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**State of Vermont
Public Utility Commission**

MEMORANDUM

To: Bell Atlantic Mobile Systems of Allentown, Inc. and Cellco Partnership
From: Gregg Faber, Reviewer *GF*
Re: 24-1477-PET – Notice of Complete Petition
Date: May 15, 2024

On May 13, 2024, the Vermont Public Utility Commission (“Commission”) received your petition to construct a facility in Charlotte, Vermont.

Commission staff have determined that your petition is administratively complete. **Your case number is 24-1477-PET.**

The period for public comments, motions to intervene, and requests for hearing will end on June 17, 2024.

With the exception of those state agencies that will receive notice of and access to your petition via ePUC, you must provide a copy of your petition pursuant to the Commission’s January 18, 2023, standards and procedures implementing 30 V.S.A. § 248a to all entities and persons entitled to receive such copies and notice within 2 business days of this memorandum.

You must provide the case number when you provide copies of the petition, as well as information on how members of the public may participate in this case. The notice must include the following links to documents on the Commission’s website:

- For information on the Commission:
<http://puc.vermont.gov/document/citizen-guide-public-utility-commission>
- For information on public participation through public comment or intervention:
 - <http://puc.vermont.gov/document/public-participation-and-intervention-proceedings-public-utility-commission>
 - <http://puc.vermont.gov/document/section-248a-procedures>, and
- For access to all documents in this case, using the above case number:
<http://epuc.vermont.gov>.

Please understand that acceptance of your petition does not constitute a determination on the merits of the petition. You may be required to provide additional information at a future date if necessary.

PUC Case No. 24-1477-PET - SERVICE LIST

Parties:

*Catherine Gjessing, General Counsel
Vermont Agency of Natural Resources
anr.notice@vermont.gov

(for Vermont Agency of
Natural Resources)

*James Porter, Director of Public Advocacy
Vermont Department of Public Service
DPS-PA@vermont.gov

(for Vermont
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Brian J. Sullivan
MSK Attorneys
PO Box 4485
275 College Street
Burlington, VT 05401
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(for Bell Atlantic Mobile
Systems of Allentown,
Inc. and Cellco
Partnership, each d/b/a
Verizon Wireless)

*Notice of appearance to be filed.

**STATE OF VERMONT
PUBLIC UTILITY COMMISSION**

Case No. 24 – 1477 - PET

Limited Size and Scope Application)
of Bell Atlantic Mobile Systems, LLC)
d/b/a Verizon Wireless, for a Certificate of Public Good,)
pursuant to 30 V.S.A. § 248a, Authorizing the Co-location)
of a Telecommunications Facility on an Existing Tower in)
Charlotte, Vermont)

**LIMITED SIZE AND SCOPE APPLICATION
OF BELL ATLANTIC MOBILE SYSTEMS, LLC, d/b/a VERIZON WIRELESS,
FOR A CERTIFICATE OF PUBLIC GOOD
PURSUANT TO 30 V.S.A. SECTION 248a**

By this Application, Bell Atlantic Mobile Systems, LLC, d/b/a Verizon Wireless (“applicant” or “Verizon”), represent:

1. The Applicant is a "company" as defined by 30 V.S.A. § 201 and, as such, is subject to the jurisdiction of the Vermont Public Utility Commission ("Commission") pursuant to 30 V.S.A. § 203.

2. The proposed Project involves a “telecommunications facility” as defined by 30 V.S.A. § 248a(b)(6).

3. Verizon intends to co-locate a telecommunications facility at an existing 400’ tall guyed, lattice tower (“Tower”) at 3245 Spear Street, Charlotte, VT 05445. Verizon refers to the Project as “Charlotte 3.” The Tower owner has given Verizon permission to proceed with this Application. The Project consists of three (3) sectors of antennas mounted at a centerline of 165’ above ground level (“AGL”) and an equipment platform (“Platform”) located to the northwest of the Tower. The coordinates for the Tower are: latitude 44.3127° North and longitude 73.18559° West. See Permit Plans (Exhibit BR-1) for a visual depiction of the Project’s location. The PUC

approved the Petition of American Tower Services, LLC (“ATC”) in Case No. 22-4962-PET involving modifications to the Tower.

4. Verizon will place three (3) sectors of three (3) panel antennas (“Antennas”) each on the Tower for a total of nine (9) Antennas. Each of the Antennas will be mounted at a centerline height of 165’ AGL. Six (6) of the Antennas will measure approximately 72” long and 11.9” wide each. The remaining three (3) Antennas will measure approximately 28.90” long and 15.75” wide each. The topmost height of the Antennas will be approximately 168’ AGL. Therefore, none of the Antennas will extend above the top of the Tower.

5. At each sector, Verizon will install two (2) Remote Radio Heads (“RRHs”) behind the Antennas, as depicted on Sheet C-401 of the Permit Plans. Therefore, the RRHs should not be visible to most viewers. All six (6) of the RRHs will measure approximately 14.96” long and 14.96” wide. The topmost points of the RRHs will not exceed the topmost points of the Antennas.

6. Behind one of the sectors, Verizon will install one (1) OVP Distribution Box (“Box”). The topmost point of the Box will not exceed the topmost points of the Antennas. The Box measures approximately 29.5” long by 16.5” wide.

7. Verizon will place the 12’ by 20’ Platform on the ground to the northwest of the Tower. The exact location of the Platform is depicted on Sheet C-101 of the Permit Plans. The Platform will be open on the sides but will have a canopy to shed snow and cabinets that will contain the electronics equipment necessary for the operation of the Project.

8. On the Platform, Verizon will place an emergency generator (“Generator”). The Generator will function if there is a power outage. Verizon will remotely test the Generator once a week at a time to be determined. To fuel the Generator, Verizon will use diesel contained in a fuel tank under the Generator.

9. Verizon will use the existing underground utility conduits to bring electric power and telephone service to the Platform and will run cables on an ice bridge from the Platform to the Tower.

10. Verizon will gain access to the Project by using the driveway that connects to Spear Street.

11. The construction of the Project will result in approximately 20.6 square feet of new impervious surface. The Project will not require any tree clearing.

12. A structural analysis, completed by American Tower Corporation (“ATC”) on November 1, 2023, concluded that the Tower is structurally capable of holding Verizon’s proposed equipment. See Exhibit BR-2.

13. Verizon will follow the requirements of the *Vermont Low Risk Site Handbook for Erosion Prevention and Sediment Control* in its work on the Project.

Co-Location Analysis

14. As part of the design for this Project, Verizon RF engineers evaluated existing telecommunications facilities and existing structures for possible co-location opportunities. The Tower is such a facility and will meet Verizon’s immediate needs in this area. See Propagation Plots (Exhibit MM-2).

Analysis of Effects Under Applicable Criteria

15. The proposed Project will not have an adverse impact affecting the applicable criteria under 10 V.S.A. § 6086(a) and will conform to the land conservation measures in the applicable local and regional plans. Below are detailed responses.

Criterion I(B) – Waste Disposal – There is no routine operational waste generated with this project. Construction waste and equipment at the end of its service life will be recycled or disposed of in

accordance with Vermont waste disposal rules. The proposed Generator and fuel tank are designed with secondary containment and engine systems/fueling containment, including a double wall outdoor rated fuel tank with a rupture basin alarm and overflow basins to collect any spills. See Exhibit BR-3 for containment specifications for the proposed Generator.

Verizon has standard operating procedures to limit any potential spill during refueling operations.

Criterion 1(D) – Floodways -- The Project is not located within a floodway or mapped flood plain.

Therefore, the Project will not have an undue adverse impact under this Criterion.

Criterion 8 – Scenic Beauty, Historic Sites and Natural Areas – The Project involves the addition of antennas and ancillary equipment on a 400’ tall existing Tower. The antennas and ancillary equipment on the Tower will be finished to blend with the color of the Tower. For these reasons, I conclude that the Project will have no adverse effect, let alone an undue adverse effect, on the scenic beauty of the area. No natural areas will be affected by the Project.

With regard to Historic Sites, on May 22, 2023, Verizon and ATC completed a Compliance Statement: Nationwide Programmatic Agreement for the Collocation of Wireless Antennas and Nationwide Programmatic Agreement for Review of Effects on Historic Properties for Certain Undertakings Approved by the Federal Communications Commission, which concluded that Verizon’s proposed additions are “categorically excluded” from Review under Section 106 of the National Historic Preservation Act. See Exhibit BR-4. *See also Second Amendment to the Nationwide Programmatic Agreement (NPA) for the Collocation of Wireless Antennas: https://www.achp.gov/sites/default/files/programmatic_agreements/2020-07/FCC%20SecondAmendmentNPAforCollocationofWirelessAntennas.pdf at 6 (Definition of “substantial increase in the size of the tower”) and FCC press release at <https://wireless.fcc.gov/releases/da010691a.pdf>.*

No significant natural areas will be affected by the Project.

16. Conformance with Local and Regional Plans -

According to 30 V.S.A. § 248a(c)(2), during the Commission's review, "substantial deference [will be] given to the land conservation measures" in the local and regional plans of the "affected municipality." We are, therefore, addressing the relevant provisions of the Charlotte Town Plan (amended on November 5, 2019) ("Town Plan"; excerpts in Exhibit BR-5) and 2018 ECOS Plan adopted by the Chittenden County Regional Planning Commission on June 20, 2018 ("Regional Plan"; excerpts in Exhibit BR-6) to illustrate that the proposed Project will comply.

The Town Plan contains a section entitled, "Telecommunications Services and Facilities" that states as follows:

The Town of Charlotte supports new and relocated telecommunications facilities and services that are consistent with land use regulations, and are necessary to provide adequate wireless and high speed internet coverage for Charlotte residents, businesses and emergency response services.

* * *

New and relocated telecommunications facilities shall be sited to avoid where physically feasible, or to otherwise minimize adverse visual and physical impacts to areas of high public value...

Id. at 1-44. The present application is for the co-location of Antennas and other equipment on an existing Tower at a height far below the top of that Tower. In that way, Verizon's proposed installation is consistent with the Town's land use regulations and is sited to avoid or minimize adverse visual and physical impacts to areas of high public value.

The Regional Plan contains similar language encouraging the deployment of telecommunications infrastructure. It specifically sets the following goal:

Ensure that sufficient telecommunications infrastructure, especially high-speed internet, is available to make these businesses possible. Support the State of Vermont's Broadband Action Plan goals of ensuring universal availability of

internet speeds of 10/1 megabits per second by 2020, and 100/100 megabits per second by 2024.

Id. at 13. The proposed facility will provide high-speed Internet access to both businesses and residences in the area to be served.

This Project fulfills the goals of both the Town Plan and the Regional Plan by expanding the telecommunications infrastructure necessary for businesses and home offices to succeed in the global economy. Basic service generally costs less than a traditional landline account. Further, the wireless networks are less susceptible to outages during inclement weather and are often the only reliable means of communications available during such times.

Because the Project involves the co-location of Antennas and other equipment on an existing Tower, the scenic impact of the Project is negligible.

17. Verizon has neither applied for, obtained, nor been denied a permit or permit amendments under applicable provisions of Title 24 or chapter 151 of Title 10 for the proposed improvements covered by the current application or substantially similar improvements.

18. There are no known permit conditions that would impact the proposed improvements.

19. The Project will promote the general good of the State by improving wireless telecommunication infrastructure to increase capacity and support state-of-the-art wireless services in the community; improving high speed data services; providing competitive choices for consumers; and providing the opportunity to improve economic development within the State – all in conformance with the substantive criteria under 30 V.S.A. § 248a.

20. Concurrently with the filing of this Application, Verizon has provided a copy of this Application, with accompanying exhibits and testimony, to the Planning Commission and

Select Board of the Town of Charlotte, the Chittenden County Regional Planning Commission, the Agency of Natural Resources, Division of Historic Preservation, Commissioner of the Department of Public Service and its Director for Public Advocacy and the Secretary of the Agency of Transportation. A notice of the filing of this Application has also been provided to the landowner of record of the property on which the facility is located and the landowners of properties adjoining the Project site.

21. In support of this Application, the Applicants submit the Prefilled Testimony and exhibits sponsored by the following witnesses:

Witness

Subject

Maria Montrose, Senior RF Engineer

Description of the installation and the Project's purpose and impact on the existing Verizon network.

Benjamin Revette, P.E.

Description of proposed Project and existing permits.

NOTICE TO RECIPIENTS


Pursuant to the Public Utility Commission's ("Commission") *Order Adopting Revised Standards and Procedures Implementing 30 V.S.A. § 248a*, issued by the Commission on January 18, 2023 ("Procedures Order"), any and all recipients of this application will have 30 days to file comments, motions to intervene, or requests for hearing on the project with the Commission. If a recipient would like to request a hearing, the recipient must make a showing that the project raises a significant issue with respect to the applicable criteria under 30 V.S.A. § 248a(c)(1) and pursuant to the Procedures Order.

WHEREFORE, Applicant respectfully requests that the Commission:

1. Find that the Application complies with all applicable notice requirements set out in 30 V.S.A. § 248a(e) and (j);
2. Find that the Application meets the requirements set out in 30 V.S.A. § 248a(b)(4)(A), and, therefore, qualifies as one of "limited size and scope".
3. Find that the Project will promote the general good of the State of Vermont and authorize Applicant to undertake the actions as described herein and in its exhibits;
4. Issue an Order and Certificate of Public Good; and
5. Take such other measures as may be required for the expeditious review and approval of this Application.

Dated in Burlington, Vermont this 17th day of May 2024

Bell Atlantic Mobile Systems, LLC, d/b/a Verizon

By: _____

Brian J. Sullivan
MSK Attorneys
275 College Street
Burlington, VT 05401
(802) 861-7000
BSullivan@mskvt.com

STATE OF VERMONT
PUBLIC UTILITY COMMISSION

Case No. 24 – 1477 - PET

Limited Size and Scope Application)
of Bell Atlantic Mobile Systems, LLC)
d/b/a Verizon Wireless, for a Certificate of Public Good,)
pursuant to 30 V.S.A. § 248a, Authorizing the Co-location)
of a Telecommunications Facility on an Existing Tower in)
Charlotte, Vermont)

Order entered:

I. INTRODUCTION

In this Order, the Vermont Public Utility Commission (“Commission”) approves the application filed on May 13, 2024 by Bell Atlantic Mobile Systems, LLC d/b/a Verizon Wireless (“Petitioner” or “Verizon”), pursuant to 30 V.S.A. § 248a, and the Commission's Amended Procedures Order ("Procedures Order"),¹ and grants the Petitioner a certificate of public good ("CPG") authorizing the co-location of a telecommunications facility at an existing tower in the Town of Charlotte, Vermont (the "Project").

II. BACKGROUND

This case involves a petition and prefiled testimony filed by the Petitioner on May 13, 2024, requesting that the Commission issue a CPG, pursuant to 30 V.S.A. § 248a, authorizing construction of a telecommunications facility at an existing tower. Petitioner is seeking approval for the project as one of limited size and scope pursuant to 30 V.S.A. § 248a(b)(4)(A)(i).

¹ *Order Adopting Revised Standards and Procedures Implementing 30 V.S.A. § 248a*, issued by the Commission on January 18, 2023.

On _____, 2024, the Department of Public Service (the “Department”) filed a letter with the Commission recommending that the Commission issue an order approving the petition without additional hearings or investigation.

No other comments or requests for hearing regarding the petition have been filed with the Commission.

The Commission has determined that the petition and prefiled testimony have effectively addressed the applicable substantive criteria of 30 V.S.A. § 248a. Consequently, we find that the procedure authorized by § 248a is sufficient to satisfy the public interest, and no hearings are required.

III. FINDINGS

1. Verizon intends to co-locate a telecommunications facility at an existing 400’ tall guyed, lattice tower (“Tower”) at 3245 Spear Street, Charlotte, VT 05445. Verizon refers to the Project as “Charlotte 3.” The Tower owner has given Verizon permission to proceed with this Application. The Project consists of three (3) sectors of antennas mounted at a centerline of 165’ above ground level (“AGL”) and an equipment platform (“Platform”) located to the northwest of the Tower. The coordinates for the Tower are: latitude 44.3127° North and longitude 73.18559° West. See Permit Plans (Exhibit BR-1) for a visual depiction of the Project’s location. The PUC approved the Petition of American Tower Services, LLC (“ATC”) in Case No. 22-4962-PET involving modifications to the Tower.

2. Verizon will place three (3) sectors of three (3) panel antennas (“Antennas”) each on the Tower for a total of nine (9) Antennas. Each of the Antennas will be mounted at a centerline height of 165’ AGL. Six (6) of the Antennas will measure approximately 72” long and 11.9” wide each. The remaining three (3) Antennas will measure approximately 28.90” long and

15.75” wide each. The topmost height of the Antennas will be approximately 168’ AGL. Therefore, none of the Antennas will extend above the top of the Tower.

3. At each sector, Verizon will install two (2) Remote Radio Heads (“RRHs”) behind the Antennas, as depicted on Sheet C-401 of the Permit Plans. Therefore, the RRHs should not be visible to most viewers. All six (6) of the RRHs will measure approximately 14.96” long and 14.96” wide. The topmost points of the RRHs will not exceed the topmost points of the Antennas.

4. Behind one of the sectors, Verizon will install one (1) OVP Distribution Box (“Box”). The topmost point of the Box will not exceed the topmost points of the Antennas. The Box measures approximately 29.5” long by 16.5” wide.

5. Verizon will place the 12’ by 20’ Platform on the ground to the northwest of the Tower. The exact location of the Platform is depicted on Sheet C-101 of the Permit Plans. The Platform will be open on the sides but will have a canopy to shed snow and cabinets that will contain the electronics equipment necessary for the operation of the Project.

6. On the Platform, Verizon will place an emergency generator (“Generator”). The Generator will function if there is a power outage. Verizon will remotely test the Generator once a week at a time to be determined. To fuel the Generator, Verizon will use diesel contained in a fuel tank under the Generator.

7. Verizon will use the existing underground utility conduits to bring electric power and telephone service to the Platform and will run cables on an ice bridge from the Platform to the Tower.

8. Verizon will gain access to the Project by using the driveway that connects to Spear Street.

9. The construction of the Project will result in approximately 20.6 square feet of new impervious surface. The Project will not require any tree clearing.

10. A structural analysis, completed by American Tower Corporation (“ATC”) on November 1, 2023, concluded that the Tower is structurally capable of holding Verizon’s proposed equipment. See Exhibit BR-2.

11. Verizon will follow the requirements of the Vermont Low Risk Site Handbook for Erosion Prevention and Sediment Control in its work on the Project.

Co-Location Analysis

12. As part of the design for this Project, Verizon RF engineers evaluated existing telecommunications facilities and existing structures for possible co-location opportunities. The Tower is such a facility. This location will meet Verizon’s immediate needs in this area. See Propagation Plots (Exhibit MM-2).

Analysis of Effects Under Applicable Criteria

13. The proposed Project will not have an adverse impact affecting the applicable criteria under 10 V.S.A. § 6086(a) and will conform to the land conservation measures in the applicable local and regional plans. Below are detailed responses.

Criterion 1(B) – Waste Disposal – There is no routine operational waste generated with this project. Construction waste and equipment at the end of its service life will be recycled or disposed of in accordance with Vermont waste disposal rules. The proposed Generator and fuel tank are designed with secondary containment and engine systems/fueling containment, including a double wall outdoor rated fuel tank with a rupture basin alarm and overflow basins to collect any spills. See Exhibit BR-3 for containment specifications for the proposed Generator.

Verizon has standard operating procedures to limit any potential spill during refueling operations.

Criterion 1(D) – Floodways -- The Project is not located within a floodway or mapped flood plain. Therefore, the Project will not have an undue adverse impact under this Criterion.

Criterion 8 – Scenic Beauty, Historic Sites and Natural Areas – The Project involves the addition of antennas and ancillary equipment on a 400’ tall existing Tower. The antennas and ancillary equipment on the Tower will be finished to blend with the color of the Tower. For these reasons, I conclude that the Project will have no adverse effect, let alone an undue adverse effect, on the scenic beauty of the area. No natural areas will be affected by the Project.

With regard to Historic Sites, on May 22, 2023, Verizon and ATC completed a Compliance Statement: Nationwide Programmatic Agreement for the Collocation of Wireless Antennas and Nationwide Programmatic Agreement for Review of Effects on Historic Properties for Certain Undertakings Approved by the Federal Communications Commission, which concluded that Verizon’s proposed additions are “categorically excluded” from Review under Section 106 of the National Historic Preservation Act. See Exhibit BR-4. See also Second Amendment to the Nationwide Programmatic Agreement (NPA) for the Collocation of Wireless Antennas: https://www.achp.gov/sites/default/files/programmatic_agreements/2020-07/FCC%20SecondAmendmentNPAforCollocationofWirelessAntennas.pdf at 6 (Definition of “substantial increase in the size of the tower”) and FCC press release at <https://wireless.fcc.gov/releases/da010691a.pdf>.

No significant natural areas will be affected by the Project.

14. Conformance with Local and Regional Plans - According to 30 V.S.A. § 248a(c)(2), during the Commission's review, "substantial deference [will be] given to the land conservation measures" in the local and regional plans of the "affected municipality." We are, therefore, addressing the relevant provisions of the Charlotte Town Plan (amended on November 5, 2019) ("Town Plan"; excerpts in Exhibit BR-5) and 2018 ECOS Plan adopted by the Chittenden County Regional Planning Commission on June 20, 2018 ("Regional Plan"; excerpts in Exhibit BR-6) to illustrate that the proposed Project will comply.

The Town Plan contains a section entitled, "Telecommunications Services and Facilities" that states as follows:

The Town of Charlotte supports new and relocated telecommunications facilities and services that are consistent with land use regulations, and are necessary to provide adequate wireless and high speed internet coverage for Charlotte residents, businesses and emergency response services.

* * *

New and relocated telecommunications facilities shall be sited to avoid where physically feasible, or to otherwise minimize adverse visual and physical impacts to areas of high public value...

Id. at 1-44. The present application is for the co-location of Antennas and other equipment on an existing Tower at a height far below the top of that Tower. In that way, Verizon's proposed installation is consistent with the Town's land use regulations and is sited to avoid or minimize adverse visual and physical impacts to areas of high public value.

The Regional Plan contains similar language encouraging the deployment of telecommunications infrastructure. It specifically sets the following goal:

Ensure that sufficient telecommunications infrastructure, especially high-speed internet, is available to make these businesses possible. Support the State of Vermont's Broadband Action Plan goals of ensuring universal availability of internet speeds of 10/1 megabits per second by 2020, and 100/100 megabits per second by 2024.

Id. at 13. The proposed facility will provide high-speed Internet access to both businesses and residences in the area to be served.

This Project fulfills the goals of both the Town Plan and the Regional Plan by expanding the telecommunications infrastructure necessary for businesses and home offices to succeed in the global economy. Basic service generally costs less than a traditional landline account. Further, the wireless networks are less susceptible to outages during inclement weather and are often the only reliable means of communications available during such times.

Because the Project involves the co-location of Antennas and other equipment on an existing Tower, the scenic impact of the Project is negligible.

15. Verizon has neither applied for, obtained, nor been denied a permit or permit amendments under applicable provisions of Title 24 or chapter 151 of Title 10 for the proposed improvements covered by the current application or substantially similar improvements.

16. There are no known permit conditions that would impact the proposed improvements. *Revette Pf.* at 7.

17. The Project will promote the general good of the State by improving wireless telecommunication infrastructure to increase capacity and support state-of-the-art wireless

services in the community; improving high speed data services; providing competitive choices for consumers; and providing the opportunity to improve economic development within the State – all in conformance with the substantive criteria under 30 V.S.A. § 248a.

IV. DISCUSSION and CONCLUSION

The procedures governing Commission approval of communications facilities are set forth in 30 V.S.A. § 248a. Section 248a(1) provides that the Commission:

may issue rules or orders implementing and interpreting this section. In developing such rules or orders, the commission shall seek to simplify the application and review process as appropriate. . . .

In order to implement the statute, the Commission adopted the Procedures Order. In accordance with § 248a(b)(3), the Procedures Order, at Section II, defines a project of "limited size and scope" as:

a new telecommunications facility, including ancillary improvements, that does not exceed 140 feet in height; or an addition, modification, replacement, or removal of equipment at an existing telecommunications facility or support structure, and ancillary improvements, that would result in a total facility height of less than 200 feet and does not increase the width of the existing support structure by more than 20 feet. In order to qualify as a project of limited size and scope, construction of the project shall not result in earth disturbance of more than 10,000 square feet of earth, excluding temporary earth disturbance associated with construction activities,

As required by § 248a(c)(1), and set forth in Section IV(H) of the Procedures Order, in reviewing projects of limited size and scope the Commission conditionally waives:

all criteria under 30 V.S.A. § 248a(c)(1), with the exception of 10 V.S.A. §§ 6086(a)(1)(D) (floodways) and 6086(a)(8) (aesthetics, historic sites, rare and irreplaceable natural areas, endangered species, necessary wildlife habitat).

The proposed Project will consist of co-location on an existing tower and will not result in permanent earth disturbance of more than 10,000 square feet. Therefore, the Project qualifies as a project of limited size and scope.

There is no evidence that this Project will have any adverse impact on floodways, aesthetics, historic sites, rare and irreplaceable natural areas, endangered species or necessary wildlife habitat. The Project will comply with the applicable municipal and regional plans.

Based upon all of the above evidence, the public interest is satisfied by the procedures authorized in 30 V.S.A. § 248a and the proposed Project will promote the general good of the State.

V. ORDER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED by the Public Utility Commission of the State of Vermont that the installation of a wireless telecommunications facility at the location specified in the above findings, by Bell Atlantic Mobile Systems, LLC d/b/a Verizon Wireless, in accordance with the evidence and plans submitted in this proceeding, will promote the general good of the State of Vermont in accordance with 30 V.S.A. §248a(a) and a certificate of public good to that effect shall be issued in this matter.

Dated at Montpelier, Vermont, this ____ day of _____, 2024.

_____)	
)	PUBLIC UTILITY
)	
_____)	COMMISSION
)	
)	OF VERMONT
_____)	

OFFICE OF THE CLERK

FILED: _____

ATTEST: _____
Clerk of the Commission

NOTICE TO READERS: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Commission (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: puc.clerk@vermont.gov)

Appeal of this decision to the Supreme Court of Vermont must be filed with the Clerk of the Commission within thirty days. Appeal will not stay the effect of this Order, absent further Order by this Commission or appropriate action by the Supreme Court of Vermont. Motions for reconsideration or stay, if any, must be filed with the Clerk of the Commission within ten days of the date of this decision and order.

**STATE OF VERMONT
PUBLIC UTILITY COMMISSION**

Case No. 24 - _____ - PET

Limited Size and Scope Application)
of Bell Atlantic Mobile Systems, LLC)
d/b/a Verizon Wireless, for a Certificate of Public Good,)
pursuant to 30 V.S.A. § 248a, authorizing the construction)
of a telecommunications facility in Charlotte, Vermont)

Entered:

**CERTIFICATE OF PUBLIC GOOD ISSUED
PURSUANT TO 30 V.S.A. SECTION 248a**

IT IS HEREBY CERTIFIED that the Public Utility Commission of the State of Vermont ("Commission") this day found and adjudged that the construction of a wireless telecommunications facility proposed by Bell Atlantic Mobile Systems, LLC d/b/a Verizon Wireless, located in the Town of Charlotte, Vermont (the "Project") will promote the general good of the State, subject to the following conditions:

1. Operation and maintenance of the Project shall be in accordance with the plans and evidence submitted in this proceeding. Any material or substantial change in the Project is prohibited without prior Commission approval.
2. The Project shall comply with all applicable existing statutory requirements and Commission Rules and Orders.
3. The Certificate of Public Good shall not be transferred without approval of the Commission.

Signatures on the following page.

Dated at Montpelier, Vermont, this ____ day of _____, 2024.

_____)
_____) PUBLIC UTILITY
_____) COMMISSION
_____) OF VERMONT
_____)

OFFICE OF THE CLERK

FILED: _____

ATTEST: _____

Clerk of the Commission

NOTICE TO READERS: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Commission (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: puc.clerk@vermont.gov)

**STATE OF VERMONT
PUBLIC UTILITY COMMISSION**

Case No. 24 – 1477 - PET

Limited Size and Scope Application)
of Bell Atlantic Mobile Systems, LLC)
d/b/a Verizon Wireless, for a Certificate of Public Good,)
pursuant to 30 V.S.A. § 248a, Authorizing the Co-location)
of a Telecommunications Facility on an Existing Tower)
in Charlotte, Vermont)

NOTICE OF FILING OF PETITION

I, Brian J. Sullivan, attorney for Bell Atlantic Mobile Systems, LLC d/b/a Verizon Wireless (“Verizon”) do hereby give notice that, on May 13, 2024, Verizon filed an Application for a Certificate of Public Good and its supporting documents (collectively, “Petition”) with the Vermont Public Utility Commission (“Commission”) pursuant to 30 V.S.A. § 248a for the co-location of an existing telecommunications facility located at 3245 Spear Street, Charlotte VT 05445. The coordinates for the . The coordinates for the Tower are: latitude 44.3127° North and longitude 73.18559° West. Verizon filed the Petition using the Commission’s ePUC web portal.

Pursuant to the Commission’s *Order Adopting Revised Standards and Procedures Implementing 30 V.S.A. § 248a*, issued by the Commission on January 18, 2023 (“Procedures Order”), on May 17, 2024 we served the Petition, via ePUC and U.S. Mail on the parties listed below.¹

I hereby inform the recipients below that they have until June 17, 2024 to file comments, motions to intervene, or requests for hearing on the Petition with the Commission. Documents available on the Commission's website to assist you with this process include the following: *A Citizen's Guide to the Public Utility Commission*, available at: <http://puc.vermont.gov/document/citizen-guide-public-utility-commission> and *Public Participation and Intervention in Proceedings Before the Public Utility*

¹ Verizon presumes that only the State Agencies in the list below have access to ePUC. Therefore, Verizon used regular U.S. Mail to notify all of the other parties.

Commission, available at: <https://puc.vermont.gov/document/public-participation-and-intervention-proceedings-public-utility-commission> and <https://puc.vermont.gov/document/section-248a-procedures>.

Comments may be filed in writing or electronically through ePUC. <https://epuc.vermont.gov/>.

If a recipient would like to request a hearing, the recipient must make a showing that the Petition raises a significant issue with respect to one or more of the applicable criteria under 30 V.S.A. § 248a(c)(1) and pursuant to the Procedures Order.

Statutory Parties:

Holly Anderson, Clerk
Vermont Public Utility Commission
112 State Street, 4th Floor
Montpelier, VT 05620-2701

Kelly Hughes, Paralegal
ANR Office of Planning and Legal Affairs
1 National Life Drive
Montpelier, VT 05402-3901

Elizabeth Peebles
Vermont Div. for Historic Preservation
National Life Building, 6th Floor
Montpelier, VT 05620-1201

Geoff Commons, Dir. for Public Advocacy
c/o Benjamin Civiletti, Special Counsel
Vermont Department of Public Service
112 State Street, Drawer 20
Montpelier, VT 05620-2601

Vermont Agency of Transportation
One National Life Drive
Montpelier, VT 05633-5001

June Tierney, Commissioner
Vermont Department of Public Service
112 State Street, Drawer 20

Montpelier, VT 05620-2601

Charlie Pughe, Chair
Town of Charlotte Planning Commission
159 Ferry Road
Charlotte, VT 05445

James Faulkner, Chair
Town of Charlotte Selectboard
159 Ferry Road
Charlotte, VT 05445

Charlie Baker, Executive Director
Chittenden County Regional
Planning Commission
110 West Canal Street, Suite 202
Winooski, VT 05405-2109


American Tower Corporation
P.O. Box 723597
Atlanta, GA 31139

Adjoining Landowners:

Last Name	First Name	Address	Parcel ID:
Couillard	Terrance J.	3125 Spear Street Charlotte, VT 05445	00002-3125
Hinsdale Charlotte Farms LLC		294 N. Winooski Ave Burlington, VT 05401	00002-3301
Winn	Sharon J.	3428 Spear Street Charlotte, VT 05445	00002-3453
Clark	Tammy M.	3475 Spear Street Charlotte, VT 05445	
Marble	Roy	14 Stafford Avenue Morrisville, VT 05661	
Winn	Stephen and Lacey	3453 Spear Street Charlotte, VT 05445	Recent subdivision – no new ID
St. George	Laura	3307 Spear Street Charlotte, VT 05445	00002-3307
Nichols	David C. and Diane P.	138 Morningside Drive Charlotte, VT 05445	00045-0138
Stryker Stables LLC		PO Box 462 Shelburne, VT 05482	00002-3022
Hella	William Louis	3175 Spear Street Charlotte, VT 05445	00002-3175

Dated in Burlington, Vermont this 17th day of May 2024.

Bell Atlantic Mobile Systems, LLC d/b/a Verizon
Wireless

By: 

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Burlington, VT 05401
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