

**Meeting Minutes**  
**Meeting of October 17, 2013**

A meeting of the Connecticut Siting Council (energy/telecommunications) was held on Thursday, October 17, 2013, in Hearing Room Two, Ten Franklin Square, New Britain, Connecticut. The meeting was called to order with a quorum present by Chairman Stein at 1:00 p.m.

**Council Members Present:**

Robert Stein  
Chairman  
James J. Murphy  
Vice Chairman  
Robert Hannon  
(designee for Commissioner Esty)

Philip T. Ashton  
Daniel P. Lynch  
Michael W. Klemens  
Edward S. Wilensky  
Michael Caron  
(designee for Chairman House)

**Council Members Absent:**

Barbara C. Bell.

**Staff Members Present:**

Melanie Bachman  
Acting Executive Director/Staff Attorney  
Fred Cunliffe  
Siting Analyst Supervisor  
Christina Walsh  
Siting Analyst Supervisor

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

**Recording Secretary:**

Carriann Mulcahy

Chairman Stein welcomed Dr. Michael W. Klemens the Governor's new appointment to the Council.

**Minutes of September 19, 2013.**

Mr. Wilensky moved to approve the minutes of September 19, 2013, seconded by Mr. Caron. The motion passed with Dr. Klemens abstaining.

**DOCKET NO. 43 - Tele-Media Company of Northeastern Connecticut Certificate of Environmental Compatibility and Public Need for the erection of community antenna television towers and associated equipment in the Towns of Ashford, Lebanon, Mansfield,**

**Woodstock, and Canterbury, Connecticut. Transfer of Certificate- Pumpkin Hill Road, Ashford.**

Mr. Lynch moved to approve the Transfer of Certificate for the facility located at Pumpkin Hill Road, Ashford, Connecticut, from Charter Communications to Cellco Partnership d/b/a Verizon Wireless, seconded by Mr. Caron. The motion passed with Dr. Klemens abstaining.

**DOCKET NO. 370 - The Connecticut Light & Power Company Certificate of Environmental Compatibility and Public Need for the Connecticut portion of the Greater Springfield Reliability Project that traverses the municipalities of Bloomfield, East Granby, and Suffield, terminating at the North Bloomfield Substation. Development and Management Plan Changes.**

Mr. Ashton moved to approve the D&M changes to the area around Structure #9 in Bloomfield, seconded by Mr. Wilensky. The motion passed with Dr. Klemens and Mr. Lynch abstaining.

Mr. Ashton moved to approve the D&M changes as they pertain to the North Bloomfield Substation, seconded by Mr. Caron. The motion passed with Dr. Klemens and Mr. Lynch abstaining.

**DOCKET NO. 393 - T-Mobile Northeast, LLC Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located 61-1 Buttonball Road, Old Lyme, Connecticut. Transfer of Certificate.**

Mr. Ashton moved to approve the Transfer of Certificate from T-Mobile Northeast, LLC to Bay Communications, seconded by Mr. Lynch. The motion passed with Dr. Klemens abstaining.

**DOCKET NO. 399 - T-Mobile Northeast, LLC Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located 166 Pawcatuck Avenue, Stonington, Connecticut. Transfer of Certificate.**

Mr. Ashton moved to approve the Transfer of Certificate from T-Mobile Northeast, LLC to Bay Communications, seconded by Mr. Lynch. The motion passed with Dr. Klemens abstaining.

**DOCKET NO. 404 - New Cingular Wireless PCS, LLC Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 28 Great Oak Lane, Redding, Connecticut. Request for Extension.**

Mr. Caron moved to approve an extension request to March 1, 2014, to complete this facility, seconded by Mr. Ashton. The motion passed with Dr. Klemens abstaining.

**DOCKET NO. 412 - SBA Towers III and New Cingular Wireless PCS, LLC Certificate of Environmental Compatibility and Public Need for the construction, maintenance and management of a telecommunications facility located at Wewaka Brook Road, Bridgewater, Connecticut. . Request for Extension.**

Mr. Caron moved to approve an extension request to December 31, 2014, to complete construction of this facility, seconded by Mr. Ashton. The motion passed with Dr. Klemens abstaining.

**DOCKET NO. 417 - T-Mobile Northeast, LLC Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at Moose Hill Road, Guilford, Connecticut. Transfer of Certificate.**

Mr. Ashton moved to approve the Transfer of Certificate from T-Mobile Northeast, LLC to Bay Communications, seconded by Mr. Caron. The motion passed with Dr. Klemens abstaining.

**DOCKET NO. 425 - Message Center Management Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a replacement telecommunications facility located at 4 Dittmar Road, Redding, Connecticut. Request for Extension.**

Mr. Murphy moved to approve an extension request to June 30, 2014, to complete construction of this facility, seconded by Mr. Ashton. The motion passed with Dr. Klemens abstaining.

**DOCKET NO. 435 - The Connecticut Light & Power Company Certificate of Environmental Compatibility and Public Need for the Stamford Reliability Cable Project, which consists of construction, maintenance, and operation of a new 115-kV underground transmission circuit extending approximately 1.5 miles between Glenbrook and South End Substations, Stamford, Connecticut and related substation improvements. Request for Staging Areas.**

Mr. Hannon moved to approve the Request for Staging Areas, seconded by Mr. Lynch. The motion passed with Dr. Klemens and Chairman Stein abstaining.

**DOCKET NO. 436 - Message Center Management, Inc. and New Cingular Wireless PCS, LLC Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a telecommunications facility located at 465 Hills Street, East Hartford, Connecticut. Development & Management Plan.**

Mr. Ashton moved to approve the Development & Management Plan with the condition that the applicant shall ensure compliance with all applicable noise standards at the property boundaries, seconded by Mr. Caron. The motion passed with Dr. Klemens abstaining.

**DOCKET NO. 439 - Message Center Management, Inc. and New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a telecommunications facility located at Bates Woods Park, New London, Connecticut. Draft Findings of Fact.**

After reviewing the draft findings of fact, Chairman Stein conducted a non-binding straw poll with Mr. Murphy, Mr. Lynch, Mr. Hannon, Mr. Caron, and Chairman Stein in favor of the proposed facility; Mr. Ashton in favor of a brown monopoly; and with Dr. Klemens and Mr. Wilensky abstaining.

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

**DOCKET NO. 441 - Homeland Towers, LLC and New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a telecommunications facility located at 10 Blackville Road, Washington, Connecticut. Completeness Review, Schedule, Custodian of the Docket, Deposition of the Transcript, Request for Party/Intervenor Status.**

Mr. Ashton moved to deem the application as complete, approve the schedule for processing the docket as per staff recommendations, the appointment of Carriann Mulcahy as custodian of the docket, the deposition of the transcript in the Town of Washington, a public field review and hearing in Washington on Tuesday, December 3, 2013; seconded by Mr. Murphy. The motion passed with Dr. Klemens abstaining.

**DOCKET NO. 442 - New Cingular Wireless PCS, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a telecommunications facility located at 284 New Canaan Avenue, Norwalk, Connecticut. Completeness Review, Schedule, Custodian of the Docket, Deposition of the Transcript.**

Mr. Murphy moved to deem the application as complete, approve the schedule for processing the docket as per staff recommendations, the appointment of Carriann Mulcahy as custodian of

the docket, the deposition of the transcript in the City of Norwalk and Town of New Canaan, a public field review and hearing in Norwalk on Thursday, December 19, 2013; seconded by Mr. Lynch. The motion passed with Dr. Klemens abstaining.

**PETITION NO. 1046 - BE 2012 W LLC declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the installation of a 500 kW Fuel Cell to be located at Walmart, 155 Waterford Parkway North, Waterford, Connecticut. Request to Amend.**

Mr. Ashton moved to approve the Request to Amend, seconded by Mr. Caron. The motion passed with Dr. Klemens abstaining.

**PETITION NO. 1051 - BE 2012 W LLC declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the installation of a 400 kW Fuel Cell to be located at Walmart, 315 Foxon Boulevard, New Haven, Connecticut. Request to Amend.**

Mr. Caron moved to approve the Request to Amend with the condition that the petitioner submit a letter stamped by a P.E. duly licensed in the State of Connecticut to certify that the noise levels comply with the State of Connecticut noise control regulations, seconded by Mr. Ashton. The motion passed with Dr. Klemens abstaining.

**PETITION NO. 1058 - The Connecticut Light and Power Company declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed 1990 line structure replacement project consisting of modifications of two sections of an existing 115-kV transmission line from Stevenson Substation to Frost Bridge Substation and from Baldwin Junction to Baldwin Substation traversing the municipalities of Monroe, Oxford, Middlebury, Waterbury and Watertown, Connecticut. Request for Staging Area.**

Mr. Ashton moved to approve the Request for Staging Area and that approval of future requested sig changes to the approved D&M plan be delegated to Council Staff in accordance with Section 16-50j-62(b), seconded by Mr. Caron. The motion passed with Dr. Klemens abstaining.

**PETITION NO. 1068 - BE 2012 A LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the location and construction of a Customer-Side 400 kW Fuel Cell facility to be located at AT&T, 26 Washington Street, New London, Connecticut. Request for Party/Intervenor Status.**

Mr. Caron moved to grant party status to the New London City Planner, Harry Smith, seconded by Mr. Ashton. The motion passed with Dr. Klemens abstaining.

**TS-CL&P-045-130916 - The Connecticut Light and Power Company request for an order to approve the shared used of an existing telecommunications facility located at 6 Stone Ranch Road, East Lyme, Connecticut.**

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

- Prior to antenna installation, the tower modifications depicted in the drawings SK-1 through SK-3 included in the *Detailed Structural Analysis and Reinforcement of an Existing 140' Self-Supporting Lattice Tower for New Antenna Arrangement* prepared by URS Corporation dated July 17, 2013, and stamped by Richard Sambor shall be implemented; and
- Within 45 days following completion of the antenna installation, CL&P shall provide documentation certified by a professional engineer that its installation complied with the requirements of the structural analysis.

The motion was seconded by Mr. Caron. The motion passed with Dr. Klemens abstaining.

**Connecticut Siting Council Fiscal Year 2015 Budget.**

Mr. Ashton moved to send the budget to the industry for a 30-day comment period, seconded by Mr. Hannon. The motion passed with Dr. Klemens abstaining.

**Executive Session**

Mr. Murphy moved to enter into Executive Session at 2:00 p.m. pursuant to Conn. Gen. Stat. § 1-200 (6)(B) to discuss strategy/negotiations in the following cases: FairwindCT, Inc. v. CSC; Jaeger v. CSC; Civie v. CSC; Burton v. CSC; and Citizens Against Overhead Powerline Construction v. CSC. The motion was seconded by Mr. Ashton. The motion passed unanimously.

The Council exited executive session at 2:19 p.m. and announced that no votes were taken.

**Administrative Matters**

**The following calendar events were discussed.**

- ❖ Thursday, October 24, 2013, **Docket No. 440** (AT&T-Colebrook) beginning at **2:00 p.m.**, Field Review and Public Hearing in Colebrook.
- ❖ Tuesday, October 29, 2013, **Petition No. 1068** (BE 2012A LLC-New London) beginning at **2:30 p.m.**, Field Review and Public Hearing in New London.
- ❖ Thursday, October 31, 2013, beginning at **1:00 p.m.** energy/telecommunications meeting, in Hearing Room Two, Ten Franklin Square, New Britain, Connecticut.
- ❖ Thursday, November 14, 2013, beginning at **1:00 p.m.** energy/telecommunications meeting, in Hearing Room Two, Ten Franklin Square, New Britain, Connecticut.

**Adjournment.**

Mr. Murphy moved to adjourn the meeting, seconded by Mr. Caron. The motion passed unanimously.

Chairman Stein adjourned the meeting at 2:25 p.m.

**Respectfully submitted,**

**Robert Stein**  
**Chairman**

RS/cm