

ORDINANCE AMENDING AND RE-ENACTING SECTION
10-3-199
OF THE
CODE OF ORDINANCES
CITY OF HARRISONBURG, VIRGINIA

**Be it ordained by the Council of the City of
Harrisonburg, Virginia:**

**Section 10-3-199. Submittal requirements and other application requirements.
(Add and amend as shown:)**

- (1) Applications for wireless telecommunications facilities, including small cell facilities, allowed by right shall be accompanied with one hundred ~~seventy-five~~ dollars (~~\$175~~100.00) for each facility up to the first five (5) facilities, and fifty dollars (\$50.00) for each additional facility on the same application. Applicants may request up to thirty-five (35) facilities on one application. ~~and~~ The following information and, if necessary, the information as required by Section 10-3-10 of this chapter ~~shall be submitted as well as the following~~. Note that building permits and sub-trade permits may be required.
- a. Name, address, telephone numbers, and email addresses of the property owner, the applicant, and the ultimate owner of the facility.
 - b. Documentation from the property owner consenting to both the installation of the facility and the terms of Sections 10-3-200, 10-3-201, and 10-3-202.
 - c. If erecting a new telecommunications tower or concealed wireless telecommunications facility, a physical survey of the property must be submitted.
 - d. Location map and elevation drawings of the proposed facility prepared and certified by a professional engineer indicating:
 - i. Location, type, and height of all structures associated with the facility,
 - ii. Facility's planned capacity (i.e. collocation potential/number of accommodations),
 - iii. On-site and abutting land uses,
 - iv. Means of access,

- v. Support structure's setbacks from property lines, and
 - vi. All applicable American National Standards Institute (ANSI) technical and structural codes.
 - e. Screening plan (i.e. fence type and/or vegetation to be planted). See definition of "screening" within Section 10-3-24.
 - f. Photo simulations of the proposed facility.
 - g. If camouflaging, an explanation of how the facility will be camouflaged.
 - h. Evidence that the applicant has contacted the Emergency Communications Center (ECC) and verified the installation of the proposed equipment will not interfere with the ECC's operations.
- (2) Applicants desiring to install wireless telecommunications facilities allowed only by special use permit shall reference the requirements for special use permits per Article V of this title. Applicants shall submit as part of their special use permit application all information as described in 10-3-199 (1) as well as the following:
- a. A listing of all property owners within one quarter ($\frac{1}{4}$) mile from the subject property. These property owners shall be notified along with the property owners notified as required by Section 15.2-2204 of the Code of Virginia. (Staff may assist in supplying this list.)
 - b. A description of how the proposed facility fits into the applicant's telecommunications network.
 - c. An explanation as to why the particularly proposed wireless telecommunications facility is needed to meet the desired results as opposed to installing a facility allowed by right that may provide the same results.
 - d. An explanation or evidence demonstrating that no existing support structure or building can accommodate the applicant's proposed facility or evidence that the applicant has made diligent good faith efforts to negotiate collocation on an existing support structure or building in the area needing service or improved service.
 - e. If requesting to install a new telecommunications tower, concealed wireless telecommunications facility, or to increase the allowable height of a facility above that permitted by right, a balloon test shall be performed. The special use permit application shall not be considered complete until the test is performed and staff has visually witnessed the test. The applicant shall contact the Department of Planning and

Community Development to schedule a date and time when the balloon test will be conducted. If inclement weather prevents the scheduled test, a new schedule shall be established. The test shall consist of raising at least one (1) balloon from the site to a height equal to the proposed facility. Proposed collocated facilities which increase the height of existing support structures shall not be required to perform a balloon test.


The remainder of Section 10-3-199 is reaffirmed and reenacted in its entirety, except as hereby modified.

This ordinance shall be effective from the 22 day of May, 2018. Adopted and approved this 22 day of May, 2018.



MAYOR

ATTESTE:



DEPUTY CITY CLERK