

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

July 27, 2007

TO: Parties and Intervenors

FROM: S. Derek Phelps, Executive Director

RE: **DOCKET NO. 335** – MetroCast Communications of Connecticut, LLC application for a Certificate of Environmental Compatibility and Public Need for the Expansion of its existing CATV Headend facility located at 689 Old Colchester Road, Uncasville-Montville, Connecticut.

By its Decision and Order dated July 26, 2007, the Connecticut Siting Council granted a Certificate of Environmental Compatibility and Public Need for the modification of an existing community antenna television (CATV) headend facility located at 689 Old Colchester Road in the Town of Montville, Connecticut.

Enclosed are the Council's Findings of Fact, Opinion, and Decision and Order.

SDP/CDM/cm

Enclosures (3)

c: State Documents Librarian



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July 27, 2007

Ryan M. Mihalic, Esq.
Andrew W. Lord, Esq.
Murtha Cullina LLP
CityPlace I, 185 Asylum Street
Hartford, CT 06103-3469

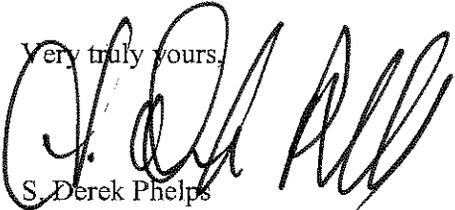
RE: **DOCKET NO. 335** – MetroCast Communications of Connecticut, LLC application for a Certificate of Environmental Compatibility and Public Need for the Expansion of its existing CATV Headend facility located at 689 Old Colchester Road, Uncasville-Montville, Connecticut.

Dear Attorney Mihalic and Attorney Lord:

By its Decision and Order dated July 26, 2007, the Connecticut Siting Council (Council) granted a Certificate of Environmental Compatibility and Public Need (Certificate) for the modification of an existing community antenna television (CATV) headend facility located at 689 Old Colchester Road in the Town of Montville, Connecticut.

Enclosed are the Council's Certificate, Findings of Fact, Opinion, and Decision and Order.

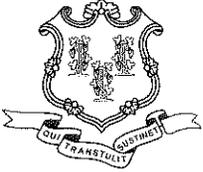
Very truly yours,



S. Derek Phelps
Executive Director

SDP/CDM/cm

Enclosures (4)



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CERTIFICATE

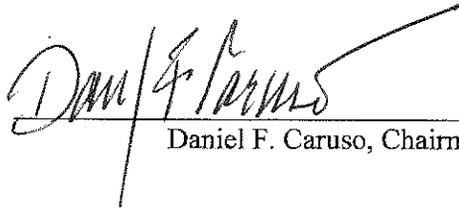
OF

ENVIRONMENTAL COMPATIBILITY AND PUBLIC NEED

DOCKET NO. 335

Pursuant to General Statutes § 16-50k, as amended, the Connecticut Siting Council hereby issues a Certificate of Environmental Compatibility and Public Need to MetroCast Communications of Connecticut, LLC for the modification of an existing community antenna television (CATV) headend facility located at 689 Old Colchester Road in the Town of Montville, Connecticut. This Certificate is issued in accordance with and subject to the terms and conditions set forth in the Decision and Order of the Council on July 26, 2007.

By order of the Council,



Daniel F. Caruso, Chairman

July 26, 2007

DOCKET NO. 335 – MetroCast Communications of Connecticut, LLC application for a Certificate of Environmental Compatibility and Public Need for the Expansion of its existing CATV Headend facility located at 689 Old Colchester Road, Uncasville-Montville, Connecticut. } Connecticut
} Siting
} Council

July 26, 2007

Opinion

On April 13, 2007, MetroCast Communications of Connecticut, LLC (MetroCast) applied to the Connecticut Siting Council (Council) for the issuance of a Certificate of Environmental Compatibility and Public Need (Certificate) to modify an existing community antenna television (CATV) headend facility located at 689 Old Colchester Road in the Town of Montville, Connecticut. The applicant is seeking to install nine satellite dishes, also referred to as earth stations, at its facility in Montville. The installation of these dishes would allow MetroCast to provide additional programming to its customers. As part of this expansion, MetroCast would also add a 30-foot by 50-foot concrete building in order to consolidate its technical facilities in one location at its Montville facility. There were no parties or intervenors in this proceeding other than the applicant.

MetroCast's Montville facility is on an 8.75 acre parcel located at 689 Old Colchester Road. There is an existing 350-foot guyed lattice tower on the property that was approved by the Town of Montville before the Siting Council existed. There are a number of antennas on the tower that receive off-air television broadcasts as well as antennas for Verizon (formerly Bell Atlantic Mobile), Cingular (formerly SNET), Federal Express, U.S. Secret Service, and Page New England. Part of MetroCast's application was to bring this tower and all of its antennas under the Council's jurisdiction. The tower is within a fenced compound that includes several equipment buildings used by MetroCast and the users of some of the tower's antennas. The new earth stations would be installed outside of this compound on its west and south sides. The tops of the earth stations would be approximately fifteen feet above ground level. As part of its expansion at this location, MetroCast would install a six-foot high chain link fence around the perimeter of its property.

The perimeter of the MetroCast property is heavily vegetated with mostly deciduous trees. None of the adjacent properties are visible from the vicinity of the fenced compound around which the earth stations would be installed. Because of their relatively low height, the earth stations should not be visible to nearby residences, at least during the time of year when leaves are on the trees. To further ensure minimal visual impact of the earth stations, the Council feels that some evergreens and other landscaping plants could be planted closer to them.

The area where the earth stations would be located is cleared so no trees would be removed to install them. There are no wetlands on the MetroCast property to be impacted by the installation of the earth stations.

Development of the site would not affect any rare, endangered, or special concern species. The proposed facility would have no effect on archaeological or historic resources.

The earth stations would only receive signals and would not produce any radio emissions.

The MetroCast (formerly Eastern Connecticut Cable Television) property has been used as a community television headend facility since 1972. The installation of the nine proposed earth stations would not represent a significant expansion or alteration of the property and its use. MetroCast is also obliged to make improvements to its operation to comply with requirements imposed by the Department of Public Utility Control when it approved the transfer of assets from Eastern Connecticut.

Based on the record in this proceeding, the Council finds that the effects associated with the construction, operation, and maintenance of the proposed community antenna television headend facility, including effects on the natural environment; ecological integrity and balance; public health and safety; scenic, historic, and recreational values; forests and parks; air and water purity; and fish and wildlife are not disproportionate either alone or cumulatively with other effects when compared to need, are not in conflict with policies of the State concerning such effects, and are not sufficient reason to deny this application. Therefore, the Council will issue a Certificate for the modification of an existing community antenna television (CATV) headend facility located at 689 Old Colchester Road in the Town of Montville, Connecticut.

DOCKET NO. 335 – MetroCast Communications of Connecticut, LLC application for a Certificate of Environmental Compatibility and Public Need for the Expansion of its existing CATV Headend facility located at 689 Old Colchester Road, Uncasville-Montville, Connecticut. } Connecticut
} Siting
} Council

July 26, 2007

Findings of Fact

Introduction

1. Pursuant to Chapter 277a, Sections 16-50g et seq. of the Connecticut General Statutes (CGS), as amended, and Section 16-50j-1 et. seq. of the Regulations of Connecticut State Agencies (RCSA), MetroCast Communications of Connecticut, LLC (MetroCast) applied to the Connecticut Siting Council (Council) on April 13, 2007 to modify an existing community antenna television (CATV) headend facility located at 689 Old Colchester Road in the Town of Montville, Connecticut. (MetroCast 1, p. 1, 10)
2. MetroCast Communications of Connecticut, LLC was formed under the laws of the State of Delaware and is doing business as MetroCast Communications. Its principal place of business is 61 Myrock Avenue, Waterford, Connecticut. MetroCast is a public service company and a CATV company within the meaning of Sections 16-1 and 16-331 of the CGS. (MetroCast 1, p. 2)
3. Since September 1, 2006, MetroCast has held a Certificate of Public Convenience and Necessity issued by the Connecticut Department of Public Utility Control (DPUC) to operate a CATV system serving a franchise area consisting of the Towns of East Lyme, Griswold, Killingly, Montville, New London, Plainfield, Putnam, Sterling, and Waterford. (MetroCast 1, p. 2)
4. The party in this proceeding is the applicant. (Transcript, June 14, 2007, 3:00 p.m. [Tr. 1], p. 48)
5. MetroCast seeks to add nine satellite dishes (or “earth stations”) and install headend electronic equipment at its existing facility. MetroCast would also include its existing CATV tower on the site as part of its application, thereby providing the Council with jurisdiction over it. (MetroCast 1, pp. 1-2)
6. The addition of nine satellite dishes to its facility on Old Colchester Road would eliminate the need to use earth stations currently located at MetroCast’s Myrock Avenue office. (MetroCast 1, pp. 2-3)
7. Pursuant to CGS § 16-50m, the Council, after giving due notice thereof, held a public hearing on June 14, 2007, beginning at 3:00 p.m. and continuing at 7:00 p.m. in Montville, Connecticut. (Tr. 1, p. 2 ff.)

8. The Council and its staff conducted an inspection of the site property on June 14, 2007, beginning at 2:00 p.m. (Tr. 1, p. 17 ff.)
9. Pursuant to CGS § 16-50(b), notice of MetroCast's intent to submit this application was published on April 10 and 12, 2007 in The New London Day. (MetroCast 1, Exhibit 4)
10. MetroCast published an additional notice in the Montville Times on June 7, 2007. (Tr. 1, p. 38)
11. In accordance with CGS § 16-50(b), MetroCast sent notices of its intent to file an application with the Council to each person appearing of record as owner of property abutting the property on which the site is located. (MetroCast 1, p. 4; Exhibit 5)
12. MetroCast received return receipts from 19 of the 20 abutting property owners to whom notices were sent. On May 15, 2007 MetroCast sent a regular delivery letter to the one property owner who did not claim the original certified letter. (MetroCast 2, CSC-01 Answer)
13. Pursuant to CGS § 16-50(b), MetroCast provided notice to all federal, state and local officials and agencies listed therein. (MetroCast 1, p. 4; Exhibit 3)
14. MetroCast posted a sign on its property notifying the general public of its pending application. The sign was four feet by eight feet in size and was installed on May 29, 2007. (Tr. 1, pp. 23, 49)

State Agency Comments

15. Pursuant to CGS § 16-50, the Council solicited comments on MetroCast's application from the following state departments and agencies: Department of Environmental Protection, Department of Public Health, Council on Environmental Quality, Department of Public Utility Control, Office of Policy and Management, Department of Economic and Community Development, and the Department of Transportation. The Council's letter requesting comments was sent on May 14, 2007. (CSC Hearing Package dated May 14, 2007)
16. The Connecticut Department of Public Health responded to the Council's solicitation with no comments. (DPH Memorandum dated April 27, 2007)
17. The Connecticut Department of Transportation responded to the Council's solicitation with no comments. (ConnDOT Letter dated June 7, 2007)
18. Comments were not received from any other state agency. (Record)

Municipal Consultation

19. In a letter dated March 12, 2007, MetroCast informed the Town of Montville of its intent to file an application with the Council and requested the town waive the requirement for its 60-day review period. Montville's Mayor, Joseph Jaskiewicz, signed an acknowledgement waiving the 60-day review requirement on April 5, 2007. (MetroCast 1, p. 5; Exhibit 20)
20. Representatives of MetroCast met with Mayor Jaskiewicz on March 30, 2007 to discuss the plans for its expanded facility. The town was provided with materials related to the planned expansion, including technical specifications of the proposed earth stations, a site plan, MetroCast's prospective channel lineup, the list of abutting property owners, and MetroCast's letters to the Connecticut's Department of Environmental Protection and State Historic Preservation Officer. (MetroCast 1, p. 5; Exhibit 8)
21. The Town of Montville submitted a letter in support of MetroCast's application. (MetroCast 1, Exhibit 9)

Public Need for Service

22. On August 21, 2006, the DPUC approved the transfer of the assets and Certificate of Public Convenience and Necessity of Eastern Connecticut Cable Television, Inc. to MetroCast. In making its decision, the DPUC concluded that the transfer of assets from Eastern Connecticut Cable Television to MetroCast was in the public interest. (MetroCast 1, Exhibit 13, p. 13)
23. As part of this transfer, the DPUC granted MetroCast a nine-year franchise term provided that the company complete a system-wide upgrade to no less than 860 megahertz (MHz) by March 1, 2009. (MetroCast 1, Exhibit 13)
24. MetroCast decided to surpass the DPUC's requirement and upgrade its system to one gigahertz (GHz). (Tr. 1, p. 19)
25. MetroCast's franchise area comprises the towns of East Lyme, Griswold, Killingly, Montville, New London, Plainfield, Putnam, Sterling, and Waterford. (MetroCast 1, p. 2)
26. MetroCast's system and the planned upgrades to it would improve system reliability and picture quality and would increase the quantity and diversity of programming and services available to subscribers. (MetroCast 1, p. 8)
27. According to MetroCast, the primary public benefit expected from the expansion of its facility is the ability to receive, process, and distribute additional satellite-delivered services. (MetroCast 1, p. 9)
28. MetroCast's planned expansion would also allow the company to enhance television picture reception quality, simplify and expedite maintenance procedures, and reduce costs. (MetroCast 1, p. 9)

29. MetroCast's planned expansion and system upgrade would cost about \$25 million. (Tr. 1, p. 20)

Site Selection

30. This site was selected because the company owns the property, which has existed as a CATV headend facility since 1972. (MetroCast 1, p. 2)
31. There is no technological alternative to a headend facility. MetroCast needs a suitable location to receive, process, and distribute via cable satellite transmissions. (MetroCast 1, p. 14)
32. MetroCast's other facility on Myrock Avenue in Waterford does not have adequate room to accommodate the system upgrade being proposed by the company. (MetroCast 1, pp. 14-15)
33. MetroCast's facility on Myrock Avenue in Waterford is inadequate for the reception of satellite-delivered programming. (MetroCast 1, p. 13)

Site Description

34. MetroCast's site is located on an 8.75 acre parcel at 689 Old Colchester Road in Montville. (MetroCast 1, p. 10; Exhibit 12; MetroCast 1, CSC-03 Answer)
35. MetroCast's property is located in an R-40 residential district. Wireless communications facilities are allowed in residential zones with the issuance of a special permit. (MetroCast 1, p. 11; Exhibit 17 – Montville Zoning Regulations)
36. There are residential neighborhoods to the north, northeast, south and west of MetroCast's site. (MetroCast 1, p. 11)
37. The nearest residence to MetroCast's facility is approximately 300 feet due south at 687 Old Colchester Road. It is owned by Ines Mazzei. (MetroCast 2, CSC-05 Answer)
38. MetroCast's site includes a 350-foot guyed lattice tower that was originally approved by the Montville Planning and Zoning Commission in 1972. The site has been operating as a headend site since this date. (MetroCast 1, p. 6)
39. The guyed lattice tower accommodates antennas that receive signals from off-air broadcasters as well as antennas for Verizon (formerly Bell Atlantic Mobile), Cingular (formerly SNET), Federal Express, U.S. Secret Service, and Page New England. (MetroCast 1, Amended Exhibit 21; Tr. 1, p. 25)

40. MetroCast would add nine satellite dishes/earth stations to its Old Colchester Road property. These dishes would be Prodelin 4.5 meter antennas made of glass fiber reinforced polyester. Once installed, the earth stations would be approximately 14 feet from pad level or 15 feet above ground level. The ground elevations where the earth stations would be installed would range from 490 to 495 feet above mean sea level. (MetroCast 1, p. 6; Exhibit 8)
41. The earth stations would be located approximately 500 feet from Old Colchester Road. (MetroCast 1, p. 7)
42. MetroCast would install a six-foot high chain link fence around its property after the installation of the earth stations and the completion of other related site improvements. (MetroCast 1, p. 7)
43. MetroCast would install a new 30-foot by 50-foot pre-cast concrete building to house headend equipment and to provide sufficient room for related on-site storage. The headend equipment would consist of various receivers, transmitters, signal processors, television modulators, and television demodulators involved with the reception, processing and distribution of satellite-delivered services. (MetroCast 1, p. 7)
44. One earth station would remain at MetroCast's facility on Myrock Avenue in Waterford to provide the capability of emergency satellite reception as well as reception of satellite programming that could be used for community access programming that originates from the Waterford site. (MetroCast 1, p. 3)
45. Vehicular access to the facility is from Old Colchester Road via a 15-foot wide gravel drive that was recently repacked and graveled. (MetroCast 1, p. 8; Tr. 1, p. 37)
46. MetroCast would like to pave its access road within the next couple of years to ensure its ability to access its equipment during inclement weather. (Tr. 1, p. 36)
47. MetroCast would upgrade its existing single phase electrical service to three-phase service in order to accommodate its greater anticipated air conditioning demands. (Tr. 1, p. 13)
48. At the time of application, MetroCast was using an on-site 40 kilo volt-ampere (KVA) generator for backup power. MetroCast would replace this unit with a 100 KVA generator to handle the increased load of the new satellite dishes. (MetroCast 2, CSC-08 Answer)
49. The costs of MetroCast's expanded facility would be as follows:

Equipment (Prodelin earth stations and related equipment)	\$343,000
Regulatory Approval Expenses	100,000
Construction Costs	175,000
<u>Engineering Costs</u>	<u>9,000</u>
Total	\$627,000

(MetroCast 1, Exhibit 2; MetroCast 2, CSC-07 Answer)

50. MetroCast would consolidate its technical facilities at Old Colchester Road by relocating some of its existing technical facilities from its administrative offices in Waterford. (Tr. 1, p. 20)

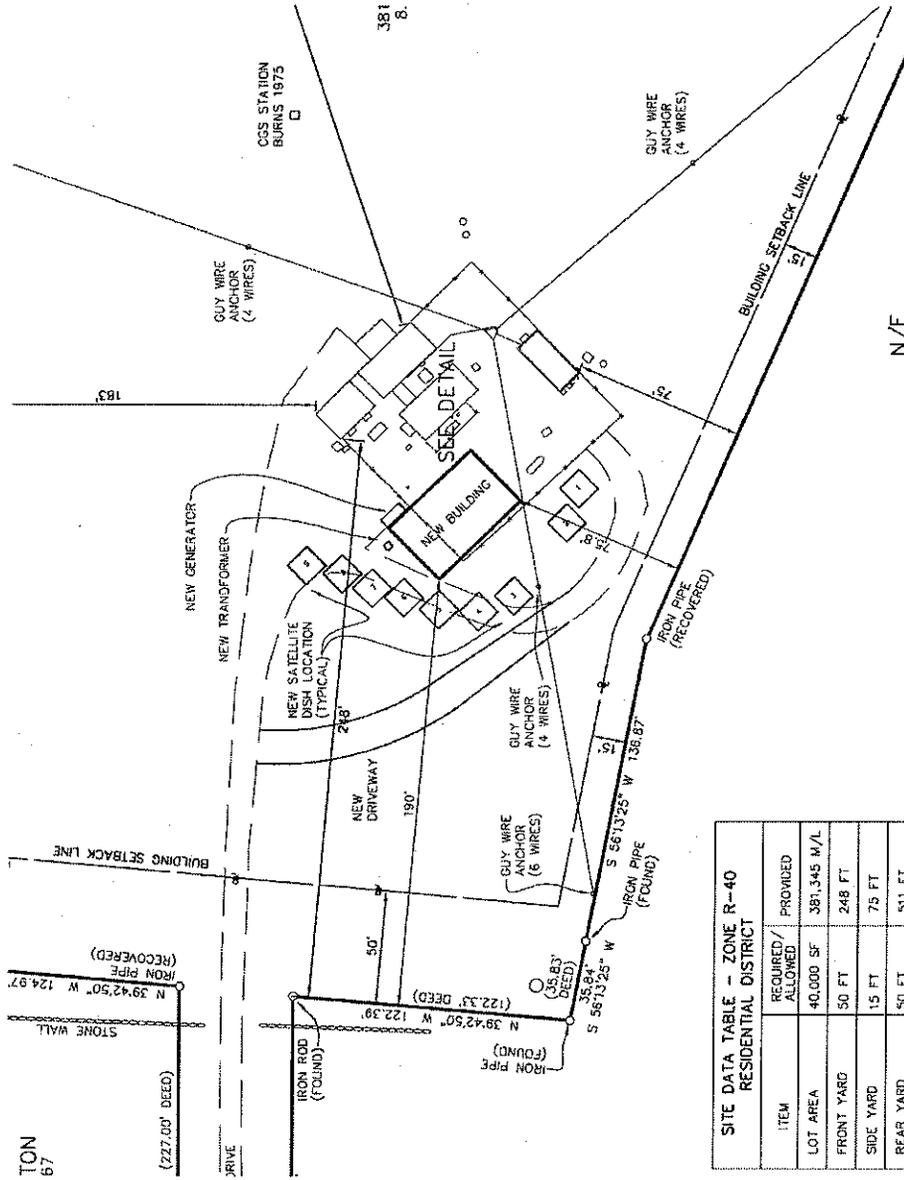
Environmental Considerations

51. The proposed facility expansion would have no effect on historic, architectural, or archaeological resources listed on or eligible for the National Register of Historic Places. (MetroCast 1, Exhibit 7 – Letter from SHPO dated April 9, 2007)
52. No known extant populations of Federal or State Endangered, Threatened or Special Concern Species occur at the site. (MetroCast 1, Exhibit 6 – Letter from DEP dated April 3, 2007)
53. There are no wetlands on any portion of the property. (MetroCast 1, p. 12)
54. The earth stations would only receive transmission signals. As a result, there would be no measurable increase in the facility's power density. (MetroCast 1, p. 7)
55. MetroCast would be willing to install landscaping around the proposed earth stations to lessen their visible impact. (Tr. 1, p. 37)

Service Provision

56. At the time of application, MetroCast offered 147 programming services on its cable system. The proposed upgrade would enable MetroCast to offer an additional 89 programming services, plus Video-On-Demand. (MetroCast 2, CSC-02 Answer)
57. At the time of application, MetroCast was receiving its programming from its CATV tower at 689 Old Colchester Road in Montville, via a fiber optic interconnection with an adjacent cable operator, and via satellite dishes at its offices at 61 Myrock Avenue in Waterford. (MetroCast 2, CSC-06 Answer)
58. The proposed earth stations would allow MetroCast to receive cable programming from the following satellites: AMC 1, AMC 3, AMC 10, AMC 11, Galaxy IR, Galaxy 10R, Galaxy 11, Galaxy 12, Galaxy 13, INTAM 13. (MetroCast 1, pp. 6-7)
59. The new services that MetroCast would offer its customers include digital telephone and Video-On-Demand. (Tr. 1, pp. 19-20)

Figure 1: Site Plan of MetroCast's Proposed Expansion



SITE DATA TABLE - ZONE R-40 RESIDENTIAL DISTRICT	
ITEM	REQUIRED/ ALLOWED
LOT AREA	PROVIDED 381,345 M/L
FRONT YARD	50 FT
SIDE YARD	15 FT
REAR YARD	50 FT

(MetroCast 1, Amended Exhibit 12)

DOCKET NO. 335 – MetroCast Communications of } Connecticut
Connecticut, LLC application for a Certificate of }
Environmental Compatibility and Public Need for the } Siting
Expansion of its existing CATV Headend facility located at }
689 Old Colchester Road, Uncasville-Montville, } Council
Connecticut.

July 26, 2007

Decision and Order

Pursuant to the foregoing Findings of Fact and Opinion, the Connecticut Siting Council (Council) finds that the effects associated with the expansion of a community antenna television headend facility located at 689 Old Colchester Road in Montville, Connecticut including effects on the natural environment; ecological integrity and balance; public health and safety; scenic, historic, and recreational values; forests and parks; air and water purity; and fish and wildlife are not disproportionate either alone or cumulatively with other effects when compared to need, are not in conflict with the policies of the State concerning such effects, and are not sufficient reason to deny the application and therefore directs that a Certificate of Environmental Compatibility and Public Need, as provided by General Statutes § 16-50k, be issued to MetroCast Communications of Connecticut, LLC for the expansion and operation of a community antenna television headend facility located at 689 Old Colchester Road in Montville, Connecticut.

The facility shall be expanded and modified substantially as specified in the Council's record in this matter, and subject to the following conditions:

1. The satellite antennas/earth stations shall be no higher than fifteen feet above ground level.
2. The Certificate Holder shall plant evergreen vegetation native to New England in a non-uniform configuration around the satellite antennas/earth stations.
3. The Certificate Holder shall, prior to the installation of the satellite antennas/earth stations, provide the Council with the electromagnetic radio frequency power density of all existing entities' antennas on the existing tower at the closest point of uncontrolled access to the tower base, consistent with Federal Communications Commission, Office of Engineering and Technology, Bulletin No. 65, August 1997. The Certificate Holder shall ensure a recalculated report of electromagnetic radio frequency power density is submitted to the Council in the event other carriers locate at this facility or if circumstances in operation cause a change in power density above the levels calculated and provided pursuant to this Decision and Order.
4. Upon the establishment of any new state or federal radio frequency standards applicable to frequencies of this facility, the facility granted herein shall be brought into compliance with such standards.

5. The Certificate Holder shall permit public or private entities to share space on the existing tower for fair consideration, or shall provide any requesting entity with specific legal, technical, environmental, or economic reasons precluding such tower sharing.
6. The Certificate Holder shall provide reasonable space on the existing tower for no compensation for any Town of Montville public safety services (police, fire and medical services), provided such use can be accommodated and is compatible with the structural integrity of the tower.
7. Unless otherwise approved by the Council, if the facility authorized herein is not fully constructed and providing television programming and other related services within eighteen months from the date of the mailing of the Council's Findings of Fact, Opinion, and Decision and Order (collectively called "Final Decision"), this Decision and Order shall be void, and the Certificate Holder shall dismantle the satellite antennas/earth stations and remove all associated equipment or reapply for any continued or new use to the Council before any such use is made. The time between the filing and resolution of any appeals of the Council's Final Decision shall not be counted in calculating this deadline.
8. Any request for extension of the time period referred to in Condition 7 shall be filed with the Council not later than 60 days prior to the expiration date of this Certificate and shall be served on all parties and intervenors, as listed in the service list, and the Town of Montville. Any proposed modifications to this Decision and Order shall likewise be so served.
9. If the facility ceases to provide television programming and other related services for a period of one year, this Decision and Order shall be void, and the Certificate Holder shall dismantle the tower and remove all associated equipment or reapply for any continued or new use to the Council before any such use is made.
10. The Certificate Holder shall remove any nonfunctioning antenna, and associated antenna mounting equipment, within 60 days of the date the antenna ceased to function.
11. In accordance with Section 16-50j-77 of the Regulations of Connecticut State Agencies, the Certificate Holder shall provide the Council with written notice two weeks prior to the commencement of site construction activities. In addition, the Certificate Holder shall provide the Council with written notice of the completion of site construction and the commencement of site operation.

Pursuant to General Statutes § 16-50p, we hereby direct that a copy of the Findings of Fact, Opinion, and Decision and Order be served on each person listed below, and notice of issuance shall be published in the New London Day and the Montville Times.

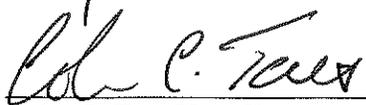
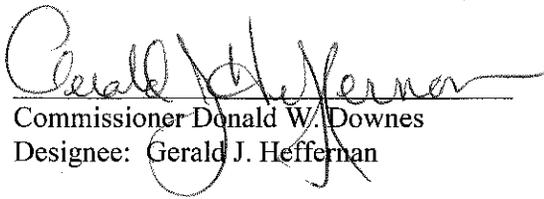
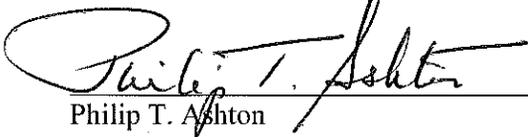
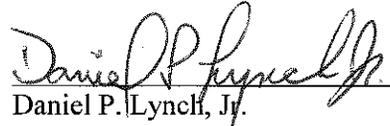
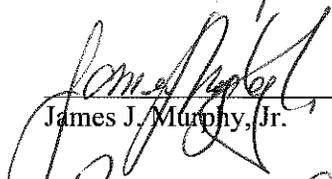
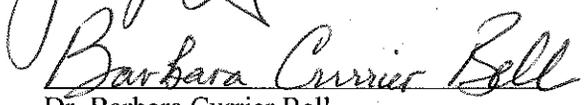
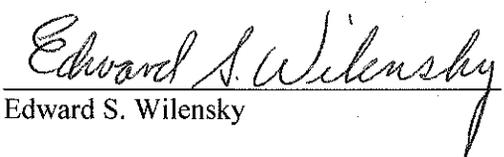
By this Decision and Order, the Council disposes of the legal rights, duties, and privileges of each party named or admitted to the proceeding in accordance with Section 16-50j-17 of the Regulations of Connecticut State Agencies.

The parties and intervenors in this proceeding are:

Status Granted	Status Holder (name, address & phone number)	Representative (name, address & phone number)
Applicant	MetroCast Communications of Connecticut, LLC	Andrew W. Lord, Esq. Ryan M. Mihalic, Esq. Murtha Cullina LLP CityPlace I, 185 Asylum Street Hartford, CT 06103-3469 (860) 240-6000 (860) 240-6150 fax bcohen@murthalaw.com rmihalic@murthlaw.com John F. Dee, General Manager MetroCast Communications of Connecticut, LLC 61 Myrock Avenue, P.O. Box 6008 Waterford, CT 06385-6008 (860) 442-5616 ext. 201 (860) 443-6031 fax jdee@ct.metrocast.net

CERTIFICATION

The undersigned members of the Connecticut Siting Council (Council) hereby certify that they have heard this case, or read the record thereof, in a Certificate of Environmental Compatibility and Public Need (Certificate) for the modification of an existing community antenna television (CATV) headend facility located at 689 Old Colchester Road in the Town of Montville, Connecticut; and voted as follows to approve the proposed modification located at 689 Old Colchester Road, Montville, Connecticut:

<u>Council Members</u>	<u>Vote Cast</u>
 _____ Daniel F. Caruso, Chairman	Yes
 _____ Colin C. Tait, Vice Chairman	Yes
 _____ Commissioner Donald W. Downes Designee: Gerald J. Heffernan	Yes
_____ Commissioner Gina McCarthy Designee: Brian J. Emerick	Absent
 _____ Philip T. Ashton	Yes
 _____ Daniel P. Lynch, Jr.	Yes
 _____ James J. Murphy, Jr.	Yes
 _____ Dr. Barbara Currier Bell	Yes
 _____ Edward S. Wilensky	Yes

Dated at New Britain, Connecticut, July 26, 2007.

STATE OF CONNECTICUT)

ss. New Britain, Connecticut :

COUNTY OF HARTFORD)

I hereby certify that the foregoing is a true and correct copy of the Findings of Fact, Opinion, and Decision and Order issued by the Connecticut Siting Council, State of Connecticut.

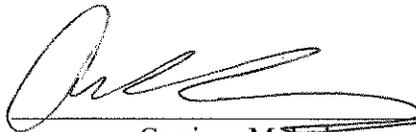
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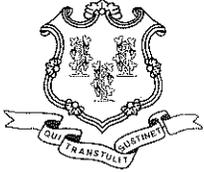
S. Derek Phelps
Executive Director
Connecticut Siting Council

I certify that a copy of the Findings of Fact, Opinion, and Decision and Order in Docket No. 335 has been forwarded by Certified First Class Return Receipt Requested mail on July 27, 2007, to all parties and intervenors of record as listed on the attached service list, dated April 16, 2007.

ATTEST:



Carriann Mulcahy
Secretary
Connecticut Siting Council



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

NOTICE

Pursuant to General Statutes § 16-50p (d), the Connecticut Siting Council (Council) announces that, on July 26, 2007, the Council issued Findings of Fact, an Opinion, and a Decision and Order approving an application from MetroCast Communications of Connecticut, LLC for a Certificate of Environmental Compatibility and Public Need for the modification of an existing community antenna television (CATV) headend facility located at 689 Old Colchester Road in Montville, Connecticut. This application record is available for public inspection in the Council's office, Ten Franklin Square, New Britain, Connecticut.



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

July 27, 2007

TO: Classified/Legal Supervisor
335070727
The Day
47 Eugene O'Neill Drive, P. O, Box 1231
New London, CT 06320-1231

Classified/Legal Supervisor
335070727
The Montville Times
c/o The Day
47 Eugene O'Neill Drive, P. O, Box 1231
New London, CT 06320-1231

FROM: Carriann Mulcahy, Secretary

RE: **DOCKET NO. 335** – MetroCast Communications of Connecticut, LLC
application for a Certificate of Environmental Compatibility and Public Need for
the Expansion of its existing CATV Headend facility located at 689 Old
Colchester Road, Uncasville-Montville, Connecticut.

Please publish the attached notice as soon as possible, but not on Saturday, Sunday, or a holiday.

Please send an affidavit of publication and invoice to my attention.

Thank you.

CM