

KNOXVILLE/KNOX COUNTY METROPOLITAN PLANNING COMMISSION USE ON REVIEW REPORT

▶ FILE #: 9-B-14-UR AGENDA ITEM #: 26

AGENDA DATE: 9/11/2014

► APPLICANT: VERIZON TENNESSEE PARTNERSHIP BY FAULK & FOSTER

OWNER(S): Stephen R. Badgett

TAX ID NUMBER: 93 G C 002

JURISDICTION: City Council District 3
STREET ADDRESS: 4800 Western Ave

LOCATION: South side of Western Ave., east of Third Creek Rd.

► APPX. SIZE OF TRACT: 85.41 acres

SECTOR PLAN: Northwest City

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

ACCESSIBILITY: Access is via Western Ave., a major arterial street that is currently being

upgraded from a two to a five lane section within a minimum 100' right-of-

way.

UTILITIES: Water Source: Knoxville Utilities Board

Sewer Source: Knoxville Utilities Board

WATERSHED: Third Creek

ZONING: C-4 (Highway and Arterial Commercial)

► EXISTING LAND USE: Commercial businesses

► PROPOSED USE: 150' Monopole Commercial Telecommunications Tower

HISTORY OF ZONING: None noted

SURROUNDING LAND North: Mixed businesses / C-4 (Highway and Arterial Commercial) & C-5

(Tourist Commercial)

South: Vacant land and Third Creek / A-1 (General Agricultural), F-1

(Floodway) & RP-1 (Planned Residential)

East: Mixed businesses / C-3 (General Commercial)

West: Vacant land and Third Creek / C-3 (General Commercial), A-1

(General Agricultural) & F-1 (Floodway)

NEIGHBORHOOD CONTEXT: The site is located on the south side of Western Ave., which serves as a

major commercial corridor in this area. Residential neighborhoods are

located north, south and west of this commercial corridor.

STAFF RECOMMENDATION:

USE AND ZONING:

- ► APPROVE the request for a 150' monopole commercial telecommunications tower in a C-4 (Highway and Arterial Commercial) zoning district subject to 7 conditions.
 - 1. Meeting all applicable requirements of the Knoxville Zoning Ordinance.
 - 2. Installing the access driveway and turnaround area for the site in compliance with the City of Knoxville's utility access driveway standards.

AGENDA ITEM #: 26 FILE #: 9-B-14-UR 9/4/2014 09:34 AM TOM BRECHKO PAGE #: 26-1

- 3. Meeting all applicable requirements of the Knoxville Fire Prevention Bureau.
- 4. Meeting all applicable requirements of the Knoxville Department of Engineering.
- 5. Installing the evergreen landscaping screen along the fenced enclosure, as identified on the tree planting plan, within six months of the tower becoming operational.
- 6. Since the FAA does not require any lighting for this facility, there shall be no lighting on the tower.
- 7. 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 C-4 zoning district.

COMMENTS:

This is a request for a new 150' monopole commercial telecommunications tower (159' with lightning rod) to be located within a 10,000 square foot lease area on a portion of an 85.41 acre commercial tract. The tower will be located on the south side of Western Ave. behind A+ Auto Sales The subject property is zoned C-4 (Highway and Arterial Commercial) and telecommunication towers require a use on review approval in this district. Access to the site is by an easement off of Western Ave., a major arterial street that is currently being upgraded from a two to a five lane street. The driveway serving this site is required to meet the Utility Access Driveway standards of the Knoxville Fire Prevention Bureau which requires at a minimum, a 16' wide paved access driveway.

The proposed tower is required to be located 165 feet (110% of the tower height) from the nearest residentially zoned property. The proposed tower exceeds that minimum standard since the nearest residentially zoned property line is approximately 300' from the base of the tower. The nearest residence is over 1450' from the base of the tower on the south side of Western Ave. and 1000' from the nearest residence on the north side of Western Ave. The applicant is proposing a 9' 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. Verizon Wireless will be the principal client for the tower. A letter has been submitted stating that Verizon Wireless agrees to make 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 150' 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 a major commercial corridor, should have minimal impact on residential neighborhoods in the area.

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 C-4 (Highway and Arterial Commercial) 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, Northwest City Sector Plan, One Year 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 Northwest City Sector Plan and One Year Plan propose commercial uses on this property.
- 2. Under the guidelines for tower placement in the Wireless Communications Facility Plan, this proposed

AGENDA ITEM #: 26 FILE #: 9-B-14-UR 9/4/2014 09:34 AM TOM BRECHKO PAGE #: 26-2

tower falls within an "Opportunity Area" since the tower site is located within an "office/commercial corridor". The Plan takes a neutral position on moderate to tall monopole towers located in these areas.

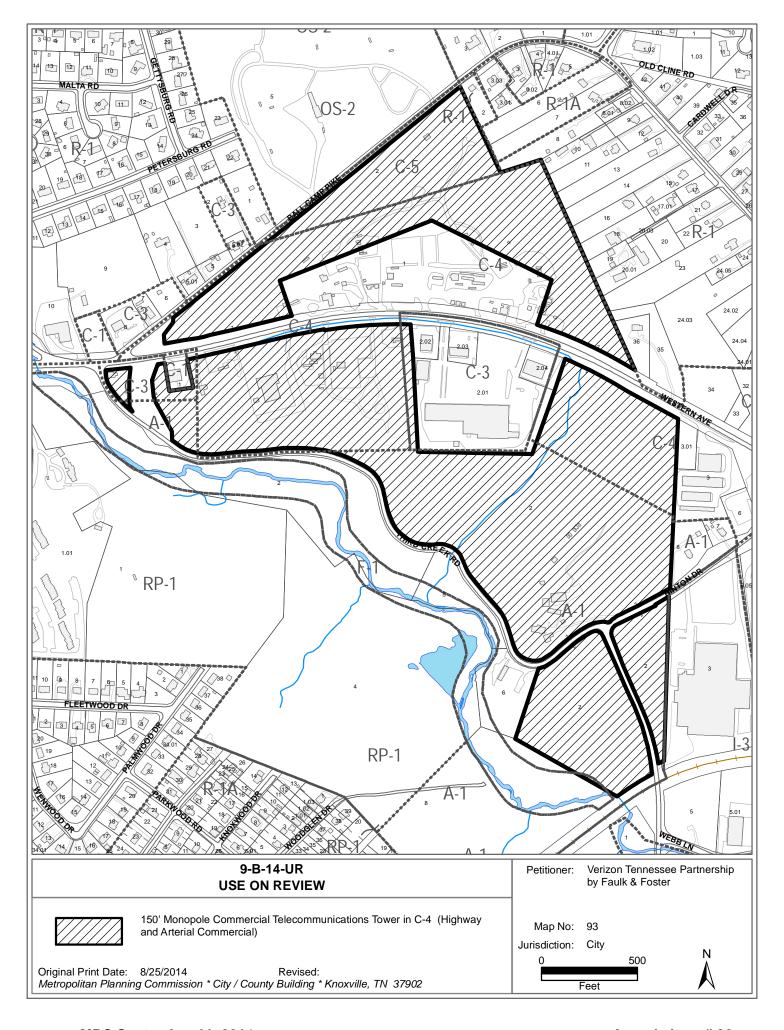
3. The site is located within the Urban Growth Area on the Knoxville-Knox County-Farragut Growth Policy Plan map.

ESTIMATED TRAFFIC IMPACT: Not required.

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.

AGENDA ITEM #: 26 FILE #: 9-B-14-UR 9/4/2014 09:34 AM TOM BRECHKO PAGE #: 26-3



	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							
REA	Pre-approved Government-owned Property							
Α Υ.	Urban Expressway Corridor							
LINC	Rural/Heavily Wooded							
JTA	Pasture	Land of the same		15				
Odd	Central Business District	11 11 11 11 11		The second second				
0	Office/Commercial Corridor					\bigvee		16
	Shopping Center							
SA	Within 500′ of a Residence							
ARE	Rural Residential					A SULPHINA		
INE	Non-residential Property in Residential Area (durch, cemetery, library, etc.)							
TISN	Multi-family Residential							
SEI	On Hill below Ridgeline		4					
	Conservation Open Space					100	WILLIAM STREET	
St	Scenic Highway					1 1 1		
/BE	Public Park	1 36						
CE t	Ridgetop/Ridgeline	The Landson						
NA	Scenic Vista	1014		1000				B. St. W. S.
OID	Historic District/Site					至		No. of Control of Cont
٧A	Single-family Residential			はとなる				
	Vacant Residential Lot			Taylar	The state of the s			
	9-B-14-UR	Encouraged			Neutral			Discouraged
						_		

Verizon WIRELESS

Telecommunications Tower Site Review

USE ON REVIEW APPLICATION # 9-B-14-UR

CONSULTANT'S SUMMARY

WEST HAVEN

Knoxville City

Location: 4801 Western Avenue between 3rd Creek Road and Ball Camp Pike in Knoxville City.

Proposed Tower Height: 150 foot monopole (159 including lightning rod)

Address: 4801 Western Avenue Knoxville, Tennessee

District: #3 City Parcel ID#: 093GC002

Use: Telecommunications antenna support structure

Zoning: C4 (Commercial Business)

Land Planning Area: Commercial

Variances and waivers: None

Need: The applicant is Verizon 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 150 foot monopole type support structure.

Consultant's Recommendation: The site and application meets the

REPORT TO

METROPOLITAN PLANNING COMMISSION

for

Proposed Telecommunications Tower Site Located at 4801 Western Avenue Knoxville County, TN known as

WEST HAVEN

VERIZON WIRELESS

9-B-14-UR

COMPLIANCE WITH

THE MPC TELECOMMUNICATIONS FACILITY ORDINANCE 8/18/2014

The proposed site for the applicant is a 150 foot monopole antenna support structure (including antennas and lightning rod) to be located south of Western Avenue, near Ball Camp Pike and 3rd Creek Road in Knox County. 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 a fill site. This means that there is little or minimal signal level at the site at the present.

REQUESTED

- 1. Location. The location is within the City of Knox in District 3
 - Parcel ID#: 093GC002
- 2. Zoning. C4 (Commercial Business)
- 3. Growth Policy Plan Designation: Commercial
- 4. Proposed Tower Height: 150 foot monopole (159 overall)
- 5. Address: 4801 Western Avenue Knoxville, Tennessee
- 6. **Tower height.** The requested height is 150 feet (159' with lightning rod) 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 "C" sites requires that the structure be set back a minimum distance of 110% of the structure height or in this case 165 feet from the nearest property line. The proposed site is located behind a commercial auto business and meets that requirement and no variances are required as the nearest property line is more than 165 feet from the base of the tower. Also, the setback from Western Avenue is more than 300 feet and 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 a commercially zoned district and not near any residences.
- 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 Verizon 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 property line (165 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 159 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 July 1, 2006)

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.

Check Compliance with TCA 13-24-305

Check Compliance Telecommunications Act of 1996

DISCUSSION

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

The site elevation at this location is about 1031 feet. It is located behind a commercial business located south of Western Avenue on level ground

The request is for a 150 foot monopole (actually 159 feet with lightning rod) of which Verizon will use the top 25 feet and the additional usable lower area is for other carriers' expansion.

This a fill site. By that is meant that there is little coverage or no coverage in this area, and 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 Commercial but is located behind a

commercial auto business.

Using the MPC's Wireless Facilities Matrix the site qualifies as an OPPORTUNITY AREA site in that it is between 150 feet and 199 feet in height and located in a commercial area not within 500 feet of a residence. It is NEUTRAL with regard to land use. (See attached Exhibit Chart)

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

this site.

There is no water required or needed at the unmanned site that will be visited about 3 times a year by a technician.

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 (159 feet) coupled with no lighting requirements and even though located behind a commercial business off Western Avenue 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 150 feet and which is one of the least obtrusive type antenna support structures from a visibility viewpoint.
- (A) Neutral---This location is in an OPPORTUNITY Area and is NEUTRAL land use by the Matrix due to its height. (See Exhibits)

SUMMARY

(1) The proposed antenna support structure is a 159 foot monopole including antennas and lightning rod. 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 C-4 Commercial. There are no residences within 500 feet of the structure.
- (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 C 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 usable 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 Western Avenue Road. However, the site is an unmanned site. Access road is fairly flat and access to the site should provide safe accessibility to the site that will be unmanned.

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

Consultanto MPC







July 26, 2014

SENT VIA FEDERAL EXPRESS

Metropolitan Planning Commission Suite 403, City County Building Knoxville, TN 37902

Re: Cellular Tower Site Plan Review Requests – Verizon
- <u>Proposed 150' Monopole</u> on Western Avenue
Knoxville, TN (Verizon Site – **West Haven**)

Dear Sirsi:

I enclose an application for Use on Review Approval for the site set forth above.

The application contains:

- 1 Check 27435 made payable to the Metropolitan Planning Commission for \$ 1,500.00.
- 2 Use on Review Application.
- 3 10 copies of the Ordinance Compliance Statement with following exhibits:
 - A. Exhibit A A full set of Construction Drawings signed and stamped by a TN engineer.
 - B. Exhibit B Letter from Verizon committing to co-location
 - C. Exhibit C Existing and Proposed LTE Coverage maps of the area.
 - D. Exhibit D Search ring and location of near-by towers

If you have any questions, or if I can submit anything additional that will be supportive of our applications please let me know and I will comply promptly.

Very truly yours,

James L. LaPann

Zoning Specialist - Faulk & Foster

(518) 791-3740

Network Operations

Well Oldwireless

Verizon Wireless 8921 Hesearch Drive Charlotte, North Carolina 28262

Phone 704 510-8500

July 21, 2014

Metropolitan Planning Commission City County Building, Suite 403 400 Main Street Knoxville, TN 37902

Attention: Tom Brechko

Re: Cellular Tower Use on Review Request - Verizon Letter of Commitment

<u>Proposed 150' Monopole</u> at 4801 Western Avenue Knoxville, TN (Verizon Site – West Haven)

Dear Sirs:

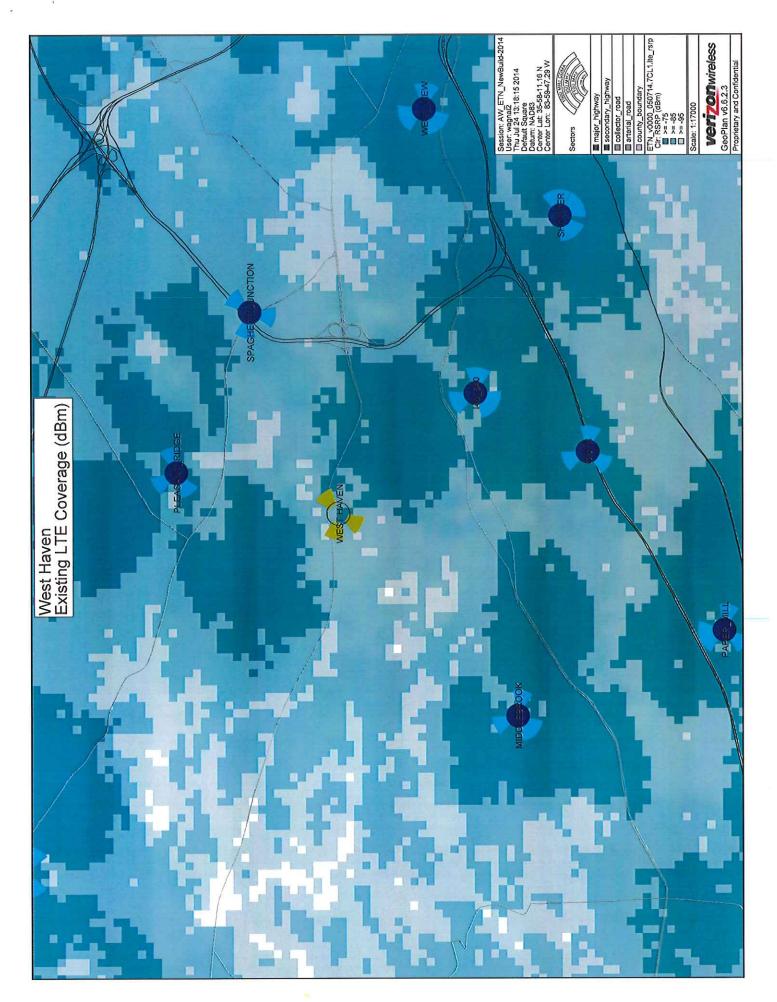
I am providing this Letter of Commitment to comply with City of Knoxville Zoning Code Section 20 B (1) b related to shared use of the proposed tower.

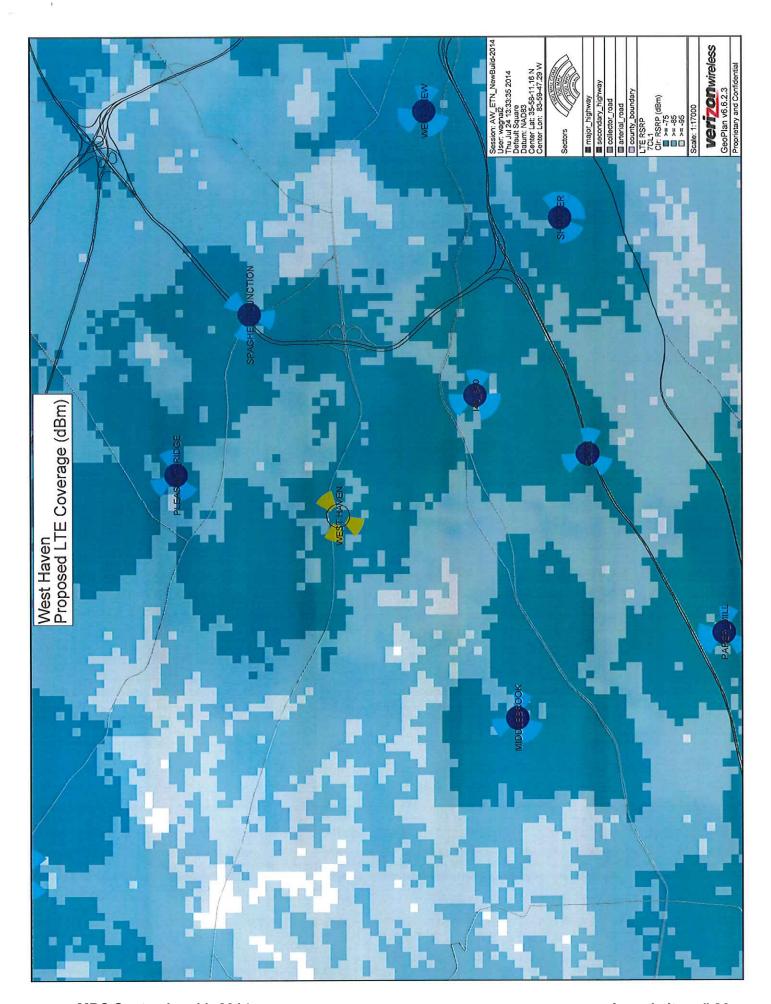
Verizon Wireless agrees to allow future collocations (including combined antennas) at the above referenced facility, where reasonable and structurally feasible. However, as noted in the ordinance, Verizon will only be required to accept collocations if they are at reasonable charges for shared use, which shall be defined as the market lease rates.

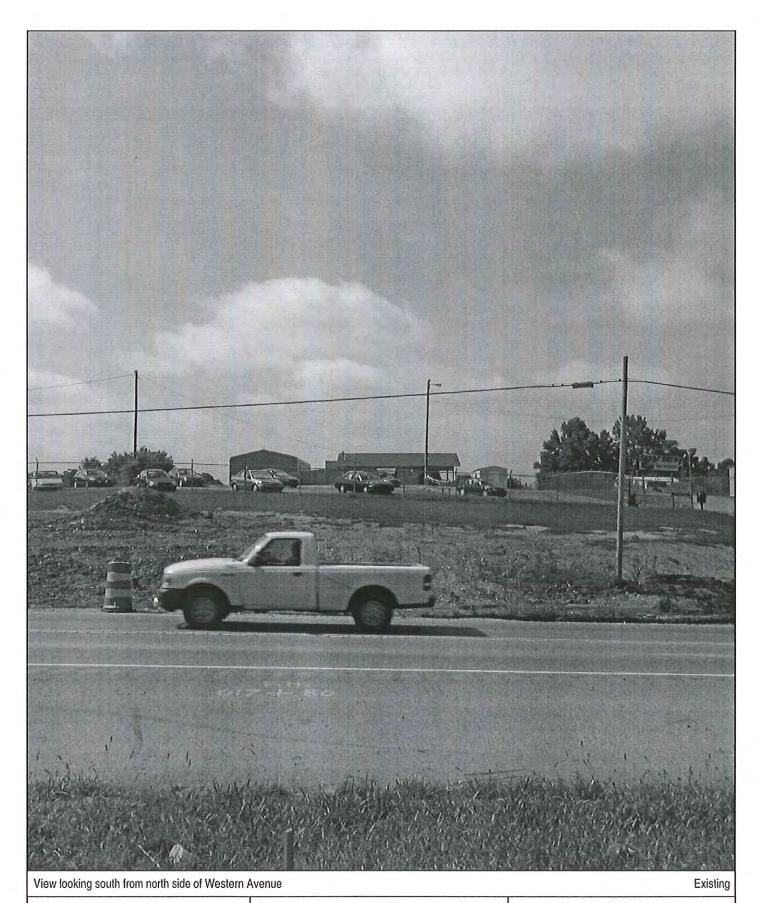
Sincerely,

Betty F. Johnson Betty F. Johnson Real Estate Manager

Verizon Wireless



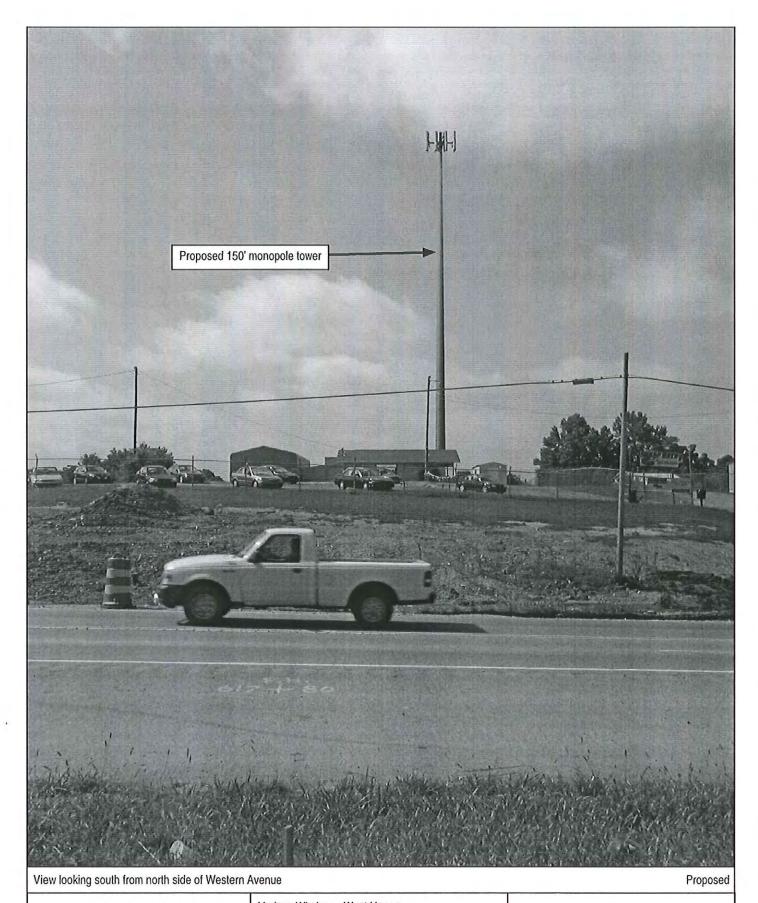




Kimley»Horn

Verizon Wireless - West Haven 4801 Western Avenue Knoxville, TN 37921

verizonwireless



MPC September 11, 2014

Kimley»Horn

Verizon Wireless - West Haven 4801 Western Avenue Knoxville, TN 37921

verizonwireless

