

STATE OF VERMONT  
PUBLIC SERVICE BOARD

Petition of VTel Wireless, Inc., pursuant to 30 )  
V.S.A. § 248a, for a Certificate of Public Good )  
to install a telecommunications facility at Bayne )  
Comolli Road, Calais, Vermont )

Docket No. \_\_\_\_

**CERTIFICATION OF PREFILING REQUIREMENTS**

- 1. Introduction.** The purpose of this Certification of Prefiling Requirements is to set forth for the Vermont Public Service Board (the “Board”) and the statutory notice parties the steps taken by Downs Rachlin Martin PLLC (“DRM”), on behalf of VTel Wireless, Inc. (“VTel”), to comply with the advance notice requirements set forth in 30 V.S.A. § 248a and the Board’s “Second Amended Order implementing standards and procedures for issuance of a certificate of public good for communications facilities pursuant to § 248a,” dated September 5, 2014 (the “Procedures Order”).
- 2. Overview of the Project.** On May15, 2015, VTel petitioned for a Certificate of Public Good (“CPG”) to install a wireless telecommunications facility (the “Facility”) at 1056 Bayne Comolli Road, Calais, Vermont, designated by the municipality as Parcel ID: 01-010.000 (the “Site” or “Property”).
- 3. Prefiling Notice Requirements.** Pursuant to the Procedures Order, VTel was required to provide written notice of its intent to submit a Section 248a petition—identifying the location of the Site and providing a description of the proposed project in reasonable detail—at least 45 days in advance of filing the petition (the “Prefiling Notice”), to the following entities (the “Prefiling Notice Parties”):

  - a. The legislative body and municipal and regional planning commissions in the communities where the Facility is located;
  - b. the Secretary of the Vermont Agency of Natural Resources;
  - c. the Vermont Division for Historic Preservation;
  - d. the Secretary of the Vermont Agency of Transportation;
  - e. the Commissioner of the Department of Public Service and its Director for Public Advocacy;
  - f. landowners of record of property adjoining the Site; and
  - g. the Public Service Board.
- 4. Certification of the Adjoining Property Owners.** The mailing addresses of the adjoining property owners were verified on December 22, 2014, February 23 (Calais) and February 24 (Woodbury) 2015, prior to providing the Prefiling Notices, and again on May 7 , 2015, in advance of filing this Petition. A grand list certification was obtained from the Town Clerk on May 7, 2015.

**5. Prefiling Notice for the Project.** Pursuant to the requirements set forth in the Procedures Order, VTel provided to most of the Prefiling Notice Parties the following materials as part of the Prefiling Notice:

- a. a prefiling narrative describing the Facility, explaining the process for review of telecommunications facilities under Section 248a, and providing the Prefiling Notice Parties with contact information for questions related to the Facility;
- b. zoning drawings providing a site plan, vertical profiles, antenna plan, abutter information, and electrical information concerning the Facility;
- c. antenna specifications;
- d. a map of natural resources in the area, based on the Agency of Natural Resources' online database;
- e. propagation maps, depicting the coverage area of the Facility;
- f. photographic simulations, demonstrating the aesthetic effect of the proposed Facility; and
- g. a radiofrequency compliance report demonstrating that the Facility will operate in compliance with radiofrequency emission standards set by the Federal Communications Commission ("FCC").

**Timing of Prefiling Notices.** The Prefiling Notice was submitted to the Prefiling Notice Parties on February 25, 2015, supplemented on April 3<sup>rd</sup>, and again on April 14<sup>th</sup>, 2015.

- 6. Position of the Town of Calais.** Representatives for VTel attended a meeting of the Calais Selectboard on April 15, 2015, to answer questions about the Project and the Section 248a process. The Selectboard send a letter dated April 17, 2015 stating that it did not support the project. The letter is included as Exhibit VTel 6B-12.
- 7. Position of the Regional Planning Commission.** On March 27, 2015, The Central Vermont Regional Planning Commission ("RPC") submitted a letter requesting clarification and additional information about the proposed project, which Petitioner addresses in the instant Petition. The letter is included as Exhibit VTel 6B-13.

Based on the foregoing, the undersigned hereby certifies that it has complied with the advance notice requirements of 30 V.S.A. § 248a and the Procedures Order.

Dated at Burlington, Vermont this 15 day of May, 2015.

DOWNS RACHLIN MARTIN PLLC  
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By: \_\_\_\_\_

  
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