

STATE OF VERMONT  
PUBLIC UTILITY COMMISSION

Bell Atlantic Mobile Systems, LLC  
d/b/a Verizon Wireless and Vertex Towers, LLC  
for a Certificate of Public Good, pursuant to  
30 V.S.A. § 248a, authorizing the construction  
Of a telecommunications facility in Manchester Vermont

Case No. 24-3345-PET

**TOWN OF MANCHESTER'S REPLY TO CONSOLIDATED RESPONSE OF  
BELL ATLANTIC MOBILE SYSTEMS, LLC AND VERTEX TOWERS, LLC TO  
THE PUBLIC UTILITY COMMISSION'S REQUEST FOR A RESPONSE TO  
COMMENTS**

The Town of Manchester ("Town"), by and through its attorneys', Woolmington, Campbell, Bent & Stasny, P.C., hereby files this reply to the Petitioner's Response to the Public Utility Commission's Request for a Response to Comments.

In its reply to the Town Comments, the Petitioner asserts that the proposed Facility complies with the Town Plan based on provisions of general applicability concerning overarching goals, rather than the specific provisions concerning telecommunications infrastructure, upon which the Town relies. Petitioner does not address the prominent visibility of the Tower from the pedestrian paths within Dana Thompson Memorial Park, Hunter Park, and Riley Rink, which are all incredibly important community assets within the Town of Manchester. Petitioner acknowledges that the proposed Facility will be visible from Main Street and Bonnet Street, which are both considered to be main streets within the Town of Manchester.

With respect to the Zoning Ordinance, Petitioner acknowledges that Communications Towers are prohibited within the relevant MU2 District. Petitioner points out that communications antennas are permitted within that district, however a

communications antenna is defined as “[a] device used to transmit or receive radio, television or other wireless communications and related structures and equipment. *This definition specifically excludes a communications tower.*” Manchester Land Use and Development Ordinance Use Table, Section 4.17 (“Communications Antenna”).

Petitioner is not proposing a Communications Antenna as defined in the Ordinance. It is proposing a Communications Tower, as stated in its Petition. The discussion of what is permitted in other zoning districts is irrelevant, because the siting for the proposed Facility is within the MU2 District.

The Town of Manchester has engaged a consultant to identify more suitable locations for a proposal such as the one Petitioner makes herein. A copy of the Report is filed herewith, along with the prefiled testimony of Tectonic Engineering’s Site Acquisition Specialist, Daniel Weinheimer, authenticating same.

The Town maintains its position as stated in its prior comments that, because the proposed Facility does not comport with the Town Plan or the Town’s Zoning Ordinance, the PUC should deny the petition for a CPG for this location.

Dated at Manchester, Vermont this 17th day of January, 2025.

/s/ Merrill E. Bent

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