_	STATE OF NEW JERSEY JUL 1 5 1998
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2	THE PINELANDS COMMISSION
3	
4	Appendix E
5	Executive Director's Report
6	August 21, 1998
7	PUBLIC HEARINGS FOR PROPOSED
8	CELLULAR FACILITIES PLAN
9	
10	
11	
12	Hamilton Township Municipal Building
13	6101 Thirteenth Street
14	Mays Landing, New Jersey
15	Thursday, July 9, 1998
16	Commencing 7:01 p.m. to 9:40 p.m.
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21	GUY J. RENZI & ASSOCIATES
22	824 West State Street
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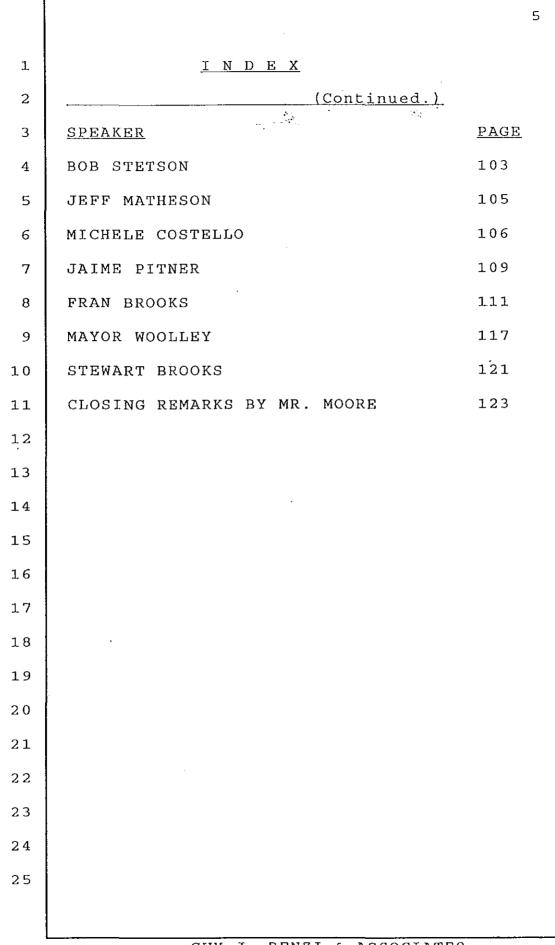
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1	COMMISSION MEMBERS:	
2	TERRENCE MOORE, Executive Director	
3	DANIEL J. GALLETTA	
4	CHARLES PRITCHARD	
5	JAY EDWARD MOUNIER	
6	NORMAN F. TOMASELLO	
7		
8	<u>COMMISSION STAFF &amp; CONSULTANTS:</u>	
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10	JOHN C. STOKES, Assistant Director	
11	LARRY L. LIGGETT, Manager of Planning	
12	MOSHE KAM, Consultant	
13	WILLIAM F. HARRISON, Assistant Director	
14	CHARLES M. HORNER, Manager of Regulatory	
15	Programs	
16	NADINE B. YOUNG, Executive Assistant	
17		
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25		
	GUY J. RENZI & ASSOCIATES	<u> </u>

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1	<u>APPEARANCES:</u>	
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19	Attorney for Sprint.	
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GUY J. RENZI & ASSOCIATES

#### Pinelands Commission

1	MR. MOORE: Ladies and gentlemen,
2	let me begin the hearing, if I may. This is a
3	hearing that is being held in accordance with
4	New Jersey Administrative Code 7:50-5.4(c)6.5,
5	which is a provision of the New Jersey
6	Pinelands Comprehensive Management Plan. The
7	hearing is being conducted regarding a
8	comprehensive plan for wireless communications
9	facilities in the Pinelands.

Let me begin by just indicating, my 10 name is Terrence D. Moore and I'm the Executive 11 Director of the Pinelands Commission. On my 12 right, to my extreme right, in this case, is 13 Daniel Galletta, who is a member of the 1.4 Commission, appointed by the Governor, he is 15 from Atlantic County. Next to him is Valerie 16 Haynes, who is a Deputy Attorney General, who 17 is assigned to the Pinelands Commission. 18 On my left is Charles Pritchard, who is deputy 19 mayor of this community and also an appointee 20 from Atlantic County as a member of the 21Pinelands Commission. To his left is Jay 2.2 Mounier, gubernatorial appointee who is from 23 24 Gloucester County, Franklin Township. And to his left, Norman Tomasello, who is a member of 25

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	Opening Remarks by Mr. Moore
1	the Commission from Camden County.
2	I do need to indicate, prior to
3	beginning the hearing, that this is a hearing
4	that is actually being conducted by the
5	Executive Director of the Commission. Normally
6	I would not be presumptuous to chair a meeting
7	where members of the Commission are present.
8	They are here to listen to the testimony, but
9	the purpose of this hearing is to assist me in
10	formulating a recommendation to the Commission
11	regarding the plan that has been submitted to
12	it by certain cellular service providers.
13	Also I want to introduce members of
14	our staff who are here this evening and who
15	will be participating in the hearing. John,
16	if you will raise your hand. John Stokes, who
17	is an Assistant Director of the Commission. To
18	his left, Larry Liggett, who is our Manager of
19	Planning. These two gentlemen have been
20	involved in the review of the Cellular
21	Facilities Plan that has been submitted. And
22	to Mr. Stokes' right is Dr. Moshe Kam, who is a
23	consultant who has been retained, with a number
24	of others, to review the technical aspects of
25	the plan that has been submitted to us.

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	8 Opening Remarks by Mr. Moore
1	The purpose of this hearing this
2	evening is really quite simple, it's to listen
3	to you and your comments as to whether the
4	Cellular Facilities Plan that has been
5	submitted to the Commission meets the standards
6	of the Comprehensive Management Plan and
7	specifically the section that is known as New
8	Jersey Administrative Code 11:15-5.4.
9	The purpose of this is to assist me
10	in formulating a recommendation to the
11	Commission as to whether they should approve,
12	approve with conditions, or not approve the
13	plan that has been submitted.
14	We will be accepting testimony not
15	only this evening, but the record will be open
16	for written comments through July 17th.
17	Thereafter, our staff, our consultants and I
18	will be completing our review and making a
19	recommendation to the Pinelands Commission
20	regarding the plan. That will be in the form
21	of a report that I will be distributing to the
22	Commission. Later on I will give you
23	information as to how you can obtain a copy of
24	that report when it is issued to the Commission
25	itself.

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i	9 Opening Remarks by Mr. Moore
1	There also will be a meeting of a
2	small committee of the Commission in late July
3	or early August. That is a committee that has
4	been formed to review, on behalf of the
5	Commission, certain aspects of the Cellular
6	Facilities Plan. Public notice of that meeting
7	will be given, but we have not yet set a date
8	pending our completion of our staff review.
9	We expect that the Commission will
10	act on this plan either at its August meeting
11	or its September meeting. Again, that will be
12	publicized. The August meeting is on August
13	the 14th. The Commission meetings are normally
14	held in the Southampton Township Municipal
15	Building on Route 206 in Southampton
16	Township. The September meeting is scheduled,
17	at this point in time, for September 11th.
18	Before I begin the hearing this
19	evening and welcome your comments, I would like
20	to ask some of the staff who had been involved
21	in discussions with the industry and reviewing
22	aspects of the submitted plan to make a brief
23	presentation so that those of you who have not,
24	perhaps, had an opportunity to review the
25	document, although it has been made publicly

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	John C. Stokes
1	available, may gain a little better
2	understanding of it as it has been submitted.
3	After that, I will ask the applicants, in this
4	case, or the representatives of the three
5	cellular providers to make a brief statement
6	regarding the plan, and then we will begin with
7	the public testimony.
8	Mr. Stokes, if you want to lead off
9	with a brief explanation of the plan.
10	MR. STOKES: I hope you can all
11	hear me. I'm going to step away from the
12	microphone.
13	. The plan, as Mr. Moore indicated,
14	has been made available for public review;
15	county libraries have a copy, we have copies in
16	our office for review, and there is information
17	on our web page if anyone cares to review it.
18	I'm only going to give you a few highlights
19	here this evening.
20	This is a large-scale rendering of
21	a colored map that is in the plan
22	(indicating). The plan proposes 33 new
23	cellular facilities in the Pinelands. By a
24	"facility," I'm referring to a location at
25	which one or more antennas may be located.

#### John C. Stokes

1 There are three companies that are parties to 2 this plan. In some cases, in some facilities 3 there might be several antennas. So when I 4 refer to a "facility," I'm referring to one 5 location which may serve multiple wireless 6 providers.

Of those 33 facilities that are 7 proposed in the Pinelands, 10 are to be located 8 on existing structures. Most of these are 9 10 existing communications towers that are owned by other companies other than the three 11 companies who have prepared this plan. On 12 this map, they are shown as blue dots. There 1.3 are seven others that may be able to be located 14 on existing structures. In their plan, the 15 16 companies have not guaranteed that as yet because in order to do so, they feel that they 17 need to have agreements in place with the 18 owners of those other structures or towers and 19 there are some with which they do not have 2021 those agreements in place yet. They are 22 indicated as green triangles on the map. 23 That leaves 16 facilities which are likely to require, from the companies' 24 25 perspective, new towers throughout the

John	с.	Stokes

1	Pinelands. So that's 16 new towers scattered
2	throughout the entire Pinelands. They are
3	indicated on this map by by yellow triangles.
4	Four of those are located in what we call in
5	the Pinelands, Pinelands towns and regional
6	growth areas. These are generally areas that
7	the Pinelands Comprehensive Management Plan
8	designates for development. And if you can see
9	that map on the other side of the room, those
10	areas are indicated in orange and purple.
11	Seven of the 16 are located in what
12	we refer to as rural development areas,
13	agricultural production areas, and selected
14	Pinelands villages. Generally, the areas that
15	you see in yellow and brown on that map.
16	That leaves then five potentially
17	new towers that would be located in what we
18	would characterize as the most sensitive parts
19	of the Pinelands, the most conservation
20	oriented parts of the Pinelands, the Pinelands
21	forest areas, preservation area, and special
22	agricultural or buried production areas within
23	the Pinelands. They are shown, on that map,
24	in various shades of green and also on this map
25	in various shades of green.

	13
4	John C. Stokes
1	Other existing cellular facilities
2	located in and immediately surrounding the
3	Pinelands are located on this map and indicated
4	by red dots.
5	Some of you may recall that the
6	three companies that submitted a plan to the
7	Pinelands Commission in 1997 for approval and
8	Mr. Moore, at that time, recommended that the
9	Pinelands Commission not approve that plan
10	because a number of deficiencies were found
11	relative to the standards of the Pinelands
12	Comprehensive Management Plan.
13	This plan that we have before us
14	today does differ from that 1997 plan in a
15	number of respects. Some of the more
16	significant differences are, one, this plan now
17	includes a much more objective standard against
18	which the need for cellular facilities can be
19	judged so that our consultants can objectively
20	take a look at what the proposal is and
21	conclude whether or not there is a demonstrated
22	need for a facility.
23	Two, there has been a much more
24	serious attempt to evaluate the use of the
25	existing structures to house cellular

	John C. Stokes
1	facilities. Clearly one of the prime
2	objectives of the Pinelands plan is to minimize
3	the number of new towers in the Pinelands. So
4	to the extent that the cellular companies can
5	use existing structures, whether they be other
6	wireless towers or whether they be water towers
7	or tall buildings, you know, whatever, clearly .
8	that's a preference. This plan does take a
9	much more serious look at that.
10	Consequently, we see that as few as
11	16, instead of as many as 26 new towers may be
12	constructed in the Pinelands. So conceivably
13	under this plan far fewer new towers may be
14	built than might have been the case
15	previously.
1.6	In these most sensitive areas of
17	the Pinelands, green areas, as I mentioned,
18	this plan proposes probably five new towers and
19	that compares to maybe as many as eight under
20	the prior plan.
21	Lastly, another important
22	difference is that this plan includes what we
23	would commonly refer to as a collocation policy
24	which we hope will facilitate other wireless
25	providers, whether they be other companies, for

#### John C. Stokes

example, PCS companies, or whether they be 1 public organizations, first aid squads, fire 2 companies, police, emergency services, 3 whatever, to utilize the facilities that are 4 constructed under this plan. 5 That's a very brief recap. 6 Obviously there is much more to this plan than 7 what I have described to you, and it might be 8 that the companies might highlight some other 9 things for your benefit. 10 I'd like to take just a moment or 11 two more just to highlight for you the 10 12 primary requirements that a cellular facility's 13 plan must meet in order for the Pinelands 14 Commission to approve it. There are copies of 15 this in the rear, so anybody who doesn't have 16 one, please help yourself. I'm not going to 17 go over these in great detail, but I thought I 18 would highlight kind of the basic thrust of 19 20 it. The first standard is intended to 21 stimulate coordinated planning amongst similar 22 telephone companies. In this case, we have 23 three cellular telephone companies who have 24 banded together to jointly prepare this plan. 25

	John C. Stokes
1	The purpose of this first standard is to try to
2	coordinate that planning as best as we can.
3	There are other companies, personal
4	communication services, commonly known as PCS,
5	which are not part of this plan. It may well
6	be that they might submit a plan of their own
7	at some point in the future.
8	The second standard is to get the
9	companies to think a little bit about other
10	technologies that might affect their plan in
11	the future.
12	Jumping to the fourth standard for
13	a moment, the reason for the second standard is
14	that we're asking the companies to look ahead
15	for 10 years and to give us kind of a blueprint
16	of what their plans are for the next 10
17	years. That's not to say that their plans
18	can't change. There is a provision in our
19	regulations which allow for an amendment to the
20	plan to be considered if circumstances change.
21	But the object is to try to get us all to think
22	ahead, try to get a good, solid picture of
23	where we are going to be as we move along.
24	Going back to the third standard,
25	obviously it's important for all of us to have

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#### John C. Stokes

a pretty good idea of where these facilities
 will go, not necessarily the precise location,
 but a pretty good idea of the area in which
 these facilities will be located.

The fifth standard deals with the 5 need for facilities within the Pinelands. The 6 object of the Pinelands requirements is for the 7 plan to provide adequate service to the 8 Pinelands, not necessarily perfect service. So 9 10 there is a difference. The object here is to not locate facilities where the need is at best 11 The facilities that go into the marginal. 12 Pinelands ought to be where there is truly need 13 for it. Now, you know, that is, to some 14 degree, a little subjective in the eyes of the 15 beholder, at what point is the need marginal, 16 and that's one of the reasons why we asked and 17 the companies have tried to outline in more 18 detail what tests they apply in determining at 19 how our consultants can evaluate that. 20 The sixth standard deals with 21 trying to further minimize the number of 22 facilities in these most sensitive portions of 23 24

the Pinelands, the green areas on that map and the green areas on this map. Obviously, we'd

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	18 John C. Stokes
1	like to keep all of the facilities in the
2	Pinelands to a minimum, but clearly if those
3	facilities are needed, we would prefer, if
4	there is a choice, not to locate them in these
5	most sensitive areas.
6	The seventh standard deals with
7	something I mentioned before, and that is to
8	the extent that companies can take advantage of
9	the existing structures, they need to do
10	that. The plan needs to demonstrate that that
11	has been done.
12	The eighth and ninth standards both
13	deal with generally what I'll call siting
14	requirements. Most of these come into play a
15	little further down the road, but with putting
16	together this plan, there needs to be some
17	reasonable expectation, we think, on the part
18	of the Pinelands Commission and the public and
19	our municipal officials that the plan that is
20	being proposed is realistic so that there is a
21	realistic expectation that if a company says we
22	propose to site a facility at this location,
23	that that location is an eligible site, and
24	there are standards in the Pinelands plan in
25	terms of what sites are okay on which to locate

#### John C. Stokes

cellular facilities; first aid squads, industrial zones, sand and gravel mining operations and the like. So there needs to be some reasonable expectation that when they actually go out and do the final site selection process, that they will be able to find a qualified site.

The tenth standard talks about 8 shared service, and this gets fairly 9 10 complicated and actually a little beyond my capability. I'm not a technical expert in 11 12 this, but the idea is if it's possible for 13 service to be handed from one company to another under certain circumstances and avoid 14 15 the need for construction of facilities, then 16 that's the goal of the Pinelands regulations. 17 As a matter of fact, it's been the company's 18 position that under federal regulations they 19 can't really do that. And as a practical 20matter, at least in the first plan which we 21reviewed last year, even with all the other 22 deficiencies that were noted, we did not see 23 this as a deficiency. 24 I'm going to ask Larry Liggett to

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go over, very briefly, what our staff

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	20 Larry L. Liggett
1	participation has been in this and what our
2	review is and what happens, maybe, after or if
3	a plan is ultimately approved. Larry.
4	MR. LIGGETT: What we basically did
5	was, we first met with that consulting team
6	from Drexel University, with Dr. Kam here, and
7	esteemed colleagues, Dr. Eisenstein and
8	Dr. Schanker, and then with the plan, last
9	year's plan they helped us to redo that and
10	they continue to be with us for this plan.
11	What we did at the last year's plan
12	was, we met with the industry in the winter
13	months, our consulting team staff and the
14	industry, to see if we could review some of the
15	deficiencies that were noted in the first
16	plan. Twenty-three of those facilities were
17	reviewed in great deal, more than normal
18	detail, to determine three things: First of
19	all, is the facility truly needed at the
20	location that has been selected; secondly, is
21	there a possibility that some of these could be
22	located on existing structures; and third, for
23	the structures where a new structure is needed,
24	is there indeed a site that meets the
25	requirements of the Comprehensive Management

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	Larry L. Liggett
1	Plan.
2	As a result of that review alone,
3	several things happened. One, one facility was
4	eliminated by combining it with another
5	facility; four proposed facilities were moved
·6	from more sensitive management areas to less
7	sensitive management areas; three new towers
8	were replaced by being able to put them on
9	existing structures, and this was essentially
10	guaranteed by the industries; and seven others
11	may be able to be put on existing structures
12	depending upon if things prove technically
13	feasible.
14	I should say that all of our
15	reviews, the consulting team and the staff, are
16	still continuing. We'll benefit from the
17	public review tonight and any written text that
18	we can get. Our preliminary review has yet to
19	show anything that will keep us from
20	recommending the plan. You should also bear
21	in mind that these are staff recommendations
22	that are preliminary and do not represent the
23	final recommendations of Executive Director
24	Moore. And all this, again, as I should
25	mention, will be subject of the information to

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	22 Larry L. Liggett
1.	be gained tonight and in written comment.
2	The second thing I want to tell you
3	briefly is, what happens if this plan is
4	approved by the Pinelands Commission. What
5	that means is that the three providers, Bell
6	Atlantic, Comcast, and Nextel are then free to
7	propose the construction of new towers.
8	However, each construction proposal must still
9	meet the specific CMP location and design
10	standards. I will give you some examples. We
11	will still look to see if there is any existing
12	structures that can be used. Maybe one has
13	been built since then or maybe we missed
14	something in our review. We'll also make sure
15	that they do indeed use eligible sites for the
16	construction of new towers. There are some
17	visual standards where we try to minimize the
18	visual impacts and other design standards that
19	will be looked at.
20	And finally, the normal site
21	protection, site development standards such as
22	wetlands and endangered species will be
23	required.
24	Each of these proposals still has
25	to be reviewed by a municipality and approved

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# Larry L. Liggett

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1	by a municipality. Municipalities are legally
2	entitled to impose additional requirements as
3	long as they are reasonable and don't conflict
4	with the Pinelands requirements. Other
5	wireless providers will not be able to
6	construct new towers outside of regional growth
7	areas in towns unless they too submit a plan.
8	So there is a big difference between the three
9	providers and other wireless providers.
10	And last, but not least, this is
11	down the road, I thought I should say this, if
12	the tower ceases to be needed, it must be
13	removed.
14	MR. MOORE: Thank you, Larry.
15	As John indicated, I think many of
16	you were here for a previous hearing conducted
17	in this building on the first submission, I did
18	recommend that the Commission not approve the
19	original submission based, at least, on my
20	finding that the plan did not adequately
21	address eight of the ten standards that
22	Mr. Stokes has reviewed with you this
23	evening. As Larry indicated, there have been
24	a lot of meetings since that point in time and
25	a new submission was received and that was

24 Michael J. Gross, Esq. deemed to be complete by the Commission staff 1 not long ago and is really ready for staff 2 review at this point in time. Also, public 3 hearing that we are holding tonight. 4 Let me introduce, if I may, for the 5 industry, Mr. Michael Gross. 6 Michael, I'm going to let you give 7 the lengthy name of your law firm. 8 Mr. Gross is representing the 9 cellular providers. 10 11 MR. GROSS: My name is Michael The law firm of Giordano, Halleran & 12 Gross. Ciesla. I represent Bell Atlantic Mobile, 13 Comcast, and Nextel. 14We do appreciate the staff report. 15 16 As Larry indicated, there have been numerous 17 meetings between the staff and the providers to attempt to fine tune the plan that was 18 submitted in 1997 so that the plan could meet 19 20 at least the staff's criteria and the criteria, of course, of the Comprehensive Management 21Plan. 22 We view the purpose of the hearing 23 to receive public input, so we do not want to 2425 make a lengthy presentation. We will have

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	25 Michael J. Gross, Esq.
1	brief statements from each of the three
2	providers and then we are going to try to
3	address some of the standards or highlight some
4	of the standards.
5	There is a lengthy history, believe
6	it or not, to this process, even though the
7	regulations were only adopted in 1995. I
8	guess as John alluded to, prior to that time
9	there was a height limitation and really there
10	were preclusions to constructing towers in
11	certain of the more sensitive areas of the
1.2	Pinelands under certain circumstances. 1995
13	regulations set forth a fairly detailed set of
14	regulations that, and technical requirements
15	that had to be met and those technical
16	submissions were made in a number of plan
17	submissions since 1995 culminating in the March
18	submission that you have before you today.
19	The other thing that happened since
20	1995 is that Congress passed the
21	Telecommunications Act of 1996, as John alluded
22	to, and that act basically required that these
23	types of providers provide adequate service at
24	the same time, of course, left certain siting
25	criteria to the state and municipal governments

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	26 Michael J. Gross, Esq.
1	of New Jersey, and that's what we are going
2	through now.
3	We believe that this plan that has
4	been proposed in March of 1998 does meet all of
5	the regulatory requirements. We agree with
6	Mr. Liggett's statements. We have met
7	subsequent to the submission of the plan and we
8	reviewed some details of the plan and we are
9	hopeful that this plan will be approved in
10	short order by the Commission.
11	We also would like to reiterate
12	what Mr. Liggett stated, which is, that even if
13	this plan is approved and, as I said, we hope
14	it is approved, there is still a site-by-site
15	process that each of the providers must
16	undertake in order for these facilities to
17	actually be constructed, and that is a
18	municipal process and a Pinelands Commission
19	process.
20	I'd like to call on each of the
21	three providers and then the Bell Atlantic
22	representative is going to address some of the
23	issues that are raised by the regulations. The
24	first representative is Joe Divis. He
25	represents Comcast.
1	

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	27 Joseph Divis
1	MR. DIVIS: Good evening members of
2	the Commission, Director Moore, Ladies and
3	Gentlemen.
4	As Mr. Gross said, my name is Joe
5	Divis, and I'm Public Affairs Manager for
6	Comcast Cellular. Depending on where you live,
7	you may know us as Comcast Cellular One or
8	Comcast Metrophone. And it certainly is a
9	pleasure to be here tonight on behalf of
10	Comcast to speak on behalf of the comprehensive
11	plan.
12	Cellular communications is playing
13	an increasingly important role in everyday
14	life, including for the average citizen and
15	public safety personnel. Cellular is no longer
16	just for the busy executive. Small business
17	owners, parents, spouses, senior citizens, even
18	young people are using cellular now. Public
19	safety officials, fire, rescue, emergency
20	management folks also use cellular to carry out
21	their life and property saving activities. For
22	example, Comcast is proud of the fact that we
23	provide free phones and service to many
24	emergency management organizations throughout
25	the state, including many which serve the

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GUY J. RENZI & ASSOCIATES

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### Joseph Divis

	Joseph Divis
1	Pinelands area. And at those times when
2	immediate cellular communications is needed, we
3	need to have the antenna facilities in place to
4	make sure that those all important calls go
5	through. The need to provide our customers,
б	all of our customers, the average citizen, the
7	public safety official with consistently
8	reliable service throughout the Pinelands is
9	real.
10	Adoption by the Commission of the
11	comprehensive plan of products literally in the
12	making for several years will ensure their
13	customers who live, work, recreate and travel
14	through the Pinelands will have a service that
15	they count on, be it to call home or to call
16	help in time of emergency now and into the
17	future.
18	What is before the Commission
19	tonight is what we feel is a long-term
20	blueprint of and for balance. Balance between
21	the growing service demand brought on by our
22	customers - and these customers are our

friends, they are our neighbors, they are our co-workers, they are our relatives, they are not faceless people - as well as the continued

GUY J. RENZI & ASSOCIATES

	29
1	Joseph Divis protection and the public enjoyment of one of
2	the State's greatest natural resources.
3	The Commission's regulations set
4	forth the criteria the carriers must meet on
5	key issues surrounding siting in the Pinelands,
6	and they were referenced, to a degree, in one
7	of the presentations earlier. Least number of
8	facilities, antenna collocation, use of
9	existing structures where feasible and
10	minimization of visual impact and other
11	important considerations. Our plan does that,
12	and clearly spells out how those criteria are
13	being met.
14	I'd like to reiterate, this
15	Pinelands plan we feel is a blueprint for
16	managing and balancing technology with nature,
17	and we feel that adequate cellular service
18	across the Pinelands will only serve to add to
19	the region's attractiveness for recreational,
20	social, educational, and residential
21	activities.
22	We hope, finally, that the
23	Commission ultimately views this plan with
24	favor. Thank you.
25	MR. GROSS: I'd like to call on Tim

1	
:	30 Tim Fincham
1	Fincham for Nextel.
2	MR. FINCHAM: Thank you, members of
3	the Commission and audience, for being here
4	this evening. My name is Tim Fincham. I'm the
5	director of System Development for Nextel
6	Communications.
7	Nextel Communications is a
8	specialized mobile radio provider with
9	nationwide coverage. In fact, just this week
10	we announced our two millionth customer and our
11	hope for the comprehensive plan in working with
12	Bell Atlantic and Comcast is that we could come
13	with up a plan that would meet the needs of not
14	only the carriers, but be sensitive to the
15	needs of the Pinelands and the sensitive nature
16	of the Pinelands area. And as what has already
17	been echoed already in the room, we are very
18	concerned also about the 911 coverage
19	capabilities with our service and we are
20	experiencing difficulties right now with our
21	plans in providing services to the Pinelands.
22	So, I don't want to spend much time speaking
23	before you because I think the comprehensive
24	plan has been well thought out, but I will be
25	here to answer questions that you may have.

	31 Claire Schultz
1	So, thank you.
2	MR. GROSS: Claire Schultz on
3	behalf of Bell Atlantic Mobile.
4	MS. SCHULTZ: Good evening. My
5	name is Claire Schultz. I am the manager of
6	project implementation for Bell Atlantic
7	Mobile.
8	Bell Atlantic Mobile is a licensed
9	cellular provider licensed by the FCC and
10	provides cellular service along the entire
11	eastern seaboard from Maine to South
12	Carolina. In this area locally we have been
13	licensed since 1984 to provide service to the
14	South Jersey area which includes the
15	Pinelands.
16	My responsibilities primarily
17	include working with individuals,
18	organizations, communities, governmental
19	agencies such as the Pinelands Commission to
20	facilitate the design and development of the
21	sites and facilities that are required to
22	support that cellular usage throughout this
23	particular area. Some of the dates and things
24	that were mentioned earlier about when this
25	process began 1995, '96, dates like that are

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## Claire Schultz

1	actually when the Pinelands regulation was
2	adopted to regulate and allow for the placement
3	of facilities in certain Pinelands districts.
4	But for Bell Atlantic Mobile, that process
5	really began in 1984 when we were licensed
6	because that is when we identified the fact
7	that we needed to provide service in several of
8	the areas of the Pinelands in addition to just
9	the regional growth and Pinelands towns areas.
10	Since 1984 we have been building facilities and
11	providing adequate service throughout portions
12	of the Pinelands such as parts of the regional
13	growth and Pinelands towns areas, but there
14	still remains not only inadequate service but
15	in some cases no service at all in other
16	regions of the Pinelands, primarily outside the
17	regional growth and Pinelands towns areas.
18	This inadequate or lack of service
19	really provides or presents two main problems
20	to us. The first is that it is completely
21	inconsistent with the requirements of our FCC
22	license which require us to provide seemless
23	quality service in the general public
24	throughout our footprint, not just in regional
25	growth areas or any areas outside the

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GUY J. RENZI & ASSOCIATES

	Claire Schultz
1	Pinelands.
2	Additionally, under the Federal
3	Telecommunication Act, which was referenced
4	earlier, Bell Atlantic, as a cellular provider,
5	as well as the New Jersey Pinelands Commission
6	is compelled under that act to promote personal
7	wireless services. So we are really required
8	to provide these services to the general public
9	at large, not only nationwide, but also here in
10	New Jersey and south Jersey in particular.
11	The second aspect of the problem
12	with inadequate or no service at all is theto
13	our customers. You know, people buy a phone
14	from us and they expect to have service.
15	There has been equivalence in quality service
16	when we talk about service, level of service
17	and things like that, what is adequate and what
18	isn't. Analogies have been made to the
19	landline telephonewe call it landline, most
20	of you refer to that as phones that are in your
21	homes and in your offices.
22	People that purchase a phone for
23	safety reasons, for convenience reasons, for
24	work-related reasons purchase it expecting to
25	be able to use it, and we have a very strong

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	34 Claire Schultz
1	commitment to that promise and we are here this
2	evening to help facilitate that.
3	The customer base that I'd like to
4	just touch on for a moment, because it has
5	changed quite a bit over the last five or six
6	years, it used to be that the service and the
7	equipment was more expensive than it is today
8	and only certain individuals were able to
9	either afford the service or felt that they had
10	the need to be on call 24 hours a day and
11	such. They were the individuals that had
12	cellular phones. Now we are seeing quite a bit
13	of an increase in usage from everyone,
14	literally everyone. We have seen a tremendous
15	increase over the last few years in public
16	services and emergency services. The Public
17	Service Electric & Gas provides, one of the
1.8	largest utility companies in the state,
19	provides electric and gas to, you know,
20	hundreds of residences and businesses, uses new
21	technology, fairly new technology that we offer
22	that allows for the process of data over the
23	cellular network. They are using that service
24	today to service their customers, which several
25	of us are one up. The New Jersey State Police

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#### Claire Schultz

uses our service. The Burlington County and 1 Cumberland County Mobile Intensive Care Unit 2 Paramedics use our service as a primary means 3 of communication when they are in their 4 ambulances to communicate back to the 5 hospitals. The Burlington County Law 6 Enforcement Division has initiated a major 7 project that will put that data equipment that 8 9 I mentioned earlier into the police squad cars in 33 municipalities in Burlington County which 10 is, you know, not only going to increase their 11 ability to provide better service to the 12 public, but possibly save some of your own 13 lives in certain circumstances. 14 So there has been quite a bit of 15 additional usage that we have seen not only 16 from the general public for convenience and in 17 the work place, but also in the general public 18 service and emergency services. 19 So I want to thank the Board and 20 Mr. Moore for the opportunity to not only speak 21

21 Mr. Moore for the opportunity to not only speak 22 about this important project tonight but also 23 to be able to be part of the process that will 24 allow us to, hopefully, improve the service 25 that is currently either inadequate or

GUY J. RENZI & ASSOCIATES

	36 Claire Schultz
1	non-existent throughout the Pinelands.
2	MR. GROSS: I just have one
3	question for you and that is, on behalf of Bell
4	Atlantic, have you had any complaints from any
5	of those emergency service providers or any
	other providers?
6	
7	MS. SCHULTZ: Yes, we have.
8	Particularly in Cumberland County. Throughout
9	the Pinelands we have had some of those
10	customers that I have mentioned earlier have,
11	you knowwe know that we have unreliable
12	service because that's our business but we've
13	also received complaints that indicate to us
14	that users are also experiencing problems and
15	that they would like to be improved.
16	MR. GROSS: Claire, thank you for
17	that statement on behalf of Bell Atlantic.
18	Now, I believe you have a statement
19	to make on behalf of all three providers with
20	respect to the comprehensive plan that has been
21	submitted and the conformance and with the
22	regulatory requirements?
23	MS. SCHULTZ: Yes. Most of the
24	compliance issues that Mr. Stokes mentioned
25	earlier, he mentioned what our requirements are
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	37 Claire Schultz
1	and I'd just like to briefly discuss how we
2	have addressed them.
3	The plan itself, as was mentioned
4	by Nextel and Comcast, is, you know, is pretty
5	conclusive. I'm going to cover maybe a few
6	major points. But the, you know, the plan
7	pretty much speaks for itself and I encourage
8	people that might have not had an opportunity
9	to look through it, to do so.
10	In 1992, we began discussions about
11	how we were going to implement improved
12	services in the Pinelands and in 1995 those
13	regulations were adopted. One of the
14	requirements of those regulations was that
15	providers of life services come together to put
16	together this plan if sites were required
17	within certain management areas. In other
18	words, we, as I mentioned, have been able to
19	build in the regional growths and Pinelands
20	towns areas up until now and without the plan;
21	however, we know that we need sites throughout
22	the rest of the Pinelands as well. So,
23	Nextel, Comcast and Bell Atlantic Mobile joined
24	together with the Pinelands staff to produce
25	this plan.

1	Nextel, Comcast, and Bell Atlantic
2	Mobile are three FCC licensed cellular
3	providers that provide fully duplexed voice and
4	data service over the cellular network within
5	the 800 megahertz frequency range and that is
6	what makes us life service providers. That's
7	why we, together, have joined to put together
8	this plan with the Pinelands staff.
9	The Telecommunications Act that was
10	passed approximately six months after the
11	regulations were adopted also put additional
12	requirements upon the carriers and the
13	Pinelands staff, as I've mentioned earlier. So
14	over the two years following the adoption of
15	the Pinelands regulations and the
16	Telecommunications Act, we've all worked
17	collectively to produce a plan that would
18	comply with these regulations that you see up
19	here, as well as a plan that would allow us to
20	, provide adequate service and attempt to comply
21	with the Telecommunications Act.
22	The final version of this plan that
23	we worked on for several years was submitted to
24	the Pinelands in March, and it is the map that
25	is inside the plan is mounted over here that we

GUY J. RENZI & ASSOCIATES

	39 Claire Schultz
1	have been been speaking of, and this is the
2	plan that we submitted collectively in March.
3	It's important to note that the
4	plan - and I know it was briefly mentioned
5	earlier - that the plan is to be viewed as a
6	master plan. The item in the regulation that
7	requires the plan, requires that we identify
8	the approximate location of where sites would
9	need to be so that we could provide the
10	adequate service. The reason for that is so
11	that the Commission can ensure compliance with
12	the code for all the items that Mr. Stokes
1.3	mentioned earlier and also it is not intended
14	to be used for specific information for
15	specific site locations.
16	As was mentioned earlier, there is
17	an item in the code that requires specific
18	attention to be paid to the specific location
19	where the sites are actually proposed, and
20	those items will be addressed at that time.
21	This is a five- to ten-year plan. So several
22	of these sites that were mentioned earlier may
23	not been proposed this year or next year, and
24	may be proposed five to ten years from now. So
25	we do not intend this plan to be used as a
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	40 Claire Schultz
1.	specific site plan type of an application.
2	As Mr. Stokes mentioned earlier,
3	the regulations provides an outline describing
4	what is required to produce a complete plan.
5	The regulation essentially is divided into 10
6	criteria, and these items are identified in
7	section four of this plan for anyone's
8	reference. The items are individually
9	addressed, but they include but are not limited
10	to the three following items: The development
11	of a comprehensive map that reflects the
12	approximate locations of the sites required to
13	provide adequate service over the next five to
14	ten-year period. That is that map that is
15	mounted there, and it is found in section three
16	of this plan. It also requires that the
17	providers recognize that use of existing
18	structures, collocation, and shared use of
19	infrastructure among wireless providers is as
20	important to the members of the communities in
21	which we serve as the service access to the
22	service that we collectively provide is. So,
23	there is a specific section in part four,
24	Exhibit B of the plan which specifically
25	provides the current collocation policy of each

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	Claire Schultz
1	of the providers in the plan that facilitates
2	this concept of use of existing structures and
3	collocation.
4	The plan that was submitted in
5	March represents a collective effort by the
6	providers and the staff to make the most use of
7	existing structures whereever practicable.
8	The regulation also has a
9	requirement that the plan demonstrate that the
10	number of facilities proposed is the least
11	number of facilities proposed required to
12	provide adequate service to the residents and
13	traveling public of the Pinelands. We have
14	demonstrated, I won't reiterate what Mr. Stokes
15	said very well. We have worked for several
16	months to demonstrate that these are the least
17	number and some of the sites have been combined
18	since the plan that was presented last year to
19	yet eliminate the need for additional
20	structures in the Pinelands.
21	Finally, item number eight, over
22	here on these large boards, requires that the
23	providers demonstrate need. Need is something
24	that essentially to us. Means that if we
25	cannot provide service to our customers, then

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we have a need to improve it, and it's really 1 2 very simple for us. Growth trends over the past three to five years in this industry have 3 been anywhere between 30 to 50 percent, which 4 is really very high for any business and we 5 feel that the reason for that is reduced cost, 6 7 also because we are a communicating society. We want to be able to communicate with people 8 and we want to feel as though we are in a 9 remote location, we are having a problem, we 10 are not having a problem. We can have 11 communication with others. 12 13 The purchase of cellular phones. We know in the industry that 60 percent of 14

people that purchase cellular phones today 15 purchase them for personal safety reasons, and 16 17 that's a recognizable need to us. The 18emergency calls that are made over 911, that was mentioned by both Comcast and Nextel, we 19 know, industry standards tell us that over 20 600,000 calls are made a year nationwide on 21 cellular phones, and that's a really high 22 23 number. 911 calls are free. We know that 24 people probably traveling down the road if they see a problem, are more likely to report the 25

GUY J. RENZI & ASSOCIATES

problem if they have got a cellular phone in 1 their car than to stop at the next WaWa and try 2 to remember what they saw and call it in. So, 3 4 we think that the high number is a result of people feeling that the phone is convenient for 5 them and that they can have it available to use 6 and they are doing so. The results of that is 7 saving, you know, lives. 8 The wireless data service that I 9 mentioned earlier, it is being used in 33 10 municipalities in Burlington County but it's 11 also being used by hundreds of police 12

14 Police, the City of Philadelphia, the 15 attraction to that type of service to be able 16 to reduce crime and promote additional safety 17 has been really widespread nationwide. 18 The plan and the sites that we have 19 identified throughout this area to provide

departments nationwide. The Delaware State

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19 Identified throughout this area to provide adequate service are really what is needed to 21 provide the service to the users and the 22 emergency service providers throughout the 23 Pinelands. Cumberland County and Burlington 24 County Mobile Intensive Care Unit people, you 25 know, have complained about the service

GUY J. RENZI & ASSOCIATES

throughout the Pinelands, and that is our 1 2 demonstrated need, that we have got a problem out here. People can't use their phones to the 3 extent that allows them to be more efficient. 4 Or simply for convenience for productivity in 5 the work place, and that is our demonstrated 6 7 need. In summary, I'd just like to say 8

that I know that not everyone has a cellular 9 phone. That sometimes we may not realize how 10 11 much of an impact wireless communications has on our lives and, you know, maybe we don't feel 12 that we have one or, whatever, may need one, 13 but there are countless times when a cellular 14 phone or the technology itself is used for our 15 16 own benefit, whether it be directly or indirectly. That's something that exists in 17 today's society. This plan is going to allow 18 for the facilitation of that. 19

I am proud of the work that I personally have put into this effort here in the last five years and I have been happy to work with a lot of the individuals in this room that have helped to facilitate your development of this plan and enhance the communications

45 Claire Schultz 1 here. That concludes our MR. GROSS: 2 ÷ presentation. 3 Okay. Three companies MR. MOORE: 4 will have a booth outside the door for anyone 5 who would like to purchase a cellular phone. 6 MS. SCHULTZ: I know you already 7 have one, Mr. Moore. 8 9 MR. GROSS: We have some great 10 deals. MR. MOORE: Thank you all for being 11 very patient with us and the industry in terms 12 of presentations. It's now going to be your 13 14 turn to address the issue. Let me indicate, however, that the 15 most helpful testimony that can be received on 16 this plan truly relates to whether the plan 17 meets the standards that are on those charts 18 and in the handouts that you received this 19 The reason for that is that the 20 evening. Commission can only make determinations based 21on the regulations that we administer. We 22 cannot use extraneous matters other than the 23 24 specifics of the regulations that govern whether a plan should or should not be 25

	46 Elizabeth Rathblott
1	approved. Those are the tests that we have to
2	use. So the more that your testimony can
3	concentrate on whether this plan does meet the
4	standards, the more helpful that testimony will
5	be in formulating an opinion in the
6	recommendations to the Commission.
7	I do have a couple of
8	pre-registered speakers. I also was informed
9	that last week that a representative or two of
10	the Pinelands Municipal Council would like to
11	testify this evening. So I'm going to begin
12	with the signup sheet, some of which
13	incorporates people who have already
14	registered.
15	The first speaker is Elizabeth
16	Rathblott. What I would ask, please, is that
17	as you come forward and address the hearing
18	with the microphone that's there.
19	Elizabeth Rathblott.
20	I'm sorry, forgive me. My
21	mistake.
22	I should indicate you did sign up
23	twice but you only get to testify once.
24	MS. RATHBLOTT: Elizabeth
25	Rathblott, R-a-t-h-b-, as in boy, -l-o-t-t. I

	47
	Mayor Chiarello
1	own 48.87 acres in the Pinelands in the
2	regional developmentregional growth.
3	I came with questions concerning
4	the standards criteria. I've had the
5	material. And you have met my standards.
6	You have answered my questions. And I want to
7	say that as a land owner, I am in support of
8	your plans. Thank you.
9	MR. MOORE: Thank you.
10	I'm going to call upon Mayor Chuck
11	Chiarello who is the Mayor of Buena Vista
12	Township but he is also the chair of the
13	Pinelands Municipal Council.
14	MAYOR CHIARELLO: Good evening,
15	everyone.
16	I testified when the plan was
17	originally presented here in this room a few
18	months back. From what I have heard this
19	evening and what I've had the chance to review
20	in the lengthy report that was handed out about
21	a month or so back, I think that many of the
22	standards have been met. The report is much
23	improved. If I had one comment to focus on,
24	it would probably be point number 10 regarding
25	the sharing of services.

Mayor	Chiarello
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Even under the existing towers that 1 2 are in the Pinelands, I happen to live at the base of a couple of hundred foot tower which 3 one of these providers operates and I happen to 4 have phone service from another provider. The 5 two of them don't meet on that tower. My worst 6 reception is as I get home within a mile or two 7 of my house. 8 So what I'd like to see happen is 9 much more of an effort stepped up on the part 10 of different providers of sharing the towers 11 12and offering better service because many facilities are already in place. 13 I'm pleased with the results of the 14 modifications that have been made in general 15 and I think the plan deserves the support of 16 17 the Commission at this time. Unless there's any questions, I 18 thank you for the opportunity to comment. 19 MR. MOORE: Do we have any 20 questions, any members of the Commission? 21 22 (No response.) 23 MAYOR CHIARELLO: Thank you very 24 much. MR. MOORE: I'm also told that 25

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	Jack Salemi
1	these are very sensitive mikes. If my voice
2	goes away from you, someone will just raise
3	their hand, I will try to get back into the
4	microphone.
5	Next speaker is Mr. Jack Salemi.
6	MR. SALEMI: Nice to see you
7	again. After listening to the presentation by
8	Bell Atlantic, it's interesting to hear about
9	how great the cell phones are. Maybe they
10	should make them free to everyone.
11	MR. MOORE: Could I ask you to put
12	the mike right up next to your
13	MR. SALEMI: Sure.
14	Maybe they should kind of make them
15	free to everyone.
16	But my name Jack Salemi. I live at
17	5 Bridlewood Court in Tabernacle and also live
18	Woodland Township. I reside there with my wife
19	Michelle and three children, Victoria, Colette
20	and Johnie. I've lived in the Tabernacle area
21	for over 20 years and relocated here to enjoy
22	the clean, healthy environment that the
23	Pinelands communities offer. I moved out here
24	basically to look at the trees and enjoy the
25	nature that the Pinelands communities show and

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### Jack Salemi

not basically look at towers. I'm most 1 concerned about the overdevelopment of these 2 3 200 foot cell towers and higher and these towers will definitely show an overprotrusion 4 against the trees and be a visual impact and an 5 eyesore to all basically of the people that 6 live there. 7 I have a photograph that I'd like 8 to show concerning an existing tower in the 9 Tabernacle area and how it looks against the 10 landscape. Can I present that to the --11 MR. MOORE: Yes. 12 MR. SALEMI: I made copies for 13 I don't have a copy machine. 14 everyone. This is the actual photograph. 15 These are copies for everyone to review. 16 All I'm trying to really point out 17 is that if you looked at the basic tower and 18 what they are trying to show, is that over a 19 mile area these towers, this is 175 foot tower, 20 will be excessively higher than the landscape 21 and visually impact all the people that live 22 there and basically be an eyesore to the 23 Pinelands total region. 24 I want to specifically--are there 25

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51 Jack Salemi any questions about the photograph? 1 They are quite 2 MR. MOORE: obvious. 3 MR. SALEMI: Okay. I want to 4 specifically address the proposed site of the 5 Wood, Sand & Gravel Company at Woodland 6 Township, Site #7. This tower initially was 7 approved for 180 foot development. Now it's up 8 to 318 feet. And if you look at the 9 photograph, that's 175 feet against a 10 landscape. This will be much more higher than 11 the original proposal, and that concerns me 12 even more tonight. 13 This location basically has 14 need--has no need, for I have two cell phones 1.5 now through the Comcast system and there are 16 five towers in the area of Tabernacle, Mount 17 Holly, Indian Mills and Chatsworth and provide 18 adequate coverage for my area. 19 This whole project was based, as we 20 discussed, on need. And if I already have 21 coverage in the area, I can't understand why 22 this particular location, Site #7, is being 23 24 proposed tonight on a new plan. I'm not basically trying to hold 25

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	Jack Salemi
1	back the technology. Of course I said before,
2	I have two phones of my own and I am a business
3	person. I believe that cell phone technology
4	is needed. But I do want to address an area
5	of building a 200 foot or higher structure in a
6	most pristine area of the Pinelands,
7	Chatsworth, Woodland Township and many other
8	communities within the Pinelands zone,
9	especially the most pristine area.
10	Basically, to me, makes really no
11	sense, for many of my neighbors have relocated
12	here and also are very adamant against the
13	development of this particular tower. I have
14	the petition initially that was developed.
15	Would you like me to submit it again tonight?
16	MR. MOORE: Submit it if you'd like
17	to. We do have it from the previous record,
18	but if you have it with you, it might save us
19	going back and looking for it.
20	MR. SALEMI: You never know. You
21	can loose papers once in a while, but I'd be
22	happy to present an extra one tonight.
23	Many of these people are working
24	people that cannot be here tonight, and I went
25	around to many of the communities and residents

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### Jack Salemi

1 in the area to tell them exactly what they are trying to do at this one particular Site #7 and 2 they were pretty adamant against it for a lot 3 of people have relocated to this area basically 4 for what I did, to kind of get away from the 5 reality of the real world, which really we 6 7 can't do anymore, but that's fine, the Pinelands offers a beauty of its own. A lot of 8 these people are trying to show that by signing 9 10 this petition.

I am concerned about the 11 12independent study by the consultants 13 Mr. Eisenstein, Moshe Kam, and Mr. Schankar for 14 their recommendation for this one particular site they recommended it to be moved to Route 15 16 206 & Route 70 at Southampton. Looking at the 17 new proposal, it didn't seem like that recommendation was carried out. I'm really 18 19 concerned about why that recommendation wasn't 20 carried out, for that is a real high volume 21 area of travel and use. There are also other 22 existing locations within the 23 Tabernacle/Woodland area. There's a four-mile 24 circle at 72 & 70 that has a fire tower. 25 There's a transmission facility right at

GUY J. RENZI & ASSOCIATES

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	Jack Salemi
1	Hillman Concrete right in Tabernacle itself, an
2	existing facility. But I think the best
3	location would be to develop this tower, and
4	I'm not an industry expert by any means, for
5	the high use zone which is Route 206 & Route
6	70. Again, the industry should show a need
7	and where the structureand where the existing
8	structures are, they should utilize them.
9	Many other concern about a tower
10	200 feet visible from Sooy Road and my main
11	concern is that of the real estate value.
12	Because under normal conditions on equal value
13	homes people will buy a home without a cell
14	tower visible. People will buy a home without
15	a cell tower visible than that home with a cell
16	tower visible. Just as common sense, it's the
17	perceived unknown problem. Water is coming off
18	these towers and it hurts real estate values
19	and basically this is a concern to me.
20	There was a big article in the
21	Asbury Park Press in 1997. I have a copy of
22	that too if you'd like to read that.
23	MR. MOORE: You're free to submit
24	anything you'd like to submit.
25	MR. SALEMI: Sure. I brought it

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	Jack Salemi
1	all tonight.
2	You have the consultant's plan, I'm
3	sure. I don't know if you need another copy of
4	that. But here's the tower article in the real
5	estate section of the <u>Asbury Park Press</u> talking
6	exactly about the perceived problems with
7	selling real estate.
8	I'm not going to waste any time
9	about the health concerns because I know you
10	are just going to tell me to stop talking about
11	that.
12	The pollution issue does also
13	concern me, for a tower that is 200 feet or
14	above upright will require a base of 40 feet or
15	deeper into the ground and many of the footings
16	will be constructed within many drinking wells
17	and concerns a lot of people within that
18	area. Continual pumping around the base, if
19	it's built in a well, for secure of the footing
20	does concern me for the structure of the tower
21	itself. Again, I am not an engineer. They
22	probably have it all figured out. But any kind
23	of construction in drinking wells and drinking
24	water can effect life for everyone and the
25	water problems in the State of New Jersey seem

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	Jack Salemi 56
1	to be increasing.
2	101.5 radio is advertising that
3	Comcast has 100% coverage across all of New
4	Jersey. I'm just concerned also for the
5	development of these new towers, especially
6	since Comcast is advertising that on 101.5.
	Electrified fences that have three
7	
8	strands of wire which go around the sites, many
9	of these sites are on private property but
10	living in the communities where kids would go
11	through the woods and play in the woods can
12	possibly hit fences, wildlife can, and really
13	cause a major medical issue.
14	Power problems occur. The backup
15	systems in many of these towers are fuel driven
16	and they are fuel driven generators and storing
17	fuel at a location within a forest region
18	concerns me also if lightening should happen to
19	strike the area of fuel.
20	Many of the cooling systems are
21	continually run air conditioning and throughout
22	the forest regions you can hear just about
23	anything for many miles and a continually run
24	air conditioner close to communities is really
25	noise pollution.

### Jack Salemi

The clearing of trees in preservation areas to build access roads. Continuous security. Lighting, continuous. MacGuire Air Force Base communication interference. Many of the planes that fly directly over the site are also concerns.

7 In closing, I just--and I don't want to stay here all night, I know you 8 9 probably want to get this hearing moving along, 10 but it's my opportunity to talk to you about my concerns and the concern is for the Commission 11 to strongly develop the need and collocate and 12 13 put these locations in the best area. As I 14 said before, there's many different areas, 15 Hillman Concrete, the four mile circle, the location at Route 70 & 206, petitions from the 16 people against it in the area. 17 The visual impact most definitely will be visible. 18 The 19 real estate problems.

The future of phone cell use in cars seems to be a major concern for many of the people. State Senator Byron Baer of Hackensack has state senate hearings on the safety of driving and talking while using the phone. And in closing, I think many of the

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1	people in the Pinelands community hike, nature
2	hike, walk, camp, boat, fish, bike and enjoy
3	the Pinelands forest to get away from reality
4	and leave their phone cells home and keep it
5	and I think we should try to do whatever we can
6	to keep it as pristine, beautiful area that it
7	is.
8	Thank you for the opportunity to
9	address you tonight.
10	MR. MOORE: Thank you. I'm not
11	going to ask if anyone has questions each time,
12	but you can interrupt.
13	Thank you.
14.	Mr. Carlton Montgomery.
15	MR. MONTGOMERY: Hello. I'm
16	Carlton Montgomery. I'm the Executive Director
17	of the Pinelands Preservation Alliance.
18	The Pinelands Preservation
19	Alliance, as the Commission is aware, is
20	devoted to preserving the natural and cultural
21	resources of the Pinelands. The scenic and
22	aesthetic values of the Pinelands are among its
23	most precious resources. PPA is deeply
24	concerned that the industry's proposed plan as
25	it currently exists may cause unjustified and

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	59 Carlton Montgomery
1	unnecessary damage to those values. I'd like
2	to summarize our concerns in that regard.
3	Initially, we are very concerned
4	that the proposed plan includes three towers
5	plus one possible new tower for a total of four
6	potential new towers in the preservation area
7	and one possible new tower in the forest
8	area. PPA is opposed to having any new towers
9	built in these areas if it is humanly possible
10	to avoid doing so. Given the very vague
11	information in the plan, as it's been at least
12	given to the public, we cannot evaluate whether
13	all or any of these towers are genuinely
14	necessary to provide adequate service, but an
15	absolute minimum, the Commission must
16	scrutinize these facilities very carefully and
17	provide the public sufficient information that
18	it can really make the judgment that they are
19	necessary because they compromise the integrity
20	of the places that we value most highly as
21	conservationists and preservationists.
22	Moreover, one of these facilities - and that's
23	#5 - is a new tower which the provider is
24	apparently proposed to build within a pygmy
25	pine forest. PPA beliaves this tower simply

1	should not be built. Clearly, the visual
2	impact of such a tower is vastly exaggerated if
3	placed in the pygmy pine forest and it is
4	difficult to guess because again there is no
5	information on this, how the industry could
6	mitigate the impact in any meaningful or
7	sufficient manner of such a tower. Because it
8	appears to us that it will be impossible to
9	meet the siting requirements for this tower
10	when it would actually come up when they would
11	come to apply for that, for that tower. We
12	think it should be relocated outside the pine
13	forest.
14	These areas are so extraordinary

and their scenic value is so easily damaged, 15 that the Commission should not permit this 16 tower and should not approve the current plan 17. so long as it includes this location as a new 18 facility. There is no genuine public need for 1.9 20 a tower, we believe, in this location. 21 Similar concerns arise because the current plan includes two towers which the plan states are 22 to be located in or near wild and scenic 23 rivers, the Great Egg Harbor, and the Morris 24 25 Rivers, and one to be located on or near the

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1 Mullica River. Again, the plan is simply too 2 vague to evaluate these proposed facilities in any reliable fashion from our point of view. 3 4 And that brings me to our next set of concerns. As the staff has noted, the 5 6 proposed plan asks the Commission to approve the number and the very proximate location for 7 these facilities before the provider gets 8 9 specific information about any of the towers. 10 The current plan does not provide meaningful information about the details of individual 11 towers or how providers can meet site specific 12 13 requirements. The providers have given only the most approximate locations for these towers 14 15 on that map. 16 The vagueness of the plan in this 17 regard creates a number of concerns for us. 18 First, that it be absolutely clear to the

19 public and the industry that approval of this 20 or a similar plan is only the first step in the 21 process of public review and commission 22 evaluation of the actual cellular facilities 23 and towers. Each individual tower must meet 24 siting requirements before it can be built and 25 it may be that some towers cannot meet this

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	62 Carlton Montgomery
1	requirement as currently proposed.
2	Second, the vagueness of the plan
3	creates the possibility that even if the
4	Commission approved this or a similar plan, it
5	may not succeed. That is, the plan may not
6	succeed. As the Commission has recognized in
7	the past, the entire array of facilities
8	depends on the location of each one of the
9	other facilities. If one tower is removed
10	from the array or has to be located
11	sufficiently far from the place identified in
12	the plan, it's possible that the providers will
13	assert the entire plan must be changed and that
14	additional towers must be built in order to
15	provide adequate coverage. We are concerned
16	that this approach would put undue pressure on
17	the Commission in each site application process
18	or lead providers to demand additional new
19	towers beyond those many that are already
20	proposed here.
21	And third, the plan does not give
22	meaningful detail on, as I have noted, on the
23	sites to be located near scenic river corridors
24	and does not address the requirements for the
25	scenic corridors of the Comprehensive

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Management Plan in general. Those include not 1 only the Mullica River but the roadways and 2 other rivers and streams in the Pinelands. 3 4 And more broadly, we do not believe the map as a whole the industry has produced is 5 sufficiently reliable to the public at least 6 because the providers are unwilling, appear to 7 be unwilling to specify the area they believe 8 the circles and triangles on the map actually 9 represent. 10

These concerns lead PPA to believe 11 that the current plans should not be approved 12 until the providers can given more meaningful 13 and substantially more specific information on 14the location of each tower for which they have 15 not already submitted individual site 16 applications. They should address what will 17 18 happen in each case if the facilities ultimately cannot be built where it is 19 currently proposed, there should be some sort 20 of discussion of the backup plan. And that 21they should give sufficient information 22 demonstrating that the plan can satisfy the 23 scenic corridors and other scenic settings kind 24 Without of requirements before going forward. 25

this information, we believe that the current 1 plan does not meet the requirements of the New 2 Jersey Annotated Code 7:55.4(c) 1 & 3 because 3 it is too vaque to establish the need for each 4 proposed facility, and that the facilities will 5 be actually located on existing structures to 6 the extent possible. I'm not sure which ones, 7 that is, of the ones that you have listed 8 there, but the two requirements that are 9 expressly made to apply to the initial 10 comprehensive plan, I believe, are not 11 satisfied. If the plan is as vague as it is 12 now, about individual towers. 13 In addition, specifically on the 14 use of existing structures, the plan has seven 15 facilities that it says may be located on 16 existing structures, but carefully reserves the 17 right to build new towers for these facilities 18 if the providers determine that it is not 19 feasible to use existing structures. The plan 20 21 merely says, quote, final decisions will be

22 made when the facility application is pursued.

23 It is as to whether to apply for a new tower or 24 use an existing structure.

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In light of the fact that the

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1 industry is not making any, what appears to be, a genuine commitment to use existing structures 2 for these facilities, PPA submits that the 3 Commission should assume in evaluating the plan 4 that those seven are going to be new towers. 5 In light of that, that the plan does not meet 6 the end requirements, that it demonstrate the 7 use of existing structures - I think that's 8 number seven on your chart - for that reason 9 10 and should be sent back again for more information. 11 Alternatively, and it will achieve 12 the same purpose, the Commission could approve 13 14 the plan only upon the providers obtaining contractual commitments sufficient to ensure 15 that all seven of these facilities will, in 16 17 fact, be placed on existing structures. 18 The representative from Bell 19 Atlantic touched briefly on the issue of industry participation. 20 The current plan, as she noted, presently only by a segment of the 21 22 cellular telephone industry, those providing service in the 800 megahertz range. 23 The CMP 24 requires that all providers of, quote, the same 25 type of service present a joint plan. The

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	66 Carlton Montgomery
1	providers, and apparently I think with the
2	agreement of the Commission staff, have chosen
3	to interpret that term, the same type of
4	service, to include only this particular
5	segment and to exclude other providers of
6	similar services, such as the PCS providers.
7	We believe that it's unfortunate
8	that providers have used that approach because
9	it means that the plan is not truly
10	comprehensive. From the consumers' point of
11	view, all segments of the industry, the
12	providers as well asthe providers here today
13	as well as the PCS industry, would provide the
14	same type of service. So, the restrictive
15	definition of the CMP that is that the
16	providers have adopted here appears not only
17	unfortunate in narrowing the scope and utility
18	of this plan but also to be rather
19	artificial.
20	In light of those concerns, we
21	believe that at a minimum the providers and the
22	Commission staff should provide the Commission
23	and the public more information about exactly
24	how exclusion of other providers may limit the
25	current plan. How other providers may require

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additional facilities beyond those set forth in 1 plan, if that's true, and whether the 2 Commission can refuse to approve additional 3 facilities in the Pinelands if other providers 4 come forward later on and claim the right to 5 build new towers. A point which I believe the 6 current plan does not address. Is it possible 7 that the Commission could be compelled to 8 approve additional towers beyond those set 9 forth in this plan. 10 The plan also contains relatively 11 detailed commitments now on collocation of 12different providers' antennas on a given tower,

13 and that, we view, is an excellent thing. The 14 plan does leave open the possibility that in 15 some cases a provider may not be permitted to 16 locate on one of the existing facilities, that 17 is, one of the proposed facilities once 18 Thus, it does appear that a provider 19 built. might, in that case, make a claim for the right 20 to build a tower or install new facilities 21beyond those contemplated in the plan, that is, 22 even one of the participants in the current 23 24 plan could possibly find itself in that 25 situation.

## Lynn Catalfamo

	Lynn Catalramo
1	Given that, we believe the
2	Commission should make clear that in approving
3	any plan, a participating provider that is one
4	of the three here, will not be permitted to
5	seek approval of an additional tower just
6	because it cannot reach agreement with its
7	colleagues on collocation.
8	I hope that's not going to be an
9	issue, but it seems to us that it would make
10	that clear at this point.
11	That is a summary of our concerns.
12	I will like to reiterate that our deepest
13	concerns lie with those few towers that are
14	intended for the most sensitive and the most
15	precious pieces of the Pinelands from a
16	preservation point of view, and we hope that
17	the Commission and staff will make every effort
18	to ensure those towers are not built or are
19	built on existing facilities.
20	Thank you very much.
21	MR. MOORE: Thank you,
22	Mr. Montgomery.
23	Lynn Catalfamo.
24	MS. CATALFAMO: Good evening.
25	Thank you for allowing me to speak. I am Lynn

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#### Lynn Catalfamo

1 Catalfamo. I live in Hammonton. And I'm a teacher at the Hammonton Middle school. 2 As part of our school curriculum, 3 seventh grade students are presented with 4 issues dealing with the Pinelands. We have a 5 6 fully developed curriculum that gives the students an awareness of cultural, historical, 7 and the environmental issues that deal with the 8 Pinelands, and this has been developed fully, 9 10 you know, with several teachers and the students get a great deal out of this because 11 this is part of their cultural heritage since 1213 Hammonton borders and is part of the Pinelands Preservation Area. 14 15 As part of the curriculum, we have, 16 in the past, scheduled many field trips out 17 into the Pinelands Preservation Area so that 18 students can experience the flora, fauna, and cultural and historical aspects of the 19 20 Pinelands. The students get great enjoyment 21out of this. They love studying their heritage and in recent years, we have had to curtail 22 23 many of the activities scheduled in Pinelands 24 areas because of liability issues. As part of

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the liability issues, cellular communication

# Lynn Catalfamo

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1	has become a rather important issue for us.
2	Recently, we have gone on a trip on
3	onea canoe trip in the Pinelands zone and
4	students, you know, werewe paddled through
5	the Pinelands and had a great time, you know,
6	exploring the different types of trees and
7	beautiful orchids that were growing there, the
8	different plants and animals, and getting a
9	background in history of the area, the
10	historical significance.
11	While we were on that trip, I had
12	my cell phone with me. You know, I figured I
13	will bring this with me so that if something
14	should happen, you know, along the way, we can
15	be in communication with safety and medical
16	professional help as well as or own school
17	district. However, my Comcast cellular phone
18	did not work because there was no service
19	provided in that area.
20	So we feel this is a very strong
21	issue as far as safety goes, and I know several
22	of the people who have spoken here tonight have

23 raised that issue as well as the carriers 24 themselves, and we would really like to see, 25 you know, cellular service extended into this

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71Thomas Glynn area for the safety issues. 1 My husband also works; for Stockton 2 State College and he is on Route 206 many times 3 going to different communities and schools and 4 5 he needs to be in contact with his office, you 6 know, to find out what is going on and keep in contact and he is not able to do that in many 7 of the areas throughout the Pinelands 8 Preservation Area because there is no cell 9 service or very limited access. 10 11 So we'd just like to, you know, reiterate this point about safety issues, the 12 liability issues that we, as educators 13 experience, and we feel that this is very 14 important because we would like our children to 15 continue to experience the Pinelands and go on 16 field trips without this issue of not being 17 able to be in contact or have access to 911 18 service if we would need it. 19 20 Thank you very much. Thank you very much. 21 MR. MOORE: I believe it's Thomas Glynn. 22 My name is Thomas 23 MR. GLYNN: I live in the Sweetwater area of 24 Glynn. 25 Mullica Township. And the fellow from the PPA,

### Thomas Glynn

1 or the Pinelands Preservation Association, addressed one--the tower that I have concern 2 with, which is the one next to the Mullica 3 River. It's Facility #16 and it says, This 4 facility is proposed in close proximity to the 5 Mullica River. A Pinelands designated river б from which visual intrusions are to be avoided 7 to the maximum extent practical. The CP's 8 recognize their obligation to minimize the 9 visual impact in this area, and will pursue 10 locations and design features to mitigate the 11 12 impact.

Where this tower is proposed is on 13 the Sweetwater Volunteer Fire Company lot. 14 15 That's within 1,000 feet of the Mullica The tower is sited in the most 16 River. restricted area for height and it is in the 17 corridor of the Mullica River. Pinelands 18 Regulation 7.50.54 states that the tower must 19 be sited so that, to the maximum extent 20 possible, it minimizes visual impact to the 21 river corridor and existing residents. 22 23 This tower, as proposed, will be 24 sited within 100 feet of my house, of my 25 As I understand it, this proposed door.

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## Thomas Glynn

siting shows the need for a tower within a 1 five-mile radius. There surely must be other 2 sites within this five miles that will not 3 affect view from the river or impinge on a 4 5 completely residential area. The same regulation, Pinelands 6 7.50.54 states in Section 6 that the plan needs 7 to demonstrate consistency with Section C, 8 Paragraphs 1 and 3. Paragraph 1 is to 9 demonstrate a need. Paragraph three says to 10 use existing structures. I realize there is a 11 need and there may not be an existing 12 13 structure. 14 Paragraph five states that the facility must be easily upgradable to 200 15 This will be more of an impact to the 16 feet. river corridor. 17 Paragraph two asks about 18 19 overlapping service area and paragraph four 20 sites many criteria. Among these ii states, Minimizes visual impacts as viewed from 21 publicly dedicated roads and highways and from 22 other areas frequented by the public. 23 Avoiding to the maximum extent practicable any 24 direct line of sight from low-intensive 25

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	74 Thomas Glynn
1	recreation facilities. III states, Avoiding,
2	to the maximum extent practicable, visible
3	impacts as viewed from wild and scenic
4	rivers. Minimizes visual impacts as viewed
5	from existing residential dwellings located on
6	contiguous parcels. The fork or the confluence
7	of the Mullica and Bachelor River is an area
8	frequented by the public for canoeing, boating,
9	and to dine at a facility located there. This
10	does not seem to conform to ii as written.
11	This area may not be subject to 7.56.10, as I
12	have not read this regulation. It would seem
13	that this area should be designated as wild and
14	scenic.
15	I especially take exception to
16	Subsection V as this facility as proposed would
17	definitely impact on an existing residential
18	dwelling. In Section 4 VI there are areas
19	where the proposed towers are suggested to be
20	located. These suggestions are for areas owner
21	Pinelands villages mentioned in Section 6 where
22	this section lists existing fire or first aid
23	stations, landfill sites, this does not apply
24	to the villages listed in Section 6.
25	Within a five-mile radius of this

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#### Thomas Glynn

1 proposed tower, there is a landfill site that can be utilized to conform to the suggestions 2 in 4 VII. Also, if the tower is to be sited on 3 the parcel of an existing fire station, the 4 fire company in question owns a 16-acre 5 Looking at the tax maps for this 6 parcel. area, the back section of this parcel is within 7 8 360 feet of a publicly dedicated road Sourboy Road, which has no residential dwellings and is 9 out of view from the river corridor. 10 I realize that this will cause the 11 cell phone providers more expense to locate the 12 facility at this location, but it would be more 13 in compliance and more with the spirit and 1.4 15 purpose of the regulations as now written. I have many other concerns 16 regarding this proposed tower, some of which I 17 realize must be addressed at the local level 18 19 when the plans for Tower #16 are submitted to the township. 20 The other item I feel should be 21 addressed at this meeting is the military jets 22 which directly overfly the location of this 23 24proposed tower as now sited. All attack jets 25 overfly this location at least three times a

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76 Albert Weber 1 week. Should a military flight path have to 2 be rerouted to accommodate a cell phone provider. 3 As I have had the occasion to use a 4 Nextel phone from my home, the reception was 5 If this tower is to provide service to fine. 6 areas of Burlington County, and further on if 7 so, why not locate the tower closer to the area 8 of need. 9 Thank you very much. 10 MR. MOORE: Thank you, Mr. Glynn. 11 12 Let me compliment you on your knowledge of our regulatory policies. 13 Mr. Albert Weber. 14 MR. WEBER: Good evening. My name 15 is Albert Weber. I live on 7 Bridlewood Court 16 17 in Tabernacle, New Jersey. 18 I want to just first say that the plan compared to the first one seems to have 19 20 addressed a lot of the issues. Also, I would say that the representatives from the cellular 21 phone companies have done a much better job 22 23 with their public relations face, but I think it's important that although we heard some very 2.4 25 nice speeches, that they are not considered a

	77 Albert Weber
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1	public utility. Based on some of the other
2	testimony, I think we all have to remember that
3	there was life before cellular phones.
4	Also, just so you know, I'm a very
5	high user. Recently got one of the new digital
6	phones. Use over \$500 worth of this a month.
7	So, this is very important to me and my
8	business. My wife now has another phone in her
9	car, so I do recognize this.
10	But I have to go back to several of
11	the points over here, especially with regards
12	to Tower #7, that is the one that is on the
13	Ward Sand & Gravel property.
14	One, I'm very, very concerned about
15	the visual impact in this area which is
16	considered a sensitive area. In the documents
17	and the regulatory work that went on in
18	Woodland Township, since it's actually in
19	Woodland this site, the tower was around 200
20	feet at that time. Now we have just learned
21	in the reading the new information that it's
22	about 318 feet. So it's grown, somehow it's
23	been sprouting like the trees, an extra hundred
24	feet that would even have a larger impact. And
25	as Mr. Salemi had shown, that these towers

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	78 Albert Weber
1.	behind the trees are very easily seen,
2	especially from the area around Soohey Place
3	Road.
4	I'm also very concerned that a
5	loophole in the regulations - and I won't be
6	able to quote all the regulations like the
7	person before me - I will, however, this
8	particular Tower #7 is sited on the Ward Sand &
9	Gravel which has been grandfathered and is not
10	considered in itself part in the sensitive
11	areas. So it was allowed to be built there,
12	however, it is put on the furthest corner of
13	the property closest to people and to the
14	community. It's also been put in the
15	confluence of three townships; Southampton,
16	Tabernacle, and Woodland kind of in the corner
17	of all of them and only until recently has
18	gotten a lot more public attention from some of
19	the political leaders. And I'm just really
20	concerned that this loophole be used and
21	continue to be used in order to keep that site
22	which truly backs up to a community which,
23	frankly, was not even on the aerial maps that
24	they originally used to try to sell it to
25	Woodland Township.

#### Albert Weber

Also, in terms of the adequate 1 need, which I think is a very good utilization 2 of words there, this little phone, which is of 3 4 the lower power rating compared to the one I used before, works adequately right into my 5 garage and right into my home and often I will 6 just use this as a backup phone in my own 7 house. 8

9 So, I need to challenge the plan. I guess I'm concerned if this was considered an 10 area that didn't have adequate coverage and 11 mine works, you know, what is going on here. 12 This need issue has to be totally addressed. 13 I think without using anything more scientific 14 than the little meters in here, there are areas 15 Route 206 & Route 70 and a stretch up on Route 16 70 closer to 206 that truly has, at least for 17 18 the Comcast system, inadequate coverage.

I also go back to one of the points that talk about collocation or put it on another existing tower. In the testimony during the process with Woodland Township, it was discussed that there is a water tower or some sort of a structure in the Leisuretowne area off of Route 70 and Southampton, and that

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#### Albert Weber

1 was--the area turned it down at that time, they 2 didn't want them to have a tower used for 3 cellular phones, but clearly there is an 4 existing structure that must be in that area 5 that can be used, as was in the earlier 6 testimony.

I also am very glad that 7 collocation is being discussed, but going back 8 to some of the testimony from the PPA folks, I 9 think we have to be concerned about the PCS and 10 the growth of PCS portion of the industry which 11 12 needs even more towers. And I really question, again, the comprehensive aspect of this. If we 13 know that within a short time these towers are 14going to be the same sort of process again and 15 again, and I think that PCS development truly 16 17 has to be considered in all of this. One other final point here is we 18 talked -- we heard that the cellular industry is 19 charged with providing seamless sort of 20 coverage through their licensed area. 21Ι,

again, I use this phone quite a bit and I'm on
the I-95 corridor between New York and
Washington quite frequently and busy I-95 and
the New Jersey Turnpike. I could practically

GUY J. RENZI & ASSOCIATES

#### Albert Weber

tell you the spots where the phone goes dead. 1 2 And this is the most heavily, one of the most heavily trafficked highways in our country, and 3 cellular seamless coverage is not there. Why 4 5 does the industry feel that it has to provide it within the beautiful and very ecologically 6 sensitive areas of the Pinelands. 7 So, I think there is a double standard to this sort of 8 situation. 9 10 So I just also am concerned with this tower that is going to be in our backyards 11

if this a 5- to 10-year plan, what is going to 12happen with the removal of this? I'm not quite 13 sure how removal is specifically addressing 14 15 whether a bond is going to be held or is there going to be an adequate mechanism to be ensure 16 that when cellular phone systems are replaced 17 by satellite systems, that these towers are cut 18 down and transported away and not buried in 19 20 Ward Sand either. So, there is not going to 21be a portion of the plan that addresses how 22 this will be guaranteed.

So, I do want to thank you againfor the opportunity to testify.

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MR. MOORE: Eileen Carlos.

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Eileen Carlos	02
MS. CARLOS: Hi. I'm Eileen	
Carlos. 53 North Drive in Tabernacle. A	and I'm
concerned with Towers #6 and 7 that I bel	ieve
could probably be located along county or	state
roads that go along Tabernacle that go th	rough,
it's a 47 square mile area. How many tow	vers do

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5

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I also have Bell Atlantic/NYNEX 9 I don't have a problem with my phone Mobile. 10 11 in my area. And as Mr. Weber was stating, he 12has a problem in other areas that have many towers and I also have that same problem. 1.3

we need to have in that area to provide the

adequate service that we talked about tonight?

The thing I came tonight with was 14my first concern was when you read in the 15 papers about a can't miss business opportunity 16 for Burlington County. Act quickly to lease 17 space and the county could clear \$100,000 a 18 1.9 year or more. You're sitting under a real That's an issue of money. gold mine. 20Another BCT article says, The 21

Morris County-based wireless communications big 22 antennas towers in three Burlington County 23 24 communities, Burlington Township, Hainesport, Willingboro more towers going up there. 25 The

	83 Eileen Carlos
4	
1	company will likely pay the township \$18,000
2	per year for the use of the tank or putting
3	onto other structures other than the new
4	towers.
5	Again, an issue of money. It's an
6	industry that is growing. And I think a lot
7	of it has to do with money and the Pinelands
8	Commission is here for the concerns of the
9	people that live in their area. You have
10	building code restrictions. You have all types
11	of restrictions for commercial. And the towers
12	need a restriction. They need to be analyzed,
13	looked. They are talking about a growth trend
14	of 30 to 50 percent for the cellular use, but
15	is that the growth of the area in which we
16	live.
17	I don't understand what the purpose
18	of the towers will be when we have satellite
19	technology. Will it grow into that in 10
20	years from now? What will we do? Is there
21	going to be a saturation point that we will get
22	to in between now and waiting for new
23	technology coming in?
24	I have to apologize. I was making
25	notes.

## Eileen Carlos

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1	I'm concerned with the height of
2	the towers. 368 foot is quite high and I'd
3	like to know, you know, what will happen with
4	low flying planes? In the Pinelands area you
5	also have a lot of farming. You have a lot of
6	low-flying planes due to spreading their
7	chemicals for their berries and cranberries,
8	I'm concerned with that, what happens to the
9	plane areas? And if there is a minimum height
10	or a minimum space requirement for towers, then
11	there should be a minimum requirement for the
12	height of the towers also.
13	These towers are being placed in a
14	location of natural habitat. I worry when I
15	hear on a major news radio station that
16	electromagnetic radiation is being emitted from
17	these towers. And I believe there would be
18	probably be an ecological disturbance in the
19	area of which the tower is out. I wonder what
20	are the electromagnetic affects on the wildlife
21	in that area? .
22	When I listen tonight to people
23	explain their points, I notice that the first
24	plan was submitted and it missed eight
25	points. The second plan is acceptable. I

GUY J. RENZI & ASSOCIATES

### Eileen Carlos

1	think maybe the third plan may be even better.
2	I know that this plan Pinelands Commission
3	expects high standards from the area in which
4	we live, that's the reason why you are here.
5	And I ask that you make sure that we are
6	provided, as residents, to give us the best of
7	what is necessary.
8	They also talked about 911 service

and providing free service to some areas. 9 As 10 far as I am under the impression, in our squad in Tabernacle Township, did mention, at one 11 12 time, they could not use this as a primary service due to the fact that if you are out in 13 the woods and you call in, they don't have any 14 15 idea where you are. So they really could only use it as a backup type of system, they 16 17 couldn't use it as a primary.

18 I guess I just wanted to make those 19 comments and have everyone think about them. 20 That where I live is a wonderful place to be. 21 We moved out there for the reason of getting 22away from it all. Getting out into the woods, quiet, nice, reserved place and I'd hate to see 23 these towers come in, popping all over the 24 25 place. I would like to see them along routes

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	Jane Nogaki 86
1	like the highways. They put up the walls we
2	have to look at. They have the lights. There
3	is no reason why they can't put the towers
4	there.
5	Those are my comments I'd like to
6	make and I'd ask this Pinelands Commission to
7	please consider where we live and do the same
8	for us that you do for the building codes and
9	everything else.
10	Thank you.
11	MR. MOORE: Thank you.
12	Jane Nogaki.
13	MS. NOGAKI: Director Moore and
14	members of the Pinelands Commission, my name is
15	Jane Nogaki. I live at 223 Park Avenue in
16	Evesham Township.
17	Thank you for holding this public
18	hearing about the proposed Cellular Telephone
19	Towers Comprehensive Plan for the Pinelands.
20	The guidance given by the Pinelands Commission
21	to the cellular providers to ensure the "least
22	number" of facilities, and to use existing
23	structures wherever possible is a reasoned
24	approached which I support.
25	In examining the plan, however, I

# Jane Nogaki

1.	have noted a seeming inconsistency with the
2	guidance regarding <u>proposed Tower #9</u> , a new
3	structure to be located in southern Evesham
4	Township. It appears the proposal for this
5	new structure violates the guidance that
6	existing structures be used when feasible in
7	the height restricted region covering the
8	Agricultural Production Area, Rural Development
9	Area, and Select villages, which is the blue
10	shaded area on the map. Evesham is in that
11	rural development area. The cellular
12	providers are required to verify that no
13	existing suitable structure exists within the
14	immediate vicinity of the proposed facility.
15	As noted on the map that I have
16	enclosed, three existing water towers that are
17	existing suitable structures are located within
18	three miles of the proposed yellow triangle
19	site #9, which is a Group 1 facility.
20	These existing tower locations
21	are: The water tower at Cooper and Taunton
22	Road, in Berlin Township; a water tower in
23	Kings Grant Golf Links, in Evesham Township; a
24	water tower in King Grants on Connecting Way in
25	Evesham Township.

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#### Jane Nogaki

In fact, the Berlin Township Ordinance 1997-12 specifically identifies two specific sites for the location of commercial antennas or towers at Block 2401, Lot 1 in the industrial zone and the Berlin Borough water tower at Block 2103, Lot 8.02.

In light of these three existing 7 suitable structures, I urge the Pinelands 8 Commission to require that proposed facility #9 9 be reclassified from Group 1 to a Group 2 10 category cellular facilities which may be 11 located on existing structures, noted as green 12 triangles on the map, thus fulfilling the goal 13 of limiting the construction of new facilities 14to the least number. 15

This request takes on an added 16 17 urgency in the light of negotiations between Cellular Providers and the property owner in a 1.8residential area on Chestnut Avenue in southern 19 Evesham Township. Neighbors within 500 feet 20 of the proposed facility are justifiably 21 22 concerned for their health and safety. I see no reason for the siting of a tower facility in 23 a residential neighborhood when three water 24 towers within three miles of the Chestnut 25

GUY J. RENZI & ASSOCIATES

	89 Jane Nogaki
1	Avenue site provide reasonable alternative
2	existing sites.
3	By requiring proposed facility #9
4	to locate on nearby structures, 1 of 16
5	proposed new structures can be eliminated.
6	There may be more, as is evidenced by testimony
7	tonight from other residents of other towns.
8	My comments today are limited to review of
9	facility #9 and do not constitute an
10	endorsement of the remaining 15 proposed
11	structures.
12	I think that the testimony of
13	Pinelands Preservation Alliance addressed the
14	plan as a whole. I will strongly support their
15	comments and I urge you, on behalf of my
16	neighborhood and Marlton Lakes in southern
17	Evesham Township and neighbors on the Chestnut
18	Avenue, to consider the requirement that the
19	regulations that you have set out as guidances
20	be strictly adhered to. And in this case, I do
21	not consider that the plan as proposed on the
22	map adequately reflects the guidance that you
23	have laid out.
24	Thank you.
25	MR. MOORE: Thank you.
l	GUY J. RENZI & ASSOCIATES

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	90 Faith Stetson
1	Faith Stetson.
2	MS. STETSON: Good evening. My
3	name is Faith Stetson. I'm a member of the
4	Evesham Township Environmental Commission.
5	I bring tonight a letter from our
6	Evesham Township Council in support of Ms.
7	Nogaki's comments.
8	Please accept this letter on behalf
9	of Mayor Augustus Tamburro and the Evesham
10	Township Council with regard to the cellular
11	tower that is proposed for Evesham Township.
12	This letter is sent to emphasize that the
13	township governing body agrees with the
14	position set forth in the July 9th, 1998,
15	letter of Jane Nagaki an Evesham resident and
16	member of the New Jersey Environmental
17	Federation.
18	In sum, it appears that there are
19	three existing suitable structures upon which
20	the cellular providers can locate antennas in
21	the immediate vicinity of Tower #9. As the
22	Comprehensive Plan for wireless communications
23	clearly is geared toward these existing
24	structures, and the proposed tower is
25	immediately adjacent to a residential area in

	91 Linda Medvec
1	the township, we would agree with Miss Nogaki
2	that the proposed Tower #9 should be eliminated
3	or relocated and in favor of the use of an
4	existing structure.
5	Please make this letter a part of
6	the record at the public hearing and give due
7	consideration to the position of Evesham
8	Township and to Miss Nogaki in this regard.
9	Thank you.
10	MR. MOORE: Linda Medvec.
11	MS. MEDVEC: My name is Linda
12	Medvec and I reside in Little Mill Acres
13	development at Five Yorkshire Court, Evesham
14	Township in the southern district of Evesham
15	Township and I'm here also to discuss this
16	proposed cell Tower #9.
17	Our development and the surrounding
18	area is zoned the rural development #2, and
19	according to regulation #8 I guess, I have more
20	questions than answers actually right now. It
21	states, in rural development areas that
22	locating facilities in nonresidential zones or
23	to first aid or fire stations, my propertyour
24	property, I reside with my husband and my three
25	children, and on a cul-de-sac borders upon a

#### Linda Medvec

parcel of land that had been previously farmed that is also a rural district. And that is the property that's on Chestnut Avenue. We are approximately, I would say, 75 feet from the proposed tower.

6 will be quite honest, I don't totally 7 understand how a proposed tower could be built 8 that close where it westbound right at the base 9 of the property. Is there a fall zone? Ι 10 understand there's supposed to be guide 11 I'm hearing all this. There's a 12 wires. shelter that has to be built, a 10 x 20 shelter 13 to maintain it. Near that area, adjacent, 14 actually, to my property and to this proposed 15 cell, is a YMCA camp. I don't know if anybody 16 is -- a day camp for children that basically, in 17 the summer, that's where the children come from 18 various communities -- I don't know if anybody 19 20 even considered them.

It also came to my understanding that the Kenilworth Fire Department is right up the road from where this proposed cell tower is, and apparently that was considered, however, it was too expensive to lease. I

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	93
	Linda Medvec
1	don't understand that, where there is
2,	facilities, the water tower, the fire station,
3	why they would built or why they would want to
4	build. It's supposedly a coverage tower in
5	this area, in this parcel of land.
6	I guess that's reallyI have
7	really a lot of questions. I just don't
8	understand how this could happen in a
9	residential area.
10	Thank you very much.
11	MR. MOORE: Let me issue you an
12	invitation, if I can. Perhaps your questions
13	be can be answered. It might be helpful if
14	you came to our office and looked at the file
15	of the application, if there has indeed been
16	one filed, I believe, Bill, is that correct?
17	MR. HARRISON: The application has
18	been initiated.
19	MR. MOORE: We would be happy to
20	have a member of our staff sit down with you
21	and go over siting criteria and the regulations
22	that we have. The questions regarding the
23	specifics of it.
24	MS. MEDVEC: So the application has
25	been, for nine, the application is in?

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94 Glenn Orr MR. HARRISON: Yes. 1 2 MS. MEDVEC: And it's for the Chestnut area, right there, correct? 3 MR. HARRISON: It's in a 4 5 residential area. MS. MEDVEC: It is in a residential 6 area, okay. I didn't know the application was 7 even in yet. 8 MR. MOORE: Nadine will give you a 9 phone number to call. 10 MS. MEDVEC: Okay. Thank you. 11 12 MR. MOORE: Glenn Orr. MR. ORR: Good evening. My name 13 is Glenn Orr. I'm a network manager for the 1.4 15 Boeing Company. As I do understand the value of communications, I make my livelihood at 16 it. I'm also a husband and a father and a 17 homeowner also in the shadow of proposed tower 18 In my case, it's not 75 feet away but 19 #9. 20 it's about 200 feet away, or it's proposed to 21 be. This issue first was brought to my 22 23 attention a couple weeks ago when they put stakes in the ground that showed where the 24 location was going to be. In the last two 25

#### Glenn Orr

weeks I've tried to educate myself on cellular 1 tower siting and this proposal in particular. 2 I have also done some driving around the 3 4 neighborhood just to try and understand why 5 they chose that particular site, where it is right in the -- right up against the residential 6 7 community. 8 We moved there because I like a rustic environment. It's a farm on one side, a 9 1.0 YMCA camp on the other, an open space on the third side. So this certainly would be a 11 change in scenery should it be built. 12 13 In my drive through the community, 1.4 I did see, as was previously stated, the Berlin 15 fire tower, which is in within two miles of In addition, there is a Sprint PCS 16 this site. 17 monopole within two miles of this site. Also, 18 within two miles of this site is a whole string 19 of electric power towers that are just on the 20 edge of the Pinelands area, but I would 21 estimate that there are at least six of those towers within the two mile area. 22 If you 23 spanned the radius to five miles, then there are dozens of towers--existing towers. 24 25 I had today gone down to the county

GUY J. RENZI & ASSOCIATES

## 96 Glenn Orr library to get the official -- what I have been 1 working off of was what was published on the 2 web site, so I went to the county library 3 expecting that I'd be able to open up the pages 4 and find out, yes, we've looked at the Berlin 5 6 water tower, we have rejected it because of this... And we've at the electric towers and we 7 rejected them because of this ... 8 But I think as an earlier speaker 9 had stated, there isn't enough information in 10 there to evaluate anything. It speaks of the 11 proposed locations, but in looking at 12 information on existing structures, I believe 13 it lists that there is one existing structure 14 in Berlin and it gives the longitude and 15 latitude and it is not easy as a consumer or a 16 homeowner to figure out exactly what they are 17 talking about given a longitude and latitude. 1.8 MR. MOORE: Doesn't everyone know 19 20 there's longitude and latitude. MR. ORR: Once you get the minutes 21 and seconds, I'm in trouble. 22 In any event, it was mentioned 2.3 earlier that the, as proposed, there isn't 24 enough information to understand why they are 25

#### Glenn Orr

making the choices that they are. Even if you 1 look at that map presented there, there is red 2 3 dots all around the Pinelands area but they don't explain who owns those existing cell--who 4 are the existing cell providers in those 5 locations. They don't say what the coverage 6 7 areas of the existing cells are. In the proposal, they just showed the intended 8 coverage area of the new towers. 9 So, again, it's difficult to 10 11 identify why these new towers are required. 12 In particular, we are at the edge of the pines, we are not in the heart of the pines and it 13 would be my guess that Comcast is providing the 14 same coverage in our area as Bell Atlantic 15 proposes to provide. As so again, it makes me 16 17 wonder why Bell Atlantic alone needs to build a 18 tower there if Comcast is probably offering 19 coverage in that same area already, on some 20 other structure. I, again, because the 21submitted plan is vaque, it's difficult to 22 evaluate and it just leaves more questions 23 rather than giving answers. 24 The only other items I might add is 25 that the proposed location, I mentioned that

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	Bill McComb
1	it's open space on one side of the community,
2	that it's a old abandoned airport, there are
3	regular fly-bys by prop plane pilots who like
4	to do touch and goes, and the tower would be
5	right in the flight path of that. So I would
6	not only worry about the safety of those
7	pilots, but also any fragments of planes that
8	might come down near my kids.
9	I guess that's all I have. Thanks
10	for your time.
11	MR. MOORE: Thank you.
12	The next speaker is going to
13	forgive me because the person who signed their
1.4	name next, sign over the name that I'm about to
15	read which is a little difficult. Bill
16	McComb.
17	No, it's not McLaughlin. Good try
18	though, Mr. McLaughlin.
19	MR. McCOMB: M-c-C-o-m-b.
20	MR. MOORE: Would you spell your
21	name for me too.
22	MR. McCOMB: Yes, I did.
23	Good evening. I'm Bill McComb. I
24	live in the Whiting section of Manchester. I
25	testified here on August 13th of '97 for the

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## Bill McComb

1	old plan concerning, I believe it was, search
2	area 23 in Manchester Township. I asked that
3	that site be collocated. I still have some
4	concerns and I believe we have two new proposed
5	areas in that same corridor there.
6	Working off this map, I see a
7	cluster. Site 3N is a Comcast site at 245
8	feet. It's a red dot and it exists outside the
9	Pinelands. The blue dot in Whiting, in 1993,
10	a Mr. Fisher, of Bell Atlantic Mobile,
11	indicated at an environmental commission
12	meeting that their 100 foot tower, that the
13	pole would have a range of 7 and-a-half
14	miles. My question is, how could there be a
15	need for another facility in Whiting, which is
16	the green triangle, for Bell Atlantic Mobile
17	and a yellow triangle for Comcast in
18	Beckerville, which is only two miles away. Why
19	is there such a need in Manchester and haven't
20	we allowed coverage in our community? I don't
21	believe we need two more.
22	I would like to ask that you
23	encourage the co-existence on the towers that
24	are already, the one inside of the Pinelands
25	and the one that is on Lakewood Avenue, which
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100 Mr. McLaughlin 1 is between Cherry Street and Manchester 2 Boulevard. 3 Thank you. MR. MOORE: McLaughlin, it's your 4 5 turn. MR. MCLAUGHLIN: Thank you for this 6 opportunity to share our concerns. 7 The proposal to locate towers to 8 provide extensive phone coverage in the 9 Pinelands area raises concerns. The Pinelands 10 is a national reserve with wildlife habitat 11 12 preservation as an integral part of its comprehensive management plan. And, as a 13 14 biosphere reserve with international 15 significance, review for authorization anthropogenic disturbances must not lack equal 16 consideration for maintaining viable wildlife 17 habitat. 18 19 Although we appear to be forced 20 into accepting a political decision that electromagnetic fields will not adversely 21affect human welfare, the potential impacts to 22 23 wildlife caused by the introduction of extensive electromagnetic fields should be 24 weighed carefully. Many species of wildlife 25

#### Mr. McLaughlin

have a physiological makeup that makes use of 1 the earth's natural background magnetic field 2 for navigation. Authorizing artificial 3 magnetic fields throughout a habitat 4 preservation area, such as the Pinelands 5 National Reserve, raises the question of 6 whether earth's ambient magnetic field will be 7 allowed to remain perceptible anywhere within 8 the great Atlantic migratory flyway. And what 9 does such a determination hold for the future 10 of the migratory species that utilize this 11 flyway? 12 Additionally, without 13 predetermining the affects that extended 14coverage of these electromagnetic fields will 15 have on wildlife movements, the plan should be 16 implemented in stages that will enable such an 17 assessment prior to any commitment to extensive 18 coverage. 19 As we encroach upon vestiges of 20 undisturbed area with a fast growing 21metropolitan area, it would seem likely that 22 new technology will quickly make this proposed 23 ground-based communication network obsolete. 24 25 Because it can reasonably be expected that

#### Mr. McLaughlin

1 satellite communication networks will replace this ground-based network as a carrier of 2 3 choice, restoration of the original landscape aesthetics should be insured upfront as a 4 5 permit condition, and the towers should not be permitted to inherit other uses simply because 6 they persist beyond their originally intended 7 use. 8

While some components are to be 9 located on preexisting towers at negotiated 10 11 rental fees, new towers are to be located in 12 areas restricted to other land uses because of their costs to Pineland resources and 13 aesthetics. If the Pinelands Commission 14 approves the construction of a new tower within 15 restricted land use areas of a particular 1.6 17 township, how does such an approval affect a 18 township's prospect of renting space from 19 preexisting towers that were located in an 20 environmentally sensitive manner? It appears 21that such a plan which provides added wildlife 22 protection from electromagnetic fields, may 23 also provide for a greater use of preexisting 24 towers with more revenue potential for the owners who had located them in an 25

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	103 Bob Stetson
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1	environmentally sensitive manner.
2	Thank you.
3	MR. MOORE: Would you like to leave
4	your written statement with us?
5	MR. McLAUGHLIN: Sure.
6	MR. MOORE: Bob Stetson.
7	MR. STETSON: Good evening. My
8	name.is Bob Stetson. I'd like to thank you for
9	this opportunity to speak this evening.
10	I am a resident of Evesham
11	Township. I live at 12 Pennington Road. I am
12	here to speak about Tower #9. Tower #9 is
13	located, as has been previously stated, in a
14	residential area. There is the availability
15	of three other towers in this area for use to
16	be utilized. They are beingtwo of them are
17	being utilized currently for cell sites, the
18	one in Berlin and the one in Kings Grant
19	section on Meeting Way. There is another water
20	tower, as Mrs. Nogaki had stated, in the Kings
21	Grant area that is in the location of the Kings
22	Grant Golf Course. That water tower is not
23	being locatedis not being utilized as a cell
24	site tower.
25	There is the availability to use

#### Bob Stetson

this. I have been in contact with the 1 2 members -- two members of our municipal utilities authority, and they have told me that they 3 would be more than willing and happy to speak 4 to anyone concerning the use of those towers 5 for cell site locations. 6 7 The other thing I would like to bring to the Pinelands attention, Mr. Moore and 8 I know Mr. Harrison is here this evening, is 9 10 the fact that in Evesham Township we do have a Comprehensive Management Plan that has been 1.1 accepted by the Pinelands, it has legislation 12 13 in it concerning towers and their use in our 14 town. I have nothing more to say and I 15 thank you very much for this opportunity. 16 MR. MOORE: Okay. If I may, for 17 those of you from Evesham, I think we would 18 welcome any of you coming to sit down with us 19 because there is a difference between the plan 20 and the application that has been filed before 21 the Commission. And I would encourage you, if 22 you'd like to come and discuss that difference 23 24 with us, we'd be happy to do that. MR. MOORE: Okay. Jeff 25

GUY J. RENZI & ASSOCIATES

	105
	Jeff Matheson
1	Matheson.
2	MR. MATHESON: Good evening. My
3	name is Jeff Matheson and I'm a representative
4	of Burlington County, and a resident of
5	Burlington County. I'm here to speak on the
6	topic of emergency services collocation on
7	proposed cellular towers.
8	Burlington County Central
9	Communications has the responsibility of
10	providing communications for emergency
11	services, police, fire and emergency medical in
12	11 municipalities within and adjacent to the
1.3	Pinelands that directly affects six police
14	departments, 23 fire companies, 14 EMS
15	stations.
16	We have done comprehensive studies
17	through our consulting firm and have determined
18	that much of the proposed sites are similar in
19	footprint to the needs of emergency services
20	and as a result, have approached cellular
21	providers with collocation options, our request
22	to them to reside on their towers. Bell
23	Atlantic has been very gracious as to allow us
24	access to their towers in many locations on
25	previous instances and has assured us that they

	106 Michele Costello
1	will continue to allow us future sites.
2	Those are the only comments I
3	have. I thank you for the opportunity to
4	speak.
5	MR. MOORE: Thank you.
6	Michele Costello.
7	MS. COSTELLO: Mr. Moore and
8	Commissioners, I thank you for the opportunity
9	to speak this evening. My name is Michele
10	Costello and I'm here representing Atlantic
11	Electric, a connective company. "Connective"
12	being the merged company of the two power
13	companies, DelMarva Power and Atlantic
14	Electric.
15	As you may remember, last year I
16	testified before the hearing on August 13th
17	where I committed to the Commissioners and the
18	public of Atlantic Electric's requirement and
19	willingness to comply with the new Federal
20	Telecommunications Act of 1996 which required
21	us to open our right-of-ways to incumbent
22	telecommunications providers.
23	We have done that, and we are
24	working very hard with the industry and
25	particularly with the commissioners and feel

#### Michele Costello

1 that we were lucky to be included in any 2 discussions about the revised plan that is 3 before you this evening. We want to reiterate 4 this evening Atlantic Electric's committment to 5 work with the Commissioners to minimize impact in Pinelands sensitive areas and particularly 6 7 indicate to you our willingness to collocate 8 with our electric facilities any telecom. needs and requirements as safety dictates and 9 10 orients. 11 We believe, as a utility, that our

12 existing electric facilities work in 13 conjunction with the telecom. needs and is a true definition of the word "collocation." 14 The electric facilities are there to serve the 15 16 public, they are required existing structures, 17 and as such, we feel that they might be the 18 answer to some of the new construction that is 19 proposed in this plan and some of the existing 20 structures that are proponents to be addressed 21 in this plan. 22 I'd like to share with the

23 Commissioners a visual indication of what we 24 have done with both the cellular and PCS 25 providers on our existing structures and have

GUY J. RENZI & ASSOCIATES

#### Michele Costello

put together a list of some of our sites. 1 Ι also have taken these pictures and put them in 2 a booklet form for the Commissioners, the 3 4 staff, and any of the public who are interested this evening. And with your permission, I 5 would hand them out at the end in the back. 6 MR. MOORE: As long as you hand one 7 8 out to us. MS. COSTELLO: Oh, I have plenty. 9 As I said, we feel that we have 10 worked very hard with the telecom. industry and 11 the Commissioners to minimize impact on the 12 land and visually and we will continue to do 13 our best to comply with the Telecommunications 14 Act, the management plan, and each municipality 15 which is impacted with the telecom. needs. 16 And that is all I have to say this 17 evening. Thank you. 18 MR. MOORE: Mrs. Costello, are you 19 going to leave us the big pictures as well? 20 21 MS. COSTELLO: If you'd like. They are pretty much the same, so you don't 22 need them, you can have them here. 23 MR. MOORE: That seems to imply 24 25 no.

GUY J. RENZI & ASSOCIATES

	Jaime Pitner
1	MS. COSTELLO: Oh yeah. Yeah,
2	that's fine.
3	Okay, thank you.
4	MR. MOORE: Thank you.
5	Jaime Pitner.
6	MR. PITNER: Good evening. My name
7	is Jaime Pitner. I was born and raised in
8	Burlington County and I have been a practicing
9	paramedic, all intensive care unit paramedic
10	for the past 20 years in the counties of
11	Burlington, Ocean, Camden, and Atlantic, Cape
12	May. So really, the whole region. And I just
13	wanted to underscore the importance of the need
14	and the right of the public to access 911 for
15	police, fire, and EMS. And that one of the
16	main avenues to access is cellular phones.
17	Speaking with the state telecommunication
18	office from the state police, over 30% of the
19	calls that come in with 911 centers are via
20	cellular.
21	People really need to be able to
22	have access wherever they are. Regardless of
23	the system that they choose, just like people
24	can chose their own long distance carrier or
25	local carriers in their home, there are a

	Jaime Pitner 110
1	variety of companies, whatever phone you have
2	when you look down at it, turn it on and dial
3	911, you expect somebody to answer that call.
4	Being an EMS professional and being concerned
5	for this region that I live and work in, that's
6	of a great concern to me.
7	In addition to that, my wife and
8	four children and I love to hike and explore
9	the Pinelands region. I always have my phone
1.0	for safety purposes. So, it's really
11	something that is very important. It's an
12	expectation of the public and it is an
13	important concern when we weigh all the other
14	concerns in the Pinelands protected area.
15	I would like to commend the
16	Commission and the providers, I think that you
1.7	have done a lot of hard work, you made some
1.8	very difficult decisions, and I think you have
19	done a good job.
20	Thank you.
21	MR. MOORE: Thank you.
22	That is the last name I have on the
23	list, and I will certainly permit other people
24	who have not signed the list because they came
25	in late to testify if they'd like to. Is there
	1

111 Fran Brooks 1 anyone else who would like to testify? 2 Brooks. . . MS. BROOKS: I apologize for coming 3 in late and not signing in, but I did call this 4 5 afternoon so... My name is Fran Brooks and I 6 resides at 78 Moors Meadow Road in 7 Tabernacle. 8 My comments this evening, and I 9 thank you for letting me speak, what I'd like 10 to recognize the importance of comments made by 11 Mr. Montgomery and several other speakers and 12 share many of their concerns. There are 13 several issues, general issues that I'd like to 1.4 raise that actually I believe my husband 15 Stewart and I raised at the last hearing in 16 August and I'd like to reiterate them. 17 Regarding #3 that concerns 18 19 proximate location, something that is very unclear to us is what proximate location means 20 and there is really no explanation or analysis 21of that in terms of being able to identify 22 these proposed or potential sites. And it 23 24 would be very helpful to the public to understand the meaning of proximate location. 25

1	In Mr. Stokes' letter of June 12th,				
2	he noted that the sites are all within a				
3	five-mile radius area. Well, that's an				
4	extremely large area if you are to figure it				
5	out with square footage. There's just simply				
6	insufficient detail for any of us of the public				
7	to understand what that area really constitutes				
8	and particularly in relation to the notion of				
9	approximate location. So, it would be very				
10	helpful for us to understand that better, and I				
11	think there was a problem with that whole issue				
12	in the earlier plan.				
13	My second point regards visual				
14	impact, and I believe that's #8 in the list on				
15	the boards. We really have to question how				
16	they proposehow the industry proposes to meet				
17	this issue or address the issue of this visual				
18	impact. Whether we are talking about 200 feet,				
19	and I can't testify to the accuracy of any of				
20	the numbers that were given out prior to my				
21	testimony, but whether we are speaking about				
22	200 feet or 318 feet, we are still talking				
23	about a limit that in relation to the Pine				
24	Barrens environment it is obviously going to				
25	have a visual impact.				

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1 And again, and this was a problem 2 with the earlier plan as well, the cellular industry representatives did not speak to this 3 4 issue of how they are going to minimize visual 5 impact, how they are going to mitigate it. And I think the Mr. Weber and Mr. Salemi 6 referred to the Hillman gravel pit tower that, 7 that tower--we can see that--we come up from 8 9 Ranson Road and we can see that for quite a few 10 miles up the road as we come out of the Moors Meadow Road. So, it would really be helpful 11 12 also to the public to have some specific explanation from the industry rather than these 13 generalized statements about how they are going 14 15 to minimize or mitigate visual impact in the 16 Pine Barrens. 17 My third issue regards the inadequacy of service issue. And I recognize 18 very strongly that there is a balancing act 19 20 And this of course relates to #5 and #8 here. 21 in your list over there. 2.2 In all due respects to the issues 23 raised by various speakers about the need for, 24 and there is no question in our minds that to 25 have service for a health and safety reasons is

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1	clearly an important reason. But, again, we
2	have no specific information, sufficient detail
3	about what inadequate servicethe inadequacy
4	of service in the Pinelands areas really
5	constitutes. Weand the public have no idea
6	what the magnitude of the problem really is.
7	I hear words from industry
8	representatives but they, like the earlier
9	plan, they have given no detail on this and so
10	it would really be helpful to us to
11	understandand the public to understand the
12	residents of the Pine Barrens, particularly in
13	the most restricted areas where people have
14	accepted the restrictions, to understand what
15	constitutes the magnitude of the problem. And
16	we didn't see any of that in the current plan
17	and we, again, are asking for that detail once
18	more.
19	My fourth issue regards the use of
20	electric transmission towers, and I was pleased
21	to see the representative from Atlantic
22	Electric here once more. We don't understand
23	why electrical transmission towers are not
24	being utilized. We don't understand how that
25	issue is being addressed or not addressed by

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the cellular industry and why there appears to 1 be such a reluctance on the part of the 2 cellular industry to utilize the existing 3 transmission towers. And it would be very 4 helpful, again, to the public for the public to 5 understand what the problem is with these 6 7 existing structures. It is curious to me that in the 8 plan, in particular on page three of the 9

proposed plan where the industry has outlined 1011 the steps they took to evaluate existing structures, that there seems to now be enormous 12 controversy regarding some of these existing 13 structures and their potential use as 14 That also includes collocation structures. 15 16 the fact, the use of transmission towers and making that information available to us. 17 We just don't understand why these towers, and 18 there is nothing in the plan which explain is 19 to the public, why these towers are not, at 2.0least some of the towers or certain towers, are 21 not available for collocation purposes. 22

Just to end this discussion, we hope that the staff does not move hastily to approve this plan. I think many of the

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1	comments, for example, Mr. Stetson's comments,
2	the other individuals from Evesham Township
3	really indicate that there are inconsistencies
4	in that this prior research that was done that
5	appears in the body of the current proposed
6	plan really does evince contradictions or at
7	least inconsistencies and that further analysis
8	needs to be undertaken. That while this is
9	just a conceptual plan, there are still
10	problems with the conceptual plan. And as a
11	member of the public, I would hope that these
.12	inconsistencies are reviewed, of course, and
13	will be resolved before any plan is approved.
14	The last thing I'd like to end with
15	is that we, of course, like many of the other
16	speakers have a cell phone. And I live in the
17	central part of the preservation area and I
18	have never had any problems getting with
19	dropped calls or any other criteria that are
20	used to define inadequate service or at least
21	what I see as defined as inadequate, the
22	criteria used, we've never experienced this.
23	So when we talk about inadequacy, I really am
24	confounded by the issue that they raise of the
25	service. And so it would really be very

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	117 Mayor Woolley
1	helpful for them to provide us with better
2	data.
3	Thank you.
4	MR. MOORE: Anyone else? Mayor
5	Woolley, I'm sorry, you weren't signed up or I
6	would have recognized you earlier.
7	I always get in a lot of trouble
8	when I save the mayor for last.
9	MAYOR WOOLLEY: As long as I am
10	last, you really will be smiling, right?
11	My name is Woolley, two O's, two
12	L's, E-Y. And I have not that many comments to
13	make.
14	I'm glad to see that I'm surrounded
15	by such loyal and, I'm certain, supportive
16	constituents. But I am caught on the horns of
17	a dilemma a little bit. I am frustrated by
18	what I do consider to be inconsistency or
19	inadequate service when I am driving. I
20	haven't gotten a phone call that I have made,
21	especially on the way down here, that it hasn't
22	dropped out a little bit, and I think that's an
23	issue that you're addressing with item five on
24	your list.
25	I also am concerned about the

	118 Mayor Woolley
1	threat to public safety and to the
2	communications group without having good
3	coverage in the area.
4	And on the other hand, another
5	positive note is that I do like the concept of
6	a united plan as it's being submitted in
7	accordance with your Regulation #1. But, as a
8	municipal official, I also want to address the
9	issues of my constituency, of myself, and
10	probably some of the government
11	infrastructure. And then my request only is
12	that I would like to make sure that you and the
13	providers address the issues that you have
14	outlined in your regulations. The first one
15	dealing with the same service providers where
16	feasible, I would like to be sure that
17	accommodations for other providers are at least
18	consider. I'm not sure whether that means
19	added capacity, but how are we going to
20	accommodate a fourth or a fifth or a sixth
21	user? I'd hate to go through this again in two
22	years to address the same issues.
23	I also would like to be sure that
24	the future technologies are considered. I
25	don't know, but I'm sure your engineers do,

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#### Mayor Woolley

1 what do you face in 5 to 10 years in a 2 non-tower technology? Is this something by delays that could avert towers, putting them 3 I'm especially interested in your items 4 up? 5 three and four, and that is the approximate 6 location and the 5 to 10 year broad horizon. As a municipal official, I would like to be 7 sure that the providers do give meaningful time 8 for us on the municipal level to have a review, 9 10 not have only a few weeks to contemplate where 11 the actual location is going to be, or when the towers are going be to built in two years or 12 13 next week.

T also would like to be sure that 14 15 the recognition of infrastructure requirements take into account that it be done at either at 16 very limited cost or at no cost. I know that 17the Burlington County officials have had 18 trouble getting access to existing towers 19 20 except that an outrageous price of six or seven or eight thousand dollars a month. I'm hoping 21 that something like this can be addressed when 22 the final plan is either recommended for 23 24 approval or for further changes. In your Item 7, looking for 25

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#### 120 Mayor Woolley existing communications structures, I am 1 certain that in Tabernacle we are very anxious 2 to find one, although I don't know of anything 3 tall enough that would qualify. 4 In Item 8 you have a comment there 5 concerning visual impacts, and I don't know 6 what, if anything, can be addressed with regard 7 to the aesthetics to either hide or cover a 8 tower of that height. I'm not sure whether the 9 comparable facility on the Garden State Parkway 1.0as a false pine tree could work. I'm not sure 11 it's going to work in the pygmy forest. 12 I think that's all I got to do. 13 You all can smile and go home now. 14MR. MOORE: Thank you. That 15 concludes my list. 16 Mr. Brooks. I'm not sure we 17 should allow spouses to testify. 1.8 19 MRS. BROOKS: Simultaneously. 20 MR. MOORE: One per family. MR, BROOKS: The precedent has 21 22already been set. My name is Stewart Brooks. I live 23 at 78 Moores Meadow Road, Tabernacle. 24 MR. MOORE: Could you move that up 25

	121 Stewart Brooks
1	just a will little bit?
2	MR. BROOKS: Is that better?
3	MR. MOORE: Yes.
4	MR. BROOKS: Stewart Brooks, 78
5	Moores Meadow Road, Tabernacle, New Jersey.
6	Thank you for letting me speak at
7	this late moment and for sparing Mayor Woolley
8	the chance of being the last person to
9	testify. My comments are very brief.
10	I hadn't planned on testifying but
11	two things struck me throughout the course of
12	the hearing. The first is the overwhelming
13	amount of anecdotal evidence as to need. What
14	is so astounding about that is that there is no
15	empirical evidence as to what need is. And it
16	doesn't strike me that there is enough data for
17	this Commission to reach a reasoned conclusion
18	without knowing what that empirical data is.
19	The same applies to the
20	overwhelming amount of testimony regarding
21	unaccounted for structures. I think everyone
22	is in agreement that it's best to locate
23	cellular equipment on existing structures and
24	look at the mandate of the plan, yet there has
25	been a parade of witnesses who have come before

. .

	122 Stewart Brooks
1	you who have said the industry missed this one,
2	or that one, or the other one and they haven't
3	even addressed electric transmission towers.
4	I know that a lot of work has been
5	done on both sides of the table and the plan
6	has come a long way since it was initially
7	presented, but from where I sit, I don't think
8	that you have enough information that you can
9	actually make a decision. I think there is
10	still a little bit further to go. I think you
11	really need to find out what is the need, but I
12	think you need to find out where are those
13	structures that can provide locations to
14	address that need or to satisfy that need. And
15	I think it's most appropriate that that
16	information come from the industry rather than
17	from the citizens because it's the industry
18	that should have the global knowledge to
19	present to you the whole picture. I don't
20	think that it's proper or appropriate to rely
21	on citizens to come in and patch holes in the
22	testimony because you will never know if all
23	the holes have been patched.
24	So, even though we now know that
25	there seems to be plenty of opportunity in

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	123 Closing Remarks by Mr. Moore
1	Evesham, that doesn't necessarily mean that
2	throughout the rest of the Pinelands area there
3	aren't other structures that haven't been
4	identified. So what I'm saying really is, the
5	credibility of their testimony regarding the
6	identification of structures is, in my opinion,
7	very limited.
8	Thank you.
9	MR. MOORE: Mr. Gross, I know that
10	you had requested that the companies have an
11	opportunity to conclude the hearing. I do want
12	to remind you that the record remains open
13	until the 17th and we don't wish to have an
14	debate, by the way, but I'd like to give you an
15	opportunity to sum up, if you'd like.
16	MR. GROSS: Well, given the fact
17	the much of the testimony relates to items that
18	are already covered in the plan, we see no
19	reason to repeat that. We are reserving the
20	right to, of course, submit written comments,
21	but we really do not want tothere is no need
22	to rebut any of the testimony, in our opinion,
23	this evening.
24	MR. MOORE: Thank you.
25	Now, with that, I'm going to

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124 Closing Remarks by Mr. Moore adjourn the hearing. But let me again 1 indicate to all of you that this record remains 2 open until July 17th and we will continue to 3 receive your comments until that date. That 4 the Commission will probably consider this 5 matter either at its August or September 6 7 meeting. In the front of the room there is a 8 clipboard that you can sign with your name and 9 address if you'd like to receive a copy of the 10 Executive Director's report to the Commission 11 on the Cellular Facilities Plan. You are 12 welcome to do that as you leave with your name 13 and address. 14 Now will also be posted, when it is 15 completed, on the Commission's web site so you 16 will be able to review the report on the web 17 18 side if you'd like to. If you'd like the address of the web site, I will give that to 19 you also before you leave this evening. You 20 can do an instant search that says Pinelands 21Commission on any of the search engines and you 22 23 will find us there after some other materials, some other questionable, I might add, comes 24 25 up.

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	125 Closing Remarks by Mr. Moore
1	Let me thank you all very much for
2	coming out this evening. Your comments have
3	been very relevant to the subject tonight. I
4	really do want to congratulate the members of
5	the public. This has also been a hearing with
6	great decorum, and I appreciate that very, very
7	much. So thank you again.
8	(Hearing adjourned at 9:40 p.m.)
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CERTIFICATE . I, SHARON S. ZUPKO, a Certified Shorthand Reporter and Notary Public of the State of New Jersey, do hereby certify the foregoing to be a true and accurate transcript of my original stenographic notes taken at the time and place hereinbefore set forth. Sharn S. Juplier SHARON S. ZUPKO, C.S.R. 2.2 Dated: July 13, 1998.

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