



1 Cityplace Dr, Suite 490
Creve Coeur, MO 63141

Phone (314) 513-0147
www.crowncastle.com

10/18/2022

MA – Town of Ashland
Planning Department
101 Main Street
Ashland, MA 01721

*****NOTICE OF ELIGIBLE FACILITIES REQUEST*****

RE: Request for Minor Modification to Existing Wireless Facility – Section 6409
34 Albert Ray Drive, Ashland, MA 01721
Crown Site Number: 806042 / Crown Site Name: BOS Ashland 959026
Customer Site Number: MA1085/ Application Number: 586235



To Whom it May Concern,

On behalf of AT&T, Crown Castle USA Inc. (“Crown Castle”) is pleased to submit this request to modify the existing wireless facility noted above through the collocation, replacement and/or removal of the Applicant’s equipment as an eligible facilities request for a minor modification under Section 6409¹ and the rules of the Federal Communications Commission (“FCC”).²

Section 6409 mandates that state and local governments must approve any eligible facilities request for the modification of an existing wireless tower or base station that does not substantially change the physical dimensions of such tower or base station. Under Section 6409, to toll the review period, if the reviewing authority determines that the application is incomplete, it must provide written notice to the applicant within 30 days, which clearly and specifically delineates all missing documents or information reasonably related to whether the request meets the federal requirements. Additionally, if a state or local government, fails to issue any approvals required for this request within 60 days, these approvals are deemed granted. The FCC has clarified that the 30-day and 60-day deadlines begins when an applicant: (1) takes the first step required under state or local law; and (2) submits information sufficient to inform the jurisdiction that this modification qualifies under the federal law⁴. Please note that with the submission of this letter and enclosed items, the thirty and sixty-day review periods have started. Based on this filing, the deadline for written notice of incomplete application is November 17th, 2022, and the deadline for issuance of approval is December 17th, 2022.

¹ Middle Class Tax Relief and Job Creation Act of 2012, Pub. L. No. 112-96, § 6409 (2012) (codified at 47 U.S.C. § 1455).

² Acceleration of Broadband Deployment by Improving Wireless Facility Siting Policies, 29 FCC Rcd. 12865 (2014) (codified at 47 CFR § 1.6100); and Implementation of State & Local Governments’ Obligation to Approve Certain Wireless Facility Modification Requests Under Section 6409(a) of the Spectrum Act of 2012, WT Docket No. 19-250 (June 10, 2020).



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The proposed scope of work for this project includes:

Remove and replace antennas and ancillary equipment as per plans for AT&T on an existing Wireless Communication Facility.

At the end of this letter is a checklist of the applicable substantial change criteria under Section 6409. Additionally, please find enclosed the following information in support of this request:

- (1) Building Permit Application
- (2) Construction Drawings;
- (3) Structural Analysis; and
- (4) Section 6409 Substantial Change Checklist.

As these documents indicate, (i) the modification involves the collocation, removal or replacement of transmission equipment; and (ii) such modification will not substantially change the physical dimensions of such tower or base station. As such, it is an "eligible facilities request" as defined in the FCC's rules to which the 60 day deadline for approval applies. Accordingly, Applicant requests all authorization necessary for this proposed minor modification under Section 6409.

Our goal is to work with you to obtain approvals earlier than the deadline. We will respond promptly to any request for related information you may have in connection with this request. Please let us know how we can work with you to expedite the approval process. We look forward to working with you on this important project, which will improve wireless telecommunication services in your community using collocation on existing infrastructure. If you have any questions, please do not hesitate to contact me.

Regards,

Katie Adams

Katie Adams
Sr. Site Acquisition Specialist
Crown Castle Agent for Applicant
(781) 392-7547
kadams@nbcllc.com



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**Section 6409 Substantial Change Checklist
 Towers Outside of the Public Right of Way**

The Federal Communications Commission has determined that a modification substantially changes the physical dimension of a wireless tower or base station under 47 U.S.C. § 1455(a) if it meets one of six enumerated criteria under 47 C.F.R. § 1.6100.

Criteria for Towers Outside the Public Rights of Way

YES/NO NO	Does the modification increase the height of the tower by more than the greater of: (a) 10%; or (b) the height of an additional antenna array plus separation of up to 20 feet from the top of the nearest existing antenna?
YES/NO NO	Does the modification add an appurtenance to the body of the tower that would protrude from the edge of the tower more than 20 feet or more than the width of the tower structure at the level of the appurtenance, whichever is greater?
YES/NO NO	Does the modification involve the installation of more than the standard number of new equipment cabinets for the technology involved or add more than four new equipment cabinets?
YES/NO NO	Does the modification entail any excavation or deployment outside the current site by more than 30 feet in any direction, not including any access or utility easements?
YES/NO NO	Does the modification defeat the concealment elements of the eligible support structure?
YES/NO NO	Does the modification violate conditions associated with the siting approval with the prior approval the tower or base station other than as specified in 47 C.F.R. § 1.6100(c)(7)(i) – (iv)?

If all questions in the above are area answered “NO,” then the modification does not constitute a substantial change to the existing tower under 47 C.F.R. § 1.6100.



**Town of Ashland
Planning Department**

101 Main St.

Ashland, MA 01721

508.881.0101

Ashlandmass.com/193/Planning

Application for Planning Board Approval/Permit

Note: Application must be complete, with a certified plot plan and all application fees to be accepted.

Property Information:

Street Address: 34 Albert Ray Drive

Zoning District: MA014 Overlay District: _____

Assessor's Map: 9 Lot: 173 Deed Book: 30867 Page: 0381

Current Property Owner: Crown Atlantic Company LLC

Permit/Approval Sought:

Special Permit (§9.3) Special Permit Amendment/Modification Design Plan Review (§9.6)

Site Plan Review (§9.4) Site Plan Modification Scenic Road Permit (Ch. 249 §20)

Earth Removal Permit (Ch. 242 §3) Site Alteration Special Permit (§5.8)

Subdivision (Include Subdivision Application Form) Wireless Communication Facilities (§6.4)

Use Type: Residential: Commercial: Industrial: Mixed Use:

Applicant Information: Owner: _____ Tenant: _____ Prospective Purchaser/Tenant: _____

Name: AT&T Mobility

Address: 700 Bell Street, Akron, OH 44307

Phone: 630-470-1400 Email: William.Gates@crowncastle.com

Agent's Name: Katie Adams

Agent's Address: 100 Apollo Drive Suite 303, Chelmsford, MA 01824

Agent's Phone: 781-392-7547 Agent's Email: kadams@nbcllc.com

Additional Information:

Are all real estate taxes and other assessments to the Town current?: yes

Is the parcel on a scenic road?: N Is the parcel in a flood plain?: N

Is the parcel within 100 feet of a wetland or 200 feet of a river: N

Is this an amendment to a previously issued Special Permit? (attach approved permit): N

Date structure(s) built?: _____



Description of the Relief Sought: (attach additional pages if needed)

AT&T modification to existing wireless communication facility. AT&T to
remove and replace antennas and ancillary equipment per plans.

This collocation will be aesthetically consistent with the existing structure
and AT&Ts existing antenna array .

What specific zoning bylaws and/or Special Permit types are relevant to this application?:

Section 6.4 - Wireless Communications Facility

Benefits of Project:

Modifications to equipment to keep current with evolving technologies, to
provide the best coverage for their customers.

Existing use and condition of the property and surrounding neighborhood: (Please list all non-conformities.)

Existing Wireless Communication Cell Tower.

Attach Building Permit Denial letter if applicable.

By signing below you assert this application is complete and accurate to the best of your knowledge:

Signatures:

Applicant/Agent: Katie Adams Applicant's Name: Katie Adams

Agent's Relationship to Applicant: Agent for AT&T Firm: Network Building + Consulting and Crown Castle

Owner: _____ Owner's Name: _____

Note: If the applicant is not the owner, please have the owner sign above or submit a letter of permission with the application.





8000 Avalon Blvd dSuite 600 & 700
Alpharetta, GA 30009

Phone: (470) 235-6275
www.crowncastle.com

Crown Castle Letter of Authorization

MA - TOWN OF ASHLAND
Planning Department
101 MAIN STREET, 2ND FLOOR
ASHLAND, TX 77216-3112

**Re: Application for Zoning/Building Permit
Crown Castle telecommunications site at: ALBERT RAY DRIVE FOUNTAIN AND
GREEN STREETS, ASHLAND, MA 01721**

CROWN ATLANTIC COMPANY LLC ("Crown Castle") hereby authorizes AT&T MOBILITY, including their Agent, to act as our Agent in the processing of all zoning applications, building permits and approvals through the MA - TOWN OF ASHLAND for the existing wireless communications site described below:

Crown Site ID/Name: 806042/BOS ASHLAND 959026
Customer Site ID: MAL01085/ASHLAND
Site Address: ALBERT RAY DRIVE FOUNTAIN AND GREEN STREETS,
ASHLAND, MA 01721
APN: ASHL-000009-000173

Crown Castle

By:  Date: 9.19.2022

Terry Holmes
Real Estate Specialist