

STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

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March 21, 2014

Lucia Chiocchio, Esq.
Cuddy & Feder LLP
445 Hamilton Avenue, 14th Floor
White Plains, NY 10601

RE: **PETITION NO. 973** - North Atlantic Towers, LLC and New Cingular Wireless PCS, LLC declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required to replace and expand an existing structure located at 880 Andrew Mountain Road, Naugatuck, Connecticut. Development and Management Plan.

Dear Attorney Chiocchio:

At a public meeting of the Connecticut Siting Council (Council) held on March 20, 2014, the Council considered the revisions to the Development and Management (D&M) Plan for this project, dated February 28, 2014.

The Council voted to table this item pending receipt of a request for an extension of the construction schedule for this facility specific to AT&T's antenna installation pursuant to Condition No. 9 of the Council's Decision and Order for this matter dated April 28, 2011. The Council also requests that a construction progress report be submitted to the Council pursuant to Regulations of Connecticut State Agencies §16-50j-77.

Please submit a request for an extension of the construction schedule and a construction progress report on or before Thursday, March 27, 2014. Enclosed is a copy of the staff report on this D&M Plan Revision, dated March 20, 2014.

Thank you for your attention and cooperation.

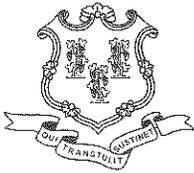
Very truly yours,

Robert Stein
Chairman

RS/CMW/laf

Enclosure: Staff Report, dated March 20, 2014

c: Parties and Intervenors
The Honorable Robert A. Mezzo, Mayor, Town of Naugatuck
Keith Rosenfeld, Town Planner, Town of Naugatuck



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Petition No. 973
North Atlantic Towers and New Cingular Wireless PCS, LLC
880 Andrew Mountain Road, Naugatuck
D&M Plan Revision
Staff Report
March 20, 2014

On March 3, 2014, Cuddy & Feder LLP, on behalf of New Cingular Wireless PCS, LLC, (AT&T) requested a revision to the approved Development and Management (D&M) Plan for a telecommunications facility at 880 Andrew Mountain Road in Naugatuck. On April 28, 2011, the Connecticut Siting Council (Council) issued a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the telecommunications facility. On June 23, 2011, the Council approved a D&M Plan for the project. On July 26, 2012, the Council approved revisions to the D&M Plan relative to a shift in the tower and access road locations to preserve vegetation as a buffer to adjacent neighbors. On September 5, 2013, the Council approved an additional revision to the D&M Plan to allow AT&T to install 12 panel antennas and 15 remote radio heads on the tower rather than 9 antennas as originally approved. The approval of the D&M Plan required Council approval for any revisions to the D&M Plan.

Condition No. 9 of the Council's April 28, 2011 Decision and Order states, "Unless otherwise approved by the Council, if the facility authorized herein is not fully constructed with at least one fully operational wireless telecommunications carrier providing wireless service within eighteen months from the date of the mailing of the Council's Final Decision, this Decision and Order shall be void, and the Petitioner 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." The final decision was mailed on May 4, 2011. The project developer submitted a request for an extension of construction on March 1, 2013 and the Council approved an extension of construction until November 4, 2013. On July 11, 2013, the Council approved a tower share request for this telecommunications facility submitted by Verizon Wireless. On December 26, 2013, Verizon Wireless notified the Council that their antenna installation was complete and operational. It should be noted that the project developer did not request an additional extension of construction beyond November 4, 2013 and is therefore in violation of Condition No. 9.

AT&T now proposes to install 12 additional remote radiohead units for a total of 27. The D&M Plan revision also updates the model number of AT&T's panel antennas, however, the antenna dimensions would not change.

AT&T provided an updated structural analysis dated February 3, 2014 confirming that the tower can accommodate the proposed AT&T equipment as well as Verizon's existing collocated equipment.

The proposed AT&T additions to the facility would not change the results of the previously submitted cumulative power density report. The combined worst-case radio frequency power density levels of AT&T and Verizon antennas are calculated to be 47.8% of the General Public/Uncontrolled Maximum Permissible Exposure, as measured at the base of the tower, in accordance with a methodology prescribed by the Federal Communications Commission (FCC) Office of Engineering and Technology Bulletin No. 65E, Edition 97-01 (August 1997).

The proposed revision is consistent with the Council's April 28, 2011 Decision and Order.