



IN CITY COUNCIL

AUGUST 29, 2016

Marlborough, Mass., _____ PAGE 1

ORDERED:

That the PUBLIC HEARING On the Application for Wireless Special Permit from New Cingular Wireless PCS, LLC-AT & T Mobility to remove Condition 7 of Special Permit, Order No. 11-1003004C which requires that AT & T fly an American Flag from the stealth antenna canister on the water tower, 175 Maple St. Order No. 16-1006637, all were heard who wish to be heard, hearing recessed at 8:07 PM.

Councilors Present: Clancy, Delano, Doucette Elder, Tunnera, Irish, Landers, Juaire, Oram, Ossing, & Robey.

PUBLIC SPEAKING IN FAVOR

Edward Pare, an attorney at Brown Rudnick in Boston, spoke in favor of the application for a special permit modification on behalf of New Cingular Wireless PCS, LLC which operates as AT&T. AT&T has been located on this water tank with its wireless antenna installation since 1999. Over the years, the cylinder has grown in size and diameter as new technology emerges requiring the continual modification of this installation.

Initially, the installation was a sleek canister that flew a flag however the canister has grown in size and no longer resembles a flag pole. They have received many complaints regarding the flag's appearance and at this point would like to abandon the idea that the canister is a flag pole. It does not do justice to the flag and they proposed to remove the flag and gold finial from the top of the canister. They preferred to keep the canister so the antennas are not visible and work with the City to find another way for AT&T to honor the flag.

There is no one else speaking in favor. That part of the Public Hearing is closed.

QUESTIONS FROM THE PUBLIC

There are no questions from the public. That part of the Public Hearing is closed.

PUBLIC SPEAKING IN OPPOSITION

There is no one speaking in opposition. That part of the Public Hearing is closed.

QUESTIONS FROM THE CITY COUNCIL

✓ Councilor Juaire talked with the Marlborough Veteran's Council and asked if AT&T would work with them as well. Mr. Pare confirmed they were willing to work with the City, Wireless Communications Committee as well as the Veteran's Council.



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- ✓ Councilor Doucette had a general question regarding the size of the canister and the term stealth used to describe it. Mr. Pare clarified the use of the term stealth was more in regards to the shielding of the rectangular antennas and wires from view.
- ✓ Councilor Oram requested AT&T work with the City, Committee and Veteran's Council to appropriately honor the flag.
- ✓ Councilor Robey questioned another requirement of the original special permit of \$1500 paid to the City's Open Space Account each January and whether those payments were still being made. Mr. Pare would confirm the payments have been made and report to the committee. They were not requesting a change to that special permit condition.

There are no further questions from members of City Council. That part of the Public Hearing is closed.

That ends the entire Public Hearing. This is currently in the Wireless Communications Committee.

ADOPTED

ORDER NO. 16-1006637A