

**RESOLUTION TO APPROVE SPECIAL EXCEPTION
TO MODIFY SETBACK REQUIREMENTS FOR
SP 2018-20 WVIR-TV REPLACEMENT OF EXISTING
TELEVISION BROADCASTING TOWER**

WHEREAS, Virginia Broadcasting, LLC submitted an application for a special exception in conjunction with SP201800020 to modify the minimum setback requirement for the proposed new television broadcasting tower from 314.25 feet to 35 feet, later revising the request to 30 feet, in order to locate a new tower in the same location as the existing tower on Tax Map Parcel 09100-00-00-02800, which is located approximately 35 feet from the adjacent property line of Tax Map Parcel 09100-00-00-018A; and

WHEREAS, County Code § 18-4.10.3.1(b) requires that radio or television towers shall be located no closer in distance to any lot line than the height of the structure; and County Code § 18-4.10.3.1(c) allows waivers or modifications to the setback requirements to be considered.

NOW, THEREFORE, BE IT RESOLVED that, upon consideration of the foregoing, the special exception request and the attachments thereto, including staff's supporting analysis included in the Planning Commission staff report, and all of the factors relevant to the special exception in Albemarle County Code §§ 18-4.10.3.1(b) and (c) and 18-33.49, the Albemarle County Board of Supervisors hereby approves the special exception to modify the setback requirement as set forth above, subject to the condition attached hereto.

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I, Claudette K. Borgersen, 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 _____.

Clerk, Board of County Supervisors

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

**SP 2018-20 WVIR-TV Replacement Of Existing Television Broadcasting Tower
Special Exception Condition**

1. The tower shall be built no closer than 30 feet to the adjacent property line (Tax Map Parcel 09100-00-00-018A).