# Zoning Land Use

TOWER HEIGHT TOWER DISTANCE LEGAL CHALLENGE

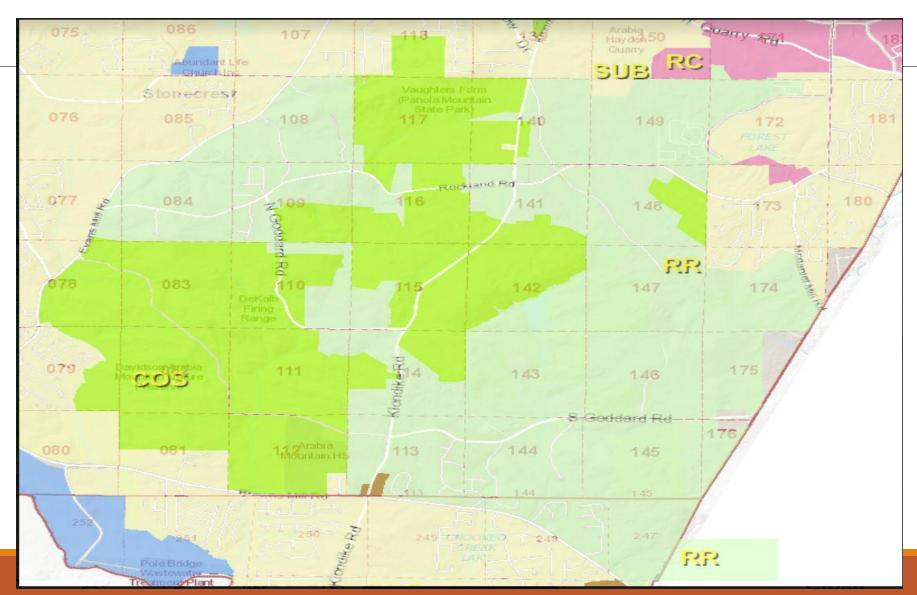
## Zoning Codes and Categories

Table 1.2: Character areas and permitted zoning districts.

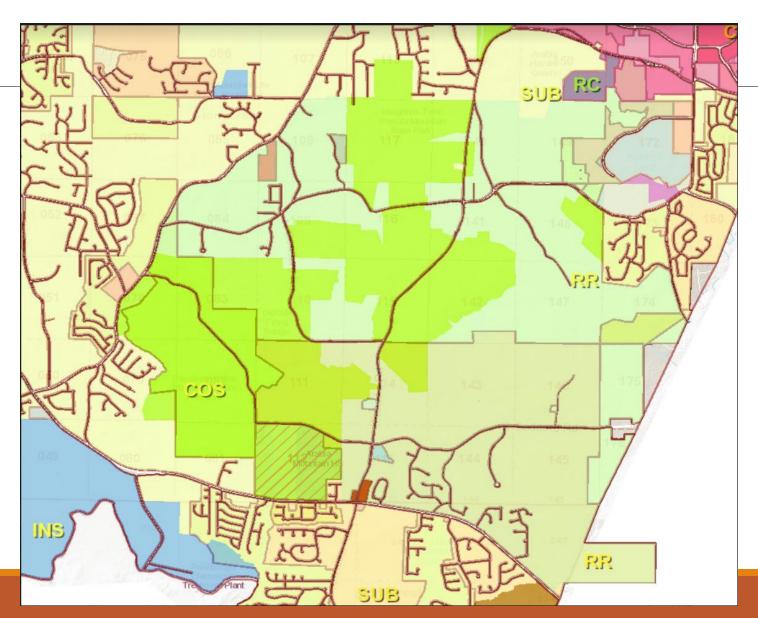
	Rural Residen.	Suburban	Traditional	Neighborhood	Town Center	Regional Center	Office Park	Institution	Induse	Light Ingi.	Commercial Redevelopmen	Highway Corridor (max 30 dwa)
ŧa T	RE	RE	RE	R-60	RSM	MR-1	HR-1	R-100	M	C-2	RSM	HR-1
	RLG	RLG	RLG	RSM	MR-1	MR-2	MU-1	R-85	M-2	OD	MR-1	MU-1
	R-100	R-100	R-100	MR-1	MR-2	HR-1	MU-2	R-75	OD	OI	MR-2	MU-2
	R-85	R-85	R-85	MR-2	HR-1	HR-2	MU-3	R-60	C-2	M	MU-1	MU-3
District	R-75	R-75	R-75	MU-1	HR-2	HR-3	MU-4	RSM		M-2	MU-2	MU-4
sti	RNC	R-60	R-60	MU-2	MU-1	MU-1	NS	MR-1			MU-3	C-1
	MHP	RNC	RNC	MU-3	MU-2	MU-2	C-1	MR-2			NS	C-2
Zoning	NS	MHP	RSM	NS	MU-3	MU-3	C-2	MU-1			C-1	OD
Ē		RSM	MR-1	C-1	MU-4	MU-4	OIT	MU-2			C-2	OI
Z		MU-1	MU-1	OI	MU-5	MU-5	OI	MU-3			OI	OIT
		NS	MU-2	OIT	OI	OI	OD	OI			OD	M
		C1	NS		OIT	OIT		OIT			OIT	M-2
		OIT	C-1		C-1	C-1						
		OI	ОП		C-2	C-2						

<sup>\*</sup>du/a = dw elling units per acre

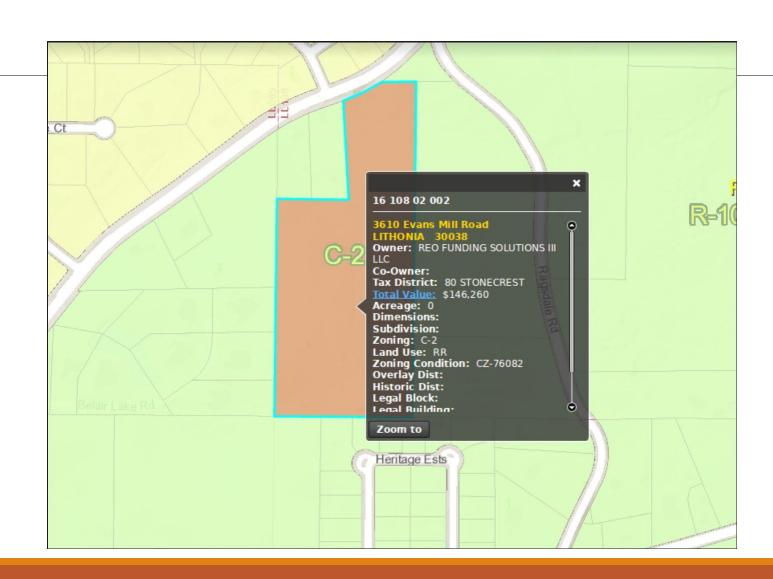
## Zoning Map



# Zoning District



### 3610 Evans Mill Road



### Conditional CZ-76802

#### 7. CZ-76082

Comm. Dist. 3

APPLICATION OF RAGGEDY ANN AND ANDY CHILD CARE CENTERS, INC. to conditionally rezone property located on the south side of Evans Mill Road, 300' southwest of Ragsdale Road, from R-100 to C-2 for a summer day camp for children. The property has frontage of 185' and contains 16.33 acres.

Mr. Tom Crichton, Decatur Federal Building, Decatur, presented the application. The applicants desire to use this property for a day care camp during the summer months only, to take 20 to 30 children five mornings a week to swim in an existing pool and spend about an hour on crafts. The subject property was being used for such activity three or four years ago but had to cease this use because of improper zoning. They will fence the property under C-2 zoning to keep the children enclosed within the property.

No one appeared to speak in opposition.

#### DECISION:

MOTION was made by Commissioner Lanier, seconded by Commissioner Coolidge, and was unanimously passed, to APPROVE the application as conditioned by applicant.

### Permitted Towers for Zoning

KEY:														-								ector	or pia	nning	g
<u></u>	Pa	- Pe	rmitte	ed as	an a	ccess	sory	use			_	_	SP-	- Spe	cial k	and u	se p	ermit	from	BoC	(SLI	JP)		_	_
Use	RE	RLG	R-100	R-85	R-75	R-60	RSM	MR-1	MR-2	HR-1,2,3	MHP	RNC	ō	TIO	SN	C-1	C-2	go	M	M-2	MU-1	MU-2	MU3	MU-4,5	
NDUSTRIAL (cont'd)																									
Storage yard for damaged or confiscated vehicles																			SP	P					
Sugar refineries																				Р					1
Tire retreading or recapping				$\vdash$															P	Р					t
Towing or wreckage service																			P	Р					t
Transportation equipment manufacture																				Р					Ī
Transportation equipment storage or maintenance (vehicle)				Г														Г	P	Р					İ
Truck stop or terminal				$\vdash$	$\vdash$													$\vdash$	Р	SP					1
Vehicle storage yard			$\vdash$	$\vdash$	Н	Н			Н	$\vdash$			$\vdash$					Н	Р	Р	$\vdash$				t
Warehousing or Storage				$\vdash$	$\vdash$	$\vdash$				-			-					P	P	P	$\vdash$	$\vdash$	$\vdash$		t
OMMUNICATION - UTILITY																									
Amateur radio service or antenna	SP	SP	SP	SP	SP	SP	SP				SP														
Electric transformer station, gas regulator station or telephone exchange																				Р					
Radio or television broadcasting studio													Р				P		P	Р	P	Р	Р	Р	1
Radio or television broadcasting transmission facility													Pa			S	P		P	Р		23			
Satellite television antennae	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P		P	Р	P	Р	P	P	1
IRELESS TELECOMMUNICATIO	ON	(ce	II to	we	r)																				
Stealth design up to 150' on property used for non-residential purposes	SP	SP	SP	SP	SP	SP	SP						П												
Stealth design up to 150'		9						SP	SP	SP				SP	SP						SP	SP	SP	SP	
New support structure or stealth design up to 199'													SA			SA	SA	SA	SA	SA					
COW's (non-emergency or event, no more than 120 days)	SA	SA	SA	SA	SA	SA	SA	SA	SA	SA	SA	SA	SA	SA	SA	SA	SA	SA	SA	SA	SA	SA	SA	SA	
COW's (declared emergency)	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	Р	P	
Attached wireless telecommunication facility, used for non-residential purposes (prohibited if used as residential)	SA	SA	SA	SA	SA	SA	SA																		
Attached wireless telecommunication facility								P	Р	P	P	P	P	P	Р	P	Р	P	Р	Р	Р	P	Р	Р	
Monopole or attached facility in utility company's easements or rights-of-way	Р	P	P	Р	Р	Р	P	P	Р	P	P	Р	Р	P	P	Р	Р	P	Р	P	Р	P	Р	P	1

# Tower Design

SIZE MATTERS

### What is Installed—Not Residential



#### **Structural Design Report**

195' Monopole

Site: Flat Rock, GA

Site Number: US-GA-5196

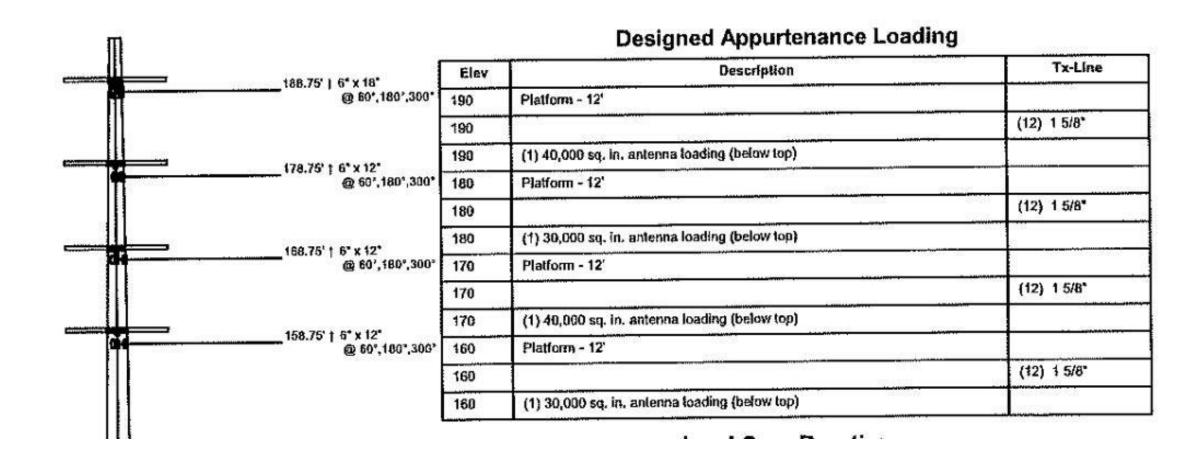
Prepared for: VERTICAL BRIDGE REIT, LLC

by: Sabre Towers & Poles TM

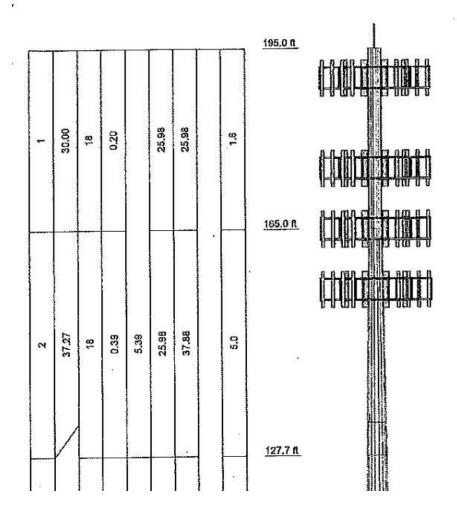
Job Number: 18-4571-JDS

**December 18, 2017** 

### How Many Antenna Arrays—Four



### Another View of the Antenna Arrays



#### **DESIGNED APPURTENANCE LOADING**

TYPE	ELEVATION	TYPE	ELEVATION
4' Lightning Rod	195	40,000 sq In .	165
40,080 sq in	190	30,000 sq in	155
30,000 sq In	175	100	

#### MATERIAL STRENGTH

GRADE	Fy	Fu	GRADE	Fy	Fu
A572-65	65 ksi	80 ksi			

#### **TOWER DESIGN NOTES**

- 1. Tower is located in Dekalb County, Georgia.
- Tower designed for Exposure C to the TIA-222-G Standard.
   Tower designed for a 90 mph basic wind in accordance with the TIA-222-G Standard.
- 4. Tower is also designed for a 30 mph basic wind with 0.75 in ice, Ice is considered to increase in thickness with height.
- 5. Deflections are based upon a 60 mph wind.
- 6. Tower Structure Class II.
- 7. Topographic Category 1 with Crest Height of 0.00 ft
- Installation per TIA/EIA-222 and AISC Specifications.
   Tower members are "hot dipped" galvanized in accordance with ASTM A123 and ASTM A153 Standards.
- 10. Assume that there will be a one (1) foot caisson reveal.
- 11. TOWER RATING: 98.8%

## Commercial Power Per Antenna Array Height Matters

How many watts is a cell tower?

Although the FCC permits an effective radiated power (ERP) of up to **500 watts** per channel (depending on the tower height), the majority of cellular or PCS cell sites in urban and suburban areas operate at an ERP of **100 watts** per channel or less.

Human Exposure to Radio Frequency Fields: Guidelines for Cellular ... https://www.fcc.gov/.../human-exposure-radio-frequency-fields-guidelines-cellular-and-...

Search for: How many watts is a cell tower?

# Tower Distance

IT IS JUST TOO CLOSE

### Distance Matters Too

#### Is living near a cell phone tower dangerous?

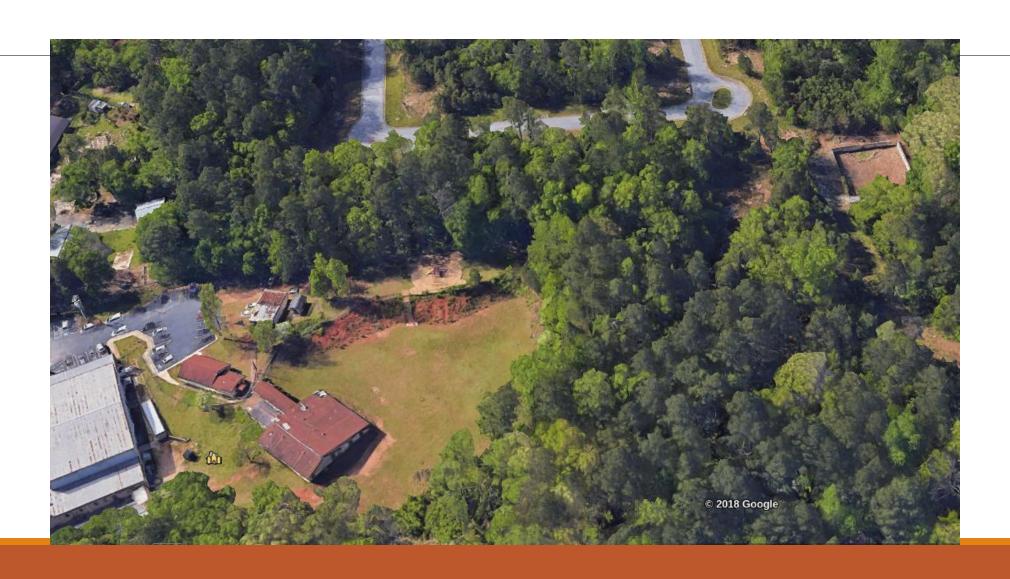
If you **live** within a quarter mile of a **cell phone** antenna or **tower**, you may be at risk of serious harm to **your** health, according to a German study cited at www.EMF-Health.com, a site devoted to exposing hazards associated with electromagnetic frequencies from **cell phone towers** and other sources.

#### DANGERS OF LIVING NEAR CELL PHOL

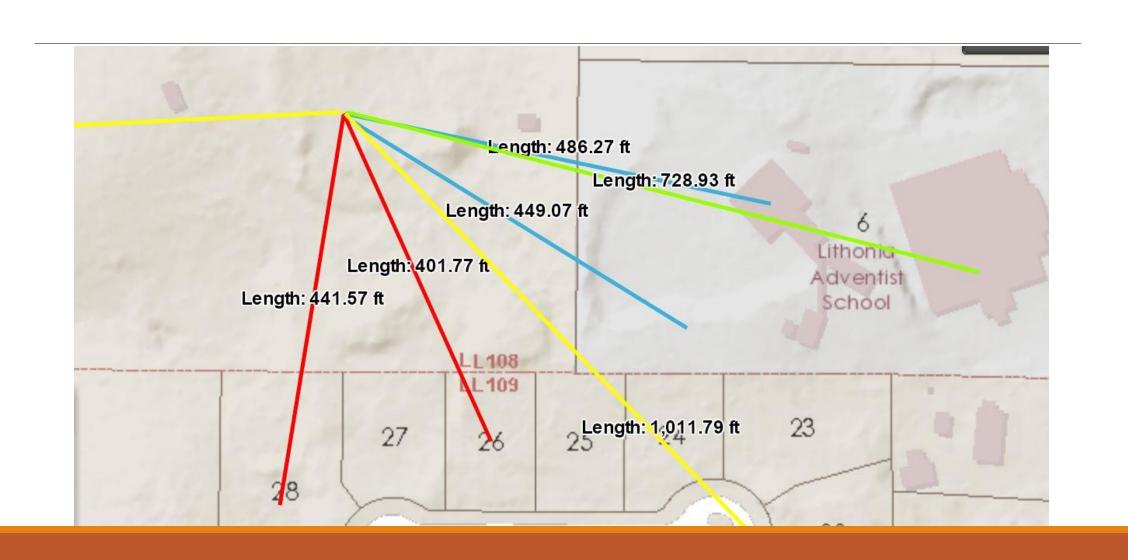
https://www.eastcountymagazine.org/cell\_phone\_



# Distance to the Playground



### Measured Distance to Playground



### The Bottom Line

- This is a commercial cell phone tower in a residential neighborhood that will produce up to 2,000 Watts of effective radiated power.
- This is simply too much power in too close of a proximity to homes, a school, and a church.
- This should be a residential tower that is shorter and limited to less effective radiated power.

# The Legal Challenge

RAGGEDY ANN AND ANDY CHILD CARE CENTER

### The basis of the legal challenge

➤ Base on the zoning documents this is not a commercial property, but is conditionally zoned that way. So this size and power is not allowed in a residential zone.

All interested parties within the area are invited to join the suit.

> We now have legal counsel through Weissman