

**RESOLUTION TO APPROVE SPECIAL EXCEPTION
FOR SP 2016-05 VERIZON WIRELESS “SOUTHLAND”/RIVER’S EDGE III, LLC**

WHEREAS, River’s Edge III, LLC is the owner of Tax Map and Parcel Number 078B0-01-00-10100 (the “Property”) and Dominion Virginia Power is the owner of an electric transmission tower (the “Tower”) located thereon; ; and

WHEREAS, Cellco Partnership, trading as Verizon Wireless, filed an application for a special use permit to install a personal wireless service facility on the Tower (SP 2016-05, Verizon Wireless “Southland”/River’s Edge III, LLC); and

WHEREAS, Albemarle County Code § 18-5.1.40(b)(3) requires that the applicant submit a tree conservation plan showing tree protection measures, identifying trees to be removed, and identifying dead and dying trees, which may be waived by special exception; and

WHEREAS, Albemarle County Code § 18-5.1.40(b)(2)(c) requires that antennas be mounted so that in no case shall the farthest point of the back of the antenna be more than 18 inches from the facility, which may be modified by special exception; and

WHEREAS, the Applicant filed a request for a special exception in conjunction with SP 2016-05, Verizon Wireless “Southland”/River’s Edge III, LLC, to waive the requirements of County Code § 18-5.1.40(b)(3) and to modify the requirements of County Code § 18-5.1.40(b)(2)(c).

NOW, THEREFORE, BE IT RESOLVED that, upon consideration of the foregoing, the executive summary and staff report prepared in conjunction with the application, all of the factors relevant to the special exception in County Code §§ 18-5.1.40(b)(3), 18-5.1.40(b)(2)(c), and 18-33.9, and the information provided at the Board of Supervisors meeting, the Albemarle County Board of Supervisors hereby approves the special exception to authorize the waiver of County Code § 18-5.1.40(b)(3) and the modification of County Code § 18-5.1.40(b)(2)(c) as set forth above, subject to the condition attached hereto.

* * *

I, Travis O. Morris, do hereby certify that the foregoing writing is a true, correct copy of a Resolution duly adopted by the Board of Supervisors of Albemarle County, Virginia, by a vote of _____ to _____, as recorded below, at a regular meeting held on _____.

Senior Deputy Clerk, Board of County Supervisors

	<u>Aye</u>	<u>Nay</u>
Mr. Dill	_____	_____
Ms. Mallek	_____	_____
Ms. McKeel	_____	_____
Ms. Palmer	_____	_____
Mr. Randolph	_____	_____
Mr. Sheffield	_____	_____

SP-2016-00005 Verizon Wireless “Southland”/River’s Edge III, LLC Special Exception Condition

1. No antenna shall project more than seven feet ten inches (7’ 10”) from the monopole structure to the back of the antenna.