

<u>Staff Report</u> Planning and Zoning Commission

DATE:	November 21, 2023	
SUBJECT:	Special Use Permit New Wireless Telecommunications Tower	
CASE:	SUP-03-23	
ACCELA:	CN-SUP-2023-00004	
APPLICANT:	Benjamin Herrick, on behalf of Verizon	
LOCATION:	4515 Morehead Rd. p/o PIN 4598-56-5792	
AREA:	+/- 0.8 acres	
EXISTING LAND USE:	Existing cell tower site adjacent to gas station	
EXISTING ZONING:	C-2 (General Commercial)	
PREPARED BY:	Frederick Womble, Planner	

Please note: Per CDO Section 6.2.1 "Special Use Permits are issued on a case by case basis. Special uses are generally compatible with the land uses permitted by right in a zoning district, but require individual review as to their location, design, and configuration. Special uses ensure the appropriateness of the use at a particular location within a given zoning district." Approval or denial of a Special Use Permit should be based on the information ascertained from the public hearing and reflected in the Findings of Fact and Conclusions of Law.

BACKGROUND

The applicant is requesting to remove an existing 91'-6" temporary WCF and to construct a new 85' freestanding non-concealed WCF (monopole) which requires a Special Use Permit per CDO Section 8.7. The subject property annexed effective on September 30, 1990.. The subject parcel is currently zoned C-2 (General Commercial). The subject parcel is approximately +/- 0.81 acres that is currently utilized as a temporary tower site for Verizon Wireless. Verizon Wireless has utilized this temporary site for the past several years to handle increased RF coverage needs to accommodate the crowds associated with annual NASCAR race events. The parent property is owned by Philip Little.

Section 8.7.3 sets forth the following dimensional requirements for Wireless Support Structures:

A. Height: Freestanding nonconcealed wireless communication facilities (WCFs) are limited in all nonresidential districts to a maximum height of 199 feet. This measure includes the foundation of the WCF but does not include the lightning rods for the dissipation of lightning or lights required by the FAA that do not provide support for any antennae.

The application meets this standard.

B. Setbacks: For WCFs shall be determined according to the underlying zoning district, plus an additional eighteen inches for every one-foot of tower height. The approving authority may grant reductions to this setback requirement as a part of the special use permit approval.

The applicant is proposing a setback easement of 137' (10' for underlying zoning district + 1.5 x height of the tower) and any parcels affected by the tower setback are under common ownership of the landlord (Phillip Little). The applicant will provide notice to any future landowners that no additional buildings should be located inside the 137' setback easement. Additionally, the applicant states that the tower is designed with a 25' engineered fall zone radius. (See Exhibit B)

- C. Buffers:
 - 1. A landscaped buffer shall surround the base of the WCF equipment compound. Existing trees and shrubs on the site should be preserved and may be used in lieu of required landscaping where approved by the Administrator. Grading shall be minimized and limited only to the area necessary for the new WCF.
 - 2. If the proposed WCF is the principal use of the property then landscaping per Article 11, Landscaping and Buffering, shall be applicable. Additionally a buffer equivalent to that required for an Industrial use adjoining a Residential use shall be provided around the WCF equipment compound.

The proposed tower is not the principal use of the property and will be located within an existing Verizon leasehold area of the larger parcel that is currently utilized as a gas station and mini-mart. There is no landscape buffer proposed for this new tower site as the applicant contends that there are no residences with direct views of the tower compound area. There is an existing parking lot/campground for RV-style camping to the north of the tower compound location. Additionally, the temporary tower that has been in use has not been screened with landscaping an the community has accepted this installation for several years. (See Exhibits B & C)

- D. Aesthetics:
 - 3. Freestanding non-concealed WCFs, including those used for mitigation, shall be limited to monopole type antenna support structures.

The application meets this standard.

E. Collocation Capacity: Freestanding non-concealed structures up to 120 feet in height shall accommodate at least two antenna arrays.

The site has been designed to accommodate the proposed Verizon Wireless antenna loading and that of one additional user. (See Exhibits B & D)

The applicant contends that the proposed WCF will not cause signal or frequency interference with public safety facilities or traffic control devices. Verizon Wireless operates only on licensed frequencies. They have stated that no lighting is required by the FAA, no commercial messages will be displayed, and no storage of any type will be allowed at the site. Per the TOWAIR report,

the proposed tower will require FAA notification and FCC registration. Documentation of compliance with ANSI standards for power output cannot be provided until antenna permits are applied for; seismic and foundation analysis will be provided at the building permit stage.

Verizon is the intended user of the tower, although space is available for at least one other tenant.

The application, site plan, including tower elevations, applicant's compliance statement & narrative, structural analysis and other documents have been reviewed by the Development Review Committee and meet the standards of the Concord Development Ordinance (CDO). As such, if approved, the site plan will be subject to technical site plan approval.

EXHIBITS

- A. Application
- B. Site Plan
- C. Applicant "Ordinance Compliance Statement and Narrative"
- D. Structural Integrity Analysis

PROPOSED FINDINGS OF FACT

- 1. The applicant is Benjamin Herrick, Faulk & Foster Real Estate, Inc. on behalf of Verizon Wireless and the subject property is located at 4515 Morehead Road.
- 2. The property is owned by Philip A. Little.
- 3. The subject property is zoned C-2 (General Commercial).
- 4. The property consists of +/-0.8 acres of land.
- 5. The adopted Land Use Plan designates the property as Amusements-Motor Sports.
- 6. The applicant submitted an application to construct a new wireless communication facility (WCF) at 4515 Morehead Road (Exhibit A)
- 7. The applicant submitted a site plan, "NASCAR BP" dated August 23, 2023. (Exhibit B)
- 8. The applicant submitted an "Ordinance Compliance Statement and Narrative", dated June 1, 2023, which describes efforts to secure colocation within the search area and documentation provided to meet application requirements. Additionally, the applicant submitted Google Earth Street view photos of the existing temporary tower to meet the photo simulation requirements of the WCF ordinance. (Exhibit C).
- 9. The applicant submitted an engineer's letter regarding the structural integrity of the tower (Exhibit D).

APPROVAL CRITERIA (Conclusions of Law)

In accordance with CDO Article 6.2, the Commission shall permit only those uses that are part of the special use permit. With special use permits, the burden of proof is on the applicant to prove compliance with the conclusions of law. The following criteria shall be issued by the Commission as the basis for

review and approval of the project:

General Requirements

A. The Planning and Zoning Commission must find that "the establishment, maintenance, or operation of the proposed use shall not be detrimental to, or endanger, the public health, safety or general welfare."

The applicant has provided documentation regarding additional engineering on the tower, and additional documentation will be provided that the site meets all federal, state, and local requirements. The applicant states that the site will contribute to the health, safety and welfare of the surrounding community by facilitating 911 calls and provided essential communication to first responders in the event of accidents, crime, natural disasters or other emergencies in association with NASCAR events.

B. The Planning and Zoning Commission must find that the proposed use "conforms to the character of the neighborhood, considering the location, type, and height of buildings or structures, and the type and extent of landscaping and screening on the site."

The applicant has submitted visualizations of the existing temporary tower from the residences in the 1,500' zone around the tower and located along Hwy. 29 to the south/southwest of the tower site. The applicant asserts that no landscaping and screening of the tower site are necessary, as there are no residences with a direct view of the tower compound. The existing temporary WCF operated under similar conditions with no issue in terms of neighborhood character and visual impact.

C. The Planning and Zoning Commission must find that the proposed use "provides ingress and egress so designed as to minimize traffic hazards and to minimize congestion on the public roads."

The proposed unstaffed facility is a passive use which does not create any significant increase in traffic or adverse impacts that would hinder the use of surrounding properties. The facility will use the existing access easement as indicated on the drawings provided for site ingress/egress.

D. The Planning and Zoning Commission must find that the proposed use "shall not be noxious or offensive by reason of vibration, noise, odor, dust, smoke or gas."

The proposed unstaffed facility does not create any significant glare, noise, traffic or other adverse impacts.

E. The Planning and Zoning Commission must find that "the establishment of the proposed use shall not impede the orderly development and improvement of surrounding property for uses permitted within the zoning district."

The majority of surrounding properties are already developed and the applicant asserts that the proposed facility will not hinder the use of the surrounding properties. The only adjacent property that is not currently developed is under the same ownership as the subject property and is presently utilized as a parking lot/campground for RV style camping.

F. Compliance with any other applicable Sections of this Ordinance:

Based upon the submitted materials the proposed use and associated site plan comply with the City's ordinances and other governing laws.

Per CDO Section 8.7.7 Approval Authority, subsection B.:

All freestanding non-qualifying WCFs shall be subject to a special use permit. In addition to the requirements for use permits, the approving authority, in determining whether a non-qualifying WCF is in harmony with the area or the effects and general compatibility of a non-qualifying WCF with adjacent properties may consider the aesthetic effects of the non-qualifying WCF as well as mitigating factors concerning aesthetics.

Aesthetics

The Planning and Zoning Commission may disapprove an application on the grounds that the nonqualifying WCFs aesthetic effects are unacceptable, or may condition approval on changes in nonqualifying WCF height, design, style, buffers, or other features of the non-qualifying WCF or its surrounding area. Such changes need not result in performance identical to that of the original application.

Factors relevant to aesthetic effects are: the protection of the view in sensitive or particularly scenic areas and areas specially designated in adopted plans such as unique natural features, scenic roadways and historic sites, the concentration of non-qualifying WCFs in the proposed area, and whether the height, design, placement or other characteristics of the proposed non-qualifying WCF could be modified to have a less intrusive visual impact.

The applicant has provided a visual simulation for the proposed equipment and asserts that the non-concealed monopole will minimize visual intrusiveness. Included in the application is analysis regarding the City's hierarchy of preferences for wireless telecommunications towers included in Section 8.7.2 regarding siting. A new freestanding non-concealed tower is the least-desirable facility/structure type (of four alternatives).

Electromagnetic Field

The approving authority, when considering a use permit for freestanding non-qualifying WCFs, shall not be required to make a determination of the electromagnetic field (EMF) effects of the non-qualifying WCF on the health of the public. The documentation required by this section that stipulates that the non-qualifying WCF not exceed the federal limits for power density requirements shall satisfy the applicant's compliance with this required finding.

This application will be conditioned on antenna applicants (tenants) supplying verification that their proposed installations will meet EMF/power output standards.

Siting Alternatives and Ordinance Purpose

If the approval authority determines that the proposed additional service, coverage, or capacity to be achieved by the location of the proposed non-qualifying WCF can be achieved by use of one or more alternative non-qualifying WCFs sited in alternative locations that better serve the stated purposes set forth in this section, it may disapprove the proposed non-qualifying WCF application.

The purposes of the section are:

- 1. Minimize the impacts of wireless communication facilities (WCFs) on surrounding areas by establishing standards for location, structural integrity and compatibility;
- 2. Encourage the location and collocation of wireless communication equipment on existing structures thereby minimized new visual, aesthetic and public safety impacts, effects upon the natural environment and wildlife, and to reduce the need for additional antenna-supporting structures;
- 3. Encourage coordination between suppliers of wireless communication services in the City of Concord;

- 4. Respond to the policies embodied in the Telecommunications Act of 1996 and section 6409 of the Middle Class Tax Relief and Job Creation Act of 2012, 47 U.S.C. § 1455(a) and in accordance with the rules promulgated by the Federal Communications Commission;
- 5. Protect the unique natural beauty and rural character of the City while meeting the needs of its citizens to enjoy the benefits of wireless communications services; and
- 6. Encourage the use of public lands, buildings and structures as locations for wireless telecommunications infrastructure as a method to establish a precedence of quality concealment products that will minimize the aesthetic impact of related infrastructure while generating revenue for the City.

The new permanent tower will replace an existing temporary tower that was used to handle crowds associated with NASCAR events. The applicant contends that there are no other existing structures in the area upon which to co-locate that would serve the specific needs of this site, which is the motor speedway.

RECOMMENDATION AND SUGGESTED CONDITIONS

If the Commission votes to approve the special use permit, staff recommends the Commission consider adopting of the following conditions:

- 1. Development shall be in accordance with the "NASCAR BP" site plan and construction drawings dated 8-23-2023 (Sheets T-1 & T-2; Site Survey Sheets 1 & 2; N1; C0-C3; C8)
- 2. Foundation analysis will be submitted in conjunction with Building Permit application.
- 3. Seismic analysis will be submitted in conjunction with Building Permit application.
- 4. A passing structural analysis, including proposed Verizon antennas, will be submitted in conjunction with Building Permit application.
- 5. Tenants on tower will be responsible for submitting documentation that power outputs do not exceed maximum standards.
- 6. Technical site plan review and approval is required including all approvals from outside local, state and federal agencies.



Required Attachments/ Submittals:

1. Typed metes and bounds description of the property (or portion of property) in a Word document.



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2. Cabarrus County Land Records printout of names and addresses of all immediately adjacent landowners, including any directly across the street.

3. A site plan drawn to scale (conditional district plan), and elevations if applicable (submitted digitally).

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 4. Money Received by _____ Date: _____

 Check # _____ Amount: \$ 600.00 Cash: _____

The application fee is nonrefundable.





Date June 27, 2023

APPLICANT NAME: Benjamin	Herrick	_COMPANY NAME: Fat	ulk & Foster o	obo Verizon
APPLCANT ADDRESS: 420 Tim	berlea Dr	rive #60		
_{CITY:} Rochester Hills	M	lz	_{IIP} 48309	
PHONE NUMBER OF APPLICANT: 2	48-891-9	9214		
OWNER OF PROPERTY (if different fro				
OWNER ADDRESS: PO Box 59			NC	28075
PROJECT ADDRESS (if an address exis	_{t):} 4515 N	Iorehead Road,	Concord NC 2	28027
P.I.N.: 45985657920000)			
Area of Subject Property (in acres,	or square feet	_{):} approx 40,000	square feet	
Lot Width: 200 I		00		
Current Zoning Classification: C-2	2			
Existing Land Use: Commerc	cial gas st	<u>ation plus te</u> mp	orary cell to	wer
Description of Use Requested: Commercial gas station	on plus p	ermanent cell to	ower	

Certification

I hereby acknowledge and say that the information contained herein and herewith is true, and this application shall not be scheduled for official consideration until all of the required contents are submitted in proper form to the Development Services Department.

_{Date:} 6/27/2023

Applicant Signature: _____

Date:

Property Owner Signature:



General Requirements

The Concord Development Ordinance (CDO) imposes the following general requirements. Under each requirement, the applicant should explain, with reference to the attached plans (when applicable) how the proposed use satisfies these requirements.

- (a) The Planning and Zoning Commission must find that "the establishment, maintenance, or operation of the proposed use shall not be detrimental to, or endanger, the public health, safety or general welfare." Applicant states that the proposed use is not detrimental to or a danger to public health, safety or general welfare or general welfare but will in fact benefit the public health, safety and general welfare of the area.
- (b) The Planning and Zoning Commission must find that the proposed use "conforms to the character of the neighborhood, considering the location, type, and height of buildings or structures, and the type and extent of landscaping and screening on the site."

Applicant states that the proposed use conforms to the character of the neighborhood as the site has been used seasonally for a temporary tower for several consecutive years.

- (c) The Planning and Zoning Commission must find that the proposed use "provides ingress and egress so designed as to minimize traffic hazards and to minimize congestion on the public roads." <u>Applicant states that the existing ingress / egress is adequate to service the proposed facility</u> as demonstrated by the last several years of temporary use.
- (d) The Planning and Zoning Commission must find that the proposed use "shall not be noxious or offensive by reason of vibration, noise, odor, dust, smoke or gas."

Applicant states that the proposed facility generates no odor, dust, smoke or gas and any noise generated by an emergency generator is minimal and sporadic.

(e) The Planning and Zoning Commission must find that "the establishment of the proposed use shall not impede the orderly development and improvement of surrounding property for uses permitted within the zoning district." <u>Applicant states that the proposed use will not impete the development of this area as the use</u> is in harmony with existing uses of this property.

Specific Requirements

The Concord Development Ordinance also imposes SPECIFIC REQUIREMENTS on the proposed use(s) requested by the applicant. The applicant should be prepared to demonstrate that, if the land is used in a manner consistent with the plans, specifications, and other information presented to the Planning and Zoning Commission, the proposed use(s) will comply with specific requirements concerning the following:

(1) Nature of use(s) (type, number of units, and/or area): Adding one permanent wireless communication tower where the site has been used for a temporary

tower for several consecutive years.

(2) Accessory uses (if any):

No additional accessory uses are propose.

(3) Setback provisions: Permanent fall zone easement included with the lease - see attached documents.

(4) Height provisions: Proposed tower is 85' to top of steel plus an additional 5' lightning arrester for a total height of 90' above ground level.



(5) Off-street parking and loading provisions: No additional parking spaces are needed; site is adequately served by existing parking

(6) Sign provisions:Only signage proposed is required by the FCC; see plans.

(7) Provisions for screening, landscaping and buffering: See narrative and ordinance compliance statement.

(8) Provisions for vehicular circulation and access to streets: No additional roadways or driveways are needed for this project.

(9) Adequate and safe design for grades, paved curbs and gutters, drainage systems, and treatment or turf to handle storm water, prevent erosion, and subdue dust:

No changes to the existing impervious materials are anticipated.

(10) Adequate, safe and convenient arrangement of pedestrian circulation facilities, roadways, driveways, off-street parking and loading spaces, facilities for waste disposal, and illumination: No additional facilities of this type are required for this project.

(11) An adequate amount, and safe location of, play areas for children and other recreational uses, according to the concentration of residential occupancy:

This project will be secure from access by children.

(12) Fences, walls, or year-round screen planting abutting residential districts, to protect residences from parking lot illumination, headlights, fumes, heat, blowing papers, and dust (to reduce the visual encroachment on privacy and residents):

See attached ordinance compliance statement.

- (13) Open space (including flood hazard area): See attached ordinance compliance statement.
- (14) Improvements within the common open space: N/A

(15) Parking Areas: No additional parking is required for this project.

(16) Sidewalks, trails and bikeways: N/A

(17) Lighting and utilities:

Adequate utilities already exist and have been used by the temporary facility.

(18) Site furnishings: N/A

(19) Adequate fire, police, water and sewer services: Site is adequately served already; no water or sewer needed.

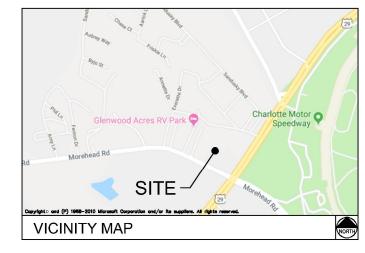


Application for Special Use Permit

(20)Other requirements as may be requested by the applicant or specified by the City Council for protection of the public health, safety, welfare and convenience: See attached ordinance compliance statement.

CONCORD POLICE DEPARTMENT 8111 CONCORD MILLS BOULDVARD #100 CONCORD, NC 28027 PHONE: (704) 979-1000 ATTN.: CUSTOMER SERVICE

CONCORD FIRE DEPARTMENT-STATION 11 8955 WEDDINGTON RD CONCORD, NC 28027 PHONE: (704) 920-5516 ATTN .: CUSTOMER SERVICE



FROM CHARLOTTE OFFICE: HEAD SOUTHWEST TOWARD RESEARCH DR 276 FT; TURN RIGHT ONTO RESEARCH DR 0.4 MI; TURN LEFT ONTO W W.T.HARRIS BLVD 0.4 MI; TURN LEFT ONTO THE INTERSTATE 85 N RAMP 0.3 MI; MERGE ONTO I-85 N 2.0 MI; USE THE RIGHT 2 LANES TO TAKE EXIT 48 TOWARD MATTHEWS 0.9 MI; MERGE ONTO I-485 INNER 0.3 MI: USE THE RIGHT 2 LANES TO TAKE EXIT 32 FOR US 29 N 0.4 MI: USE ANY LANE TO TURN LEFT ONTO US-29 N 2.3 MI; TURN LEFT ONTO MOREHEAD RD AND THE SITE WILL BE ON THE RIGHT 433 FT

DRIVING DIRECTIONS

verizon⁄

8921 RESEARCH DRIVE CHARLOTTE, NC 28262

NASCAR BP

SITE ADDRESS (E-911 TBD)

4515 MOREHEAD ROAD CONCORD, NC 28027 CABARRUS COUNTY LATITUDE: 35° 21' 01.7" N LONGITUDE: 80° 41' 29.8" W TAX/PIN #: 45985657920000 ZONING: C-2

MUNICIPALITY: CITY OF CONCORD

STATE: NORTH CAROLINA

TOWER TYPE: MONOPOLE TOWER

TOWER HEIGHT: 85' (90' TO HIGHEST APPURTENANCE)

NUMBER OF CARRIERS: 0 EXISTING, 1 PROPOSED

USE:

PROPOSED TELECOMMUNICATIONS TOWER AND UNMANNED EQUIPMENT

FLOOD INFO SITE IS LOCATED WITHIN FEMA FLOOD MAP AREA 3710459800L DATED 11/16/18 WITHIN FLOOD ZONE X.

PROJECT SUMMARY

DEVELOPER

VERIZON WIRELESS 8921 RESEARCH DRIVE CHARLOTTE, NC 28262 PHONE: (704) 577-8785 ATTN: MICHAEL HAVEN

POWER COMPANY DUKE ENERGY PHONE: (800) 777-9898 ATTN .: CUSTOMER SERVICE

PROPERTY OWNER PHILLIP A. LITTLE

4521 MOREHEAD RD CONCORD, NC 28027 PHONE: N/A ATTN .: N/A

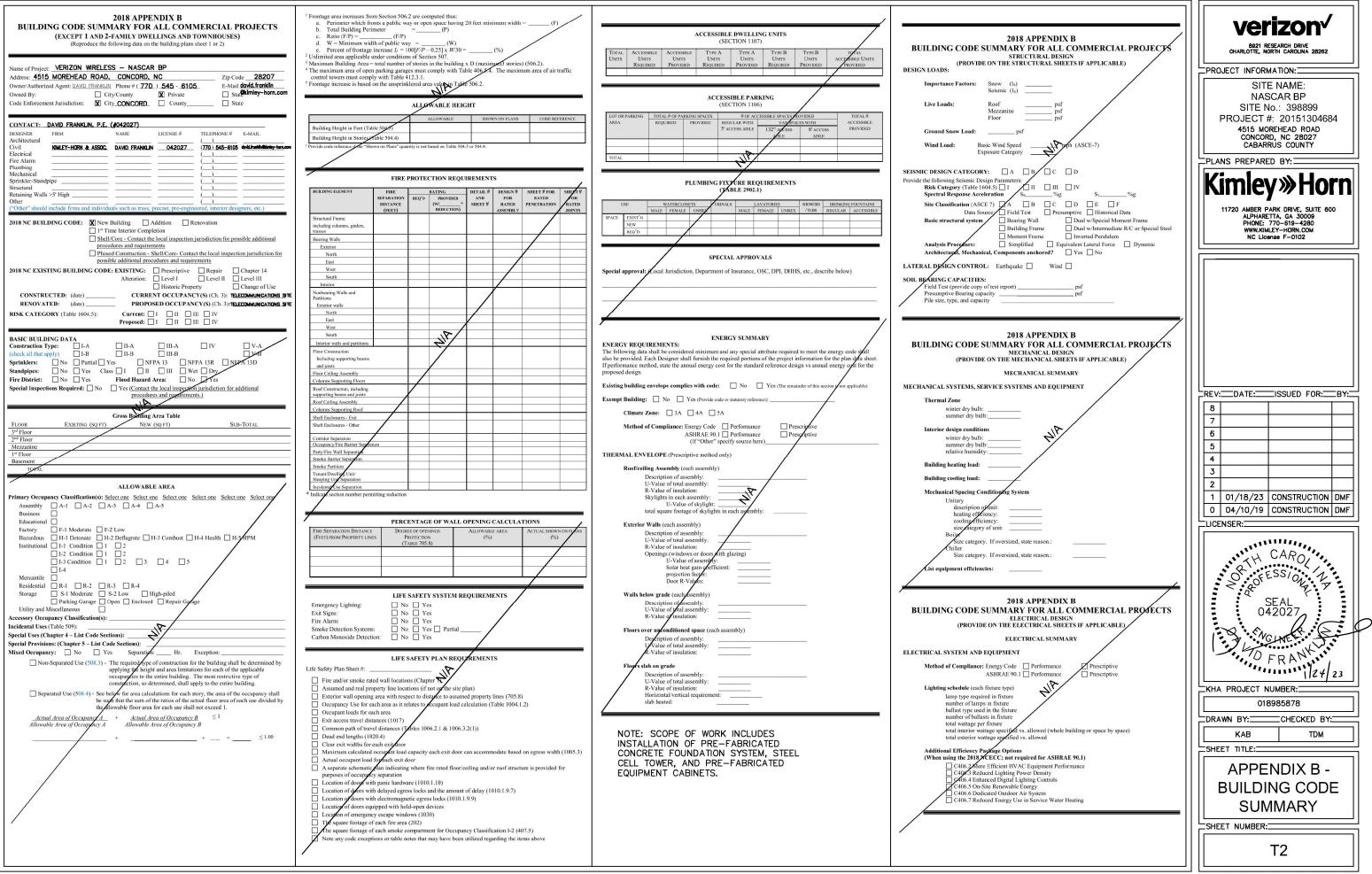
CONSULTANT

KIMLEY-HORN AND ASSOCIATES, INC. 11720 AMBER PARK DRIVE, SUITE 600 ALPHARETTA, GEORGIA 30009 PHONE: (770) 545-6105 ATTN .: DAVID FRANKLIN

CONTACTS

	EXHIBIT B	VERTIZION BB21 RESEARCH DRIVE CHARLOTE, NORTH CAROLINA 28262 PROJECT INFORMATION: SITE NAME: NASCAR BP SITE NO.: 398899 PROJECT #: 20151304684 4515 MOREHEAD ROAD CONCORD, NC 28027 CABARRUS COUNTY PLANS PREPARED BY: VERTICAL STREET ST
SHEET NO.	SHEET TITLE	4
T1	COVER SHEET	4
T2	APPENDIX B - BUILDING CODE SUMMARY	4
	SITE SURVEY (SHEET 1 OF 2)	4
	SITE SURVEY (SHEET 2 OF 2)	4
N1	GENERAL NOTES	4
<u>C0</u>		4
C1		4
C1.1		
C2		
C3		
C4	EQUIPMENT RACK DETAIL - FRONT	6
C5	EQUIPMENT RACK DETAIL - REAR	5
C6	FENCE POST LOCATION DETAIL	4 01/18/23 CONSTRUCTION DMF
C6.1	FENCE DETAILS	3 07/01/20 CONSTRUCTION DMF
C6.2	FENCE DETAILS	2 08/21/19 CONSTRUCTION DMF
C7	SITE SIGNAGE DETAILS	0 04/10/19 CONSTRUCTION DMF
C8	ANTENNA AND TOWER ELEVATION DETAILS	
M1	MECHANICAL PLAN AND NOTES	
E1		
E2	UTILITY SERVICE ROUTING PLAN	CARO
E2.1	EXISTING METER RACK	FESSIO 1
E3	OVERALL UTILITY ROUTING PLAN	
E4		
E5	PANEL SCHEDULE	042027
E6	ELECTRICAL DETAILS	Charles States
E6.1	PAD MOUNTED CABLE TRAY DETAILS	The
E7	GROUNDING NOTES	OFRAN
E8	GROUNDING PLAN	24/23
E9		KHA PROJECT NUMBER:
E10		018985878
E11	GROUNDING DETAILS	DRAWN BY: CHECKED BY:
SHEET INC	DEX	
	NCORD PLANNING & NEIGHBORHOOD ENT DEPARTMENT	
35 CABARRUS		COVER SHEET
PHONE: (704)		
	DMER SERVICE	
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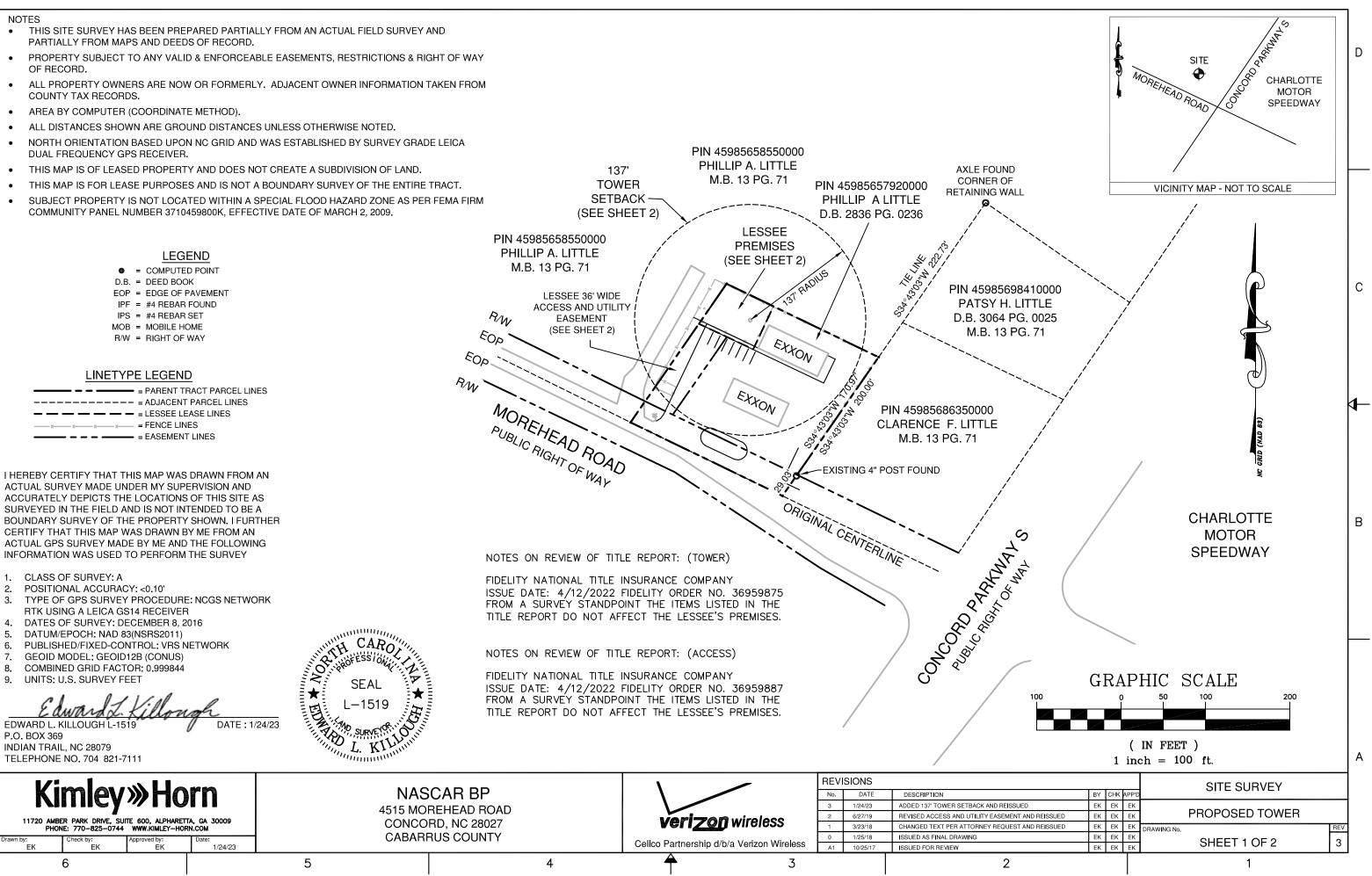
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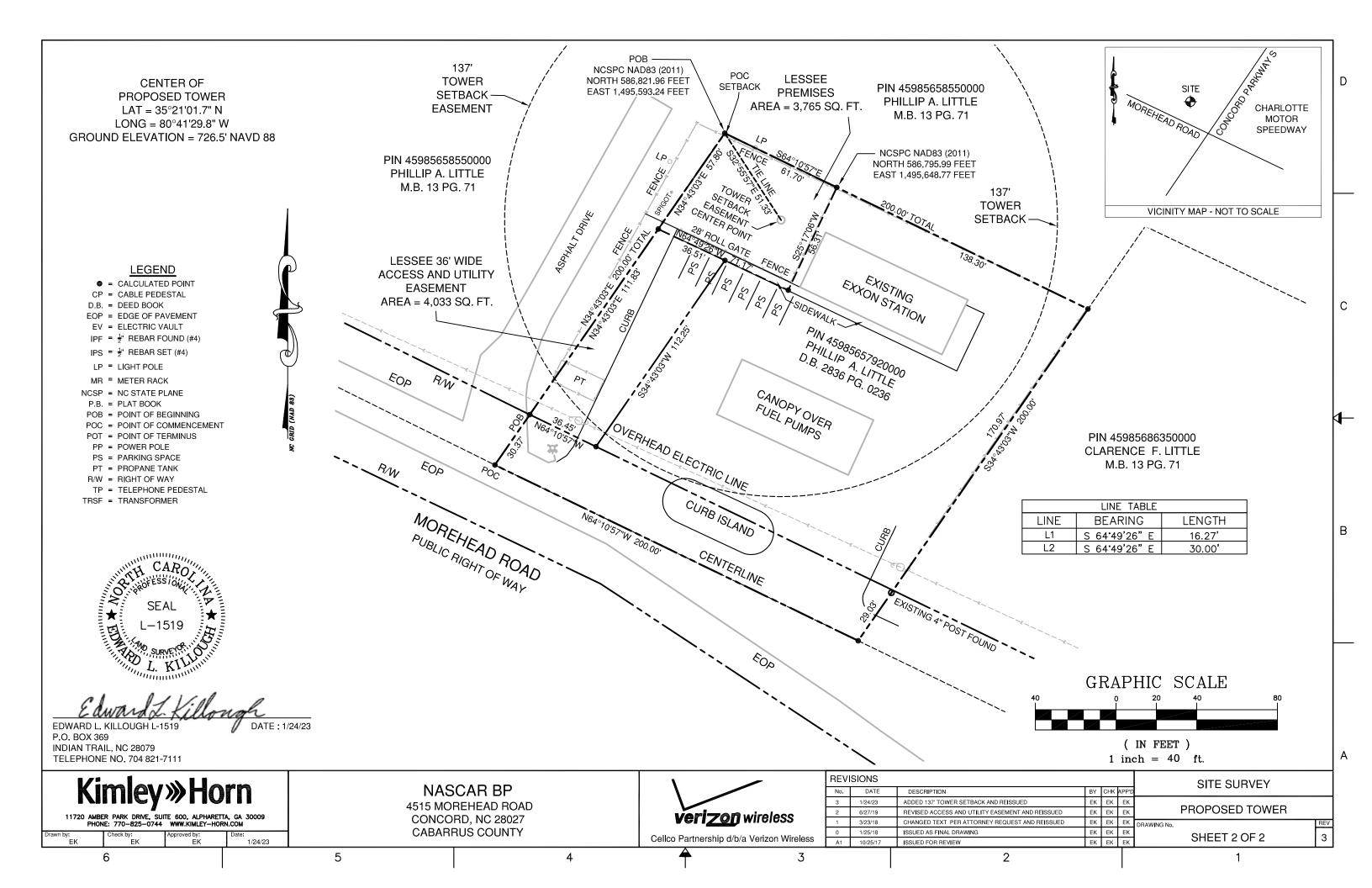
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- . PARTIALLY FROM MAPS AND DEEDS OF RECORD.
- OF RECORD.
- ALL PROPERTY OWNERS ARE NOW OR FORMERLY. ADJACENT OWNER INFORMATION TAKEN FROM ٠ COUNTY TAX RECORDS.
- •
- .
- NORTH ORIENTATION BASED UPON NC GRID AND WAS ESTABLISHED BY SURVEY GRADE LEICA . DUAL FREQUENCY GPS RECEIVER.
- THIS MAP IS OF LEASED PROPERTY AND DOES NOT CREATE A SUBDIVISION OF LAND. .
- .
- SUBJECT PROPERTY IS NOT LOCATED WITHIN A SPECIAL FLOOD HAZARD ZONE AS PER FEMA FIRM . COMMUNITY PANEL NUMBER 3710459800K, EFFECTIVE DATE OF MARCH 2, 2009.





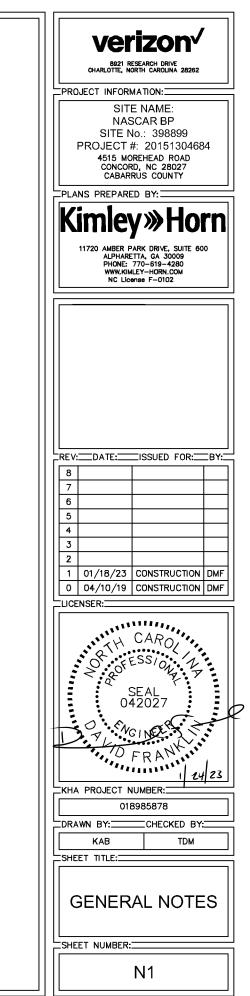
1.00 GENERAL NOTES

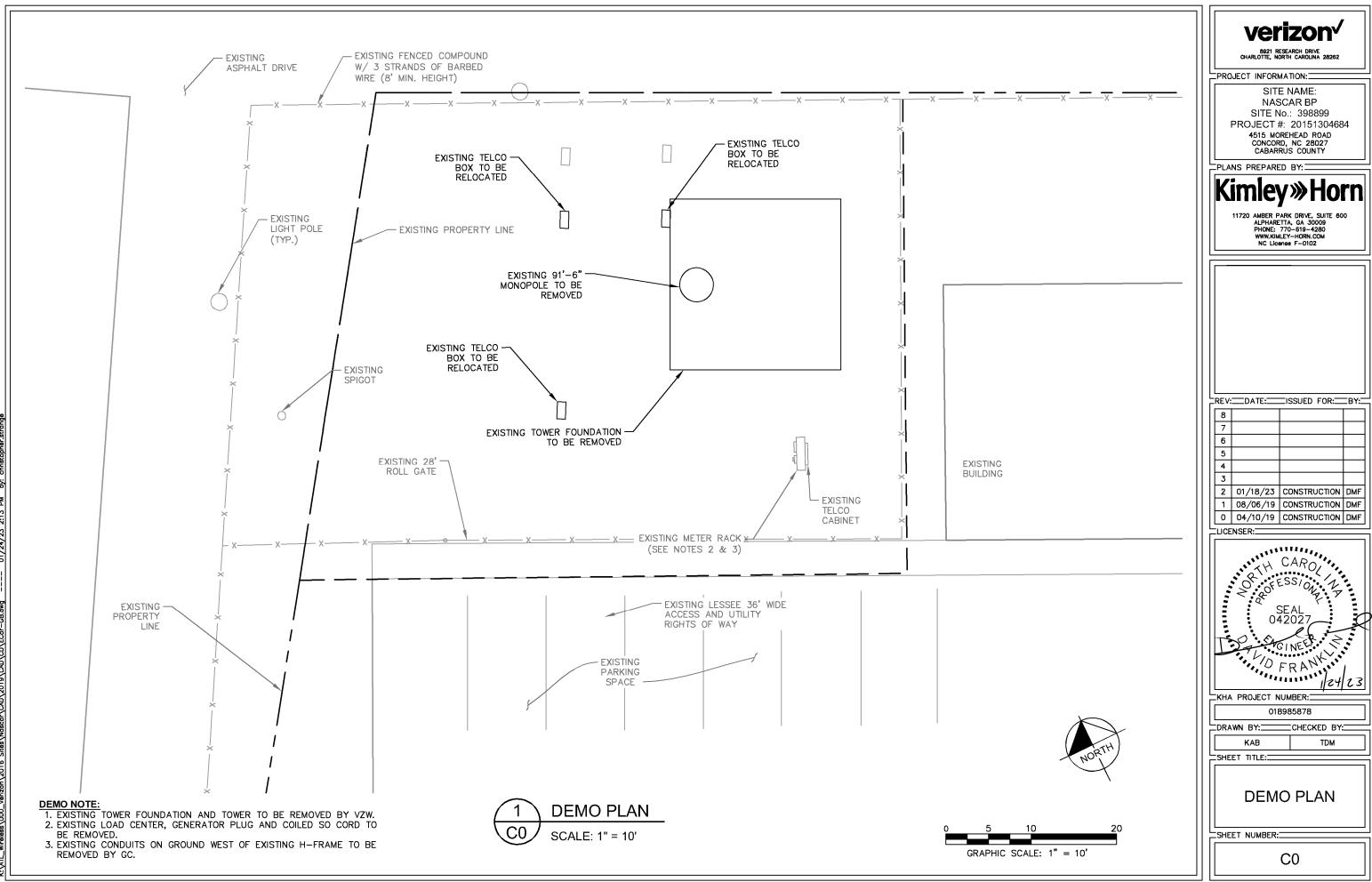
- 1.01 ALL MATERIALS AND WORKMANSHIP SHALL CONFORM TO THE DRAWINGS AND SPECIFICATIONS. ALL WORK SHALL BE DONE IN ACCORDANCE WITH THE LATEST EDITION OF THE STATE, LOCAL AND NATIONAL CODES, ORDINANCES AND OR REGULATIONS APPLICABLE TO THIS PROJECT.
- 1.02 THE CONTRACTOR SHALL BE RESPONSIBLE FOR COORDINATING THE WORK OF ALL TRADES AND SHALL CHECK ALL DIMENSIONS. ALL DISCREPANCIES SHALL BE CALLED TO THE ATTENTION OF THE PROJECT MANAGER AND/OR ENGINEER AND BE RESOLVED BEFORE PROCEEDING WITH WORK. WHERE THERE IS A CONFLICT BETWEEN DRAWING AND VERIZON SPECIFICATIONS, THE VERIZON PROJECT ENGINEER SHOULD BE CONTACTED FOR CLARIFICATION.
- 1.03 ALL INFORMATION SHOWN ON THE DRAWINGS RELATIVE TO EXISTING CONDITIONS IS GIVEN AS THE BEST PRESENT KNOWLEDGE, BUT WITHOUT GUARANTEE OF ACCURACY. WHERE ACTUAL CONDITIONS CONFLICT WITH THE DRAWINGS, THEY SHALL BE REPORTED TO THE PROJECT MANAGER AND/OR ENGINEER SO THAT PROPER REVISIONS MAY BE MADE. MODIFICATION OF DETAILS OF CONSTRUCTION SHALL NOT BE MADE WITHOUT WRITTEN APPROVAL OF THE PROJECT MANAGER AND/OR ENGINEER.
- 1.04 CONTRACTOR SHALL REVIEW AND BE FAMILIAR WITH SITE CONDITIONS AS SHOWN ON THE ATTACHED SITE PLAN AND/OR SURVEY DRAWINGS.
- 1.05 WAVEGUIDE BRIDGE AND EQUIPMENT CABINETS ARE SHOWN FOR REFERENCE ONLY. REFER TO SEPARATE DRAWINGS FOR SPECIFIC INFORMATION
- 1.06 ALL FINISHED GRADES SHALL SLOPE MINIMUM 1/4 IN./FT. AWAY STATES AND A STATE FROM COMPOUND AND ACCESS DRIVE.
- 1.07 THE PROPOSED TOWER AND TOWER FOUNDATIONS WERE DESIGNED BY OTHERS, TOWER INFORMATION PROVIDED ON THESE PLANS ARE PROVIDED FOR REFERENCE PURPOSES ONLY. NOTIFY ENGINEER OR PROJECT MANAGER OF ANY CONFLICTS OR DISCREPANCIES. CONTRACTOR TO OBTAIN COPY OF TOWER DESIGN DRAWINGS, IF AVAILABLE, FROM VERIZON PROJECT MANAGER TO CONFIRM COAX ROUTING AND ANTENNA MOUNT INFORMATION.
- 1.08 THE CONTRACTOR SHALL PROVIDE ADEQUATE EXCAVATION SLOPING, SHORING, BRACING, AND GUYS IN ACCORDANCE WITH ALL NATIONAL. STATE, AND LOCAL SAFETY ORDINANCES.
- 1.09 UPON COMPLETION OF CONSTRUCTION, CONTRACTOR IS RESPONSIBLE FOR REPAIRING ANY DAMAGE CAUSED BY CONSTRUCTION ACTIVITIES TO THE EXISTING ACCESS ROAD AND COMPOUND GRAVEL AREAS. ANY NEW FILL MATERIALS SHALL BE COMPACTED
- 1.10 THE CONTRACTOR IS HEREBY NOTIFIED THAT PRIOR TO COMMENCING CONSTRUCTION, HE IS RESPONSIBLE FOR CONTACTING THE UTILITY COMPANIES INVOLVED AND SHALL REQUEST A VERIFICATION AT THE CONSTRUCTION SITE OF THE LOCATIONS OF THEIR UNDERGROUND UTILITIES AND WHERE THEY MAY POSSIBLY CONFLICT WITH THE PLACEMENT OF IMPROVEMENTS AS SHOWN ON THESE PLANS. THE CONTRACTOR OR ANY SUBCONTRACTOR FOR THIS CONTRACT WILL BE REQUIRED TO NOTIFY "NORTH CAROLINA 811" 48 HOURS IN ADVANCE OF PERFORMING ANY WORK BY CALLING THE TOLL FREE NUMBER (800) 632-4949 (OR 811). ANY UTILITIES DAMAGED BY CONSTRUCTION ACTIVITIES SHALL BE REPAIRED BY THE CONTRACTOR, AT NO EXPENSE TO THE OWNER.
- 1.11 CONTRACTOR TO PROVIDE DUMPSTER AND PORTABLE TOILET FACILITY DURING CONSTRUCTION.
- 1.12 CONTRACTOR TO PROVIDE STYMIE LOCK OR EQUIVALENT AS APPROVED BY VERIZON PROJECT MANAGER.
- 1.13 CONTRACTOR TO PROVIDE ANY NECESSARY SIGNAGE PER VERIZON PROJECT MANAGER'S INSTRUCTIONS. SEE DETAIL ON SHEET C11.

2.00 GENERAL STRUCTURAL NOTES

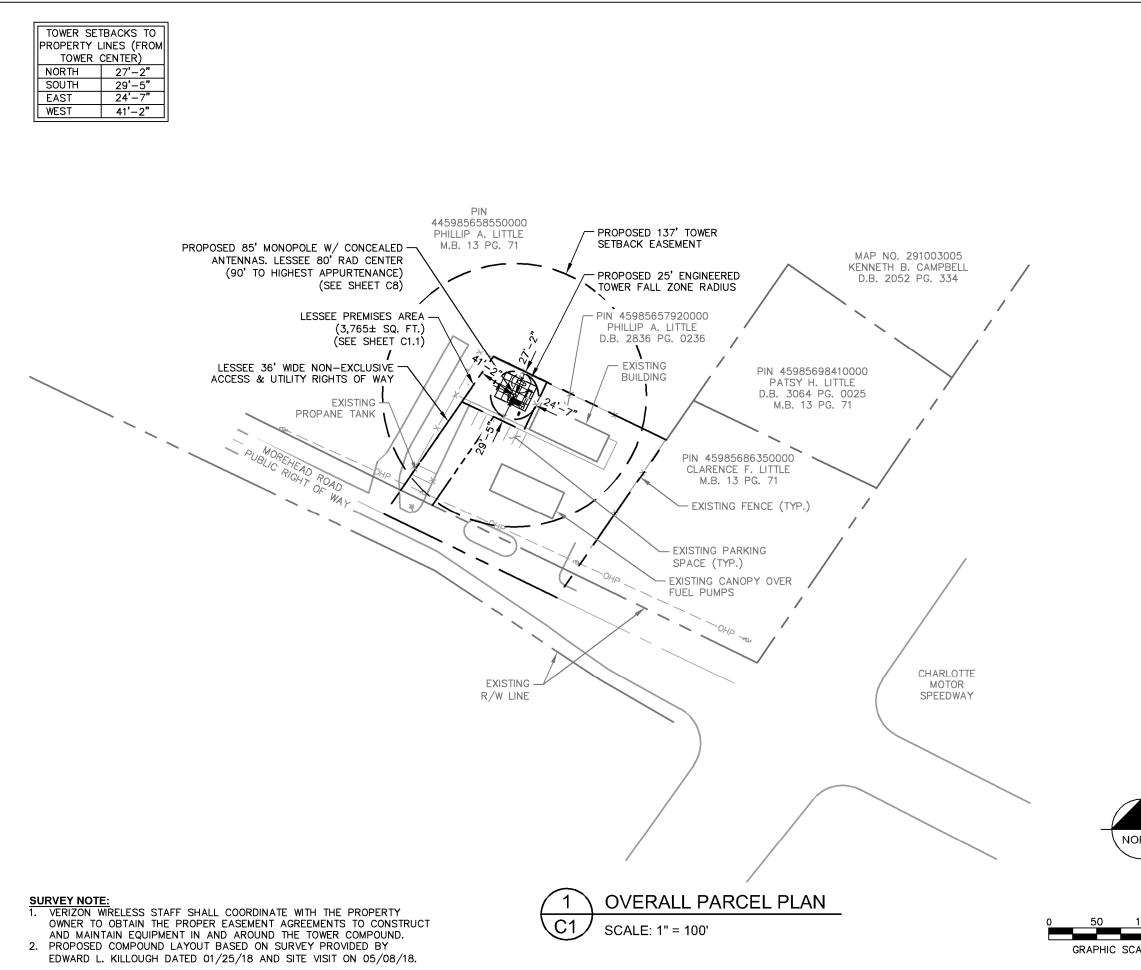
- 2.01 DESIGN: 2012 INTERNATIONAL BUILDING CODE WITH SOUTH CAROLINA AMENDMENTS.
- 2.02 STRUCTURAL STEEL W SHAPES SHALL CONFORM TO THE REQUIREMENTS OF ASTM A992 GR. 50. TUBING SHALL CONFORM TO ASTM A-500 GR. B. PIPE SHALL CONFORM TO ASTM A53 GR. B. CHANNELS AND ALL OTHER STRUCTURAL STEEL SHALL CONFORM TO ASTM A36 UNLESS OTHERWISE NOTED.
- 2.03 ALL DETAILING, FABRICATION, AND ERECTION OF STRUCTURAL STEEL, UNLESS OTHERWISE NOTED, SHALL CONFORM TO THE REQUIREMENTS OF THE AISC SPECIFICATIONS FOR BUILDINGS. LATEST EDITION.
- 2.04 WELDING SHALL BE DONE BY AN AWS CERTIFIED WELDER AND IN COMPLIANCE WITH AWS D1.1 ALL WELDS SIZES SHALL BE THE MAXIMUM ALLOWED BY THE MATERIAL BEING WELDED WITH E70XX ELECTRODES.
- 2.05 UNLESS OTHERWISE NOTED, ALL FIELD CONNECTIONS SHALL BE FULL DEPTH CONNECTIONS MADE WITH $\frac{3}{4}$ " DIAMETER HIGH STRENGTH BOLTS (ASTM A325-X).
- 2.06 CONNECTIONS SHALL BE DESIGNED AS BEARING TYPE WITH THREADS EXCLUDED FROM THE SHEAR PLANE.
- 2.07 HOT DIP GALVANIZE ALL STRUCTURAL STEEL, GRATING, HANDRAILS, AND HARDWARE. TOUCH UP ALL FIELD WELDS AND ABRADED AREAS WITH GALVANIZING PAINT. REPAIR OF ABRADED OR UNCOATED AREAS SHALL CONFORM TO THE LATEST VERSION OF ASTM A780-93A.
- 2.08 GALVANIZED STEEL SUBJECTED TO FIELD WELDING FOR STRUCTURAL CONNECTIONS SHALL BE PROPERLY PREPARED FOR A MINIMUM DISTANCE OF 1 INCH FROM THE WELD. APPROVED METHODS OF PREPARATION INCLUDE USING SUITABLE MASKING MATERIALS PRIOR TO GALVANIZING IN THE SHOP OR GRINDING THE COATING OFF IN THE FIELD. AFTER WELDING, APPLY EPOXY ZINC COATING SYSTEM SHERWIN-WILLIAMS AEROSOL ZINC CLAD 5 OR ENGINEER APPROVED EQUAL PER MANUFACTURER'S RECOMMENDATIONS.
- 2.09 CONTRACTOR / STEEL FABRICATOR SHALL VERIFY ALL DIMENSIONS, EXISTING COLUMN LOCATIONS, AND LOAD BEARING COLUMNS AS REQUIRED BEFORE FABRICATION OF ANY STEEL.
- 2.10 CONTRACTOR / STEEL FABRICATOR SHALL CONFORM TO THE MINIMUM EDGE DISTANCE REQUIREMENTS IN ACCORDANCE TO THE LATEST EDITION OF THE AISC MANUAL OF STEEL CONSTRUCTION.
- 2.11 ALL STRUCTURAL STEEL SHALL BE FABRICATED TO FIT AT BOLTED CONNECTIONS WITHIN 1/16 INCH TOLERANCE. STRUCTURAL STEEL SHALL NOT BE FLAME CUT UNDER ANY CIRCUMSTANCES WITHOUT APPROVAL OF THE ENGINEER.
- 2.12 CONTRACTOR / STEEL FABRICATOR SHALL CAP OR SEAL ALL PIPES/TUBES AS REQUIRED TO PREVENT RAINWATER INTRUSION.
- 2.13 CONTRACTOR / STEEL FABRICATOR SHALL SUBMIT SHOP DRAWINGS FOR ENGINEER'S REVIEW PRIOR TO ANY STEEL FABRICATION. AT THE CONTRACTOR'S OPTION, FIELD SPLICES MAY BE USED FOR ERECTION PURPOSES. IF FIELD SPLICES ARE USED, THE SHOP DRAWINGS SHALL INCLUDE ALL DETAILS FOR THE PROPOSED FIELD SPLICES.
- 2.14 AT THE CONTRACTORS OPTION, SHOP WELDS MAY BE USED INSTEAD OF FIFLD WELDS.
- 2.15 GRATING SHALL BE 1¹/₄"X³/₆" MCNICHOLS (OR APPROVED EQUAL). GRATING TO BE ATTACHED TO THE STRUCTURAL STEEL PLATFORM FRAMING USING STANDARD GRATING CLIPS IN ACCORDANCE WITH GRATING MANUFACTURERS' STANDARDS AND RECOMMENDATIONS.
- 2.16 IT IS ASSUMED THAT THE SHELTER IS ADEQUATE TO RESIST EQUIPMENT LOADING AND SPAN THE BEAM SPACINGS SHOWN. CONTRACTOR TO VERIFY MAXIMUM SPAN ALLOWANCES WITH THE SHELTER MANUFACTURER AND NOTIFY THE ENGINEER IF SPANS ARE NOT WITHIN TOLERANCE. CONNECT SHELTER TO STRUCTURAL STEEL PER MANUFACTURER'S RECOMMENDATIONS.

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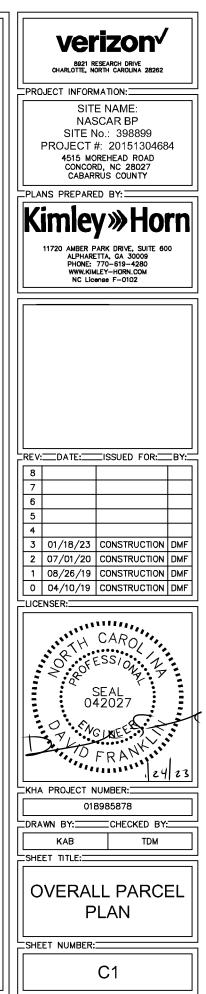




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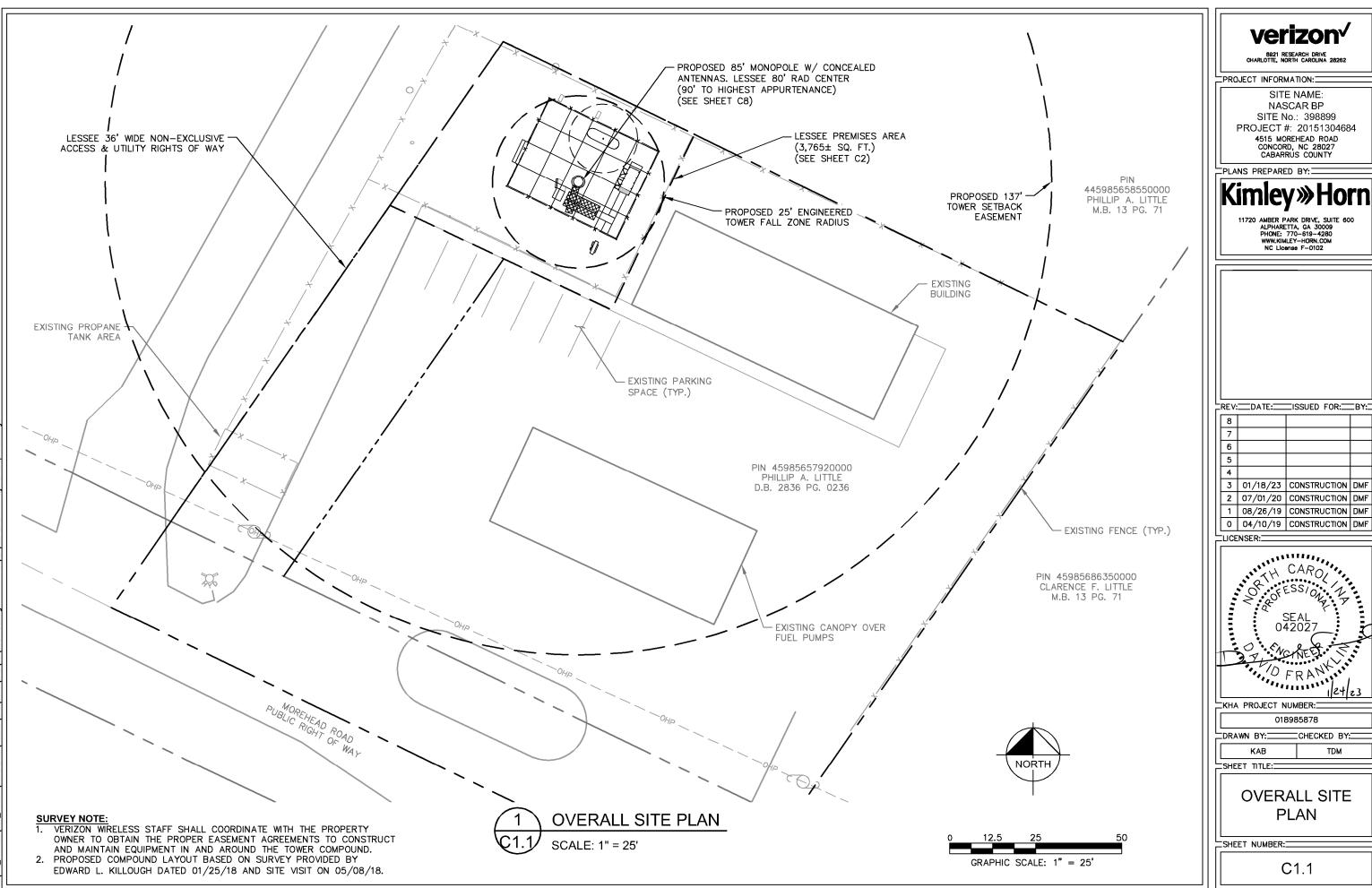


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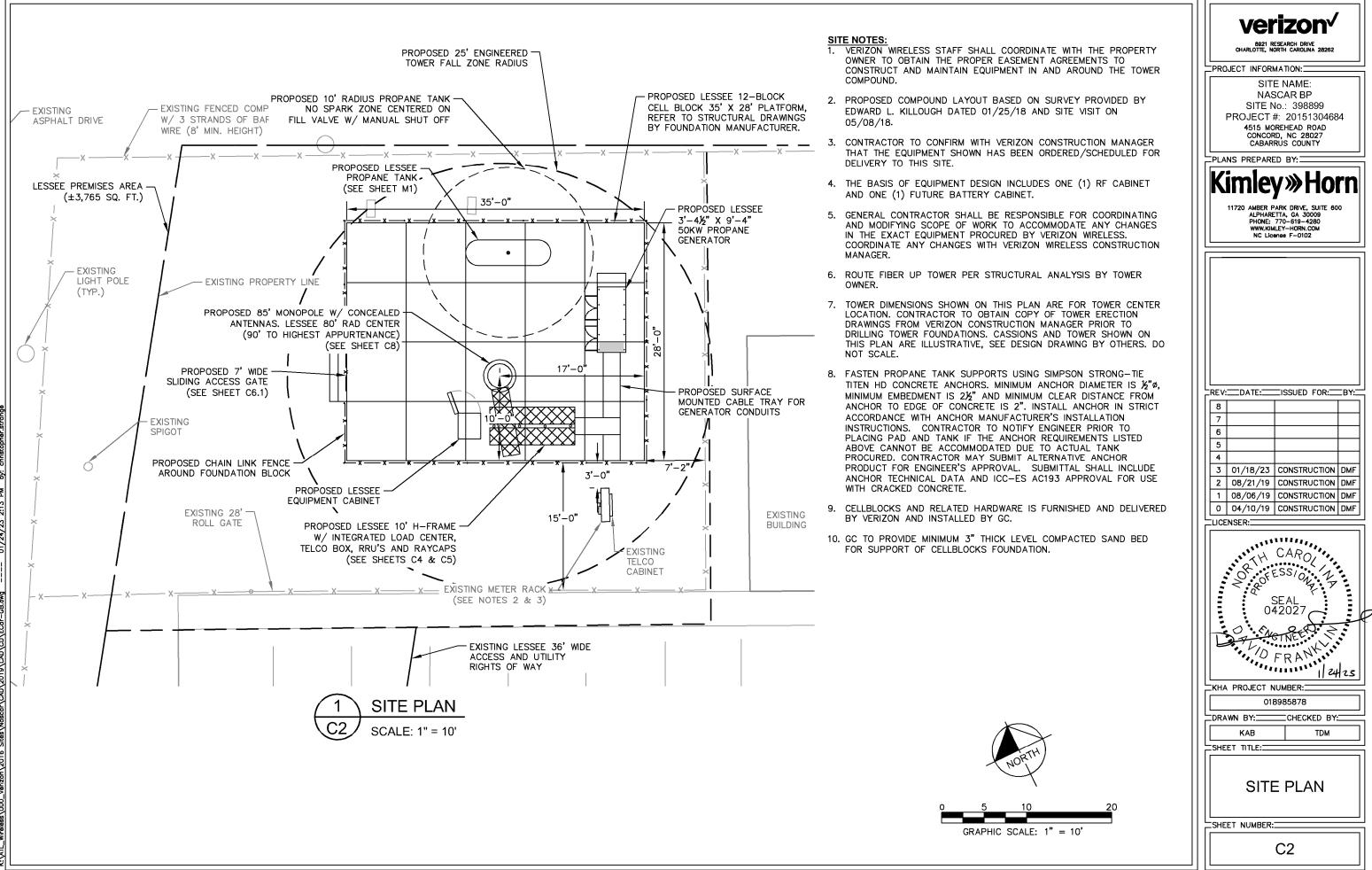




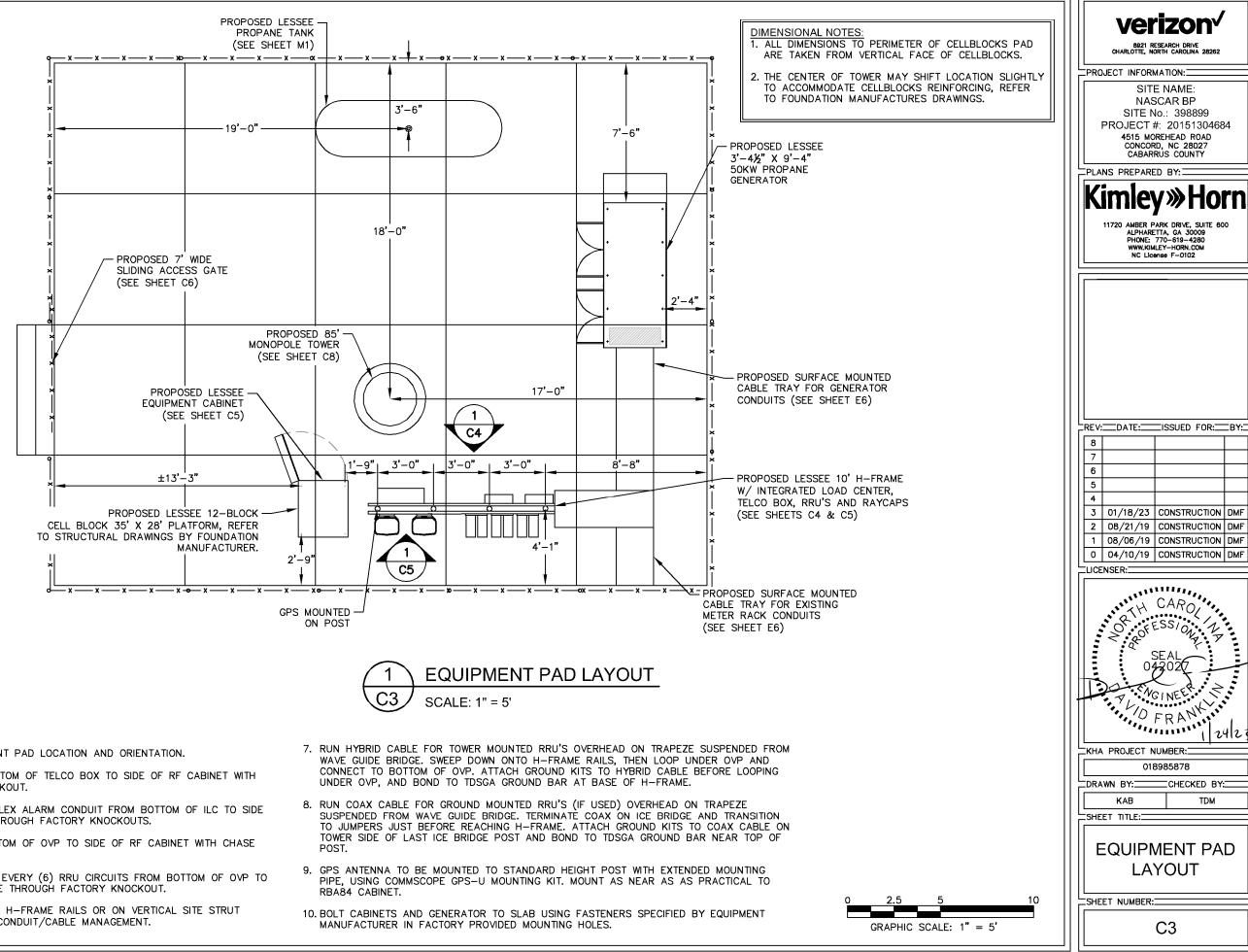




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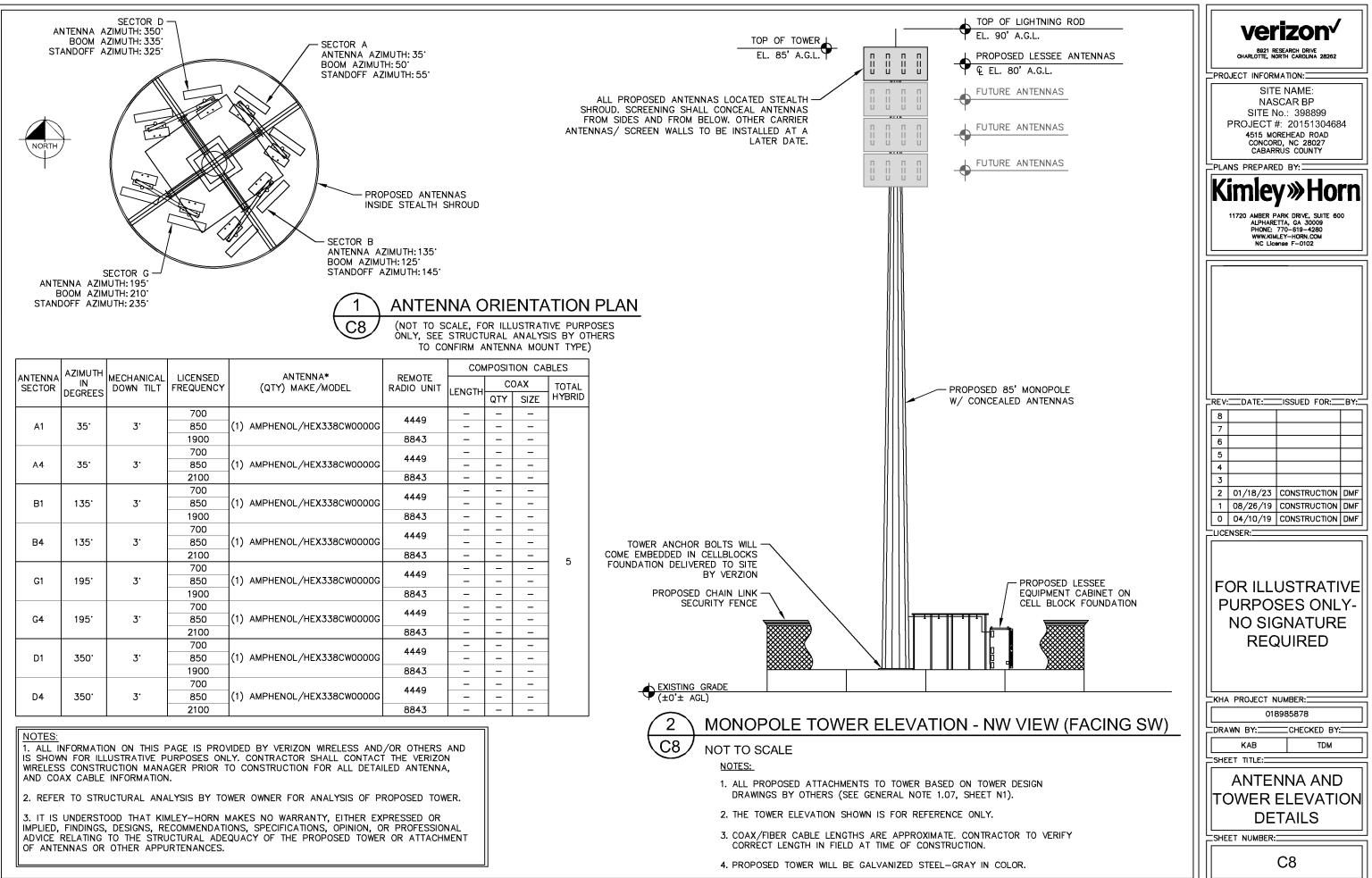


EQUIPMENT PAD/ROUTING NOTES:

- 1. REFER TO THE SITE PLAN FOR EQUIPMENT PAD LOCATION AND ORIENTATION.
- 2. RUN 2" FLEX TELCO CONDUIT FROM BOTTOM OF TELCO BOX TO SIDE OF RF CABINET WITH CHASE NIPPLE THROUGH FACTORY KNOCKOUT.
- 3. RUN 2" FLEX POWER CONDUIT AND 1" FLEX ALARM CONDUIT FROM BOTTOM OF ILC TO SIDE OF RF CABINET WITH CHASE NIPPLES THROUGH FACTORY KNOCKOUTS.
- 4. RUN 2" FLEX FIBER CONDUIT FROM BOTTOM OF OVP TO SIDE OF RF CABINET WITH CHASE NIPPLE THROUGH FACTORY KNOCKOUT.
- 5. RUN (1) 12" FLEX POWER CONDUIT FOR EVERY (6) RRU CIRCUITS FROM BOTTOM OF OVP TO SIDE OF RF CABINET WITH CHASE NIPPLE THROUGH FACTORY KNOCKOUT.
- 6. SUPPORT FLEX CONDUIT ON HORIZONTAL H-FRAME RAILS OR ON VERTICAL SITE STRUT SNT10 RAILS ADDED TO H-FRAME FOR CONDUIT/CABLE MANAGEMENT.

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ORDINANCE COMPLIANCE STATEMENT AND NARRATIVE – June 1, 2023

Application: Special Use

Verizon Site Name: NASCAR BP

Project Description: Verizon proposes to place an 85' permanent tower in the area that its annual temporary tower has been installed for the past several years.

Tower Address: 4515 Morehead Road, Concord NC 28027; PIN 45985657920000; zoning C-2

Property Owner: Little



Note on the google earth aerial photo and street view, you can see the that this has been the area used for a temporary tower.



This parcel is located in close proximity to the motor speedway, which is the main focus of the network objectives.

🥙 Map Cabarru		Map Layers Share Property 🕶 Open Data 🥥
Property Data		
Physical Address: PIN: Property Real ID:	 4515 MOREHEAD RD CONCORD NC 28027 45985657920000 C 02-046 -0007.10 	
Account Name:	LITTLE PHILLIP A	
Mailing Address:	-	Chikter Motor Ependeny
Land Units:	1 LT	C Wetcher Based any
Land Value:	\$733000	
Building Value:	\$259170	
OBXF Value:	\$33330	
Assessed Value:	\$1025500	
Market Value:	\$1025500	
Sale Date:	4/2000	
Sale Price:		X AL
Plat Rook	00000	Lat: 35.350433590288404 Lon: -80.69165396701922

NARRATIVE

Verizon Wireless has been utilizing a temporary tower in this area for the past several years to handle additional crowds associated with NASCAR events. However, the need for a permanent solution has now presented itself, and Verizon Wireless would like to change the temporary structure to a permanent location.

ORDINANCE COMPLIANCE STATEMENT

Verizon Wireless offers this Ordinance Compliance Statement in support of its application pursuant to the Homer Township Zoning Ordinance.

8.4 Accessory Uses 8.4.1 PERMITTED ACCESSORY USES

A. The uses listed in Column A, below, shall be permitted by right (unless noted otherwise) in any of the zoning districts set forth in Column B, below:

(A) Accessory Use	(B) Zoning Districts
Wireless Telecommunications Antennas or Tower (subject to § 8.7)	All Zoning Districts
Other Telecommunication Antennas or Tower	See Use Table (Article 8)

We will begin by analyzing how this project meets all of the criteria of Section 8.7 of the City of Concord Development Ordinance.

8.7 Wireless Communications Facilities Generally

8.7.1 Purpose and Applicability

- A. This Section 8.7 applies to all telecommunications facilities except as specifically noted otherwise. Special procedures for qualifying small wireless facilities, qualifying utility poles, and qualifying city utility poles are addressed separately in Section 8.9.
- **B.** The purpose of this section is to:
 - 1. Minimize the impacts of wireless communication facilities (WCFs) on surrounding areas by establishing standards for location, structural integrity and compatibility;
 - 2. Encourage the location and collocation of wireless communication equipment on existing structures thereby minimizing new visual, aesthetic and public safety impacts, effects upon the natural environment and wildlife, and to reduce the need for additional antenna-supporting structures;
 - 3. Encourage coordination between suppliers of wireless communication services in the City of Concord;

This project is not a small wireless facility, qualifying utility pole or a qualifying city utility pole. Therefore Section 8.7 applies.

- 4. Respond to the policies embodied in the Telecommunications Act of 1996 and section 6409 of the Middle Class Tax Relief and Job Creation Act of 2012, 47 U.S.C. § 1455(a) and in accordance with the rules promulgated by the Federal Communications Commission;
- 5. Protect the unique natural beauty and rural character of the City while meeting the needs of its citizens to enjoy the benefits of wireless communications services; and
- 6. Encourage the use of public lands, buildings and structures as locations for wireless telecommunications infrastructure as a method to establish a precedence of quality concealment products that will minimize the aesthetic impact of related infrastructure while generating revenue for the City.

Verizon Wireless is aware of these general provisions and affirmatively states that this project is in compliance with the spirit of the ordinance.

C. Nothing in this ordinance shall be interpreted to excuse compliance with, or to be in lieu of any other requirement of state or local law, except as specifically provided herein. Without limitation, the provisions of this ordinance do not permit placement of telecommunications facilities on privately-owned utility poles or wireless support structures, or on private property, without the consent of the property owner or any person who has an interest in the property

Verizon Wireless maintains a leasehold interest in the subject property that fully allows the scope of this zoning application as well as the ongoing use.

PIOPCIC

8.7.2 SITING

WCFs and associated equipment shall be permitted in accordance with the use table in Section 8.2 subject to the following:

A. Siting of a non-qualifying WCF shall be in accordance with the following siting alternatives hierarchy:

Priority	Facility/ Structure Type	Location	Example
Ideal	Concealed Attached Wireless Communication Facility	City or County Owned Site Other Publicly Owned Site Non-Publicly Owned Site	
	Collocation or Combining on Existing Antenna Supporting Structure	City or County Owned Site Other Publicly Owned Site Non-Publicly Owned Site	
	Freestanding Concealed or Nonconcealed Attached WCF	City or County Owned Site Other Publicly Owned Site Non-Publicly Owned Site	or
↓ Less Desired	Freestanding WCF	City or County Owned Site	

Verizon Wireless is aware of this chart and has done its very best to find alternatives. As you will see below, however, this project is a Freestanding non-concealed WCF on non-publicly owned property.

B. In determining the order of ranking preference, the facility/structure type shall be evaluated first, and only after the facility/structure type has been identified shall the location be evaluated. Where a lower ranked alternative is proposed, the applicant must file relevant information as indicated below, including, but not limited to an affidavit by a radio frequency engineer demonstrating that despite diligent efforts to adhere to the established hierarchy within the Geographic Search Area, as determined by a qualified radio frequency engineer, higher ranked options are not technically feasible, practical, or justified given the location of the proposed WCF and the existing land uses of the subject property and surrounding properties within 300 feet of the subject property.

A letter from the radio frequency engineer is included with this application package. This was the only viable option in this area.

- **C.** In all residential districts, non-qualifying WCFs shall only be permitted on parcels with a minimum lot size of five acres.
- **D.** Nonconcealed attached non-qualifying WCFs shall only be allowed on transmission towers, buildings, water towers, subject to approval of the Administrator.

As noted above, this property is not located in a residential district. This project similarly does not involve a non-concealed attached WCF.

Jurisdiction:	Concord
Zoned:	C-2
Watershed Class:	Not within a watershed district.
Watershed Name:	Not within a watershed district.
Watershed PCA:	Not within a watershed district.
Mobile Home District:	Not within an overlay district.

E. In addition to locations authorized for non-concealed, attached WCFs in subsection D., concealed, attached WCFs shall be allowed on

transmission towers, buildings, water towers, utility poles in city rightof-way, city utility poles, and light stanchions, subject to approval of the Administrator.

This project is not located in a right of way or on a utility pole or light stanchion.

F. WCFs, wireless support structures, and associated equipment shall be constructed and maintained in conformance with all applicable building code requirements.

Verizon Wireless is aware of this ordinance provision.

G. WCFs and associated equipment shall not interfere with normal radio and television reception in the vicinity.

Verizon Wireless is aware of this ordinance provision and operates only on licensed frequencies. No radio or television reception interference is anticipated.

H. Lighting shall not exceed the FAA minimum standard. Any lighting required by the FAA shall be of the minimum intensity and the number of flashes per minute (i.e., the longest duration between flashes) allowed by the FAA. Dual lighting standards shall be required and strobe lighting standards prohibited unless required by the FAA. The lights shall be oriented so as not to project directly onto surrounding residential property, consistent with FAA requirements.

Tower lighting is neither required nor proposed for this project.

I. Commercial messages shall not be displayed on any WCF.

This WCF contains no commercial messages. The only signage is required by FCC guidelines for identification and proximity to RF emissions as required by rule.

J. The WCF equipment compound shall not be used for the storage of any excess equipment or hazardous materials, nor be used as habitable space. No outdoor storage yards shall be allowed in a WCF equipment compound.

Verizon Wireless is aware of this ordinance provision and the plans contain no outdoor storage yards, hazardous materials, habitable space or excess equipment. This ordinance provision is met.

K. The WCF shall cause no signal or frequency interference with public safety facilities or traffic control devices and shall not physically interfere with other attachments that may be located on the existing pole or structure.

Qualifying WCFs shall not be required to meet the siting requirements listed in subparts A. through D.

No interference is anticipated from this project. Verizon Wireless operates only on licensed frequencies.

8.7.3 DIMENSIONS

When permitted, a WCF shall conform to the following dimensional requirements:

- A. Heights
 - 1. Attached WCF: The top of the WCF shall not be more than 20 feet above the building.
 - 2. Freestanding Concealed or Nonconcealed WCF: In all residential zoning districts, the maximum height shall be limited to 25 feet above the allowable building height of the underlying zoning district. In all nonresidential districts the maximum height shall be 199 feet. This measure shall include the foundation of the WCF, but exclude lightning rods for the dissipation of lighting or lights required by the FAA that do not provide support for any antennae.

These ordinance provisions are met. The proposed permanent tower is 85' and the property is in a C-2 zone. It is not attached to a building.

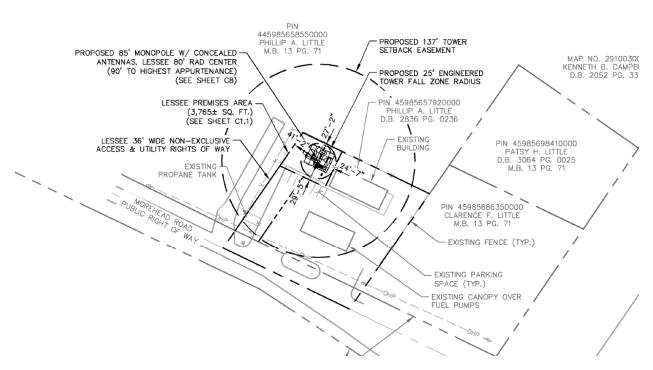
- **3.** Mitigation of an existing WCF: The maximum height of a new WCF arising from mitigation shall not exceed 115% of the height of the tallest WCF that is being mitigated, to a maximum height of 199 feet.
- 4. Regardless of whether the facility is a qualifying WCF or a nonqualifying WCF, in no instance in an area zoned single family residential where the existing utilities are installed underground may a utility pole, city utility pole, or wireless support structure exceed forty (40) feet above ground level, unless the city grants a mitigation waiver or a variance approving a taller utility pole, city utility pole, or wireless support structure. For the purposes of this subsection, single family residential shall mean properties with the following zoning designation, unless otherwise defined by law: RE, RL, RM-1, RM-2, RV, or RC.

Neither of these two ordinance provisions apply to this case.

B. Setbacks

- 1. Attached WCF: The building or structure to which the WCF will be attached shall maintain the normal setbacks of the district. The attached, WCF may encroach into the setback not more than 5 feet.
- 2. Freestanding WCF: Setbacks for WCFs shall be determined according to the underlying zoning district, plus an additional eighteen inches for every one-foot of tower height. The approving authority may grant reductions to this setback requirement as a part of the special use permit approval. Qualifying freestanding WCFs shall be exempt from this provision.
- 3. Mitigation of an existing WCF: A new WCF approved as mitigation shall not be required to meet setback requirements so long as the new WCF is no closer to any property lines or dwelling units as the WCF being mitigated.

Sup-part 2 of this section is dispositive. In this case the tower is designed with a 25' fall zone. Even so, a 137' tower setback easement has been recorded to provide notice to any future landowners that no additional buildings should be placed inside the 137' tower setback easement.



The parcels affected by 137' tower setback easement are under common ownership. A setback easement of 137' encompasses 1.5 times the tower height plus a 10' buffer.

C. Buffers

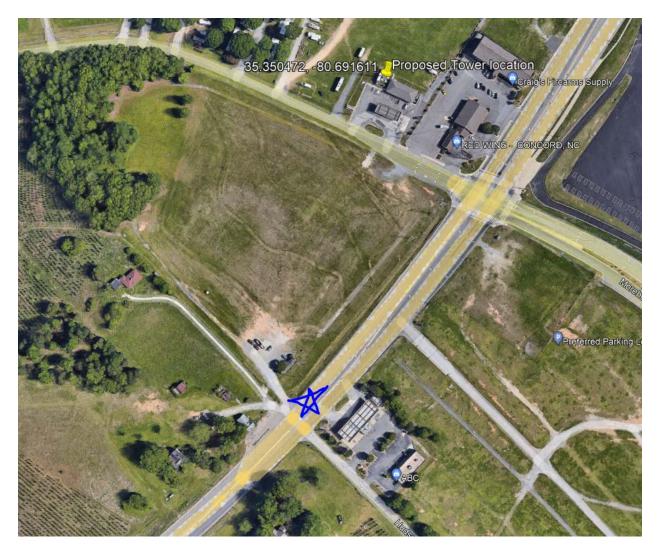
1. A landscaped buffer shall surround the base of the WCF equipment compound. Existing trees and shrubs on the site should be

preserved and may be used in lieu of required landscaping where approved by the Administrator. Grading shall be minimized and limited only to the area necessary for the new WCF.

In this case the area to be used has already been developed and is used as a gas station and minimart. No additional landscaping is proposed. There are no residences that will have a direct view of the tower compound area. The google earth street-view image below shows what it looks like from a nearby building. This image includes the temporary tower that is typically seen during the NASCAR season.



The google image was done from the location highlighted below.



Additional landscaping on the front of this will not provide any further screening. Similarly, screening to the rear is not required to protect the viewshed – there are no residences and the area is used as a parking lot / campground for RV style camping. The temporary tower has not been screened with landscaping and the community has accepted this installation without issue for several years.

minuted only to the area necessary for the new wer.

- 2. If the proposed WCF is the principal use of the property then landscaping per Article 11, Landscaping and Buffering, shall be applicable. Additionally a buffer equivalent to that required for an Industrial use adjoining a Residential use shall be provided around the WCF equipment compound.
- 3. If the proposed WCF is to be located in front of an existing structure on the same zone lot, a street buffer shall also be required.
- 4. In addition to the required landscape buffer, on sites in residential districts adjoining public rights-of-way an opaque fence shall surround the WCF equipment compound.

In this case, the project is not the principal use, is not located in the front of a building and does not adjoin a residential district. A security fence is proposed and these ordinance provisions are met.

D. Aesthetics

- 1. Concealed attached WCFs, including feed lines and antennae, shall be designed so as to be compatible with the façade, roof, wall or structure on which it is affixing so that it matches the existing structural design, color and texture.
- 2. Freestanding concealed WCFs shall be designed so as to be compatible with adjacent structures and landscapes to the extent feasible with specific design considerations as to height, scale, color and texture.
- **3.** Freestanding non-concealed WCFs, including those used for mitigation, shall be limited to monopole type antenna support structures.

In this case a monopole structure is proposed and this ordinance provision is met.

. .

E. Collocation Capacity

New non-qualifying wireless support structures must provide for collocation capacity as set forth herein:

- Freestanding nonconcealed structures up to 120 feet in height shall accommodate at least two antenna arrays.
- Freestanding nonconcealed structures between 121 feet and 150 feet shall accommodate at least three antenna arrays.
- Freestanding nonconcealed structures between 151 feet and 199 feet shall be engineered and constructed to accommodate at least four antenna arrays.

This structure is capable of housing additional users and therefore this ordinance provision is met. The structure is less than 120' so one additional user is required. The drawings show more than two additional users can be accommodated.

8.7.4 APPLICATION REQUIREMENTS

In addition to all of the requirements of site plan and Special Use Permit review (if required), the following information must be supplied with the site plan and use permit (if required) application for WCFs:

A. For an eligible facilities request:

- 1. Existing equipment on the wireless tower or base station
- 2. Proposed new equipment
- 3. Copy of lease agreement. Such submissions need not disclose financial lease terms.

The application package contains these items.

- 4. Name and contact information for applicant as well as any contractors or consultants performing work on behalf of the applicant
- 5. Application fee

The application package contains these items.

- **B.** For a substantial modification or a new non-qualifying wireless support structure:
 - 1. A complete site plan, certified by a professional engineer or other qualified professional, which demonstrates that the site and the wireless support structure complies as proposed with the standards set forth in this Section 8.7. The site plan shall include:
 - a. Height
 - b. Configuration
 - c. Location
 - d. Mass and scale
 - e. Materials and color
 - f. Illumination
 - g. Information addressing the following items:
 - i. The extent of any commercial development within the search ring of the proposed facility
 - ii. The proximity of the antenna support structure to any residential dwellings;
 - iii. The proximity of the antenna support structure to any public buildings or facilities;
 - iv. For a new wireless support structure, certification by a registered engineer that the facility has sufficient structural integrity to accommodate multiple users, and the number of additional users that can be accommodated.

The application package contains these items.

- **2.** Identification of the intended user(s);
- **3.** Documentation from the FAA that the lighting is the minimum lighting required by the FAA;
- **4.** Documentation that the power output levels do not exceed federally approved levels or American National Standards Institute (ANSI) standards for power density, whichever provides the stricter requirements.
- **5.** A statement of the number of collocation sites and documentation regarding structural integrity
- **6.** A copy of the lease agreement. Such submissions need not disclose financial lease terms.
- **7.** Documentation consisting of a certificate of insurance showing evidence of general liability coverage of at least \$1,000,000 and the certificate shall contain a requirement that the insurance company notify the city 30 days prior to the cancellation, modification, or failure to renew the insurance coverage required.

The application package contains these items.

8. Certification from a professional engineer that the structure has been designed to and will withstand 100 miles per hour wind

velocity.

- **9.** Relevant FCC licensing;
- **10.** Name and contact information for applicant as well as any contractors or consultants performing work on behalf of the applicant
- **11.** Application fee.

The application package contains these items.

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- C. In addition to the requirements listed in subsection B. above, for a new non-qualifying wireless support structure:
 - 1. A written report demonstrating applicants' meaningful efforts to secure shared use of existing wireless support structures. Copies of written requests and responses for shared use shall be provided with the application, along with any letters of rejection stating the reasons for rejection. The applicant shall provide information necessary to determine whether collocation is reasonably feasible. Collocation is not reasonably feasible if it is technically or commercially impractical to locate on an existing wireless support structure is unwilling to enter into a contract for such use at fair market value.
 - 2. Seismic analysis of the tower, stamped and sealed by a professional engineer or other qualified professional.
 - 3. Delineation of the fall zone for the structure;
 - **4.** Simulated photographic evidence of the proposed structure's appearance from all residential areas within 1,500 feet, and from other vantage points chosen by the city.
 - 5. Supplemental information may be required by Section 8.7.4.B.

There are no existing structures in the area upon which to collocate that would serve the specific needs of this site, which is the motor speedway. The only residences in the 1500' zone around the tower are located along Hwy 29 to the South / Southwest of the tower. We've included google earth street view photos with the temporary tower in clear view and highlighted the areas from which these images were taken. This satisfies the requirement for photo simulations.





Nearby Towers:

There are two towers nearby to the West of the proposed site. Verizon Wireless is a tenant on the Crown Castle tower off Stowe Lane. Installing on the ATC tower would interfere with the existing installation and the network would not perform very well. This tower is far enough from the existing installation to prevent interference and serve the motor speedway even at its peak use.



Conclusion

Verizon Wireless is asking for permission to install this permanent structure instead of the annual temporary tower that has been utilized each year for the past several years. As you can see from the compliance statement, the project meets or exceeds each ordinance provisions.

Dated: June 1, 2023

/s/ Benjamín S. Herrick

Benjamin S. Herrick, Faulk & Foster Real Estate, Inc. on behalf of Verizon Wireless



1201 S Sheridan St South Bend, IN 46619

XHIBIT

Phone: 574-288-3632 Fax: 574-288-5860 www.nelloinc.com

September 29, 2023

Brett Slough Verizon Wireless PO BOX 21074 Tulsa, OK 74121

Re: Structural Analysis Report Site Name: Carolina Flanged Pole, Cabarrus County, NC 85' NTP Nello Tapered Pole Job Number: SO31163 – Pass/Fail of SO19435

Dear Mr. Slough:

Nello is pleased to provide you with the results of the structural analysis performed on the 85' tall tapered pole for the Carolina Flanged Pole, Cabarrus County site in North Carolina. The purpose of the analysis was to determine the suitability of the tower with the three (3) carrier loading below. Given the shielding nature of the radome, the list of appurtenances and weight provided by Verizon have been taken into account within the loading of the radome.

	Appurtenance		Lines		Mount	
		Model			Qty	Model
Elevation	Qty.		Qty.	Size	•	
85'	1	6' Lightning Rod				
75'-85'	1	144" x 10' Radome - Raycap # VZ23-01398W-05R0	3	HYBRIFLEX 1-5/8"		
65'-75'	1	144" x 10' Radome - Raycap # VZ23-01398W-05R0	3	HYBRIFLEX 1-5/8"		
55'-65'	1	144" x 10' Radome - Raycap # VZ23-01398W-05R0	3	HYBRIFLEX 1-5/8"		

This analysis has been performed in accordance with the ANSI/TIA-222-G standard based upon a 115 MPH 3-second gust ultimate wind speed with no ice and 40 MPH 3-second gust wind speed with 3/4" ice.

Based on our analysis, this tower remains in compliance with the aforementioned tower code. Nello did not design the foundation for this structure. Therefore, it was not analyzed as part of this structural package. However, it is highly recommended that the foundation be analyzed by an engineer, based on these revised reactions from this study, to confirm that it has adequate capacity for the changes noted above

Nello appreciates the opportunity to provide this report and our continuing professional services. If you have any questions or need further assistance on this or any other projects please do not hesitate to call.

Respectfully submitted,

Jason Lambert, P.E. Vice-President, Engineering





Report Date:	October 20, 2023
Client:	Verizon Wireless 3651 Junction Blvd Raleigh, NC 27063 Attn: Brett Slough (919) 755-4914 brett.slough@verizonwireless.com
Structure: Site Name: Site Address: City, County, State: Latitude, Longitude:	Proposed 85-ft Monopole Nascar BP 4515 Morehead Road Concord, Cabarrus County, NC 35.350472°, -80.691611°

PJF Project: A24323-0780.001.7610

Paul J. Ford and Company is pleased to submit this "Foundation Analysis Letter" for the above-mentioned site.

Analysis Criteria:

This analysis has been performed in accordance with the 2018 North Carolina Building Code.

All foundation loading was obtained from the Nello structural analysis, reference job number SO31163, dated 09/22/2023.

In our analysis we have found the foundation to be **<u>SUFFICIENT</u>** for the loading listed in the referenced Nello analysis.

We at Paul J. Ford and Company appreciate the opportunity of providing our continuing professional services to you and Verizon Wireless. If you have any questions or need further assistance on this or any other projects, please give us a call.

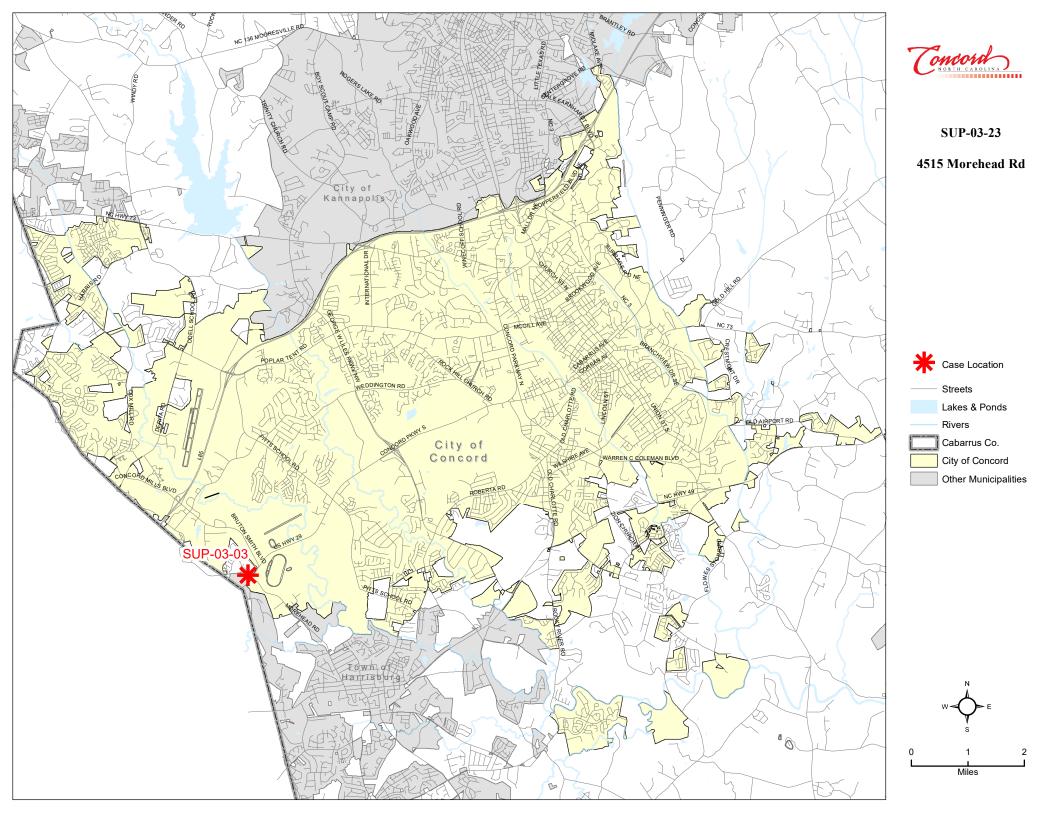
Respectfully Submitted by: Paul J. Ford and Company

Project Marager tdehnke@pauljford.com



250 E Broad St, Suite 600 Columbus, OH 43215 Phone 614.221.6679

www.PaulJFord.com

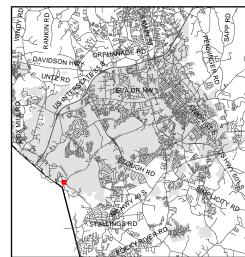




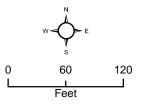
SUP-03-23 AERIAL

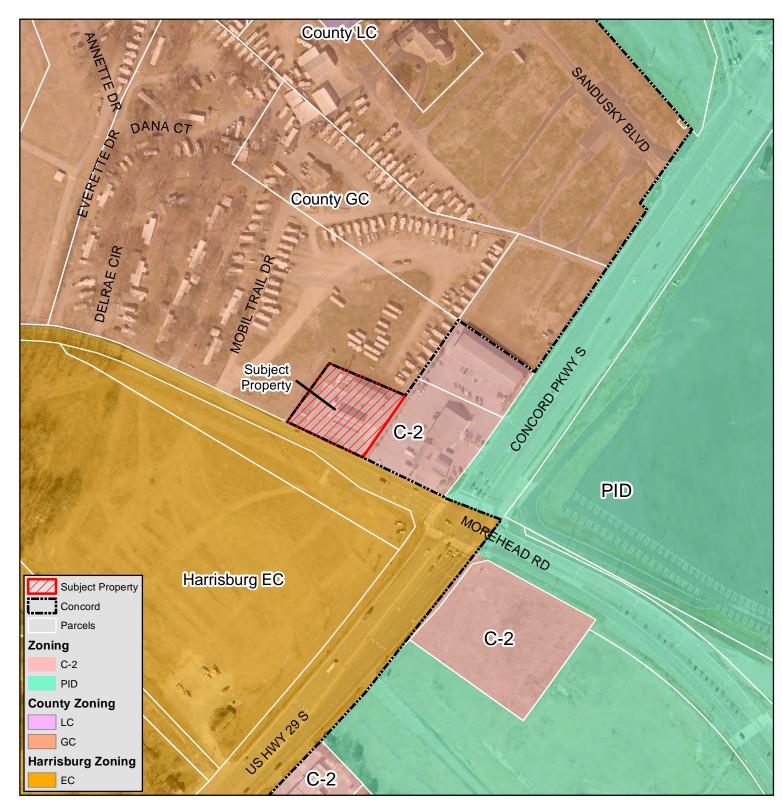
Special Use Pernit Application Cell Tower in a C-2 (General Commercial) Zoning District

> 4515 Morehead Rd PIN: 4598-56-5792 (part of)





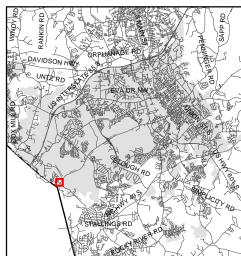




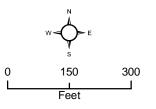
SUP-03-23 ZONING

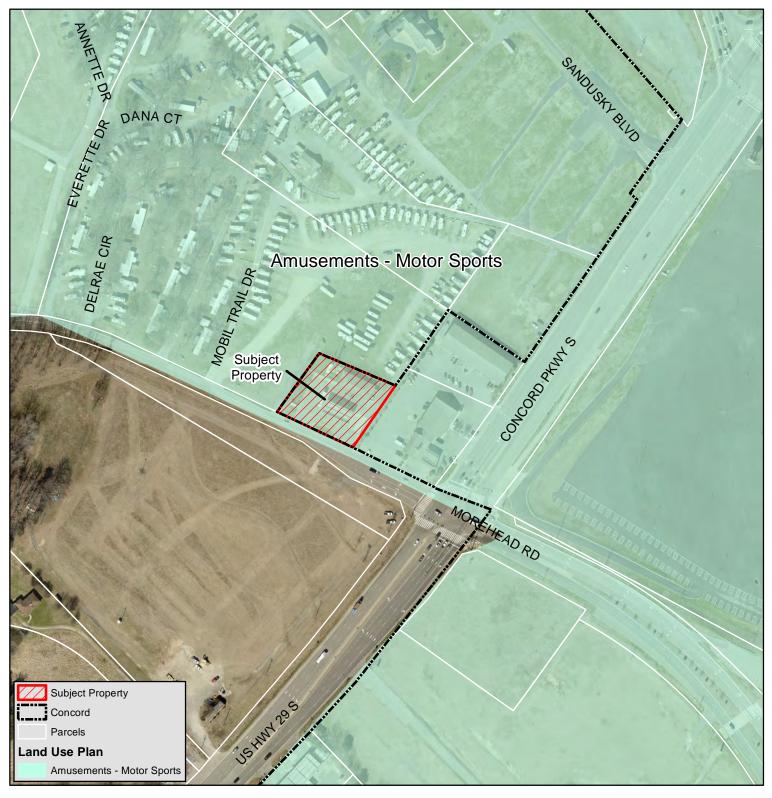
Special Use Pernit Application Cell Tower in a C-2 (General Commercial) Zoning District

> 4515 Morehead Rd PIN: 4598-56-5792 (part of)









SUP-03-23 LAND USE PLAN

Special Use Pernit Application Cell Tower in a C-2 (General Commercial) Zoning District

> 4515 Morehead Rd PIN: 4598-56-5792 (part of)

