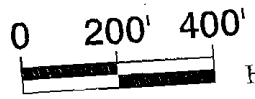


NOTE:
 This Rezoning Case Lies Within The Airport Safety Overlay District as Adopted by the Board of Supervisors June 12, 1991, in Accordance with Chapter 24, Addendum 58 (Zoning Ordinance Amendment)

COMMUNICATIONS TOWER

P-30-98



HENRICO COUNTY PLANNING OFFICE

PT. OF 196-A-40
 VARINA DISTRICT



COMMONWEALTH OF VIRGINIA

COUNTY OF HENRICO

September 15, 1998

Virgil R. Hazelett, P.E.
County Manager

Re: Provisional Use Permit P-30-98

Sprint PCS
301 Concourse Blvd., Suite 200
Glen Allen, VA 23060

Gentlemen:

The Board of Supervisors at its meeting on September 9, 1998 granted your request for a revocable Provisional Use Permit in order to construct, operate and maintain a +- 120 foot self-supporting communications tower and associated equipment on Part of Parcel 196-A-40, subject to the following conditions:

1. If the use of the tower for communication purposes is discontinued for 180 days, the tower and all related structures shall be removed from the site within 90 days. Within ten (10) business days after written request by the County, the owner of the tower shall provide the County with written confirmation of the status of the tower, the number and identity of users on the tower, available co-location space on the tower and such additional information as may be reasonably requested.
2. Application for a building permit to install the tower must be made within one year after the Provisional Use Permit is granted by the Board of Supervisors, unless an extension of time is granted by the Director of Planning upon written request by the applicant.
3. The applicant shall provide obstruction lighting on the tower. The tower shall maintain its original galvanized finish, however, unless the Henrico County Planning Commission approves obstruction marking (i.e. orange and white striping).
4. When site construction is to be initiated as a result of this Provisional Use Permit, the applicant shall complete requirements prescribed by Chapter 10 of the Henrico County Code. In particular, land disturbance of more than 2,500 square feet will require that construction plans include a detailed drainage and erosion control plan prepared by a professional engineer certified in the Commonwealth of Virginia. Ten (10) sets of the construction plans shall be submitted to the Department of Public Works for approval.
5. A landscaping plan for the purpose of screening the base of the tower from view shall be submitted to the Planning Office for approval prior to the issuance of a building permit for the tower. The Director of Planning may waive the enforcement of this condition if it is deemed unnecessary.
6. The applicant shall allow the co-location of at least 2, and as many additional users as technically possible at this site in accordance with the provisions of the Letter of Intent

Sprint PCS
September 15, 1998

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to Permit Co-Location on Communications Tower, filed by the applicant with this request.

The Planning Office has been advised of the action of the Board of Supervisors and requested to revise its records and to place a copy of this notification in the Provisional Use Permit Index.

Sincerely,

A handwritten signature in black ink, appearing to read "Virgil R. Hazelett for". The signature is written in a cursive style with a large initial "V".

Virgil R. Hazelett, P.E.,
County Manager

cc: Director, Real Estate Assessment
Provisional Use Permit Index
Messrs. James Theobald & Charles Rothenberg, Esquires
Mr. & Mrs. John D. Weis, Jr.



COMMONWEALTH OF VIRGINIA

COUNTY OF HENRICO

October 5, 1998

Virgil R. Hazelett, P.E.
County Manager

Re: Provisional Use Permit P-30-98

Sprint PCS
301 Concourse Blvd., Suite 200
Glen Allen, VA 23060

Gentlemen:

This is a correction of our letter to you dated September 15, 1998. Condition No. 3 has been revised.

The Board of Supervisors at its meeting on September 9, 1998 granted your request for a revocable Provisional Use Permit in order to construct, operate and maintain a +- 120 foot self-supporting communications tower and associated equipment on Part of Parcel 196-A-40, subject to the following conditions:

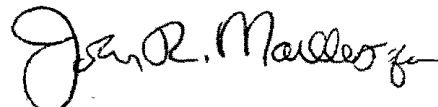
1. If the use of the tower for communication purposes is discontinued for 180 days, the tower and all related structures shall be removed from the site within 90 days. Within ten (10) business days after written request by the County, the owner of the tower shall provide the County with written confirmation of the status of the tower, the number and identity of users on the tower, available co-location space on the tower and such additional information as may be reasonably requested.
2. Application for a building permit to install the tower must be made within one year after the Provisional Use Permit is granted by the Board of Supervisors, unless an extension of time is granted by the Director of Planning upon written request by the applicant.
3. The applicant shall obtain approval from the Henrico County Planning Commission if the FAA requires the addition of standard obstruction marking and lighting (i.e., red lighting and orange and white striping) to the tower. The applicant shall notify the Henrico County Planning Director prior to making and changes to the original galvanized finish of the tower.
4. When site construction is to be initiated as a result of this Provisional Use Permit, the applicant shall complete requirements prescribed by Chapter 10 of the Henrico County Code. In particular, land disturbance of more than 2,500 square feet will require that construction plans include a detailed drainage and erosion control plan prepared by a professional engineer certified in the Commonwealth of Virginia. Ten (10) sets of the construction plans shall be submitted to the Department of Public Works for approval.
5. A landscaping plan for the purpose of screening the base of the tower from view shall be submitted to the Planning Office for approval prior to the issuance of a building

permit for the tower. The Director of Planning may waive the enforcement of this condition if it is deemed unnecessary.

6. The applicant shall allow the co-location of at least 2, and as many additional users as technically possible at this site in accordance with the provisions of the Letter of Intent to Permit Co-Location on Communications Tower, filed by the applicant with this request.

The Planning Office has been advised of the action of the Board of Supervisors and requested to revise its records and to place a copy of this notification in the Provisional Use Permit Index.

Sincerely,



Virgil R. Hazelett, P.E.,
County Manager

cc: Director, Real Estate Assessment
Provisional Use Permit Index
Messrs. James Theobald & Charles Rothenberg, Esquires
Mr. & Mrs. John D. Weis, Jr.