford, Connecticut. Set Date for Decision.

Mr. Murphy moved that the Council set a date of September 17, 2010, as the date by which the Council will decide this matter by, seconded by Dr. Bell. The motion passed unanimously.

PETITION NO. 940 - The United Illuminating Company petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed transmission structure relocation work in connection with the Department of Transportation West Haven Railroad Station project located in West Haven, Connecticut. Decision.

Dr. Bell moved to approve this petition, seconded by Mr. Wilensky. The motion passed unanimously.

PETITION NO. 942 - The Clear Wireless LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed modifications to an existing telecommunications facility located at 82 Lovely Street, Farmington, Connecticut. Decision.

Mr. Wilensky moved to remove this item from the table, seconded by Mr. Lynch. The motion passed unanimously.

Mr. Tait moved that the Council set a date of September 30, 2010, as the date by which the Council will decide this matter by, seconded by Mr. Murphy. The motion passed unanimously.

PETITION NO. 944 - The Sprint Nextel Corporation petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the placement of a temporary mobile radio communications facility (COW) located at 1000 Middle Street, Middletown, Connecticut. Decision.

Mr. Tait moved that the Council set a date of May 27, 2010, as the date by which the Council will decide this matter by, seconded by Mr. Murphy. The motion passed unanimously.

PETITION NO. 945 - The United Illuminating Company petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed Ansonia Substation Bus addition project located at 3 Riverside Drive, Ansonia, Connecticut. Decision.

Dr. Bell moved to approve this petition, seconded by Mr. Murphy. The motion passed unanimously.

TS-METROPCS-034-100308 - MetroPCS New York, LLC request for an order to approve tower sharing at an existing telecommunications facility located at 52 Stadley Rough Road, Danbury, Connecticut. Decision.

Dr. Bell moved to remove this item from the table, seconded by Mr. Murphy. The motion passed unanimously.

Mr. Murphy moved to approve this tower sharing request with the following conditions:

- The coax shall be installed inside the pole's shaft; and
- Not more than 45 days after completion of construction, the Council shall be notified in writing that the coax was installed as specified.

The motion was seconded by Dr. Bell. The motion passed unanimously.

Administrative Matters.

Mr. Phelps announced that the next energy/telecommunications meeting is scheduled for Thursday, June 17, 2010, at 2:00 p.m. Other calendar dates were also discussed.

Adjournment.

Mr. Lynch moved to adjourn the meeting, seconded by Dr. Bell. The motion passed unanimously.

The meeting adjourned at 3:32 p.m.

Respectfully submitted,

Daniel F. Caruso
Chairman

DFC/cm