

**Meeting Minutes**  
**Meeting of January 8, 2015**

A meeting of the Connecticut Siting Council (energy/telecommunications) was held on Thursday, January 8, 2015, in Hearing Room Two, Ten Franklin Square, New Britain, Connecticut. The meeting was called to order with a quorum present by Chairman Stein at 1:10 p.m.

**Council Members Present:**

Robert Stein  
Chairman  
James J. Murphy, Jr.  
Vice Chairman  
Robert Hannon  
(designee for Commissioner Klee)  
Michael W. Klemens

Barbara Currier Bell  
Daniel P. Lynch, Jr  
Michael Caron  
(designee for Chairman House)  
Philip T. Ashton

**Staff Members Present:**

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

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

**Recording Secretary:**

Lisa Mathews

**Minutes of December 11, 2014.**

Mr. Lynch moved to approve the minutes of December 11, 2014, seconded by Dr. Bell. The motion passed with Dr. Klemens abstaining.

**DOCKET 192B- CPV Towantic, LLC Motion to Reopen and Modify the June 23, 1999 Certificate of Environmental Compatibility and Public Need based on changed conditions pursuant to Connecticut General Statutes §4-181a(b) for the construction, maintenance and operation of a 785 MW dual-fuel combined cycle electric generating facility located north of the Prokop Road and Towantic Hill Road intersection in the Town of Oxford, Connecticut. Request for Party/Intervenor Status.**

Mr. Ashton moved to approve Intervenor Status to Wayne McCormack, seconded by Mr. Caron. The motion passed unanimously.

Mr. Ashton moved to approve Intervenor Status to the Naugatuck River Revival Group, Inc. (NRRG), and pursuant to C.G.S. 16-50n (c) group NRRG with the Pomperaug River Watershed

Coalition and the Naugatuck Valley Chapter of Trout Unlimited, seconded by Dr. Klemens. The motion passed unanimously.

Mr. Ashton moved to approve Intervenor Status to the Lake Quassapaug Association, LLC, seconded by Mr. Murphy and pursuant to CGS 16:50(c) group NRRG with the Pomperaug River Watershed Coalition and the Naugatuck Valley Chapter of Trout Unlimited. The motion passed unanimously.

Mr. Ashton moved to approve Intervenor Status to the Middlebury Land Trust (MLT) and pursuant to 16-50n(c) group MLT with the Town of Middlebury and Raymond Pietrorazio, seconded by Dr. Bell. The motion passed unanimously.

Dr. Bell moved to approve Intervenor Status to the Westover School, seconded by Mr. Murphy. The motion passed unanimously.

Mr. Murphy moved to approve Intervenor Status to the Westover Hills Subdivision Homeowners, seconded by Mr. Ashton. The motion passed unanimously.

Mr. Ashton moved to approve Intervenor status to Greenfields, LLC, seconded by Mr. Caron. The motion passed with Dr. Klemens abstaining.

**DOCKET NO. 402 – Construction Services of Branford, LLC Certificate of Environmental Compatibility and Public need for the construction, maintenance and operation of a telecommunications facility located at 16 Bell Road Extension, Cornwall, Connecticut. Transfer of Certificate.**

Mr. Murphy moved to table this item, seconded by Mr. Lynch. The motion passed unanimously.

**DOCKET NO. 444 – New Cingular Wireless PCS, LLC Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a telecommunications facility located at the FirstLight Hydro Generating Company property, New Milford Tax Assessor Map 83, Lot 4, Kent Road, New Milford, Connecticut. Development & Management Plan.**

Mr. Ashton moved to approve the Development and Management Plan, with the condition that the fence use a smaller mesh than two inches, seconded by Mr. Murphy. The motion passed unanimously.

**DOCKET NO. 448 – 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 Orange Tax Assessor Map 77, Block 3, Lot 1, 831 Derby Milford Road, Orange, Connecticut. Draft Findings of Fact, Opinion, and Decision & Order.**

Mr. Ashton moved to approve the Draft Findings of Fact, Opinion, Decision & Order, and Conclusions of Law as amended, seconded by Mr. Murphy. The motion passed unanimously.

**DOCKET NO. 451 – 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 the Cheshire Wastewater Treatment Plant, Cheshire Tax Assessor Map 38, Lot 180, 1325 Cheshire Street, Cheshire, Connecticut. Draft Findings of Fact, Opinion, and Decision & Order.**

Mr. Ashton moved to approve the Draft Findings of Fact, Opinion, and Decision & Order, as amended, seconded by Mr. Murphy. The motion passed with Dr. Klemens voting no.

**DOCKET NO. 454 – Tower Holdings, LLC application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a telecommunications facility located at Farmington Tax Assessor Parcel ID Maps 25 and 26, Lots 3A and 3B, 199 Brickyard Road, Farmington, Connecticut. Motion for Protective Order.**

Mr. Murphy moved to approve the Motion for Protective Order, consistent with the Conclusions of Law adopted in docket 366 Danbury, seconded by Mr. Ashton. The motion passed with Mr. Hannon abstaining.

**PETITION NO. 922 – UIL Distributed Resources, LLC declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the installation of a Fuel Cell generating facility located at 1835 Hebron Avenue, Glastonbury, Connecticut. Revision.**

Mr. Ashton moved to approve the Site Plan Revision, seconded by Dr. Klemens. The motion passed with Mr. Lynch abstaining.

**PETITION NO. 1120 – The United Illuminating Company petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed modifications to the Hawthorne Substation located at 180 Hawthorne Drive, Fairfield, Connecticut. Request for Public Hearing.**

Mr. Ashton moved to approve the Request for a Public Hearing from Jason Tournas and the Town of Fairfield, seconded by Mr. Murphy. The motion passed with Dr. Klemens and Mr. Caron voting no.

**PETITION NO. 1121 - 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 replacement of and modifications to an existing telecommunications facility located at 353 Pumpkin Hill Road, Ashford, Connecticut. Decision.**

Mr. Hannon moved to approve this petition, with the following conditions:

- Prior to construction, Cellco shall submit a three to five year plan for maintaining the restored wetland areas and monitoring and control of invasive species;
- Prior to operation of the tower facility, Cellco shall provide the FAA's determination with respect to the type of lighting on the tower;
- The tower setback radius shall remain within the subject property boundaries;
- Prior to construction, Cellco shall file the final structural design drawings for the tower and foundation (stamped by a Professional Engineer duly licensed in the State of Connecticut) with the Council;
- Unless otherwise approved by the Council, the existing guyed lattice tower shall be removed within 180 days of the installation of the new lattice tower;
- The Council shall be notified in writing when the existing guyed lattice tower is removed and the new tower is operational; and
- Any nonfunctioning antenna and associated antenna mounting equipment on this facility owned and operated by the Petitioner shall be removed within 60 days of the date the antenna ceased to function.

The motion was seconded by Mr. Murphy and passed with Mr. Lynch voting no.

**PETITION NO. 1122 - New Cingular Wireless PCS, LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed installation of a wireless telecommunications facility on an existing Connecticut Light and Power Company transmission structure located at 200 Edgemark Acres, Meriden, Connecticut. Decision.**

Mr. Caron moved to approve this petition, with the condition that AT&T install erosion control measures at the outlet(s) of the retaining wall drainage system, seconded by Mr. Murphy. The motion passed with Mr. Ashton abstaining.

**PETITION NO. 1123 - Cellco Partnership d/b/a Verizon Wireless petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for a proposed rooftop telecommunications facility on an existing building located at 489 Sullivan Avenue, South Windsor, Connecticut. Decision.**

Mr. Lynch moved to approve this petition, seconded by Mr. Murphy. Mr. Hannon recommended that Cellco consider a white color scheme for the installation, to match existing roof mounted features. The motion passed unanimously.

**PETITION NO. 1124 – T-Mobile Northeast 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 191 Middle Haddam Road, Portland, Connecticut. Decision.**

Mr. Ashton moved to approve this petition, seconded by Dr. Klemens. The motion passed unanimously.

**PETITION NO. 1130 - Department of Emergency Services and Public Protection petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed replacement of an existing telecommunications facility located at 194 Mount Parnassus Road, East Haddam, Connecticut. Request for Fee Waiver.**

Mr. Ashton moved to approve the request for fee waiver by the Department of Emergency Services and Public Protection, seconded by Dr. Klemens. The motion passed unanimously.

#### **Administrative Matters.**

*Connecticut Siting Council Motion to initiate a petition for a declaratory ruling pursuant to Connecticut General Statutes §4-176 that Conn. Gen. Stat. §16-50k does not apply to Eligible Facilities Requests for existing telecommunications facilities submitted under the Federal Communications Commission (FCC) rules adopted pursuant to the October 21, 2014 FCC Wireless Infrastructure Report and Order*

Mr. Ashton moved to initiate a petition, seconded by Dr. Bell. The motion passed unanimously.

The following calendar events were discussed:

- Thursday, January 15, 2015, beginning at **1:30 p.m. (field review)/3:00 p.m./6:30 p.m. public hearing** for Docket No. 192B at the Oxford High School, Auditorium, 61 Quaker Farms Road, Oxford, Connecticut. **Snow Date January 29, 2015.**
- Tuesday, January 20, 2015, beginning at **2:00 p.m. (field review)/3:00 p.m./7:00 p.m. public hearing** for Docket No. 453 at the Lincoln Center, Hearing Room, 494 Main Street, Manchester, Connecticut.
- Thursday, January 22, 2015, beginning at **1:00 p.m.** energy/telecommunications meeting, in Hearing Room Two, Ten Franklin Square, New Britain, Connecticut.
- Thursday, January 29, 2015, beginning at **11:00 a.m. evidentiary hearing** for Docket No. 192 B at the Connecticut Siting Council, Hearing Room 1, 10 Franklin Square, New Britain, Connecticut. **OR in the event of inclement weather on January 15, 2015, beginning at 1:30 p.m. (field review)/3:00 p.m./6:30 p.m. public hearing** for Docket No. 192B in Oxford, Connecticut (venue to be determined)

**Adjournment.**

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

Chairman Stein adjourned the meeting at 2:37 p.m.

**Respectfully submitted**

**Robert Stein**  
**Chairman**

RS/lm