

STATE OF VERMONT  
PUBLIC UTILITY COMMISSION

Case No. 24-3345-PET

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Petition of Bell Atlantic Mobile Systems, LLC and Vertex Towers, LLC requesting a certificate of public good, pursuant to 30 V.S.A. § 248a, for the installation of wireless telecommunications equipment at 410 Hunter Park Road in Manchester, Vermont	
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Order entered: 01/28/2025

**ORDER OPENING INVESTIGATION FOR FURTHER PROCESS**

**I. INTRODUCTION**

This case involves a petition filed by New Cingular Wireless PCS, LLC (“Petitioner”) requesting a certificate of public good (“CPG”), pursuant to 30 V.S.A. § 248a, for authorization to install wireless telecommunications equipment in Manchester, Vermont (the “Project”). In today’s Order, I open an investigation in this case.

**II. PROCEDURAL HISTORY**

On November 14, 2024, the Town of Manchester (the “Town”) filed a notice of intervention in this case pursuant 30 V.S.A. § 248a(m). The Town also filed comments on the petition recommending that the petition be denied because it does not comply with the Town Plan or Town Zoning Ordinance.

On December 31, 2024, the Petitioner filed a response to the Town’s comments and recommendations.

On January 17, 2025, the Town filed a reply to the Petitioner’s response.

On January 17, 2025, the Vermont Department of Public Service (“Department”) filed a reply to the Petitioner’s response. The Department recommends that the petition be denied for the reasons articulated by the Town.

**III. POSITIONS OF THE PARTIES**

The Town argues that because the Project will have an adverse visual impact on views from recreational and scenic areas in the town, it fails to comply with the Town Plan or the Town Zoning Ordinance. Accordingly, the Town recommends that the petition be denied.

The Petitioner argues that the Project will have minimal visual impact on the surrounding area, and will, therefore, comply with both the Town Plan and Zoning.

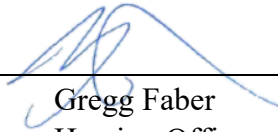
The Department recommends that the petition be denied based on the reasons put forward by the Town.

**IV. DISCUSSION AND CONCLUSION**

In accordance with 30 V.S.A. § 248a(c), the Commission must make findings supporting the issuance of a CPG. Pursuant to 30 V.S.A. § 248a(c)(2) the Commission is required to give “substantial deference” to the plans of the affected municipalities and to the recommendations of municipal bodies with regard to those plans. In this case, the Town’s comments suggest that the Project raises a significant issue with respect to compliance with the municipal plan and the recommendation of the Town with regard to the plan, which are applicable to this case under Sections 248a(c)(1) and (2). Accordingly, I conclude that an investigation is warranted, additional process will be scheduled.

**SO ORDERED.**

Dated at Montpelier, Vermont, this 28th day of January, 2025.




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Gregg Faber  
Hearing Officer

OFFICE OF THE CLERK

Filed: January 28, 2025

Attest:   
Clerk of the Commission

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

PUC Case No. 24-3345-PET - SERVICE LIST

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\*Notice of appearance to be filed.