

Town Clerk

TOWN OF WALLINGFORD, CONNECTICUT

TOWN COUNCIL MEETING

February 13, 2007

6:30 P.M.

MINUTES

The following is a record of the minutes of the Wallingford Town Council at a regular meeting held on Thursday, February 13, 2007, in the Robert Earley Auditorium of the Wallingford Town Hall. Town Council Chairman Robert F. Parisi Called the Meeting to Order at 6:40 P.M. Responding present to the Roll Call given by Town Clerk Barbara Thompson were Councilors Michael Brodinsky, Vincenzo M. Di Natale, Lois Doherty, Gerald E. Farrell, Jr., Stephen W. Knight, Iris F. Papale, Robert F. Parisi, Rosemary Rascati, and Vincent F. Testa, Jr. Mayor William W. Dickinson, Jr., Town Attorney Janis Small and Comptroller James Bowes were also present.

There was a Moment of Silence. The Pledge of Allegiance to the Flag was said.

Chairman Parisi said that the Scrabble trophy was brought back to Wallingford and recognized Councilors Doherty, Rascati, Testa and Brodinsky. Mr. Testa and Mr. Brodinsky said that the Mayor and many officials attended the competition. It was also acknowledged that Don Roe had an impressive high score.

2. Correspondence

None

3. Consent Agenda

3a. Consider and Approve Tax Refunds (#484-#564) totaling \$27,718.85
Acct. #001-1000-010-1170 - Tax Collector

3b. Accept a Donation in the Amount of \$1,347 from the Republican Town
Committee to animal Control Trust Fund – Chairman Robert F. Parisi

3c. Merit Review Anniversary Increase – Personnel

- 3d. Consider and Approve an Appropriation in the Amount of \$2,250 to Donations Acct # 213-1042-070-7010 and to Expenditures Acct. # 213-3070-600-6000 - Youth and Social Services
- 3e. Consider and Approve a Transfer in the Amount of \$3,000 to Payroll Acct. # 001-2050-101-1000 from Purchased SVS – Secretarial Acct. # 001-2050-901-9000 – Building Department
- 3f. Consider and Approve a Transfer in the amount of \$2,500 to Misc. Lab Equipment Acct. # 463-9012-395 from Transportation Equipment Acct. # 463-9012-392 – Sewer Division
- 3g. Consider and Approve a Budget Amendment in the Amount of \$12,000 to New Services Acct. # 433-9012-345 and to Source of Funds – Contribution in Aid - Water Division
- 3h. Consider and Approve a five-year lease to the Wallingford-Meriden Chapter of the American Red Cross at 280 Washington Street for the purpose of operating a Food Pantry– Law Department
- 3i. Consider and Approve the Appointment of Patrick Birney to the Planning and Zoning Commission for a five-year term expiring January 8, 2012 – Chairman Robert F. Parisi
- 3j. Consider and Approve the Appointment of Brian Leslie to the Zoning Board of Appeals for a five-year term expiring January 8, 2012 – Chairman Robert F. Parisi
- 3k. Consider and Approve Town Council minutes of January 23, 2007
- 3l. Consider and Approve adding the name Katona to the list of possible street names for the Town of Wallingford - Councilor Jerry Farrell, Jr.
- 3m. Consider and approve the appointment of Lawrence J. Singer, DDS to the Committee on Aging for a term expiring March 2008 – Chairman Robert F. Parisi
- 3n. Consider and Approve appointment Lillian Blake to the Committee on Aging for a three-year term expiring 2010 – Chairman Robert F. Parisi

MOTION

Mr. Knight made a motion to accept the Consent Agenda 3a. to 3n.
Ms. Doherty seconded.

Mr. Farrell said that a resident had called him regarding appointments being listed on the agenda as a consent item. He referred specifically to Consent Agenda items 3i. and 3j., and that when he actually spoke with the resident, it was past the Friday deadline to remove it from the agenda. He said that his point was that

in the future appointments to boards and commissions shouldn't perhaps go on consent because if the public wishes to ask questions they have to come to one of the Councilors to take it off.

VOTE

All Councilors present (9) voted aye. The motion passed.

4. Items Removed from the Consent Agenda

None

WAIVE RULE V

Consider and Approve a Transfer in the Amount of \$1,300 to Personal Computers Acct. # 001-1302-999-9903 from Office Expenses and Supplies Acct.# 001-1302-401-4000 – Program Planning

MOTION

Mr. Knight made a motion to Waive Rule V for the purpose of considering and approving a transfer of \$1,300. Mr. Farrell seconded.

VOTE

All Councilors present (9) voted aye to Waive Rule V. The motion passed.

MOTION

Mr. Knight made a motion to consider and approve a transfer in the Amount of \$1,300 to Personal Computers account from Office Expenses and Supplies account as requested by Program Planning. Mr. Farrell seconded.

Don Roe, Director Program Planning, was present.

There was no discussion from the Council or from the Public.

VOTE

All Councilors (9) present voted aye. The motion passed.

Mr. Testa asked if the two items were removed from the consent agenda. Chairman Parisi said that the Councilor asked to be able to make a statement about the phone call that he received. Chairman Parisi said that technically we are violating our rules and shouldn't be doing it. Ms. Papale asked if it was mentioned that from now on that if there is an appointment for the agenda that it should not be on the consent agenda. Mr. Farrell said that's the thought and that if anybody has a question, they can ask the candidate. Chairman Parisi said that personally he thinks that the procedure that the Council has used for years has been adequate that a Councilor take the item off the agenda and ask for an interview, and if that individual cares to, we could extend an invitation to that

individual to attend the interview and ask questions in any interview atmosphere, but not 600 people. Ms. Papale said that years ago interviews were in the Council Office for anyone on the Council wanted to interview and get to know someone. She said that lately people who are presented for appointment are people that she knows. Chairman Parisi said that any Councilor can also say they would like an interview. Ms. Papale said that from now on a few of them would watch the agenda, and call ahead and ask to have it taken off. Chairman Parisi said that one representative could come to the interview and ask questions.

AGENDA ADDENDUM

- 1) Executive Session pursuant to §1-200 (6)(B) regarding Pavao v. Town of Wallingford – Personnel

MOTION

Mr. Knight made a motion to go into Executive Session pursuant to §1-200 (6)(B) regarding Pavao v. Town of Wallingford as presented by the Personnel. Mr. Farrell seconded.

VOTE

All Councilors (9) present voted aye.

The motion passed.

The Council entered into Executive Session at 6:46 P.M.

MOTION

Mr. Knight made a motion to exit from Executive Session. Mr. Farrell seconded the motion.

VOTE

All Councilors (9) present voted aye.

The motion passed.

The Council exited from Executive Session at 7:11 P.M.

Attendance at the Executive Session:

Town Council (9), Mayor Dickinson, Town Attorney, Janis Small, Personnel Director Terence Sullivan and Attorney Shel Myers.

AGENDA ADDENDUM

- 2) Motion to Consider and Approve a Settlement regarding Pavao v. Town of Wallingford as discussed in Executive Session – Personnel

MOTION

Mr. Knight made a motion to approve the settlement regarding Pavao v. Town of Wallingford as discussed in Executive Session. Mr. Farrell seconded.

There were no comments.

VOTE

All Councilors present (9) voted aye. The motion passed.

5. PUBLIC QUESTION AND ANSWER PERIOD

Geno Zandri, 9 Balsam Ridge Circle, brought up the issue regarding the appointments in 3i. and 3j. and asked why it cannot be an open process at a meeting. Chairman Parisi said that what he is suggesting is an open process and is appropriate. Mr. Zandri spoke about the reappointments on the agenda and the issues that he has with their decision process. He said that for the record he disapproves of the appointment of both of these individuals not having the opportunity to see if their mind changed here this evening. Chairman Parisi said that if they voted that it is on record and that they expressed their views at the meeting when the vote was cast.

Wes Lube, 15 Montowese Trail, asked about appointments in Item 3m. and 3n. and said that in the past that the Council established by-laws and reserved seats on an agency that were mandatory, for instance clergy and health service, and asked which seat tonight's appointments occupy. Chairman Parisi said that these people are occupying two of the three seats that have been delegated to the Town Council for appointments, these are Council selections, and have no specific slot. He asked if item 3h. for the Red Cross were for warehousing purposing.

Bob Gross, 114 Long Hill Road, asked how people find out about vacant seats on boards and commissions. Chairman Parisi said that the two major political parties have meetings that can be attended, if one is a member, and vacancies are announced at these meetings. Mayor Dickinson said that anyone could request appointment by sending a letter to the Council addressing whatever opening exists and that his or her name would be considered along with anyone else. Mr. Gross asked if the openings can be posted on the Town's website.

Robert Sheehan, 11 Cooper Avenue, talked about his longstanding objection to the Consent Agenda procedure.

- 6. Consider and Approve a Transfer in the Amount of \$111,000 to Retirement Sick Leave Acct. # 001-1602-101-1750 and from Health Insurance \$86,000 Acct. # 001-1602-800-8300 and from Self Insurance-Worker's Compensation \$25,000 Acct. # 001-1602-800-8310 - Personnel**

MOTION

Mr. Knight made a motion to consider and approve a transfer in the amount of \$111,000 to Retirement Sick Leave account from Health Insurance \$86,000 Account and from Self Insurance-Worker's Compensation \$25,000 account as requested by Personnel. Mr. Farrell seconded.

Terence Sullivan, Personnel Director, was present and said that the payment is for accrued sick time to the retiring individual.

VOTE

All Councilors present (9) voted aye. The motion passed.

7. Consider and Approve A Bid Waiver for Tellstar Fireworks for the Fourth of July Celebration – Parks and Recreation

MOTION

Mr. Knight made a motion to consider and approve a bid waiver for Tellstar Fireworks for the Fourth of July Celebration as requested by Parks and Recreation. Mr. Farrell seconded. Mr. Knight read the letter from John Gawlak, Director Parks and Recreation, to the Mayor, which enumerated the reasons for the request - Tellstar's cooperativeness, responsiveness, price, no deposit is required, no cancellation penalties, high quality display, and professionalism in dealing with town departments. The letter noted that Tellstar has provided Wallingford with fireworks for the last 16 years with excellence.

John Gawlak, Director Parks and Recreation, was present.

There was discussion about shopping for prices, which was done last year, and it found that Tellstar is comparable; about licensed operators of which there about 3 or 4 in Connecticut; about what other towns pay; about the no deposit and no penalty cancellation policies and a request for Purchasing to use this terminology in the bid specifications; about the artistic aspect, especially color and sound, of Tellstar's displays, a benefit not easily described in bid specifications; about multi-year contracts and precedent setting; about comments to Councilors and letters to the editor regarding the successful, beautiful fireworks every year; about the good safety record of the company; about how bids are awarded and their criteria. Mr. Brodinsky reviewed the reasons for bid waivers, which are usually requested when a delay would cause extra expense to the town or for proprietary materials. He said that he does not support this bid waiver. He asked for a fireworks display report from other towns.

VOTE

Seven (7) Councilors voted yes.
Mr. Brodinsky and Mr. DiNatale voted no.
7 -yes; 2 -no.

The motion passed.

The Town Clerk swore in Patrick Birney to the Planning and Zoning Commission for a five-year term.

8. Discussion and possible action regarding the Optasite LLC proposal to construct a telecommunications tower at 53 Mapleview Road – Councilors Iris Papale, Mike Brodinsky and Vincenzo DiNatale

MOTION

Mr. Knight said item 8 is a discussion and possible action regarding the Optasite LLC proposal to construct a telecommunications tower at 53 Mapleview Road as requested by Councilors Iris Papale, Mike Brodinsky and Vincenzo DiNatale. Mr. Knight said that pursuant to this item, he is making a motion to send the following Resolution to Optasite Towers LLC, and that this Resolution be included in the comments to be sent to the Connecticut Siting Council. Mr. Knight read the Resolution. Mr. Farrell seconded.

Resolution

Be it resolved that the Town Council of the Town of Wallingford opposes the location of a telecommunications facility at 53 Mapleview Road for the following reasons:

- a. It is inappropriate to locate a telecommunications facility in exclusively or predominantly residential areas within the Town of Wallingford;
- b. The Town of Wallingford has numerous non-residential zones which have existing telecommunications facilities and can accommodate, if necessary, additional telecommunications facilities;
- c. The information provided by the applicant fails to provide sufficient data supporting the public need for such a facility;
- d. The applicant failed to provide any evidence that there is a need for carriers in the area or that additional carriers would consider using the tower;
- e. The information prepared by the applicant fails to provide sufficient data to support the conclusion that there is no site available outside of the residential area;
- f. There is a significant number of residential homes in close proximity to the proposed location of the telecommunication facility and the tower will be visible to the residential area. The Applicant's report fails to specify the number of homes that will be visually impacted;

g. The attached list of existing towers demonstrates that such towers can and should be located in industrial, commercial or the interstate highway areas, where such towers will be less visible to residential areas and more appropriately placed.

Therefore the Town of Wallingford objects to the siting of the telecommunications tower at 53 Mapleview Road. The Applicant has failed to demonstrate that the public need for the tower outweighs the detrimental effect it will have on the immediate residential area and the Town of Wallingford as a whole.

(also attached in Appendix I)

Chairman Parisi said that the Resolution was open for discussion.

Mr. Brodinsky asked where were they procedurally in that he and Councilors DiNatale and Papale requested the item, and that Councilor Knight had read a Resolution. Chairman Parisi said that the stipulation at the special meeting was that the Town Attorney would come forward with a Resolution that was agreed to by all and that the Resolution is on the table.

The following people appeared before the Council, representing the application of Optasite Towers LLC.

Carrie Larson, Attorney at Law, Cohen and Wolf, Bridgeport, CT for Optasite and T-Mobile
Scott Heffernan, Radio Frequency Engineer, T-Mobile
Thomas Flynn, Communications Consultant, Optasite
Tony Wells, Radio Frequency Engineer, T-Mobile Consultant, C Squared Systems

Mr. Testa said that he thinks that they should have heard the information from Optasite and had the discussion before a motion was made to introduce a Resolution. He said that regarding the Resolution that he objects to the placement of this tower where it has been proposed. Addressing the Chairman, he said that according to the Chairman, the Council had talked about considering a Resolution at the Special Meeting. Mr. Testa said that at that meeting he had made a point that whatever Resolution was discussed or entertained should be as far reaching as possible and not specific to that location. He said that he said that because, if the Council on behalf of the town, is going to be as effective as possible and that they needed to come up with a Resolution that put forth objections that could be applicable across town. He said his understanding in the Special Meeting was that the Town Attorney would prepare a Resolution, and that the Council would have an opportunity to look at it and hash it over, give feedback, etc. Mr. Testa said that it was not his expectation to be presented with the Resolution the night of the meeting where he would be asked to vote on it. He said it's a wonderful

Resolution but it doesn't do what the Council said they were going to do. He said that one group puts the item on the agenda and another group presents the Resolution. He said that the idea was to discuss this in a far-reaching way, and that procedurally, it's not an appropriate way to go forward. He said that he should have had an opportunity to see this Resolution long before tonight. He said that his understanding was as to wait for Optasite to come back to the Council in response to all the things that were requested of them in the last meeting, and there was no reason to expect that the Council would be voting on a Resolution tonight. He said that it never said on the agenda that the Council would be taking action on a Resolution. He said that he was not happy.

Chairman Parisi said that Optasite sent this report late Friday and that he was not happy about receiving the Resolution today either but that it's the timing and that's how it worked. He said that this is a response to Optasite, and this is not a response to the Siting Council.

Janis Small, Town Attorney, said that this is the comment to them, and there will be another opportunity to send comments to the Siting Council.

Chairman Parisi said others are thinking along the lines also that Mr. Testa is that at that time the Council will incorporate into the comments that the Council sends to the Siting Council and that is the plan to come up with something that covers the entire town and gives a good picture of what the town's feelings are and asks the Siting Council to work with us. He said that he agrees with Mr. Testa but that this isn't where it's required. He said that is required at the next step. Mr. Testa confirmed if this is simply a Resolution to give to them.

Attorney Small said that the town gives the comments to the applicant and the applicant has to report these comments to the Siting Council as part of their application process, and once the application is filed, the town is in a position to comment again along with any of the residents who wish to do so. She said that when she was given the instruction to draft the Resolution, the applicant asked why the Resolution was going to be drafted before they (*the applicant*) provided the additional information, and the Council said that they would take the additional information. She said that this information came late Friday afternoon, and that she was prepared to spend the time to create a Resolution in time for the agenda package but she didn't have those materials, and she thought that the instruction was to wait for those materials and so she did. She said that she worked on the Resolution Monday, yesterday, and a little bit on Friday afternoon after getting the report, which, if you haven't looked at it, is a series of maps with no narrative, so if you actually want to understand it, you will need some time to do so. She said that she spent some time in the office on Monday and today finalizing the Resolution and forwarded it to the entire Council for this meeting. She said that normally she would have given it to the Council well in advance of this meeting but those were the circumstances and that she didn't feel it was appropriate to prepare the Resolution until she saw the report that she needed to

react to. She said that the Council is free to modify the Resolution. She said that it's the Council's Resolution. She said that she believes that it does talk about Wallingford as a whole in terms of residential areas and the specific sites, and she has concern about the town making some broad statement without talking about this specific application. She said that the town needs to do both, and that they are free to bolster the language all they wish with respect to residential areas in general. She said she thinks that she hit both points. She said the Council talked with the applicant at the last meeting about the deadline to do so, and her recollection is the applicant said it was tomorrow (*February 14, 2007*) but Mr. Brodinsky pointed out that it is today, and that she tried to contact Counsel for the applicant today just to make sure that we understood applicant's position, which at the last meeting that this was not a firm deadline and that our conversation was continuing and that we didn't have to have it but she felt it was necessary because she had not specifically heard back from them as to their position that you have a Resolution in front of you tonight to act upon if the Council so chooses. She said that is how it happened.

Mr. Testa said that this is not a critique of the Law Department as far as timing but when things are presented to us, they are usually requested of the Town Attorney. Attorney Small said that it was requested of her at the last meeting when she was instructed to create this document. She said that's what the Council told her to do at the Special Meeting, to construct the Resolution. Mr. Testa said his understanding was that was put on hold. He said that they were waiting for their response and that he understands that now, and he expected it at the last meeting and thought it would be the same way at tonight's meeting.

Mr. Brodinsky asked what are the opinions on where the town stands with the 60-day deadline. Attorney Carrie Larson said that the deadline expires tomorrow (*February 14, 2007*) and that date is not set in stone as far as they are concerned, and they will not be running out to file first thing Thursday morning. She said that statute permits the town 60 days to review the application and any time after that 60th day, they are permitted to file with the Siting Council.

Mr. Brodinsky said that he is concerned that the regulation says that within 60 days of the initial consultation – when was the initial consultation, he asked. Attorney Larson said that the initial application went out in December and that what triggers that period is the receipt of the technical report, and they will continue to have dialogue with the town and that the 60 days is not magical to them. Mr. Brodinsky asked when the clock started, the beginning date, and Attorney Larson said that she believed the date was December 12th (2006).

Mr. Brodinsky asked if she was saying for the benefit of the town, this Council and the Connecticut Siting Council that they are waiving all 60-day deadlines in the regulation. Attorney Larson said that it is not a deadline, so it is not something that can be waived or not. Mr. Brodinsky read from the regulation, which says that within 60 days of the initial consultation, the municipality shall

issue its recommendations, so there is a directive in the regulation and asked again if they were waiving that. Attorney Larson said that it's not something that is waived, and there are many circumstances where they file a technical report with a town, and they never submit anything, and they say we're fine, and they never want to meet with us, and they never submit anything to the Siting Council. She said that what they have to do in their application is submit a summary as to what took place during the consultation period and forward anything that they receive from the town to the Siting Council, which they expect to do on an ongoing basis, and the town has the right to send things to the Siting Council.

Mr. Brodinsky said that he would like to see some action tonight because he prefers to be within the directive of the regulation, rather than outside of it in case someone in their organization should have a change of heart and say the 60-day deadline is now meaningful and the town's comments are excluded. He prefers to err on the side of caution and to issue a recommendation and not wait any further just in case someone down the line decides to enforce what is in the regulations. He said that he is in favor of action tonight with the understanding that somewhere down the line the town may appear in front of the Siting Council. He asked if Optasite was quoted as saying that there are some other technically feasible sites, and asked if that was correct. Attorney Larson said that was a representative of Optasite. Mr. Brodinsky asked if Optasite was standing by that tonight. Attorney Larson asked if the Council would like Optasite to get into the information that they submitted on Friday. Mr. Brodinsky asked again if there were other technically feasible sites. Attorney Larson said that the response that was given to that question was based on the information that Optasite forwarded to the Town of Wallingford on Friday. She said that 16 different sites were forwarded to them and that their RF engineers analyzed those sites from a radio frequency perspective, and there are four (4) sites that are technically feasible of the sixteen. Mr. Brodinsky asked what area the sites were in – commercial or non-residential. Attorney Larson said, "No." Mr. Brodinsky asked if they were in a residential area. Attorney Larson said they were in residentially zoned property, and they are not necessarily a traditional residential use but they are all in the residential zone.

Mr. Brodinsky said that he was in favor of passing some sort of Resolution opposing the application or the proposal as filed for the reasons that we all have been generally talking about, that siting a cell tower in a residential area should be a matter of last resort, and only if there is nothing else is available, and that the burden of proof is with Optasite to show that nothing else is available. He spoke about Optasite's site selection process and that something went wrong. Attorney Larson said that what he said was not necessarily correct, and she continued that Mr. Brodinsky was misunderstanding the 60-day period the way she explained it. She said that this is the town's consultation period and that they provided information on Friday, and she apologized for it arriving late but the list of sites was forwarded to them on January 30 and within eight days they had to get site acquisition people out to site and get coordinates back to them and do their entire

analysis and put together the packages that the Council has tonight. She said that they did the best that they could regarding getting the information to the Council. She said that if the Council would like an explanation of the information and time to consider that then Optasite can put on the record that Optasite is not going to be filing an application within a certain amount of time. She said that any comments that the town forwards to Optasite, they will forward to the Siting Council, and the town has the right to forward to the Siting Council. She said it is not that you have lost an opportunity if you don't do something tonight.

Mr. DiNatale said that the Siting Council sets the deadline when one submits an application, so the deadline is not that of Optasite. He asked if the town has missed the deadline. Attorney Larson said that she thinks he is misinterpreting it as a deadline. She said that it's a 60-day period. Mr. DiNatale asked if the 60-day period was a cutoff for comments, and she continued that in the 60-day period Optasite had to submit the pre-application materials that they have to the Council, and that they cannot file an application with the Siting Council within the 60-day period. It's not a deadline where the town has to do something or they lose the opportunity to do so. She said that the 60 days prohibits them from filing an application. She confirmed for Mr. DiNatale that the 60 days ends tomorrow (*February 14, 2007*).

Chairman Parisi asked if there is anything new to present. He said that with all due respect that there is nothing in the booklet. He said that there are 16 maps and two lists of names with a technical report that he can't understand, and he doesn't think anyone can understand. Attorney Larson said that their understanding from that last meeting was that there are some specific items that the Council asked Optasite to forward to the town and that information is contained in the report. She said that the Council also asked them to, as part of the specific items, to consult with the neighborhood group and get their list of sites for Optasite to look at as alternative sites. Attorney Larson said that they did that as well, so what is listed in the supplemental packet of information under A) is the list of properties that were forwarded to them. She said that this is a complete list of every single site that was forwarded to Optasite, either that came up at the last Council meeting, or that was forwarded to them by the ACTION group, and including one or two sites that their site acquisition group were looking into independently, and this also includes every single person who contacted them showing an interest in placing the tower on their property.

Chairman Parisi asked her to name the four sites. Attorney Larson said behind Tabs 1-16 are the propagation maps from T-Mobile showing the coverage that would be predicted from each one of those sites. Tab B) are comments on health studies C) photographs of a brown stick, an existing tower, like that one that they are proposing. She said finally regarding the Choate property, which is listed in the group of 16. Chairman Parisi asked who did they contact at Choate. Attorney Larson said that T-Mobile had contact with Choate for over a year, and they spoke with Dave Terrill, the Manager of Capital Plant Renewal, and they went

back and forth with various Choate officials, and there was at least one vote from the Choate Board of Directors regarding location of the Choate property. Chairman Parisi asked if Choate was not a potential site. Attorney Larson said that what happened with T-Mobile and the Choate Board of Directors over the course of the year is that the board rejected a proposed tower on their property, and they also rejected a proposed rooftop installation. Chairman Parisi asked where they wanted to locate the tower, and Attorney Larson said a flagpole installation similar to what they are proposing but with a flag on it.

Chairman Parisi asked wasn't the water tower acceptable at Choate. Attorney Larson said that this was a new tower construction that was the first proposal to them that they rejected. He asked again about the water tower. Attorney Larson said that they have rejected any proposal that they have put forth to them, regarding any kind of installation of their property. Chairman Parisi asked her again if they had asked Choate about the water tower. Attorney Larson said that she could find that information out. Chairman Parisi commented that when he asks a question, he would like an answer that answers his question. He said that there are several locations at Choate and that if they didn't ask about all of them, then maybe what they asked about was unacceptable, and maybe what they didn't ask about might have been acceptable. Attorney Larson said that they have contacted them again and that the dialogue is ongoing, and Choate has conveyed to Optasite again that they are not interested. Chairman Parisi said that he would like to know about the water tower because several people have mentioned it to him and he has his own question about it too.

Chairman Parisi said he had asked about Plan B with Attorney Julie Kohler and that she said that was Attorney Larson's specialty. She said that their answer is the same as it was in the last meeting, and that the situation has never arisen because they have always found a willing landlord. Chairman Parisi said that maybe this is the time to develop a Plan B. Attorney Larson insisted that they don't need a Plan B.

Ms. Papale said that she thinks the discussion is going around in circles. She said that earlier they said that they looked at all of these sites, and that there were four sites that they saw could be approved, and then she asked if the Council wanted to hear where the four sites are located. Chairman Parisi said just give us the four sites. Ms. Papale continued saying that the Council would like Optasite to tell the Council which of the sites Optasite thought were feasible. Attorney Larson said to look at the list behind tab A, and she named 4, 5, 6 and 7 of the list and said that this is from an engineering perspective and not from a leasing perspective.

Mr. Brodinsky asked how to locate the I-91 Rest Area in their supplemental booklet. (Pg. 2 Tab A.) He asked if the Rest Area would increase the coverage for T-Mobile if that was the site for the tower.

Scott Heffernan, T-Mobile, said that it would increase coverage for T-Mobile but also said it increases coverage in an area to the east of the proposed ring that is being discussed. He said that the coverage area over by the Rest Area is an additional search area for T-Mobile but the intent of the ring that is being discussed tonight is not to address the area on I-91. He said that they are two distinctly, different coverage areas. Mr. Brodinsky asked if a tower at the Rest Area would mitigate the coverage problems in the target area. Mr. Heffernan said that it would not mitigate the coverage problems in the target area, and they would still have a need for coverage in the target area. Mr. Brodinsky asked if they could think of any reason why the Council should not pass some sort of a Resolution or motion tonight from a procedure perspective opposing the siting of the tower on 53 Mapleview. Attorney Larson said that they were asked to present additional information and to discuss any details with the Council. Mr. Brodinsky said that the issue for the Council is to decide whether we want to oppose the present site and do we want to do it tonight. He said that he opposes to the application and that he wants to take action tonight and that it should be regarded as timely.

Mr. Farrell referred to the Didden property that was viewed as technologically feasible and asked what the level of review was in regard to the barn and the cupola on the barn and wanted to know if that is what they looked at or was it a brown stick. Mr. Heffernan said that they looked at both and that the cupola at 40 feet is not high enough to provide the coverage that T-Mobile needs in the area. They analyzed at 127 feet and that height does provide coverage to the ring. Mr. Farrell mentioned a grain silo.

Mr. Parisi asked which of the properties would be the least intrusive. Attorney Larson said that is a matter of perspective. Mr. Flynn said that of the four sites that have been indicated on Tab A, numbers 4, 5 and 6, that each one of them has a technical ability to satisfy T-Mobile's needs but that there are other factors to picking a site – a willing landlord. He said that the cemetery is not interested, that Choate School is not interested, 106 Mapleview, an unsolicited site, was not suitable and would be worse than 53 Mapleview. He said that the Didden barn at its highest would still be too low to satisfy the brown stick needs, and that a brown stick on the Didden property at 127 feet is not as screened as the one at 53 Mapleview Road and would be more visible to residences than the one at 53 Mapleview Road, and of the four that are technically feasible two have landlords who are not willing, and two are not practical at the heights that are necessary.

Mr. Knight, speaking about the Rest Area Site, asked if the height as it increases does it give more coverage. Mr. Heffernan said that it did but qualified it by noting the terrain (Tab 12) and the way the signal skips along the high points. He went into details about the coverage along I-91. He said that the rest area would be an excellent candidate for the ring around I-91 but not for the area being discussed here. He said that coverage areas are defined by terrain and the existing coverage. He also said per FAA instructions that once you hit 200 feet and

higher, towers must be painted and lit. He said that site heights that are too tall cause interference back on their own system. They are granted a finite number of frequencies and must reuse those on the sites in a systematic manner. He talked about site size in relation to signal and how the signal behaves and that signal cannot be directed a specific way to cover a certain area.

Mr. Knight talked about a T-Mobile customer who had prepared a report of readings and had good coverage in the target area. Mr. Knight asked Optasite what their response to that. Mr. Heffernan said that they have daily system data that tells them otherwise. Mr. Flynn said that it's a bigger picture and that carriers are interested in coverage that will satisfy the needs of all of their customers, current and future, and not make a determination from just one customer's experience. Mr. Knight asked if this meant that subscribers would be competing for same signal. Mr. Heffernan talked about channels to a given footprint of the site and discussed details of channels and the process it involves when the signal degrades if channels are combined. Mr. Heffernan talked about data collection methods and about customer complaints for lack of service inside the target area. Chairman Parisi said that there are many people who have reported good coverage, and he said that's the main thing, that the phone works.

Mr. Testa pointed out that he could not read their book of maps and made comments about the legend, and there was discussion with Mr. Heffernan regarding what certain colored areas represented on various maps in regard to the coverage system. Mr. Testa said that he does not agree with suggesting alternative residential sites. Mr. Testa said that it is his opinion that the existing coverage is not as bad as they think while acknowledging that it may not be ideal. Mr. Heffernan said that they monitor the area on an ongoing basis and a bank of customer complaints and that the coverage is not reliable and that they can't continue to cover it from the fringe. Attorney Larson said that they did submit maps originally that did have plots from the proposed site and the existing coverage site to compare. Mr. Testa talked about Maps 11 & 12. He said that it comes down to a decision of how important is it to have the level of coverage you believe you need versus keeping these residential neighborhoods free of towers. He asked how much coverage do you have to have and how much coverage is enough; otherwise towers will be going up in neighborhoods all over the place. He said that we can't argue with the technical specs but we have to say what are we willing to accept as far as cell phone coverage. We live here, and they live in that neighborhood, and to this point for him, he doesn't think it is that important to have that much coverage. He said that he will find a way to make the point to the Siting Council in a way that will have an impact.

Mr. DiNatale said that he is disappointed because two weeks later we are back to where we started to the same site at 53 Mapleview Road. He said only residential has been addressed and that commercial and industrial have not been addressed. He asked what if they combined two of the suggested industrial locations and asked if that would be better than a single residential site. Mr. Heffernan said that

the basic discussion is that no matter where you locate, even using two sites, you still end up in the residential area to cover the depressed area in the ring that they need to cover, and he discussed the redundancy factor, which leads to performance issues. Mr. DiNatale said that the Resolution is a response to Optasite's application and that we want the Siting Council and Optasite to recognize that in our town we have different zones, residential, commercial and industrial areas and that this proposal in this residential area, or any other residential area, seems to ignore the residential zones that we have and for that reason he supports the Resolution.

Attorney Larson pointed out Tab A that shows all of the sites that they have looked at since the last meeting and that it really does show that they set out and did what they told the Council they would do. She said that you can see all of the sites that they looked at around I-91, up on Rt. 68, in the I-X Zone, in the commercial zones near I-91. She said that Mr. Heffernan has testified that none of those sites work.

Mr. Flynn added that T-Mobile has already located on all of the existing towers that were brought up and presented to the Council at the last meeting, and they are on other types of structures that are in commercial zones – smoke stacks, roof tops in various locations. He said that after the last meeting, when they received the requested items from ACTION, they went out and looked at the Rest Area, Mortgage Lenders, the pump station, Thurston, commuter parking lot on Rt. 68 and all properties in the industrial/commercial areas, and in addition to that, they looked at two sites on Rt. 5 that were requested by others that called. He said that they have looked at and analyzed all the commercial properties that they were asked to look at and that might be useful to T-Mobile. He also said that the town's Planning and Zoning regulations permit these kinds of facilities in residential zones. Chairman Parisi pointed out that it is the lowest preference.

Mayor Dickinson said that the only reason that regulation is there is because the federal government indicated that you could not prevent or prohibit cell towers, and so the town had to come up with some form of prioritization so residential was given the dead-last area of preference but it wasn't because there was a desire to have them in residential areas. He said it was because of the federal law that the town had to prioritize. He said that it should not be characterized that the town approves it. He said that is not the purpose of the regulation in that it was in response to the federal law.

Attorney Larson said that all they are trying to point out is that they have followed the town's regulations, and that this is where they have ended up, and they are already in those places that they the town prefers them to go, and they still need coverage, and that they discussed that last time, and that now they have analyzed sixteen more sites that they were requested to analyze, and they are still where they are.

Chairman Parisi said that this intrudes on the quality of life and that her company isn't too concerned about that. He asked for other comments.

Representative Mushinsky said that there is a provision in the statutes for the Siting Council at the request of the municipality to help the municipality set up a town-wide plan for coverage of cellular tower siting. That is current law, and she said to take advantage of that and call the Siting Council. She said to look at the statewide forecast for the number of sites that will be needed, and there is a need 38 more sites in New Haven County area. She said that this is not the first nor the last time that this will come up and that her recommendation is that the town request the technical assistance of the Siting Council along with a town panel to come up with a list of sites.

Mayor Dickinson cautioned that he is not sure that the town should be involved in dividing up the town into sites for cellular towers. He said that tonight's testimony has nothing to do with zones, and everything to do with engineering, and it would be unlikely that one would end up with any kind of plan that would not place some towers in residential areas. He said the issue is to change the federal law, which allows these things to go anywhere; that's what has to be changed.

Geno Zandri, 9 Balsam Ridge Circle, asked if Choate was analyzed for coverage in the target area. Attorney Larson said, "Yes," and that was shown in their supplemental information. She said that it was a technically feasible site, and it is zoned residential. They discussed with Mr. Flynn the location of the Choate parcel that would give coverage to the target circle. Attorney Larson said it is not leasable. Mr. Zandri suggested that the Town of Wallingford speak with Choate.

Ann Leslie, 5 Taylor Lane, urged the Town to pass the Resolution tonight. She said that this is more than just an issue for Mapleview Avenue neighborhood. She said it's a town-wide issue and on the Optasite website Highland Avenue is the next site that they are considering. She said that the Town Council needs to strongly say to the Siting Council that the Town of Wallingford does not think that this is an appropriate location and that Optasite and T-Mobile need to show that they have exhausted their sites and that she doesn't think that they have done that. She said that Optasite's website says that the Mapleview site is to increase their I-91 coverage but that now their report says Mortgage Lenders and the Rest Area work for the I-91 coverage, and they are saying that they are not interested in the I-91 coverage, and that they have a gap to the west of that and that makes her suspicious. She said that they need to show the town that there is a need and that Frank Papale did a study showing that his T-Mobile phone works in that area and other people in that area also say they do not have problems with coverage so they haven't really shown that there is a need but we haven't seen figures on how many complaints there are or if these complaints are isolated. She asked the Town Council to pass the Resolution and that it sends a strong message.

Bob Hogan, Grieb Road, wanted to know how far the tower could be moved from the 53 Mapleview Road site and still provide coverage to the target area. He suggested Mortgage Lenders site for the tower.

Bill Spence, 126 Mapleview Road, made comments about Maps 4 and 12 and what Optasite says is feasible and not feasible, and he pointed out that they want to go into an area where they can only pick up seven customers. He talked about the cemetery, Choate School and the Rest Area. He asked the Council to request a map that shows what Optasite is gaining. Mr. Spence said that the white spots on Map 12 are people's back yards, and there are no streets running there where T-Mobile says they are missing coverage and asked if it's really worth going into the neighborhood to get backyard coverage versus staying out on the highway and covering where the people live. He said that they are gaining nothing.

Mr. Heffernan said from a technical standpoint heading up East Main Street, there is a large area that is "in and out of reliable service" where he sees a much greater concentration for solid seamless coverage showing both in-building and in-vehicle coverage that can be reliably provided to the customers in comparison the Rest Area, and that they are different from a technical standpoint. They continued discussing the technical aspects of the maps in relation to coverage and population reached, including areas along East Main Street, East Center Street and Northrup Road, and Chairman Parisi said that there is a T-Mobile antenna located at 656 Center Street at Silverpond Apartments, which is two blocks from East Main Street.

Mr. Spence requested that maps be overlaid each other to tell the Council what the towers are covering and how many houses are effected because much of what Optasite and T-Mobile are trying to cover is nothing, trees, and he would like T-Mobile to testify to the Siting Council the number of people who have complained about dropped calls in the target area.

Chairman Parisi asked if they could say the number of people that they are trying to reach and are they deluged with calls about lost signals. He asked for statistics. Mr. Heffernan said that it isn't people who live in the area but other people who travel through the area, and he said that all of the statistics are figured into the formulation of the ring. Chairman Parisi asked if they had statistics on the number of calls that are dropped, and Mr. Heffernan said that they do from the neighboring sites, meaning of the sites that the have on-air today which is the only way they can provide any coverage into the area or to where there are drops and they have statistics as to what they have on-air and that is how the formulation is done. Chairman Parisi asked again if they had specific, quality-control and if they know how many people are calling and complaining that they are losing their signal in this area. Mr. Heffernan said that yes, they do. Chairman Parisi asked if they could take that out of the number of customers that they have in this area. Mr. Heffernan said that they could identify where the dropped calls are occurring

based upon the sector of the site. Chairman Parisi asked why Mr. Kovacs isn't complaining. Mr. Heffernan had no answer and said the statistics are proprietary.

Mr. Spence said that he wants the Town Council to submit its opposition to this application.

Jason Zandri, Lincoln Drive, asked about signals, decreasing signals, increasing signals, down antenna and that effect and asked about e-911 calls and towers located in residential areas and about locating towers in areas of less impact.

Kevin Didden, 32 Mapleview Road, suggested hiring a consultant who can interpret the technical aspects and so the town can be prepared for the Siting Council. He said that the Resolution should address camouflaging cell towers and that they be only as tall as trees to make them less intrusive. He confirmed with Mr. Flynn that the trees on the proposed site are about 80 feet. Mr Didden said that he favors that height of 80 feet for the tower. He thinks that Optasite should be pressed to camouflage the tower other than a brown stick – like a flagpole or a silo.

Mr. Testa asked if at the Siting Council that there are experts that are non-biased that are reviewing this application and whatever the town puts forward. Attorney Larson said that was correct and that the Siting Council assigns an analyst, who have technical expertise but are not engineers, to each docket that come to them. She added that there are three or four Siting Council analysts.

Mr. Brodinsky said that according to his conversation today with the State of Connecticut that the Rest Area is available and that the entire I-91 corridor will be opened up within days. He said with respect to the Rest Area that the issue is going to be how the Siting Council is going to balance your need for perfect against the community's need to put it in the Rest Area where you will have something slightly less than perfect. He said that maybe the Rest Area would be a B+ solution that addresses and balances the community's needs and Optasite's needs. He supports the Resolution being passed tonight and to discuss other comments at a later time.

Monica St. James, Chestnut Lane, said that given how close the I-91 rest area is and the clean industrial areas adjacent of Route 68 that she wonders if Optasite is using this proposed cell tower as a test because, if this tower is approved, then practically no residential site can be turned down given the fact that Wallingford has adequate area at the Rest Area along I-91, which would provide interstate coverage, not just coverage for the few people who drive through Mapleview and given our close proximity to Mortgage Lenders area and others along Rt. 68. She said that she is offended for Wallingford to be used in this way.

Attorney Larson said that they have constructed other towers in residential areas and that this isn't the first. Mr. Flynn named Beaumont Farms, which is residential.

Bill Spence made a comment to follow up on Mr. Testa's question regarding the analysts of the Siting Council and said that he spoke with one of these analysts and that they do not check all of the data points, and they take what they are given, and they "have a feel for it."

Mr. Testa asked if this Resolution is just in response to Optasite. Chairman Parisi said that is what the Council is voting on and that it will go to the Siting Council and that there will be more that will go to the Siting Council. Chairman Parisi asked what the next procedure would be and if it would be another Resolution.

Attorney Small said that the Council has another opportunity to submit whatever information the Council wants to the Siting Council.

ROLL CALL VOTE

Brodinsky – yes; DiNatale – yes; Doherty – yes; Farrell – yes;
Knight – yes; Papale – yes; Rascati – yes; Testa – yes; Parisi – yes.
9 YES

The motion passed.

Chairman Parisi thanked the Optasite team and the public.

(The supplemental packet of information is part of the record.)

9. Consider and Approve a Transfer in the Amount of \$26,500 to Solid Waste Disposal Consultant Acct. # 001-1302-901-9001 from Contingency General Purpose Acct. 001-7060-800-3190 – Mayor

MOTION

Mr. Knight made a motion to approve a transfer in the Amount of \$26,500 to Solid Waste Disposal Consultant Acct. # 001-1302-901-9001 from Contingency General Purpose Acct. 001-7060-800-3190 as requested by the Mayor. Mr. Farrell seconded.

Doreen Zaback, Town of Wallingford Resource Recovery Project Coordinator and Don Roe, Director Program Planning, were present.

Mayor Dickinson said that with the approval of the motion, the town would look to hire the firm that was successful in the interview and the process, and that following that, there would be a meeting. He suggested that part of the process could include perhaps three members of the Council who want to participate in talking with the firm initially and what the town is looking for. He said that there

is a time constraint between now and June to receive reports in order for this to be timely.

Ms. Zaback said that they have interviewed the three who submitted bids and that they interviewed all three teams and that they feel confident in the company that was awarded the bid to do a thorough job.

Mr. Testa asked if there is any reason why this discussion could not take place at a Town Council meeting so that everyone could have a chance to talk with them.

Mayor Dickinson said that he didn't think that would be a good situation given the time frame and given the need to have it be in a more business-like setting. He said that he didn't think that it was appropriate to have the consultant come to a public meeting and deal with a range of questions and issues that could be brought to them and that may be inappropriate for them to deal with. He said that this is a bid item, and their scope of duties has been laid out for them. He said that it is for the town to concisely and efficiently direct them in what the town would like to see in the way of information and then move from that. Mr. Testa said that he doesn't agree, and he thinks that it is a perfect forum. He said that he would like to have a discussion so the Council can share their concerns and so the town can get the most out of it.

Mayor Dickinson said that the town has already indicated what the town wants to see and that is in the specs. He said that the detail could be spelled out but that they have responded to a bid that isn't a wide-open subject. He said that the bid language is important in defining exactly what is being expected and that it is not a subject that is open to conjecture.

Mr. Brodinsky asked if they supplied brochures or resumes to the interview committee. Ms. Zaback said that they did, and Mr. Brodinsky asked that they be copied for the Council. He asked if the consultant would be available, after they prepare the report, to appear at a Town Council meeting to clarify or answer questions regarding their report. Mayor Dickinson said that it is not spelled out that they do that but that he would support having that happen but that it might incur additional expense. They agreed that it would be important for getting full discussion of the final information. Mr. Brodinsky asked if the consultant would review and critique CRRA's plan and would that be separate costing more money. Mayor Dickinson said that is part of what their duty would be.

Mr. Brodinsky asked when CRRA's proposal would be available to them. Ms. Zaback said that June 2007 is the completion date when the report is due. Mr. Brodinsky said that means that they would need CRRA's plan long before that and Mr. Roe said that there would need to be a series of confidentiality agreements in order to facilitate that. Mr. Brodinsky asked if the CRRA report was available now. Mr. Roe said that there is a draft that would be provided to the consultant, the most recent draft. Mayor Dickinson said that he does not know

when the report will be final and that CRRA will provide more information to the Policy Board but that there isn't anything final at this point because the town hasn't been presented with anything on which to make a decision. Mr. Brodinsky said his concern was that the consultant would be using a draft that would be obsolete if CRRA is revising their report and asked of that was a risk. Mayor Dickinson said that there is no proposed project right now and that it would come together fairly quickly, and this is putting us in a position to best evaluate what the town will be receiving. Mayor Dickinson said that CRRA is doing the work for the Policy Board of the project, and Wallingford is one of those five towns, so the Policy Board would be made aware of developments, and, as part of that, Wallingford would be made aware as information develops which then in turn would go to the consultant.

Mr. Testa asked about the June date in relation to the fact that all the information is not yet available. Mayor Dickinson said that they will review all the information the town has and that if the time frame for development of information goes longer, then the Town may ask for more money or delaying the work the consultant is doing in order to accommodate the new schedule. He said that this far from an easily, delineated time-table. Mayor Dickinson said that if the Town waited until the last minute to hire the consultant that there might not be time to hire and to go through this process. He said that the time to put a new project together is considerable and at this point we have less than three years before this contract comes to an end, so that starting now is essential, and there is enough for them to study now.

Geno Zandri, 9 Balsam Ridge Circle, asked if the town has a time frame on CRRA as far as what the schedule is for this proposal. Mayor Dickinson said that CRRA is looking at summer to have something before the towns. Ms. Zaback agreed with this time, saying that if it involves new permitting of a new facility, then they need to start submitting permitting paperwork with the DEP in order to get a new facility by the end of the current contract in 2010. Mr. Zandri asked that the town get the schedule that CRRA is working with so that the town can coincide with that schedule and so the town can make the dates that they are targeting.

VOTE

All Councilors (9) present voted aye.

The motion passed.

10. Consideration and Acceptance of a deed conveying Martin Avenue Extension from the Housing Authority of the Town of Wallingford to the Town of Wallingford
- Law Department

MOTION

Mr. Knight made a motion for the acceptance of a deed conveying Martin Avenue Extension from the Housing Authority of the Town of Wallingford to the Town of Wallingford as presented by the Law Department. Mr. Farrell seconded.

Mr. Brodinsky asked if they were prepared to close as soon as this deed is approved.

Ms. Small said that the closing is scheduled for next week.

ROLL CALL VOTE

Brodinsky – yes; DiNatale – yes; Doherty – yes; Farrell – yes;
Knight – yes; Papale – yes; Rascati – yes; Testa – yes; Parisi – yes.
9 YES.

The motion passed.

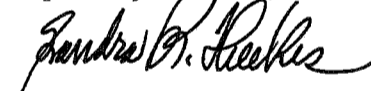
11. Executive Session pursuant to §1-200 (6)(D) of the Connecticut General Statutes with respect to the purchase, sale and/or leasing of property – Mayor

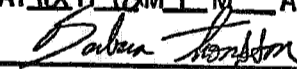
Withdrawn

Mr. Farrell made a motion to adjourn. Ms. Knight seconded, and the motion passed.

The meeting adjourned at 10:22 P.M.

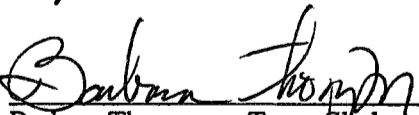
Respectfully submitted,


Sandra R. Weekes
Town Council Secretary

RECEIVED FOR RECORD MAR 13 2007
AT 12 H 42 M P M AND RECORDED BY
 TOWN CLERK

Meeting recorded by Sandra Weekes


Robert F. Parisi, Chairman 3/27/07 Date


Barbara Thompson, Town Clerk 3/30/07 Date



WILLIAM W. DICKINSON, JR.
MAYOR

OFFICE OF THE MAYOR
TOWN OF WALLINGFORD
CONNECTICUT

*C. Barbara Thompson
Janis Small
Town Council*

45 SOUTH MAIN STREET
WALLINGFORD, CT 06492
TELEPHONE 203 294-2070
FAX 203 294-2073

February 14, 2007

VIA FAX AND U.S. MAIL

Attorney Carrie L. Larson
Cohen and Wolf
1115 Broad Street
P.O. Box 1821
Bridgeport, CT 06601-1821

Dear Attorney Larson:

Attached please find the Resolution adopted by the Wallingford Town Council at its meeting on February 13, 2007. We appreciated the presence of representatives of Optasite Towers at the meeting. The exchange of information, while spirited at times, was helpful.

Sincerely,

William W. Dickinson, Jr.
Mayor

jms
Attachment

FEB 15 2007



TOWN COUNCIL OFFICE


RESOLUTION

BE IT RESOLVED, that the Town Council of the Town of Wallingford opposes the location of a telecommunications facility at 53 Mapleview Road for the following reasons:

- a. It is inappropriate to locate a telecommunications facility in exclusively or predominantly residential areas within the Town of Wallingford;
- b. The Town of Wallingford has numerous non-residential zones which have existing telecommunications facilities and can accommodate, if necessary, additional telecommunications facilities;
- c. The information provided by the applicant fails to provide sufficient data supporting the public need for such a facility;
- d. The applicant failed to provide any evidence that there is a need for carriers in the area or that additional carriers would consider using the tower;
- e. The information prepared by the applicant fails to provide sufficient data to support the conclusion that there is no site available outside of the residential area;
- f. There is a significant number of residential homes in close proximity to the proposed location of the telecommunication facility and the tower will be visible to the residential area. The Applicant's report fails to specify the number of homes that will be visually impacted; and
- g. The attached list of existing towers demonstrates that such towers can and should be located in industrial, commercial or the interstate highway areas, where such towers will be less visible to residential areas and more appropriately placed.

Therefore, the Town of Wallingford objects to the siting of the telecommunications tower at 53 Mapleview Road. The Applicant has failed to demonstrate that the public need for the tower outweighs the detrimental effect it will have on the immediate residential area and the Town of Wallingford as a whole.

I hereby certify that this resolution was enacted by the Town Council of the Town of Wallingford this 13th day of February, 2007.


BARBARA THOMPSON
Town Clerk