



CITY COUNCIL COMMUNICATION

September 9, 2008

SUBJECT: HOLD PUBLIC HEARING FOR AMENDMENT TO EULESS CODE OF ORDINANCES CHAPTER 84, "UNIFIED DEVELOPMENT CODE" AND CHAPTER 30, "FEES," AND CONSIDER FIRST AND FINAL READING OF ORDINANCE NO. 1826

SUBMITTED BY: Mike Collins, Director of Planning and Development

REFERENCE NO: 08-03-UDC

ACTION REQUESTED:

Receive public input and motion to approve Ordinance No. 1826 amending Chapter 84 "Unified Development Code" of the Code of Ordinances of the City of Euless, Texas by amending Section 84-84, "Permitted Uses Table," Table 4-A, "Permitted Primary Uses;" amending Section 84-85, "Special Conditions By Use Type," by adding subsection (ai), "Telecommunication Facilities;" and amending Chapter 30, "Fees," by adding a new section 30-46, "Telecommunication Facilities Contract Fees," concurring with the Planning and Zoning Commission's 6-0 recommendation on August 19, 2008.

ALTERNATIVES:

1. Open the Public Hearing and continue to the next meeting.
2. Open, conduct, and close the Public Hearing
3. Approve the request – *simple majority*
4. Approve the request with modifications – *simple majority*
5. Deny the request – *simple majority*

SUMMARY OF SUBJECT:

Staff is recommending the attached Ordinance regarding the regulation of cell phone towers. Specifically, that the *categories of Antennas of any height, Telecommunication facilities (unmanned), and Telecommunication facilities and broadcast stations (manned), contained in Section 84-84 "Permitted Use Table", "Public Utilities and Communications Facilities" of Chapter 84 "Unified Development Code" of the Euless Code of Ordinances be amended to make reference in the "Special Conditions" column to "(ai)". Also, that Section 84-85 "Special Conditions by Use Type" of Chapter 84 "Unified Development Code" of the Euless Code of Ordinances be amended by the addition of a new section, "(ai)". Lastly, that Chapter 30 "Fees" of the Euless Code of Ordinances be amended to add a new section 30-46 "Telecommunication Facilities Contract Fees".*

Included as an attachment to this agenda communication is a copy of a power point presentation highlighting the major provisions of the proposed Ordinance.

The Planning and Zoning Commission recommends approval of the proposed ordinance.

FINANCIAL CONSIDERATIONS:

Revenue Sources:

Expenditure Accounts:

Budgeted Fiscal Year(s):

Estimated Expenditure:

Over/Under Projection By:

Other Comments:

SUPPORTING DOCUMENTS:

- Ordinance No. 1826
- Draft Minutes – P&Z
- Power Point Presentation – Cell Tower Ordinance Update

APPROVED BY:

_____ **LG** _____

City Manager's Office

_____ **SC** _____

City Secretary's Office