

Form and Correctness Approved:

Contents Approved:

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NORFOLK, VIRGINIA

ORDINANCE No. 38,352

R-6

960307

AN ORDINANCE AUTHORIZING CONSTRUCTION AND OPERATION OF A CELLULAR COMMUNICATION TOWER ON THE SOUTH SIDE OF 40TH STREET BETWEEN KILLAM AVENUE AND COLLEY AVENUE.

BE IT ORDAINED by the Council of the City of Norfolk:

Section 1:- That a Special Exception is hereby granted to PCS PrimeCo, L.P., authorizing the construction and operation of a cellular communication tower on the south side of 40th Street between Killam Avenue and Colley Avenue. The property which is the subject of this Special Exception is more specifically described as follows:

That parcel of land fronting 30 feet along the southern line of West 40th Street, beginning 305 feet east of Killam Avenue and running eastwardly. This property is 50 feet deep and contains 1,500 square feet of land.

Section 2:- That the Special Exception hereinbefore granted by Section 1 of this ordinance shall be subject to the following conditions:

- (a) The site shall be kept clean and sanitary at all times.
- (b) The site plan must be submitted for review and approval by the Site Plan Review Committee, and this will include a review by the Division of Parks and Forestry to ensure that adequate landscaping has been provided.
- (c) On site lighting shall be directed and shielded so as not to glare into any nearby residential properties or public rights-of-way.
- (d) PCS PrimeCo will make the proposed site available to future multiple users in an effort to reduce the number of similar towers in the immediate area.
- (e) The tower will not exceed 150 feet in height.

Section 3:- That this ordinance shall be in effect from the date of its adoption.

