



Date: May 31, 2019
To: City Manager
Cc: Clerk of Council; Community Development Director;
City Planner; City Engineer; Economic Development
Coordinator; Building Official; file
Re: Planning Commission Action

The following item was presented to the Planning Commission for consideration during their Special Meeting on **May 30, 2019**.

Motion by Ms. Hada, seconded by Mr. Sternot for the request for reconsider of Refusal No. 2328 for the Conditional Use Permit request to allow a wireless telecommunications tower facility at 206 Chestnut Street.

On roll call, Mr. Wainwright, Mr. London, Mr. Sternot, Ms. Hada, and Chairperson Fleck answered "yes".

Request for Reconsideration:

REFUSAL NO. 2328 - CONDITIONAL USE PERMIT REQUEST

Applicant: John Sindyla, Esq. (Agent for White Rock Holdings/T-Mobile Central LLC)

Owner: John F. Osborn Jr., Member

Location: 206 Chestnut Street- Kallay's Chestnut TV, LLC
Permanent Parcel Number 15-C-035-0-00-037-0

District: B-2 General Business District

Section: 1143.06 (b)

The City of Painesville has received an application from John Sindyla, Agent for White Rock Holdings and T-Mobile Central for a Conditional Use Permit. The applicant is proposing to install a wireless telecommunications tower facility at 206 Chestnut Street (Parcel Number 15-C-035-0-00-037-0). The property is located in the B-2 General Business District. Section 1143.06 (b) requires a conditional use permit for the installation of commercial transmissions for radio, television or communication systems in all districts.

Motion by Mr. Wainwright, seconded by Mr. Sternot, to approve Refusal No. 2328 for the Conditional Use Permit with the following stipulations:

1. All lighting at the tower site, with the exception of the required FAA Obstruction Tower Lighting Requirements, must be shielded and directed downward on the property;
2. All existing vegetation along the railroad property line and rear property line must be maintained in good condition and not removed from the site;
3. Per the City Engineer memorandum dated March 7, 2019, a soil analysis must be completed to determine the bearing capacity of the existing soils prior to construction.
4. The property shall be returned to original condition, wear and tear casualty excepted within six (6) months of the tower no longer in use.

On Roll Call Mr. London, Mr. Sternot, and Mr. Wainwright answered "yes". Ms. Hada and Chairperson Fleck answered "no". Motion **carried 3-2**.

Please forward this information to City Council at the earliest time possible.

Diane Melsheimer, Secretary
Planning Commission