



# STATE OF CONNECTICUT

## CONNECTICUT SITING COUNCIL

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January 23, 2015

Daniel M. Laub, Esq.  
Christopher B. Fisher, Esq.  
Cuddy & Feder LLP  
445 Hamilton Avenue, 14<sup>th</sup> Floor  
White Plains, NY 10601

RE: **DOCKET NO. 442** – New Cingular Wireless PCS, LLC 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.

Dear Attorneys Laub and Fisher:

At a public meeting of the Connecticut Siting Council (Council) held on January 22, 2015, the Council considered and approved the Development and Management (D&M) Plan submitted for this project on November 25, 2014, with the following conditions:

1. Underground utilities be installed to the site from the utility pole on the west side of New Canaan Avenue, subject to DOT approval;
2. Construction of the tower foundation utilize appropriate methods for control of construction dewatering waste water;
3. Cellco submit a final design for the east tower; and
4. AT&T submit revised plans that show the correct diameter of the west tower.

This approval applies only to the D&M Plan submitted on November 25, 2014 and supplemental information dated December 24, 2014, and January 20, 2015. Requests for any changes to the D&M Plan shall be approved by Council staff in accordance with Regulations of Connecticut State Agencies Section (RCSA) §16-50j-77(b). Furthermore, the Certificate Holder is responsible for reporting requirements pursuant to RCSA 16-50j-77.

Please be advised that changes and deviations from this plan are enforceable under the provisions of the Connecticut General Statutes § 16-50u. Enclosed is a copy of the staff report on this D&M Plan, dated January 22, 2015.

Thank you for your attention and cooperation.

Very truly yours,

Robert Stein  
Chairman

RS/RDM/cm

Enclosure: Staff Report, dated January 22, 2015

c: Parties and Intervenors (via electronic mail)  
The Honorable Richard Moccia, Mayor, City of Norwalk  
Michael Greene, Director of Planning and Zoning, City of Norwalk  
The Honorable Robert E. Mallozzi, III, First Selectman, Town of New Canaan  
Steve Kleppin, AICP, Town Planner/Sr. Enforcement Officer, Town of New Canaan

**Docket No. 442**  
**New Cingular Wireless PCS LLC**  
**284 New Canaan Avenue, Norwalk**  
**Development and Management Plan**  
**Staff Report**  
**January 22, 2015**

On May 29, 2014, the Connecticut Siting Council (Council) issued a Certificate of Environmental Compatibility and Public Need to New Cingular Wireless PCS, LLC (AT&T) for the construction, maintenance, and operation of a wireless telecommunications facility located at the National Guard Armory property at 284 New Canaan Avenue in Norwalk, Connecticut. As required in the Council's Decision and Order (D&O), AT&T submitted a Development and Management Plan (D&M Plan) for this project to the Council, the City of Norwalk, and the Town of New Canaan (located within 2,500 feet of the project) on November 25, 2014. Additional information requested by the Council was submitted on December 29, 2014 and January 21, 2015.

The Armory property consists of an 11.5-acre parcel located on the north side of New Canaan Avenue and west of the Merritt Parkway. The property is partially developed with several buildings and associated parking areas, with the remainder of the property consisting of woodland and wooded wetlands. The facility will be located within a lawn area at the edge of a parking lot on the property.

Consistent with the Council's D&O, site plans were included in the D&M Plan that depict the facility as consisting of two 140-foot monopoles constructed 60 feet from each other. Each monopole will be designed to accommodate three panel antennas at each of five tower levels. The west monopole will be constructed first and will be utilized by AT&T at the 137-foot and 127-foot levels. It will have a base diameter of 53.7 inches tapering to 42 inches at the antenna mounting level. The east monopole will be utilized by Cellco Partnership d/b/a Verizon Wireless (Cellco) and will be constructed at a later date.

The D&M Plan includes a geotechnical report, and tower and foundation specifications for the west tower. Tower specifications for the east tower included in the D&M Plan contained erroneous tower diameter information, and thus are not being considered in this submission. Revised specifications for the east tower will be submitted at a later date for Council approval prior to construction.

The site plans depict the towers within a 50-foot by 80-foot gravel compound. The fenced compound will contain equipment shelters for both AT&T and Cellco. A propane tank will be located between the shelters for use by Cellco's emergency generator. AT&T will use a diesel generator/tank unit that will be installed adjacent to its shelter. The proposed facility will be accessed from the existing parking lot. Utility service to the compound will require three new utility poles to extend utilities overhead into the southern portion of the property before extending underground to the compound.

The compound is situated to minimize the amount of disturbance to town-designated 50-foot wetland buffer zones east and west of the site. Once constructed, the fenced compound will be located out of the buffer zone on the east and west sides. The utility cabinets, located adjacent to the west side of the compound, will be located several feet inside the buffer zone but within previously disturbed areas of the property. Site construction activities will extend a few feet within the east and west buffer zones.

Six trees with a diameter greater than six inches at breast height will be removed to develop the site. Erosion and sedimentation controls will be installed in accordance with the 2002 Connecticut Guidelines for Soil Erosion and Sedimentation Control. No landscaping is proposed because the compound location is shielded by woodland and existing buildings.

The cumulative worst-case radio frequency power density level at the base of the tower will be 19.8 percent of the FCC's General Public/Uncontrolled Maximum Permissible Exposure limit.

No comments regarding the D&M Plan were received from the City of Norwalk or the Town of New Canaan.

All of the submitted Development and Management Plan requirements set forth in the Council's Decision & Order for Docket 442 are in compliance; therefore, Council staff recommends approval. Council staff recommends the following conditions: 1) submission of revised tower specifications for the east tower for Council approval prior to construction, 2) that approval of requested significant changes to the approved D&M Plan be delegated to Council staff in accordance with Regulations of Connecticut State Agencies §16-50j-77(b). In accordance with that section, if advance written notice is impractical, the Certificate Holder shall provide verbal notice of the changes and shall submit written specifications to the Council within 48 hours after the verbal notice. All changes pursued without advance notification and approval shall be subject to a penalty, enforceable by the Attorney General pursuant to C.G.S. §16-50u.