



Daniel F. Caruso
Chairman

STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

Phone: (860) 827-2935 Fax: (860) 827-2950

E-Mail: siting.council@ct.gov

Internet: ct.gov/csc

Hearing Program

Docket No. 323

Wednesday, January 24, 2007

3:00 p.m. – 5:00 p.m. and 7:00 p.m. – 10:00 p.m.

Bolton Town Hall, Community Room

222 Bolton Center Road

Bolton, CT 06043

I. Opening by Council

A. Statement read by Chair.

B. Comments by Public Official(s) (if any)

C. Motions (if any)

D. Administrative Notice taken by Council

1. OET Bulletin No. 56, Questions and Answers About Biological Effects and Potential Hazards of Radiofrequency Electromagnetic Fields, Federal Communications Commission, Office of Engineering and Technology, August 1999.
2. OET Bulletin No. 65, Evaluating Compliance with FCC-Guidelines for Human Exposure to Radiofrequency Electromagnetic Fields, Federal Communications Commission, Office of Engineering and Technology, August 1997.
3. ANSI Standard for Safety Levels with Respect to Human Exposure to Radio Frequency Electromagnetic Fields, 3 kHz to 300 GHz, Revision of ANSI C95.1-1982, American National Standards Institute, November 18, 1992.
4. Guidelines for Evaluating the Environmental Effects of Radiofrequency Radiation, Federal Communications Commission's Report and Order, adopted August 1, 1996.
5. Structural Standards for Steel Antenna Towers and Antenna Supporting Structures, TIA/EIA-222-F, Electronics Industries Association, June 1996.
6. Connecticut Guidelines for Soil Erosion and Sediment Control, May 2002, as amended.
7. Telecommunications Act of 1996.
8. Conservation and Development Policies Plan for Connecticut 2005-2010, adopted by the Connecticut General Assembly, 2005. <http://www.opm.state.ct.us/igp/cdplan/cdplan2.htm>
9. Atlas of Connecticut Topographical Maps, State of Connecticut Department of Environmental Protection, Natural Resources Center, DEP Bulletin 17, 1992.

10. Connecticut Department of Transportation Policy Statement for Telecommunications Installations Within the State Highway Right of Way, Policy No. E&H.O.-53, dated August 7, 2006
11. Connecticut Siting Council Statewide Plan for Telecommunications Coverage (Public Act 04-226, September 1, 2006). <http://www.ct.gov/csc/cwp/view.asp?a=895&q=246816>
12. Siting Council Illustrated Primer on the Siting of Facilities Within Connecticut and Throughout the Nation. http://www.ct.gov/csc/lib/csc/csc_book_r5a.pdf
13. Connecticut Official State Tourism Map, 2005-2006.
14. Mail-A-Map Street Map, Coventry and Bolton, 2003.

E. State Agency comments:

1. Department of Transportation (No comments), dated January 17, 2007.

II. Appearance by Applicants

Applicants: MCF Communications
Omipoint Communications Inc.
Representatives: Julie Kohler, Esq., Carrie Larson, Esq. (Cohen and Wolf, P.C.)

A. Administrative Notice.

- 1.

B. Exhibits for Identification.

1. Application for a Certificate of Environmental Compatibility and Public Need filed by MCF Communications bg, Inc. and Omnipoint Communications Inc., received October 5, 2006, and attachments and bulk file attachments including:

Bulk file exhibits:

- a. Amendments to the Bolton Zoning Regulations, Section 2, dated June 1, 2006.
 - b. Amended Section 4 of the Bolton Subdivision Regulations, dated February 1, 2004.
 - c. Inland Wetlands and Watercourses Regulations of the Town of Bolton, dated January 2006.
 - d. Plan of Conservation and Development for Bolton, Connecticut, dated November 2005.
 - e. Technical Report for the Construction, Operation and Maintenance of a Telecommunications Facility at 12 Carpenter Road, Bolton, CT, received October 5, 2006.
2. Responses to the Connecticut Siting Council's Pre-Hearing Interrogatories, dated December 19, 2006.

3. Pre-filed Testimony of Scott Heffernan, Rodney Bascom, and Brad Gannon, dated January 17, 2007.
4. Revised Tower Elevation, dated January 22, 2007.
5. Affidavit Regarding Height of Balloon Flown During Field Review; to be submitted at the hearing on January 24, 2007.

C. Swear Witnesses

1. Scott Heffernan, RF Engineer for Ommnipoint Communications, Inc.
2. Rodney Bascom, P.E., Civil Engineer for Clough Harbour & Associates, LLP.
3. Brad Gannon, MCF Communications bg, Inc.

D. Full Exhibits - Verification of exhibits by witnesses and admission by the Council.

E. Cross Examination.

1. Council
2. Intervenor: Cellco Partnership d/b/a Verizon Wireless
3. Intervenor: Sprint Nextel Corporation

III. Appearance by Intervenor: Cellco Partnership d/b/a Verizon Wireless

Representative: Kenneth C. Baldwin, Esq. (Robinson & Cole LLP)

A. Administrative Notice.

- 1.

B. Exhibits for Identification.

1. Cellco's Supplemental Information, dated December 20, 2006.
2. Cellco's Responses to Council Pre-Hearing Interrogatories (No. 1 through No. 11), dated January 11, 2007.
3. Cellco's Supplemental Response to Council Pre-Hearing Interrogatory No. 1, dated January 22, 2007.

C. Swear Witnesses

1. Sandy M. Carter, Regulatory Manager, Cellco Partnership
2. Alejandro Restrepo, Associate Radio Frequency Engineer, Cellco Partnership
3. Michael Koperwhats, Planner, Vanasse Hangen Brustlin, Inc.

D. Full Exhibits - Verification of exhibits by witnesses and admission by the Council.

E. Cross Examination.

1. Council

2. Applicants
3. Intervenor: Sprint Nextel Corporation

IV. Appearance by Intervenor: Sprint Nextel Corporation

Representative: Thomas Regan, Esq. (Brown Rudnick Berlack Israels LLP)

A. Administrative Notice.

- 1.
- 2.

B. Exhibits for Identification.

1. Sprint's Responses to Interrogatories Set One, dated January 18, 2007.
2. Best Server Plot with Proposed Site & Current Best Server Plot, dated January 18, 2007.

C. Swear Witnesses

1. Anthony Wells, Electrical Engineer, C2 Systems.

D. Full Exhibits - Verification of exhibits by witnesses and admission by the Council.

E. Cross Examination.

1. Council
2. Applicant
3. Intervenor: Cellco Partnership d/b/a Verizon Wireless

V. Rebuttal by Applicant.

VI. Closing by Connecticut Siting Council.