

Chairman Larry Ruth called the meeting to order at 7:30 P.M. Members present were Larry Ruth, Deborah Amsler and Peter Schillaci. Members absent were Elaine Leasure and Gene Bavis. Also present were Phil Williamson, Norm Druschel and Carl Hewings of Parrone Engineering.

Pete Schillaci made a motion, seconded by Deb Amsler to approve the minutes of March 21, 2007.

Roll Vote:	Larry Ruth	Aye
	Deb Amsler	Aye
	Peter Schillaci	Aye
	Gene Bavis	Absent
	Elaine Leasure	Absent

Motion carried.

Pete Schillaci made a motion, seconded by Deb Amsler to dispense with the formal reading of the legal notice. Motion carried.

- 1. Application of Cricket Communications, Inc. of Rochester for a Special Use Permit and Site Plan Approval to co-locate telecommunication antennas on an existing monopole tower inside a fenced compound to expand service into the Greater Rochester area. Property located at 1180 Atlantic Avenue that is the Town of Walworth water tank property. Property is zoned: RR-2.**

Chairman Ruth read a letter from the Wayne County Planning Board, dated March 29, 2007.

“At its regular meeting on March 28, 2007, the Wayne County Planning Board reviewed the above referenced referral and recommended approval of the Special Use Permit and Final Site Plan with the following conditions: 1) all applicable local, state and federal regulations must be met and 2) the tower must be structurally capable of handling the increased antenna load.”

Reuben Ortenberg, Attorney for Cricket Communications was present to discuss the application. Mr. Ortenberg stated that the co-location of the antennas would be located at 155 feet on the tower that has an overall height of 165 feet and that all engineering standards have been met.

Board members did not have any concerns.

Chairman Ruth opened the public hearing.

There was no public comment.

Pete Schillaci made a motion, seconded by Deb Amsler to close the public hearing.

Roll Vote:	Larry Ruth	Aye
	Deb Amsler	Aye
	Peter Schillaci	Aye
	Gene Bavis	Absent
	Elaine Leasure	Absent

Motion carried.

**Resolution**  
**RE: Cell Tower Antenna**  
**Special Use Permit and Site Plan**  
**1180 Atlantic Avenue**  
**Tax #062.115-0000-377.344**

WHEREAS, Cricket Communications Inc. has made application for Special Use Permit and Site Plan approval to co-locate antennas on the existing tower located at 1180 Atlantic Avenue, and

WHEREAS, the Planning Board has classified the application as a Type II action with no further action under SEQR is necessary by the board, and

WHEREAS, the Towns RF Consultant (William Johnson) has reviewed the application and prepared a report dated March 26, 2007, and

WHEREAS, a public hearing was duly advertised and held on April 9<sup>th</sup>, 2007; and

NOW, THEREFORE, upon consideration by the Planning Board, of all written and oral submissions and testimony by the applicant and public comment, the Planning Board having given this matter due deliberation; it is

RESOLVED, that the Planning Board of the Town of Walworth grants Special Permit and Site Plan approval based upon the following findings of fact; and subject to compliance with the following conditions of approval:

**FINDINGS OF FACT**

1. Town of Walworth Planning Board approved the original tower application on May 11, 1998. The original tower was structurally damaged by a fire and was replaced in 2003. The tower was designed to accommodate 3 carriers/platforms. These provisions for additional co-locations were required to reduce the need for additional towers in the community.
2. Structural analysis was performed in conformance with TIA/EIA-222 Standards and local building codes for basic wind speed of 70 mph (fastest mile, 85 mph 3-second gust) and a reduced wind speed with ½" solid ice for the tower and guy wires. The structural report was prepared by the Paul J. Ford and Company – Structural Engineers and was dated March 20, 2007. They are based in Ohio with a New York State Professional Engineering License retained by Joseph Jacobs. Additional clarifications were provided in a correspondence, e-mail from Kurt Swatrs, on March 20<sup>th</sup>, 2007 as requested by the Town Engineer.
3. The tower owners, Crown Atlantic Company, LLC "AKA Crown Castle International" has authorized Cricket to co-locate on their tower.
4. The existing tower is located within RR-2 Rural Residential 2 Zoning District and is permitted per Town Code Section 180-43.4(D)(2)(b)(7) and further the application conforms to the co-location on existing telecommunication towers, Town Code Section 180-43.4(D)(2)(a)(1).
5. The view shed study prepared by Fullerton Engineering Consultants, within the application materials, indicate no significant adverse environmental impact with the addition of a third set of antennas on the existing tower.
6. The applicant shall obtain from the Building Inspector of the Town a certificate of occupancy prior to placing the telecommunication tower in service or its antennas, if it is sharing use (co-locating) on an existing tower or structure, Town Code section 180-43.4(l).

**CONDITIONS OF APPROVAL**

1. Provide a master plan for the wireless network in accordance with the Town Code Section 180-43.4(D)(13). *“A grid or map of all the applicants existing telecommunication tower sites within the town and within four miles of the town’s corporate boundaries outside the town with designation of site areas proposed or projected by the applicant and height of the towers proposed or projected for installation within two (2) years of the date of the application and, if available, any plan of installations beyond two (2) years”.*
2. The applicant will provide a RF Propagation plot for any additional co-location sites or proposed site in the Towns of Walworth, Marion, Ontario, Macedon, Webster and Penfield. The applicant will define all coverage gaps within their proposed wireless network in the Town of Walworth and address the need(s) or any additional tower site(s) within the town’s jurisdictional limits as outlined in William Johnson’s March 26<sup>th</sup>, 2007 review comments.
3. Satisfaction of any outstanding comments from the Town Engineer.

The within Resolution was moved by Planning Board Member, Deborah Amsler, seconded by Peter Schillaci, Planning Board Member, and voted upon the members of the Planning Board as follows:

Deborah Amsler	Aye
Peter Schillaci	Aye
Larry Ruth	Aye
Eugene Bavis	Absent
Elaine Leasure	Absent

Motion carried.

Adopted by the Planning Board: April 9, 2007

**2. Extend Preliminary Approval for Rolford Heights Sections 5 & 6 that was originally granted on May 8<sup>th</sup>, 2006 and extended for six months on October 18<sup>th</sup>, 2006 for another six-month period.**

The Board was in receipt of a letter from Laurence E. Heininger, P.E., dated March 15, 2007 requesting that the Planning Board extend the Preliminary Approval for Rolford Heights Section 5 & 6 for another six-month period.

Mr. Heininger stated in the letter that he has discussed this with Phil Williamson. His review of the Town Code indicates that the Planning Board may extend the Preliminary Approval nine times, for six months per extension, which is a total of five years.

Pete Schillaci made a motion, seconded by Deb Amsler to extend Preliminary Approval for Rolford Heights Sections 5 & 6 for a six-month period beginning April 9, 2007.

Deborah Amsler	Aye
Peter Schillaci	Aye
Larry Ruth	Aye
Eugene Bavis	Absent
Elaine Leasure	Absent

Motion carried.

Pete Schillaci made a motion, seconded by Deb Amsler to adjourn. Motion carried.

Meeting adjourned at 7:46 P.M.

