

**Meeting Minutes**  
**Meeting of August 17, 2010**

A meeting of the Connecticut Siting Council (energy/telecommunications) was held on Tuesday, August 17, 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 2:07 p.m.

**Council Members Present:**

Judge Daniel F. Caruso  
Chairman

Colin C. Tait  
Vice Chairman

Brian Golembiewski  
(designee for Commissioner Marrella)

Edward S. Wilensky

Philip T. Ashton

Larry Levesque

(designee for Commissioner DelGobbo)

James J. Murphy, Jr

Daniel P. Lynch, Jr.

**Council Members Absent**

Barbara Currier Bell

**Staff Members Present:**

S. Derek Phelps  
Executive Director

Melanie Bachman  
Staff Attorney

Christina Walsh  
Siting Analyst

Robert Mercier

Siting Analyst

David Martin

Siting Analyst

**Recording Secretary:**

Lisa Fontaine

**Introduction.**

Chairman Caruso welcomed Linda Roberts as the newly appointed Executive Director, effective August 27, 2010.

**Minutes of July 29, 2010.**

Mr. Ashton moved to approve the Minutes of July 29, 2010, as amended; seconded by Mr. Wilensky. The motion passed with Mr. Tait, Mr. Murphy, and Mr. Levesque abstaining.

**Minutes of August 12, 2010.**

Mr. Murphy moved to approve the Minutes of August 12, 2010; seconded by Mr. Lynch. The motion passed unanimously.

**DOCKET NO. 187A - PDC - El Paso Milford LLC Certificate of Environmental Compatibility and Public Need for the Milford Power Project located off of Oronoque Road in Milford, Connecticut. Request to Reopen and Modify the Decision and Order in Docket 187 to Allow Milford Power Company, LLC to Suspend its Backup Fuel System Based on Changed Conditions. Motion to Reopen.**

Mr. Murphy moved to reopen this docket on changed conditions in accordance with C.G.S. section 4-181a(b) and hold a hearing limited to the suspension of the backup fuel system at Milford Power and Council consideration of changed conditions and of the attachment of conditions to the certificate consistent with the findings and recommendations contained in the Final Report issued by the Kleen Energy Plant Investigation Review Panel and the Thomas Commission; seconded by Mr. Ashton. The motion passed unanimously.

**DOCKET NO. 368 - Cellco Partnership d/b/a Verizon Wireless Application for a Certificate of Environmental Compatibility and Public Need for the Construction, Maintenance and Operation of a telecommunications Facility Located off Sterling Road (Route 14), Plainfield, Connecticut. Request for Extension.**

Mr. Ashton moved to approve the extension of construction time to August 19, 2011; seconded by Mr. Wilensky. The motion passed unanimously with Mr. Lynch recusing.

**DOCKET NO. 382 - Cellco Partnership d/b/a Verizon Wireless Certificate of Environmental Compatibility and Public need for the construction, maintenance and operation of a telecommunications facility located off of Lane Street, Huntington (Shelton), Connecticut. Development and Management Plan (Modification).**

Mr. Ashton moved to approve the modification to the Development and Management Plan; seconded by Mr. Murphy. The motion passed unanimously.

**DOCKET NO. 386 - T-Mobile Northeast LLC Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 123 Pine Orchard Road, Branford, Connecticut. Development and Management Plan.**

Mr. Golembiewski moved to take this item off the table; seconded by Mr. Lynch. The motion passed unanimously.

Mr. Ashton moved to approve the Development and Management Plan with the condition that the spruce tree to be planted in front of 121 Pine Orchard Road will be maintained and replaced if the tree becomes diseased or dies, for the duration of the site's existence; seconded by Mr. Golembiewski. The motion passed unanimously.

**DOCKET NO. 397 - Cellco Partnership d/b/a Verizon Wireless application for a Certificate of Environmental Compatibility and Public need for the construction, maintenance and operation of a telecommunications facility at 445 Prospect Street, Woodstock, Connecticut. Draft Findings of Fact.**

Mr. Murphy moved to take this item off the table; seconded by Mr. Wilensky. The motion passed unanimously.

After reviewing the draft Findings of Fact, Chairman Caruso conducted a non-binding poll of the Council members, with Mr. Golembiewski, Mr. Levesque, Mr. Ashton, Mr. Tait, Mr. Murphy, Mr. Lynch, and Mr. Wilensky unanimously in favor of granting a Certificate for a proposed 160-foot self-supporting monopole at Alternate Site B.

Chairman Caruso directed staff to draft a favorable Opinion and Decision and Order to be reviewed at the next meeting.

**DOCKET NO. 399 - 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 166 Pawcatuck Avenue, Stonington, Connecticut. Petition for Reconsideration.**

Mr. Murphy moved to approve the Petition for Reconsideration; seconded by Mr. Ashton. The motion passed unanimously.

**DOCKET NO. 403 - Cellco Partnership d/b/a Verizon Wireless application for a Certificate of Environmental Compatibility and Public need for the construction, maintenance and operation of a telecommunications facility located at 174 South Grand Street, Suffield, Connecticut. Completeness Review, Schedule, Custodian of the Docket, Deposition of the Transcript, Request for Party/Intervenor Status.**

Mr. Ashton 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 Suffield, and a public field review and hearing in Suffield on Tuesday, September 28, 2010; seconded by Mr. Lynch. The motion passed unanimously.

**PETITION NO. 955 - 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 389 Forbes Avenue, New Haven, Connecticut. Decision.**

Mr. Tait moved to approve this petition; seconded by Mr. Ashton. The motion passed unanimously.

**PETITION NO. 956 - Cellco Partnership d/b/a Verizon Wireless 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 151 Young Street, East Hampton, Connecticut. Decision.**

Mr. Ashton moved to approve this petition; seconded by Mr. Tait. The motion passed unanimously.

**TS-CLEARWIRE-126-100628 - Clear Wireless LLC request for an order to approve tower sharing at an existing telecommunications facility located at 219 Nells Rock Road, Shelton, Connecticut.**

Mr. Murphy moved to table this tower share request until a full structural analysis have been received; seconded by Mr. Golembiewski. The motion passed unanimously.

**TS-CLEARWIRE-103-100701 - Clear Wireless LLC request for an order to approve tower sharing at an existing telecommunications facility located at 10 Willard Road, Norwalk, Connecticut.**

Mr. Murphy moved to table this tower share request until a full structural analysis have been received; seconded by Mr. Wilensky. The motion passed unanimously.

**TS-CLEARWIRE-064-100730 – Clear Wireless LLC request for an order to approve tower sharing at an existing telecommunications facility located at 223 Brainard Road, Hartford, Connecticut.**

Mr. Ashton moved to approve this tower share request with the following condition:

- That Clearwire install its antennas at a centerline height of 78 feet in order to avoid interference problems with Verizon's antennas, which are located at a centerline height of 88 feet.

The motion was seconded by Mr. Murphy and passed unanimously.

**TS-CLEARWIRE-166-100730 – Clear Wireless LLC request for an order to approve tower sharing at an existing telecommunications facility located at 347 East Street, Wolcott, Connecticut.**

Mr. Ashton moved to approve this tower share request with the following condition:

- That Clearwire's installation shall be limited to the three antennas, three remote radio heads, and three microwave dishes specified in its tower share request.

The motion was seconded by Mr. Lynch and passed unanimously.

**TS-CLEARWIRE-138-100730 – Clear Wireless LLC request for an order to approve tower sharing at an existing telecommunications facility located at 23 Stonybrook Road, Stratford, Connecticut.**

Mr. Wilensky moved to table this tower share request until a Development and Management Plan has been received on the original Docket No. 385; seconded by Mr. Lynch. The motion passed unanimously.

**TS-CLEARWIRE-043-100804B - Clear Wireless LLC request for an order to approve tower sharing at an existing telecommunications facility located at 287 Main Street, East Hartford, Connecticut.**

Mr. Tait moved to approve this tower share request; seconded by Mr. Ashton. The motion passed unanimously.

**TS-CLEARWIRE-043-100804A - Clear Wireless LLC request for an order to approve tower sharing at an existing telecommunications facility located at 1-3 Oakland Avenue a/k/a 52 Oakland Avenue, East Hartford, Connecticut.**

Mr. Ashton moved to approve this tower share request; seconded by Mr. Tait. The motion passed unanimously.

**Administrative Matters.**

Mr. Phelps announced that the next energy/telecommunications meeting is scheduled for Thursday, August 26, 2010. Other calendar dates were also discussed.

Being his final meeting with the Council, Mr. Phelps took the opportunity to thank former Governor Rowland and Governor Rell for their trust and support. He also thanked the Council and staff for all their successful efforts during his tenure. Lastly, Mr. Phelps wished the new Executive Director well and expressed confidence in her selection.

Chairman Caruso, in turn, thanked Mr. Phelps stating that the state and its citizens are losing a very dedicated, hard-working individual who did a tremendous job of representing the Council. Mr. Phelps, deservedly, was given a standing ovation.

**Adjournment.**

Mr. Ashton moved to adjourn the meeting at 3:02 p.m., seconded by Mr. Wilensky. The motion passed unanimously.

**Respectfully submitted,**

**Daniel F. Caruso**  
**Chairman**

DFC/laf