

RESOLUTION NO. 2017-20

Authorizing a Special Use Permit for Southern Linc to modify their equipment on the existing tower located at 3418 Highway 20, Trinity, Alabama.

WHEREAS, Southern Linc has requested the modification of the telecommunication facility located at 3418 Highway 20, to provide improved wireless services essentially within the corporate limits and police jurisdiction of the Town of Trinity, and;

WHEREAS, Southern Linc has complied with Town's Ordinance 2005-05 and has demonstrated the need for additional modification of this wireless facility to deliver consistently reliable services in the identified area, and;

WHEREAS, both the Town and Southern Linc customers in the Town of Trinity will benefit from improved service, and;

WHEREAS, the Town's consultant, The Center for Municipal Solutions (CMS), recommends the granting of a Special Use Permit for modification of this facility located at 3418 Highway 20 which consists of a 250' self-support tower;

THEREFORE, BE IT RESOLVED by the Town Council of the Town of Trinity, Alabama that Southern Linc is hereby granted a Special Use Permit to modify existing facilities at 3418 Highway 20. As recommended by CMS, the Special Use Permit is subject to compliance with the following conditions prior to the issuance of said permit and/or a Certificate of Completion:

1. To prevent warehousing of permits or authorizations and to assure the best service to the Town's residents as expeditiously as possible, the facility must be built, activated and be providing service no later than one hundred eighty (180) days after the issuance of the Special Use Permit or other applicable authorization, subject to commonly accepted force majeure exceptions acceptable to the Town. Southern Linc may petition the Town of an extension of this for good cause shown, but the decision whether or not to grant the extension shall exclusively be the prerogative of the Town.
2. Southern Linc must provide contractor information with construction schedule to Town and to CMS prior to issuance of the Building Permit.
3. Once Southern Linc has met all the conditions of the permit and any other requirements of the Town and a building permit is issued, they must notify the Town's consultant for all inspections.
4. At the completion of construction, the applicant must notify the Town's consultant and provide proof that all inspections have been satisfactorily completed and the project is ready for a final on-site inspection. Upon passing the final inspection, a recommendation to issue a Certificate of Occupancy shall be made.
5. Southern Linc shall not be permitted to actually provide service commercially until the Certificate of Occupancy or its functional equivalent is issued or risk forfeiting its Permit.
6. The Certificate of Occupancy shall not be issued until all fees and costs associated with this Permit, including inspections, have been paid.

ADOPTED and APPROVED this 25th day of September, 2017.



Mayor Vaughn Goodwin

ATTEST:
(SEAL)



Barbara L. Jones, Town Clerk

Barbara L. Jones
Notary Public, AL State at Large
My Commission Expires April 12, 2021