

VILLAGE OF BUCHANAN
RECOMMENDED EDITS, REMOVAL AND WAIVER OF FOLLOWING SECTIONS OF
ARTICLE XIII COMMUNICATIONS TOWERS AND PERSONAL WIRELESS FACILITIES

Section 211-66A(12) Documentation that the proposed communications tower or personal wireless facility will be constructed in a manner that will withstand sustained winds of at least 150 miles per hour or the expected wind load created by a five hundred year storm, whichever is greater. Recommend that the wireless facility be constructed **in accordance with the industry standard TIA/EIA-222-I or more recent adopted standard.**

Section 211-66A(15) Whether the applicant has previously sought a special use permit for a communications tower or personal wireless facility elsewhere in the state and, if so, where and what the ultimate disposition of the application was. **This paragraph should be removed.**

Section 211-66A(29) Sufficient data and documentation to demonstrate that applicant has the finances and funds committed and available that are needed to construct the proposed communications tower or personal wireless facility in the manner and in the time frame proposed or as otherwise required by this article. **This paragraph should be removed.**

Section 211-66(E) In the case of a change or modification of an application during the application process and prior to the issuance or denial of a special use permit for a communications tower or personal wireless facility or a change or modification in the plans submitted as part of an application for a special use permit for a communications tower or personal wireless facility, the applicant shall pay to the Village a nonrefundable change of request fee, in an amount as may be established by the Village from time to time. Moreover, to minimize changes or revisions in applications that are primarily for the convenience of the applicant or service provider and on which the efficacy of the project or venture does not hinge, after the first change or modification, each additional or subsequent change or modification of the application or of the plans submitted as part of an application for a special use permit for a communications tower or personal wireless facility prior to the issuance or denial of the special use permit shall require an additional fee that shall increase in increments as established by the Village, which shall accompany each requested change submitted either for the same site or under the same permit application. For purposes of example only, a second change or modification would require a fee consisting of the amount for an initial application plus the increment established by the Village for considering changes or revisions to an initial application. **This paragraph should be removed.**

FOR HEMPHILL/VERIZON PROJECT

In addition to the foregoing, the following sections of the Village of Buchanan Code were recommended to be waived for the Hemphill/Verizon project:

Section 211-66A(17) A reasonably detailed description of the construction methods to be used to construct the communications tower or personal wireless facility. **CMS recommended that the applicant request a waiver from this section by stating that construction will conform to all current laws in the State of New York (Building Code, etc.).**

Section 211-66A(30) If required by the Planning Board, a map showing any and/or all alternative locations in the Village that would achieve the desired service or coverage area, including situations that would require multiple towers and facilities of a lower height to achieve the desired service or coverage area, and accompanied by a cost comparison showing the estimated cost for each approach compared to the cost for the

requested or preferred location, as well as a narrative describing any anticipated problems associated with the use of any alternative site or combination of sites. CMS recommended applicant submit waiver request for this section as Village recommended site, and there are no current towers and there is no other preferred location within the Village.

Section 211-71A, B, C, D, and E. The site is a Village recommended site. Will so state in the application.

CMS recommended that the applicant submit a Removal Bond in the sum of \$75,000.00