



CITY COUNCIL

City of Augusta, Maine

February 5, 2007

Title: Amendment – Land Use Ordinance: Wireless Communications Facilities

WHEREAS, the 1988 Growth Management Plan for the City of Augusta encourages Augusta become a communications and high tech hub; and

WHEREAS, the current zoning ordinance prohibits the construction of wireless communications facilities in the eastern third of the city; and

WHEREAS, Verizon Wireless petitioned the Augusta Planning Board in November of 2006 for a text amendment to allow the construction of a wireless communications facility in the Rural Ponds District at the Department of Conservation Bolton Hill facility; and

WHEREAS, the Planning Board held a public hearing on January 9, 2007, and voted unanimously to modify the text of Section 2.2, Additional Definitions, of the Land Use Ordinance and the various districts where such a use would be a conditional use;

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Augusta that the following amendments to the Land Use Ordinance be approved.

Amend Section 2.2 of the Land Use Ordinance as follows, putting the definitions in proper alphabetical order:

Utility, municipal or public/communication facility: For the purposes of this ordinance, a municipal or public utility or communication facility includes the following: Central Maine Power, New England Telephone, Augusta Water District, Augusta Sanitary District, State Cable T.V., a private telephone company or paging service, any utility regulated by the Maine Public Utilities Commission, and any other commercial communication tower.

Major municipal or public utilities/communication facilities include water, sanitary treatment plants; electric transmission lines; electric generation plants; ~~microwave, radio, and other commercial telecommunications transmitters and towers.~~

Title: Amendment – Land Use Ordinance: Wireless Communications Facilities (Con't)

Minor municipal or public utilities/communication facilities include pumping and pressure control stations; standpipes, reservoirs, wells and other water storage structures; telephone equipment huts (over 200 square feet); and electricity regulating substations.

Wireless Municipal or Public Utilities and communication facilities means any structure, antenna, tower, or other device which provides radio/television transmission, commercial mobile wireless services, unlicensed wireless services, cellular phone services, specialized mobile radio communications (SMR), common carrier wireless exchange phone services, and personal communications service (PCS) or pager services.

Further, amend Sections 3.6.1.1.1, 3.6.1.1.2, 3.6.1.1.3, 3.6.1.1.4, 3.6.1.2.2, 3.6.1.3, 3.6.1.4, 3.6.1.5, 3.6.2.1, 3.6.2.3 of the Land Use Ordinance adding the use *Wireless Municipal or Public Utilities and communication facilities* to the list of Conditional Uses in the RA, RB1, RC, RD, BP, KBD1, KBD2, CB, CC, CD, IA, PD, RR, and RPDS districts.

028

Introduced by:

Moved By: O'Brien Sec'd By: Rollins

Read and Passed, Final Reading: February 20, 2007

028
CITY COUNCIL
City of Augusta, Maine

	Yea	Nay
Byron	x	
Doore	x	
Gomeau	x	
O'Brien	x	
*Rollins	x	
*Coffin	x	
*Koski	x	
*Lund	x	
Mayor	-	-
Total	8	0

Title Amendment – LUO: Wireless
Communications Facilities

First Reading, No Vote Required

Date: February 5, 2007

Moved by: Yeas: 0
Sec'd. By: Nays: 0

ATTEST:

	Yea	Nay
Byron		
Doore		
Gomeau		
O'Brien		
*Rollins		
*Coffin		
*Koski		
*Lund		
Mayor	-	-
Total		

	Yea	Nay
Byron	x	
Doore	x	
Gomeau	x	
O'Brien	x	
*Rollins	x	
*Coffin	x	
*Koski	x	
*Lund	x	
Mayor	-	-
Total	8	0

CITY CLERK

	Yea	Nay
Byron		
Doore		
Gomeau		
O'Brien		
*Rollins		
*Coffin		
*Koski		
*Lund		
Mayor		
Total		

SECOND READING

Date: February 20, 2007

Read and Passed

Moved By: O'Brien Yeas: 8
Sec'd. By: Rollins Nays: 0

ATTEST:

	Yea	Nay
Byron	x	
Doore	x	
Gomeau	x	
O'Brien	x	
*Rollins	x	
*Coffin	x	
*Koski	x	
*Lund	x	
Mayor	-	-
Total	8	0

	Yea	Nay
Byron		
Doore		
Gomeau		
O'Brien		
*Rollins		
*Coffin		
*Koski		
*Lund		
Mayor		
Total		

CITY CLERK

*Council At-Large

