

# KNOXVILLE/KNOX COUNTY METROPOLITAN PLANNING COMMISSION USE ON REVIEW REPORT

► FILE #: 3-C-14-UR AGENDA ITEM #: 47

AGENDA DATE: 3/13/2014

► APPLICANT: AT&T WIRELESS

OWNER(S): The Church at Sterchi Hills

TAX ID NUMBER: 57 12516

JURISDICTION: City Council District 5
STREET ADDRESS: 904 Dry Gap Pike

► LOCATION: Southeast side of Dry Gap Pike, east of Jim Sterchi Rd.

► APPX. SIZE OF TRACT: 15.07 acres

SECTOR PLAN: North City

GROWTH POLICY PLAN: Urban Growth Area (Inside City Limits)

ACCESSIBILITY: Access is via Dry Gap Pike, a major collector street with a 22' pavement

width within a 50' right-of-way.

UTILITIES: Water Source: Knoxville Utilities Board

Sewer Source: Knoxville Utilities Board

WATERSHED: Knob Fork Creek

► ZONING: RP-1 (Planned Residential)

EXISTING LAND USE: Church

► PROPOSED USE: 141' monopole commercial telecommunications tower

HISTORY OF ZONING: None noted

SURROUNDING LAND North: Multi-dwelling development / RP-1 (Planned Residential)
USE AND ZONING:

South: Residence and vacant land / RP-1 (Planned Residential)

East: Residences and vacant land / RP-1 (Planned Residential)

West: Mixed businesses / C-6 (General Commercial Park) & RP-1

(Planned Residential)

NEIGHBORHOOD CONTEXT: The site is located in an area that has a mix of residential, institutional and

commercial uses that have developed under RP-1 (Planned Residential), R-1 (Low Density Residential) and C-6 (General Commercial Park) zoning.

#### STAFF RECOMMENDATION:

- ► APPROVE the request for a 141' monopole commercial telecommunications tower in the RP-1 (Plannec Residential) zoning district subject to 6 conditions.
  - 1. Meeting all applicable requirements of the Knoxville Zoning Ordinance.
  - 2. Meeting all applicable requirements of the Knoxville Fire Prevention Bureau.
  - 3. Meeting all applicable requirements of the Knoxville Department of Engineering.
  - 4. Installing the evergreen landscaping screen along the fenced enclosure, as identified on the tree planting plan, within six months of the tower becoming operational.
  - 5. Since the FAA does not require any lighting for this facility, there shall be no lighting on the tower.

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6. At the time of the request for a building permit, posting a bond or other approved financial surety that would ensure the removal of the tower if it is abandoned.

With the conditions noted above, this request meets all criteria for a use-on-review in the RP-1 zoning district.

## **COMMENTS:**

This is a request for a new 141' monopole commercial telecommunications tower to be located within a 10,000 square foot lease area located on a portion of a 15.07 acre tract. The subject property is zoned RP-1 (Planned Residential) and telecommunication towers are considered as a use on review in this district. Access to the site is by an easement off of Dry Gap Pike, a major collector street. The driveway is required to meet the Utility Access Driveway standards of the Knoxville Fire Prevention Bureau which requires a 16' wide paved access driveway.

The proposed tower is required to be located 155.1 feet (110% of the tower height) from the nearest residentially zoned property. The proposed tower exceeds that minimum standard since the nearest property line is 190' from the base of the tower. The nearest residence is over 500' from the base of the tower. The applicant is proposing an 8' high security fence around the tower and equipment area. The FAA does not require any lighting for a tower of this height.

The applicant states that there are no existing structures in the area that can be used for antenna placement to obtain the required coverage. The applicant is proposing up to 4 telecommunication carrier antenna arrays on this tower. AT&T will be the principal client for the tower. A letter has been submitted stating that American Towers LLC agrees to make all of its facilities available to other wireless providers.

Attached to the staff report are several support documents, including a report from MPC's tower consultant, Mr. Larry E. Perry. Mr. Perry's report describes the proposal and highlights his findings. Mr. Perry concludes that the 141' monopole tower is technically justified by the materials submitted by the applicant (see attached report).

# EFFECT OF THE PROPOSAL ON THE SUBJECT PROPERTY, SURROUNDING PROPERTY AND THE COMMUNITY AS A WHOLE

- 1. The proposed development will have minimal impact on local services since utilities are available to serve this site.
- 2. The tower site, being located in an area made up of primarily large tracts, should have minimal impact on nearby residences.

# CONFORMITY OF THE PROPOSAL TO CRITERIA ESTABLISHED BY THE KNOXVILLE ZONING ORDINANCE

- 1. With the recommended conditions, the proposed commercial telecommunications tower at this location meets the standards required in the RP-1 (Planned Residential) zoning district.
- 2. The proposed tower is consistent with the general standards for uses permitted on review: The proposed development is consistent with the adopted plans and policies of the General Plan, North City Sector Plan and Wireless Communications Facility Plan. The use is in harmony with the general purpose and intent of the Zoning Ordinance. Since this site is in an area consisting of larger tracts of land, the use will not significantly injure the value of adjacent property. The use will not draw additional traffic through residential areas.

#### CONFORMITY OF THE PROPOSAL TO ADOPTED PLANS

- 1. The North City Sector Plan proposes low density residential uses on this property and hillside protection.
- 2. Under the guidelines for tower placement in the Wireless Communications Facility Plan this proposed tower falls within the "Sensitive Area". The proposed tower site is located on a non-residential property (church property) in a residential area and on a hill below a ridgeline which the Plan considers to be a "Sensitive Area" for the location of telecommunication towers. The Plan takes a neutral position on moderate monopole towers located in these areas.
- 3. The site is located within the Urban Growth Area on the Knoxville-Knox County-Farragut Growth Policy Plan map.

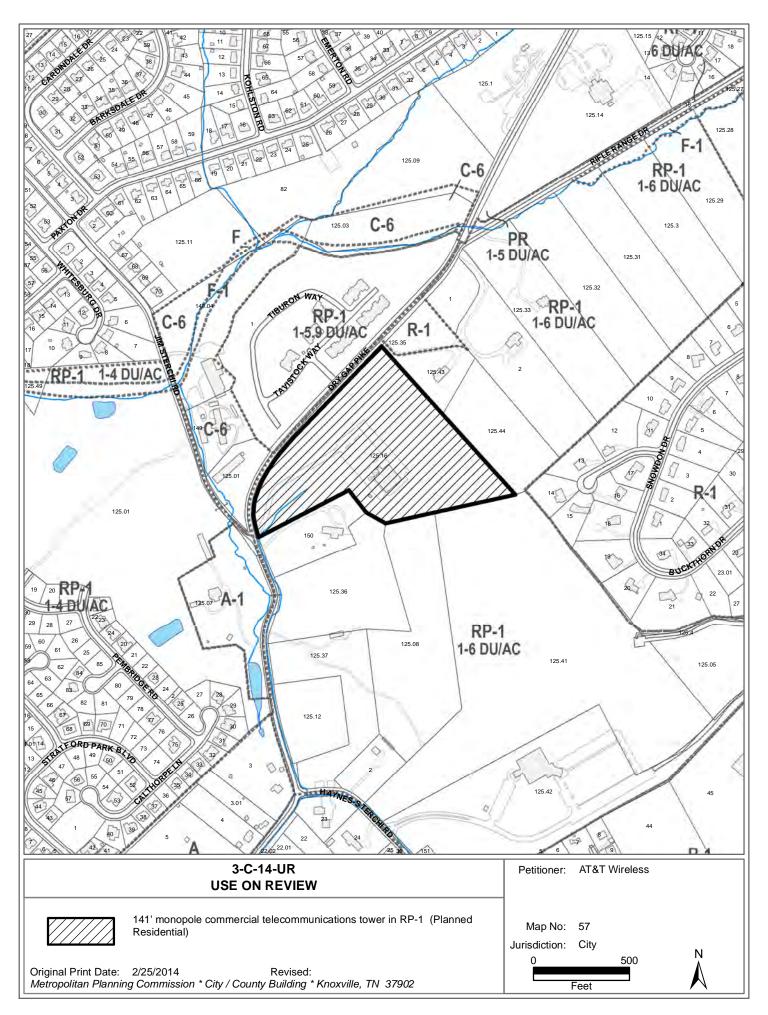
ESTIMATED TRAFFIC IMPACT: Not required.

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ESTIMATED STUDENT YIELD: Not applicable.

MPC's approval or denial of this request is final, unless the action is appealed to the Knoxville City Council. The date of the Knoxville City Council hearing will depend on when the appeal application is filed. Appellants have 15 days to appeal an MPC decision in the City.

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#### ATT WIRELESS

# **Telecommunications Tower Site Review**

# **USE ON REVIEW APPLICATION # 3-C-14-UR**

# CONSULTANT'S SUMMARY

# DRY GAP PIKE

# City of Knoxville

**Location:** Dry Gap Pike between Jim Sterchi Road and Rifle Range Road -- North City of Knoxville.

Proposed Tower Height: 146 foot monopole

Address: 904 Dry Gap Pike

Knoxville, Tennessee

**District:** # 5 City **Parcel ID#:** 057 12516 **Instrument Number:** 20021212005-2098

Use: Telecommunications antenna support structure

Zoning: RP-1 (Planned Residential)

Land Planning Area: LDR and HP

Variances and waivers: None

**Need:** The applicant is AT&T Wireless a licensed cellular carrier by the Federal Communications Commission and possibly other users. The applicant has proven a need for the site for its coverage requirements for its 4G service.

Instant Proposal: Construct a 146 foot monopole type support structure.

**Consultant's Recommendation**: The site and application meets the requirements of the Ordinance.

#### REPORT TO

# METROPOLITAN PLANNING COMMISSION

for

Proposed Telecommunications Tower Site Located at 904 Dry Gap Pike Knoxville, TN known as

DRY GAP PIKE

ATT WIRELESS

3-C-14-UR

# COMPLIANCE WITH

# THE MPC TELECOMMUNICATIONS FACILITY ORDINANCE 2/23/2014

The proposed site for the applicant is a 146 foot monopole antenna support structure (including antennas and lightning rod) to be located southeast of Jim Sterchi Road near intersection of Dry Gap Pike in North Knoxville (City). The supporting material from applicant has been reviewed for technical and Federal/State legal compliance As well as with the Knoxville Wireless Communication Facilities Plan from 2002. This is a new telecommunications site. This site is known as a fill site. This means that there is some coverage at the site at the present, but the coverage of the existing cellular signals does not provide sufficient signal levels for the new 4G (4th Generation) technology.

# REQUESTED

- Location. The location is within the City of Knoxville in District 5 and is located on Instrument #: 20021212005-2098 Parcel ID#: 057-12516
- 2. Zoning. RP-1 (Planned Residential)
- 3. Growth Policy Plan Designation: Urban Area
- 4. Proposed Tower Height: 146 foot monopole
- 5. Address: 904 Dry Gap Pike (Church at Sterchi Hills) Knoxville, Tennessee
- 6. **Tower height.** The requested height is 146 feet above ground level should support up to 3 additional telecommunications carrier antennas for a

total of 4 users. Lighting will not be required on this structure.

- 7. Variances. The set back requirements in Article 5 Section 20 B(2) of the Ordinance for Knoxville City for "RP-1" sites requires that the structure be set back a minimum distance of 110% of the structure height or in this case 161 feet from the nearest dwelling unit (in this case a church building--Church at Sterchi Hills--the landlord). The proposed site meets that requirement and no variances are required as the nearest dwelling is more than 350 feet from the base of the monopole. Also the setback from Dry Gap Pike is more than 400 feet and easily meets the Ordinance requirements. No variances are requested nor required.
- 8. **Site**. This application is for the construction of a new monopole type antenna support structure to be located in the back of a church parking lot on Dry Gap Pike near a heavily wooded area to the south and east.
- 9. **Use**. This antenna support structure will be used for telecommunications with the present state of the art communications technology using (Personal Communication Service) PCS and cellular communication sources. The applicant is ATT Wireless and there are 3 possible additional telecommunications users for the facility according to the application.
- 10. **Setbacks**. The setback requirements are that the facility must be 110% height of the tower from any dwelling unit (161 feet in this case) and 50 feet from the centerline a roadway right of way. The applicant meets that requirement and no variances are required.
- 11. **Height**. The proposed structure is for 146 feet with no lighting required.

#### **EVALUATION**

The following is a list of items reviewed:

Zoning Ordinance for Knoxville Tennessee by Metropolitan Planning Commission---Telecommunication Facilities Section (as amended thru October 1, 2004)

Knoxville Wireless Communications Facilities Plan dated 2002.

Check for other existing towers capable of supporting the load and elevation clearance requested by the applicant herein and within 1 mile radius of site.

Check for Antenna Support Structure stress analysis for co-location users' equipment support.

Review support structure drawings and specifications with applicant

Review FAA lighting and marking requirements and proposals

Review FCC requirements regarding signal coverage, towers and lighting

Review applicant's justification for site in compliance with the FCC's requirements for telecommunication company providers compliance with required coverage for the use of the general public.

Review Site plan by applicant

Check Zoning

Check setbacks for building and antenna support structure

Check for compliance with Wireless Communication Facility Plan

Check proximity to other structures and district boundaries

Check nature of surrounding land uses

Check design of tower for esthetic changes

Check height requirements necessary for coverage

Check separation from other towers

Check frequencies proposed for possible interference to TV and radio reception in the immediate vicinity of the structure.

## DISCUSSION

I visited the proposed tower site that is a part of this review.

The site elevation at this location is about 1154 feet. It is located in the corner of a field beside a church bounded by a wooded area to the south and east on Dry Gap Pike between Jim Sterchi Road and Rifle Range Road in North Knoxville.

The request is for a 146 foot monopole of which ATT will use the top 15 feet and the additional usable lower 100 feet is for other carriers'

expansion.

This a "fill" site. By that is meant that there is a little coverage in this area, but that the signal level of the present coverage is not sufficient to allow for the use of the new 4G technology this is used with handheld devices that are so popular. The use of 4G technology reduces the signal coverage area somewhat while increasing the speed of the data that is transmitted, thus the requirement for this additional site.

The applicant proposed to design the tower for 3 additional users for a total of 4. There are 7 carriers in the local area (of a total of 13 licensed by the FCC) and as the 4G technology becomes more popular, the other carriers are going to need similar coverage in the area and thus the recommendation for the added design capability of the monopole.

The proposed structure should not affect adjacent property as it is on a parcel of land that is zoned Planned Residential but is near a church

parking lot and is fairly isolated.

EMS access to the site would be via Dry Gap Pike on a relatively flat

road across the church parking lot.

Using the MPC's Wireless Facilities Matrix the site qualifies as an NEUTRAL AREA site in that it is less than 150 feet in height and located in an planned residential area within 500 feet of a residence and backed by a heavily wooded area on two sides. It is NEUTRAL with regard to land use. (See attached Exhibit 7 Chart)

There are no other antenna support structures within 1 mile of this

site.

# DISCUSSION RE FACILITIES PLAN

The Facilities plan is a guideline adopted by the MPC in 2002 for the placement and appearance of wireless communications facilities. The following discussion is based on this application and how it relates to the Plan. The plan is an advisory plan and not a legal requirement.

- (1) **View Protection**--The structure (146 feet) coupled with no lighting requirements and even though located near the intersection of Dry Gap Pike and Jim Sterchi Road and being a monopole should have little impact on the view aesthetics of the area.
- (2) Land Use Compatibility---The site will be unmanned and will have no impact on noise, traffic or air pollution.
- (3) **Design Compatibility**---The new structure will be a monopole type structure less than 146 feet and which is one of the least obtrusive type antenna support structures from a visibility viewpoint.
- (A) **Neutral**---This location is in a SENSITIVE AREA and is NEUTRAL land use by the Matrix due to its height.

## SUMMARY

- (1) The proposed antenna support structure is a 146 foot monopole including antennas. Lighting will NOT be required for this structure by the FAA due to its proposed height.
- (2) A review of the structure stress analysis on the proposed structure and specifications support the use of the monopole by three other

potential users in the future, but the recommendation here is for four other users in the initial design of the structure.

- (3) The structure design meets or exceeds FCC and EIA requirements.
- (4) The area surrounding the site is zoned Planned Residential RP-1. There is a residence within 500 feet of the structure, but it is separated by a heavily wooded area.
- (5) There is no general use technology (such as satellite communications) that is available at the present time nor in the immediate future that would negate the need for the structure. However, should such a technology become available and the structure of no further use, the Ordinance at Article 5 Section 20 B(2)(e) requires it to be removed.
- (6) The proposed equipment housing facility is an equipment shelter and will have no impact on the aesthetics of the adjacent land uses. The landscape plan indicates that the compound will be enclosed with a safety chain link fence with landscaping.
- (7) The applicant has received authorization from the various governmental agencies, including the Federal Communications Commission, to provide communication service to the citizens of Knoxville, Tennessee.
- (8) The requested site will have minimal impact on the community when considering the service it will provide for the immediate area in the use of handheld devices using the 4 LTG technology.
- (9) There are no other antenna support structures within 1 mile of the proposed site that are usable for the coverage required.
- (10) There is no waiver required or requested.
- (11) The proposed site and structure will have no environmental impact within the federal guidelines.
- (12) Assuming that there are 4 carriers operating cellular or PCS transmitters/receivers at this site and all are operating at the same time, the radiation produced by the combination of all the users at the same time using the standards and protocols proposed and used by the carriers today, will be considerably below that established by the Federal Communications Commission and the EPA as creating any danger to humans or animals.

- (13) There is a need for the structure in this area to provide for the 4G wide spectrum wireless data service and for other wireless voice and data services to be provided under government regulation by the various proposed carriers who plan to use the site.
- (14) Access road for emergency personnel will be via Dry Gap Pike. However, the site is an unmanned site. Access is flat across Dry Gap Pike to the Church Parking lot and across the parking lot.

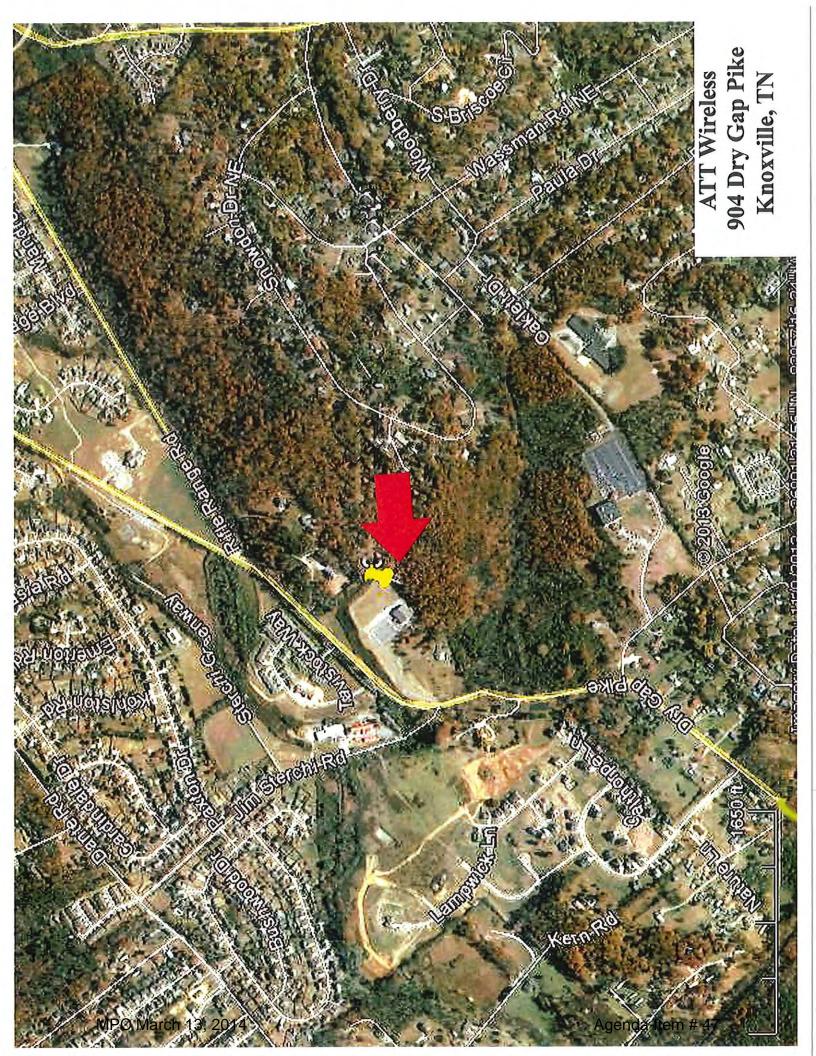
# RECOMMENDATION

In light of the analysis and review of documents, it is my professional opinion that the applicant meets all requirements of the Ordinance and the federal requirements.

Respectfully submitted,

Larry Perry

Consultant to MPC

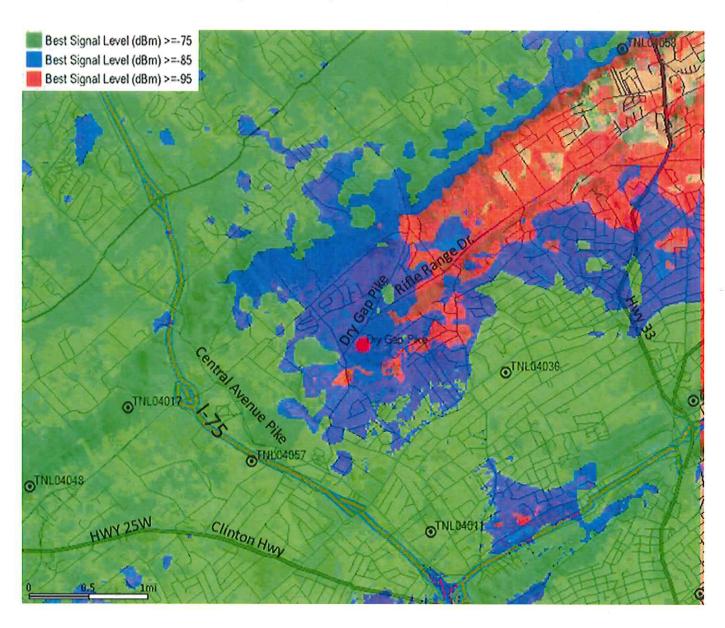




	LAND USE/WIRELESS FACILITIES MATRIX	Co-Location	Stealth Structure	Low Monopole Below 90'	Moderate Monopole 90′ - 150′	Tall Monopole 150′ - 199′	Lattice Tower	Guyed Tower
	Industrial/Business Park							
S	Industrial Use							
A∃A	Pre-approved Government-owned Property		111					
٧ ٨.	Urban Expressway Corridor							
LIN	Rural/Heavily Wooded							
JTA	Pasture							
Odd	Central Business District		100					
0	Office/Commercial Corridor							
	Shopping Center			September 1				
ZA	Within 500' of a Residence						10年	
<b>BAA</b>	Rural Residential							
ΙΛE	Non-residential Property in Residential Area (church, cemetery, library, etc.)				$\bigvee$			
TISV	Multi-family Residential						W 16 10	
SE	On Hill below Ridgeline				$\bigvee$			
	Conservation Open Space							The second second
SA	Scenic Highway							I de la
1 BE	Public Park		10					
CE h	Ridgetop/Ridgeline						- 14	
NAC	Scenic Vista			II wor like				
310	Historic District/Site			THE PARTY				
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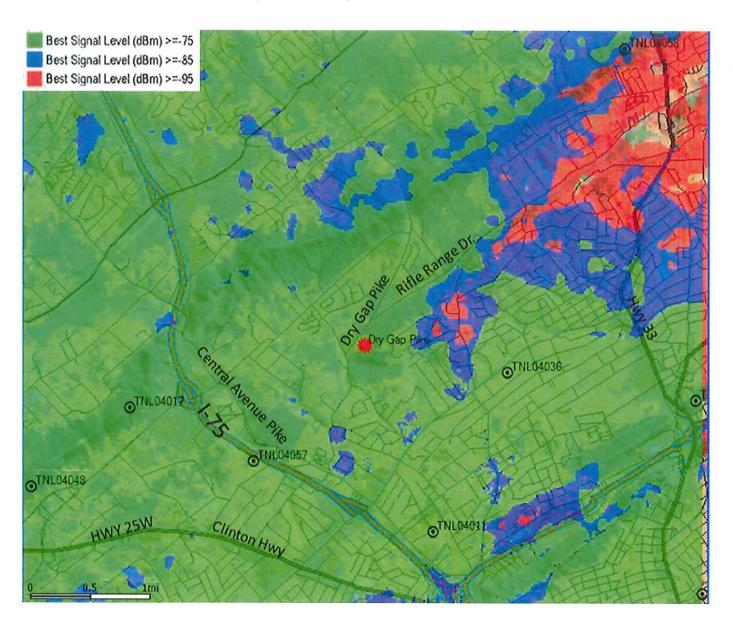


# Dry Gap Pike Before





# Dry Gap Pike After



LETTER OF OWNER AUTHORIZATION
APPLICATIONS FOR ZONING/LAND USE/BUILDING PERMITS

TO (Jurisdiction): Knoxville - Knox Courty

Metropolitan Planning Commission

RE (Prop.address, tax map #, project desc):

904 Dry Gap Pike / New Telecommunications

Knoxville, TN 37918 / Tower Build I/We, the owner(s) of the above described real property, authorize Jacobs to act as an agent on my/our behalf for the purpose of performing all and every act that is required, necessary or appropriate to prepare, sign, submit, file and present on my/our behalf building, permitting, zoning and/or land use applications to obtain land use changes, special exceptions, zoning variances, zoning permits, conditional use permits, special use permits, administrative permits, construction permits, operation permits, building permits, and other approvals or permits related to the above described real property. The undersigned hereby certifies to being the fee owner(s) of the real property described above and that to the best of my/our knowledge the information contained within this authorization is true and correct. (Print name) **ACKNOWLEDGEMENT** County of \_\_ before me, Chasea Griph personally appeared John Farmer Swho proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity, and that by his/her/their signature on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument. WITNESS my hand and official seal. My Commission Expires November 4, 2017



Knox MPC 400 Main Street, Suite 403 Knoxville, TN 37902 Attn: Tom Brechko

> Application of American Towers LLC to construct a new Wireless Telecommunications Tower for the following site:

American Tower Site Name: Dry Gap TN; American Tower Site Number: 282053 Site Address: 940 Dry Gap Pike, Knoxville, Tennessee, 37918

### AMERICAN TOWERS LLC

American Towers LLC ("AT") is one of the leading independent owners and operators of shared wireless infrastructure. The core business of American Towers LLC involves the engineering, deployment, marketing, ownership, operation and leasing of shared wireless communications sites. The sharing of infrastructure among multiple services lies at the heart of American Tower's business philosophy. Our portfolio of wireless communication sites, including existing towers and rooftops, enables our customers to serve their markets more efficiently and with sensitivity to local planning and zoning jurisdictions. American Towers LLC designs all of our facilities for multiple collocation opportunities for our customers. We endeavor to assist communities in reducing the number of towers in a given jurisdiction by supplying our customers with locations that are ready for them "Just in Time" for their coverage design and wireless performance needs. As one of the largest tower companies in the world, American Towers LLC has master lease agreements, negotiated at arms-length, with all major wireless carriers licensed to operate in Tennessee. In negotiating the rental rates of these master lease agreements, American Towers LLC considers the competitive environment of its business and the presence of other major tower companies such as Crown Castle and SBA. This ensures that American Towers LLC charges only reasonable rates to service providers.

#### Collocation Certification

American Towers LLC agrees to comply with the Zoning Ordinance for the City of Knoxville, as applicable, and is willing to permit other user(s) to attach communication equipment which do not interfere with the primary purpose of the tower, provided that such other users agree to negotiate a reasonable compensation to the owner from such liability as may result from such attachment.

**American Towers LLC** 

Michael S. Queenan

Zoning Attorney

# RF Affidavit



December 17, 2013

Re: Dry Gap Pike Cell Site

AT&T has determined that a new Wireless Communications Facility is required in Knox County, TN. A property candidate at 904 Dry Gap Pike, Knoxville, TN 37918 has been accepted by RF Engineering. The primary focus of this facility is to cover Dry Gap Pike, Rifle Range Dr., I-75, Hwy 33, as well as the surrounding roads and neighborhoods. These roads and highways are important thoroughfares for those traveling in Knox County.

RF Propagation plots are attached showing predicted before and after coverage levels. The attached maps show the pre and post coverage for the area affected for the spectrum bands that will be improved.

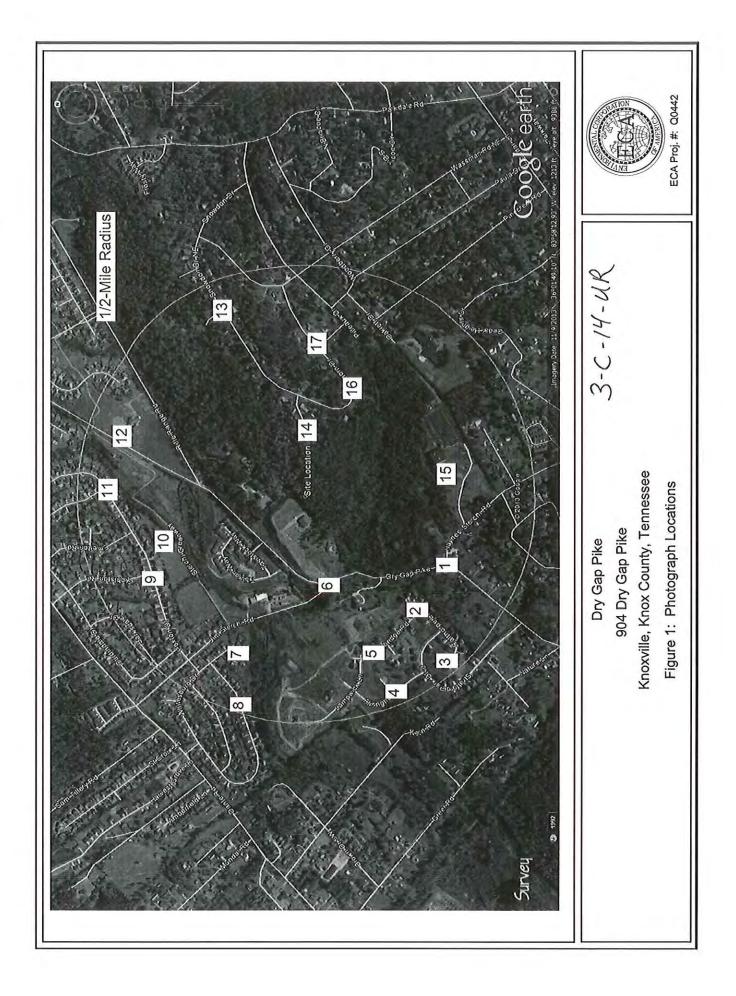
The proposed site meets <u>AT&T</u>'s radio frequency and network design requirements for improving its coverage and capacity needs at 170 ft. AGL. There are no facilities that exist to provide the needed coverage of the area. AT&T is collocated on all the adjacent sites.

The closest existing AT&T sites that would hand off to this proposed site are, on average, 2.1 miles away from the needed coverage zone.

AT&T certifies that all of its equipment will be installed and operated in keeping with applicable FAA and FCC rules and regulations, as well as appropriate industry standards. The construction of this facility, including AT&T's installation of transmitter/Receiver equipment, will not interfere with the usual and customary transmission or reception of radio, television, and general public use communications equipment.

Submitted by:

Gerald M. Winters Jr. - RAN Design Engineer - AT&T Mobility





ECA Proj. #: Q0442



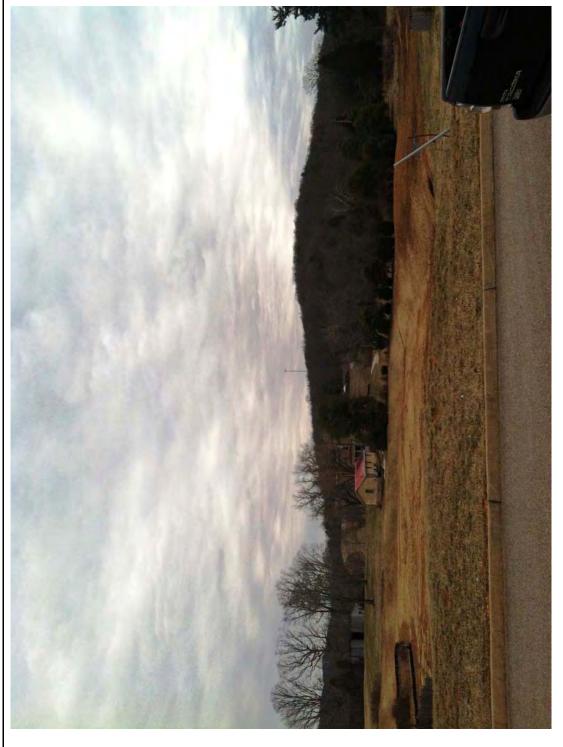


View Toward Balloon From ECA Location 3 Knoxville, Knox County, Tennessee 904 Dry Gap Pike Dry Gap Pike

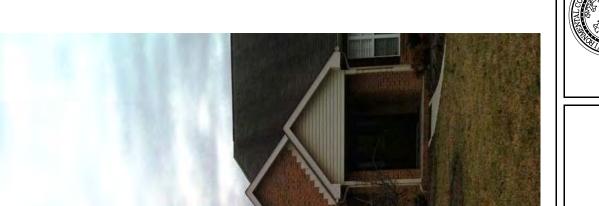




ECA Proj. #: Q0442



View Toward Balloon From ECA Location 5 Knoxville, Knox County, Tennessee 904 Dry Gap Pike Dry Gap Pike





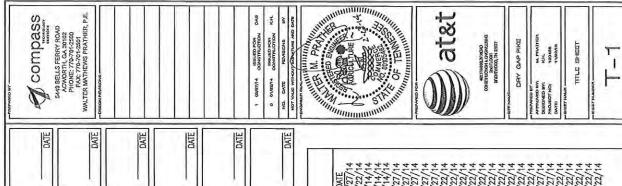
ECA Proj. #: Q0442

Dry Gap Pike
904 Dry Gap Pike
Knoxville, Knox County, Tennessee
View Toward Balloon From ECA Location 9





Dry Gap Pike 904 Dry Gap Pike Knoxville, Knox County, Tennessee View Toward Balloon From ECA Location 10



CONSTRUCTION MANAGER

RF ENGINEER

SITE ACQUISITION AGENT

SIGNATURE

# AT&T SITE NAME: PROPOSED RAWLAND SITE DRY GAP PIKE

KNOXVILLE, TN 37918 904 DRY GAP PIKE

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DIRECTIONS TO THE SITE

DIRECTORY

PROJECT

PROPOSED RAWLAND GROUND BUILD

MONOPOLE

PROPOSED RAD CENTER PROPOSED LEASE AREA:

TOWER TYPE: SITE TYPE:

SUMMARY

SITE

N 36" 01" 49.15" (NAD 83) W 83" 58" 13.65" (NAD 83)

CITY OF KNOXVILLE

ZONING JURISDICTION: ZONING CLASSIFICATION:

GROUND ELEVATION: TOWER LONGITUDE:

TOWER LATITUDE:

1154,3' A.M.S.L

100' x 100' (10,000sf)

ZONING/PERMITTING

SIGNATURE

SIGNATURE

PROGRAM MANAGER

SIGNATURE

LANDOWNER

SIGNATURE



# COMPASS TECHNOLOGY SERVICES 5449 BELLS FERRY ROAD ACWORTH, GEORGIA 30102 BESIGN MANAGER, JOHN CUNINIGHAM (770) 701–2500 EXT, 141 THE CHURCH AT STERCHI HILLS 904 DRY PIKE KNOXVILLE, TN 37918 CONTACT: J.D. FARMER AT&T WIRELESS PCS, LLC 402 FRANKLIN ROAD 202 FRANKLIN ROAD BREATWOOD, TN 37027 CONTACT: KEVIN LEE (770) 363—7848 (865) 705-3007 LAND OWNER: SITE DESIGN: SURVEYOR: APPLICANT:

KNOXVILLE UTILITY BOARD

057 12516

AT&T (877) 737-2478 (877) 777-9020

POINT TO POINT LAND SURVEYORS 810 JACKSON STREET LOCUST GROVE, GA 30248 (866) 706-9114

3-C-14-UK REVISEI 2-27-14

THEE WORDENS DAYS BETONE YOU GO

UNDEROROUND SERVICE ALERT 1-600-351-1111

MAP

LOCATION

TELEPHONE COMPANY:

POWER COMPANY: PARCEL TAX I.D.:

FACILITY IS UNMANNED AND NOT FOR HUMAN HABITATION. HANDICAP ACCESS IS NOT REQUIRED.

HANDICAP REQUIREMENTS

PLUMBING REQUIREMENTS. FACILITY HAS NO SANITARY OR POTABLE WATER.

