

RESOLUTION NO. 2018-07

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

WHEREAS, AT&T 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, AT&T 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 AT&T customers in 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 250.2' self-support tower;

THEREFORE, BE IT RESOLVED by the Town Council of the Town of Trinity, Alabama that AT&T 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. Prior to the issuance of the Building Permit, AT&T or the tower owner must submit for review and approval by the Town, a structural analysis performed in accordance with the TIA-222-G Standard and 2009 IBC with overall structure rating of 100.0% or less. If structural modifications are required to be completed, certified construction drawings must be submitted in conjunction with the structural analysis.
2. 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. AT&T 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.
3. AT&T must provide contractor information with construction schedule to Town and to CMS prior to issuance of the Building Permit.
4. Once AT&T 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.
5. Prior to the issuance of the Certificate of Completion, Verizon or the tower owner must remediate the following safety issues, noted on the pre-application site visit report, dated July 25, 2018:
  - a. Repair or replace missing grounding bars for Verizon's equipment and feedlines.
  - b. Repair or replace missing tower grounds.
  - c. Remove bird nest from feed lines on the ice-bridge.
6. 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.

7. AT&T 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.
8. The Certificate of Occupancy shall not be issued until all fees and costs associated with this Permit, including inspections, have been paid.

ADOPTED this 13<sup>th</sup> day of August, 2018.

  
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Vaughn Goodwin, Mayor

ATTEST:

(SEAL)

  
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Barbara L. Jones, Town Clerk

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