

## MEETING MINUTES

Athens Board of Zoning Appeals  
May 16, 2017  
9:00 AM  
Conference Room

### ROLL CALL

#### MEMBERS PRESENT

Tom Hamilton  
Kenny Charles  
Ralph Fenton  
Bo Perkinson

#### MEMBERS ABSENT

Randy Heafner

#### OTHERS ATTENDING

Anthony Casteel

### Approval of Minutes

#### **1. Approval of the March 15, 2017 Regular Meeting minutes**

The minutes of the March 15, 2017, work session were read and approved on motion by; Kenny Charles seconded by Ralph Fenton; vote – 4-0 Unanimous

### Old Business

There was no old business to discuss.

### New Business

- 1. Use on Review request** by Verizon Cellular, Faulk & Foster for Telecommunications Monopole 155 feet in height on a parcel shown as Tax Map 039 Parcel 252.00 located at 1114 N. Congress Parkway and zoned B-3 Intensive Business District.

Chairman Hamilton began the meeting (after roll call) by explaining to Councilman Perkinson the reasons for BZA (Board of Zoning Appeals). First reason for BZA is to vary the zone (somebody applies for a variance due to a property line etc.) or a Use on Review. They used to do the Use on Review at Planning Commission Meeting but when Mr. Casteel came on board, he realized it was not supposed to be done that way but through BZA.

Chairman Hamilton said what these folks need to understand is they applied for is a Use On Review not a Zoning Variance. If they applied for a zoning variance, perhaps they could vary that requirement but really did not think so. They applied for a Use On Review therefore they have to meet all the requirements of that code.

Due to a miscommunication between Staff and the petitioner of the actual meeting date, the representative did not show up and Chairman Hamilton asked about a recess of the meeting and a motion was made.

**MOTION: To adjourn the meeting with no decision.**

**MADE: Ralph Fenton**

**SECOND: Kenny Charles**

**VOTE: Unanimous 4-0**

**MOTION PASSED**

### **MEETING MINUTES**

Athens Board of Zoning Appeals  
Continued Meeting from May 16, 2017  
June 21, 2017  
9:00 AM  
Conference Room

### **ROLL CALL**

#### **MEMBERS PRESENT**

Tom Hamilton  
Kenny Charles  
Ralph Fenton  
Bo Perkinson  
Randy Heafner

#### **MEMBERS ABSENT**

#### **OTHERS ATTENDING**

Anthony Casteel  
Ralph Winegarden

1. **Use on Review request** by Verizon Cellular, Faulk & Foster for Telecommunications Monopole 155 feet in height on a parcel shown as Tax Map 039 Parcel 252.00 located at 1114 N. Congress Parkway and zoned B-3 Intensive Business District.

Chairman Hamilton opened the meeting by letting everyone know that the meeting was a continuation from the May 16, 2017, meeting.

Ralph Winegarden was present representing Verizon Wireless and CellCo Partnership. He said they have different legal entity names that own different markets. CC license, it all under Verizon's umbrella in terms of what they do business as.

Chairman Hamilton swore Mr. Winegarden in.

Mr. Casteel said at the last meeting they did discuss the application being short the bond and engineer's letter. Since then, he received both and they were included in the packet. He said they do have the original bond in house in the safe. The Finance Director Mike Keith looked at it and said it is adequate and does what it is designed to do. They charged the last Verizon tower that went out on Decatur Pike and this is one is 30-feet shorter than that one so they will assume it will cover the removal if it ever has to be removed. The engineer letter is stamped and signed and shows what it will withstand 90-mile an hour winds and 70-mile an hour with ice.

Chairman Hamilton said he thinks their requirements are only 70-mile an hour anyway.

Mr. Casteel said this is one of the best applications he has seen; they did well. They met everything expected; they did a layout like he would have with the zoning code, compliance statement, and it does appear they meet all regulations and staff recommends approval as submitted.

A motion was made.

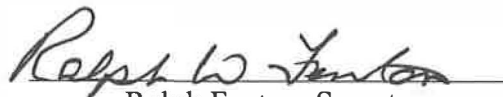
**MOTION: To approve the application.**

**MADE: Ralph Fenton**

**SECOND: Kenny Charles**

**VOTE: Unanimous 4-0**

**MOTION PASSED**

  
Ralph Fenton, Secretary