

Hamlin Public Hearing
October 11, 2016

The Hamlin Town Board held a Public Hearing in the Hamlin Town Hall located at 1658 Lake Road, Hamlin, New York. The meeting was called to order at 6:30 PM by Supervisor Peters.

Present: Councilperson Jason Baxter, Councilperson Jennifer Voelkl, Councilperson Dave Rose and Supervisor Eric Peters. Councilperson Maier excused.

Also present: Deputy Town Clerk Michelle Johnson and Building Inspector Cheryl Pacelli

Residents: Robert Brenner, Paula Reis, Joe Heberle, Susan Marino, Peter Franz, Corey McWilliams, Theresa Reed, Ted Habgood, Kathy Habgood, and Don Nichols.

Public Hearing was open regarding:

Granting a Special Permit to Verizon Wireless to Erect a Telecommunications Tower at 158 Cook Rd. with the following provisions:

Relief from § 9B for the Height of an additional forty-eight foot (48')

Relief from § 13A which requires a minimum distance of six (6) times the height, set back from roads for four (4) times the height.

Per § 6G-8, the Applicant submits: A certified tower design, per ANSI/ TIA/ EIA-222 F, with calculations, including the foundation design and soils report that substantiates the tower capacity per this section of the law.

Per § 6V of the Local Law that requires: "the Tower shall be structurally designed to accommodate at least five (5) additional Antenna Arrays equal to those of the Applicant." Relief, to be designed for at least three (3) Additional Co-Locators

That the Applicant submits documentation of the required insurance, per §26 of the Local Law.

That the Applicant submits documentation of a \$75,000 performance bond security is in place with the Town.

The Applicant shall have sufficient funds in the escrow account with the Town to pay all expenses related to the application review, inspections and the issuance of permits.

Completed Project to be submitted and reviewed for completeness by the Town's consultant, before our recommendation for the issuance of a Certificate of Compliance:

That the Applicant submit a post construction inspection report per ANSI/ TIA/ EIA-222 F Annex E; with documentation demonstrating Remediation(s) of all Deficiencies noted (if any).

Once construction is complete there will be a final inspection with the Town and the Town's consultant.

PUBLIC QUESTIONS

Robert Brenner from Nixon Peabody introduced his Project Team: Peter Franz from Verizon, Corey McWilliams the Site Engineer, and Theresa Reed the Site Acquisition Consultant. He wanted to give an overview of the 11 month process. They have been working on it since November 2015 with Ms. Marino from the Center for Municipal Solutions. They would like to put a 185 foot self supporting Free-standing tower in an area zoned R-VL at 158 Cook Road. It will be placed on a 21 acre leased area. They need relief of the height restriction to have an additional forty eight feet. They also need relief of the minimum distance of six times the height set back from the road as it is not feasible to be more than four times the height. The code states to have five additional antenna's for other carriers, they would like to only put on for three other carriers.

Peter Franz from Verizon wanted to explain the reason they need the extra 48 feet height is to be able to adequately service the parkway area. They did try to look at the other sites of antenna's to try and get on their towers, however those areas did not sufficiently cover the area that they are trying to get service for.

Don Nichols from Cook Road asked how far of the parkway would this tower cover. Peter indicated 1 – 1 and ½ miles on the parkway. He asked if other carriers would be able to use the tower. There will be spots for 3 other carriers.

Ted Habgood from 142 Cook Road asked if there will be flashing red lights. Robert indicated that they only require that for towers over 200 feet, and this is not over that so there will be no lights. Ted asked if he knew of what carriers would be using the tower. Robert indicated that no other carriers had contacted them yet.

Sue Marino – Consultant for CMS – She feels that Verizon has proved that this tower is needed. A co location with a current tower was not effective and she feels that the relief they are looking for on the code is needed and that three carriers to be added to the tower is sufficient.

With no one else wishing to address the board the Public Hearing was closed.

PUBLIC HEARING CLOSED

Resolution #202 Motion was made by Councilperson Voelkl, seconded by Councilperson Baxter, requesting Town Board resolution to close the Public Hearing at 6:46 regarding granting a special permit to Verizon Wireless to Erect a Telecommunications Tower at 158 Cook Rd.

Polled Votes: Councilperson Baxter aye, Councilperson Voelkl aye, Councilperson Rose and Supervisor Peters aye. Motion carried.

Respectfully submitted,

Kathi A. Rickman, MMC
Hamlin Town Clerk