

APPROX. LOC. OF PROPOSED TOWER

A-1

R-3C

A-1

R-2AC

A-1

Poncey Tract Park

A-1

Harvest Glen at Twin Hickory

R-3C

APPROX. LOC. OF PROPOSED TOWER

Short Pump Middle School

A-1

C-1

RTHC

A-1

B-3

Holly Glen Condominiums

R-4C

RTHC*

A-1*

A-1*

A-1*

O-1C*

R-4C*

Hickory Woods at Twin Hickory



COMMONWEALTH OF VIRGINIA
COUNTY OF HENRICO

Virgil R. Hazelett, P.E.
County Manager

February 17, 2009

Richmond 20 MHz, LLC
C/O Marc Cornell
9011 Arboretum Parkway, Suite 295
Richmond, VA 23236

Re: Provisional Use Permit P-1-09

Dear Mr. Cornell:

The Board of Supervisors at its meeting on February 10, 2009, granted your request for a Provisional Use Permit under Sections 24-95(a)(3), 24-120 and 24-122.1 of Chapter 24 of the County Code in order to construct a 142' high telecommunications tower and related equipment, on part of Parcel 740-768-3309, 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 ninety (90) days.
2. 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 of and identity of users on the tower, available co-location space on the tower, and such additional information as may be reasonably requested.
3. Application for a building permit to install the tower shall 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 a written request by the applicant.
4. The applicant shall obtain approval from the Planning Commission should the FAA require the addition of standard obstruction marking and lighting to the tower (i.e. red lighting, and orange and white striping). The applicant shall notify the Director of Planning prior to making any changes to the original galvanized finish of the tower.
5. When site construction is initiated as a result of this Provisional Use Permit, the applicant shall complete requirements prescribed by Chapter 10 of the Henrico County Code. Land disturbance of more than 2,500 square feet shall require that construction plans include a detailed drainage and erosion control plan prepared by a professional engineer certified in the State of Virginia. Ten (10) sets of the

construction plans shall be submitted to the Department of Public Works for approval.

6. If ownership of the lease is transferred to another provider, the owner shall submit a Transfer of Provisional Use Permit.
7. The height of the telecommunication tower shall not exceed 142'.
8. This permit shall apply only to the 2,500 square foot lease area identified on Exhibit C (see case file).
9. All antennae shall be concealed inside the monopole in order to reduce the visual profile of the tower.
10. The applicant shall allow the co-location of as many users as technically possible at this site.
11. Prior to the co-location of any carrier's antennae or addition of equipment lease space, a revised site plan and equipment placement details shall be submitted to the Planning Department for approval.
12. To supplement visual and sound buffering, a landscaping plan for the purpose of screening the lease area shall be submitted to the Planning Department 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.
13. In order to maintain a visual buffer between the tower and surrounding properties, existing trees that are a minimum of 6 inches or greater in caliper shall be retained on the subject parcel, unless dead or diseased. The tops of these trees shall not be pruned to reduce their height, unless dead or diseased. The Director of Planning may waive the enforcement of this condition if necessary to accommodate park operations.
14. In order to reduce the visual impact of the tower, portions of the tower extending above the existing tree line shall be covered with a vinyl wrap consistent with the pattern and design shown on Exhibit E (see case file). Should, in the determination of the Director of Planning, the wrap material become damaged or ineffective, the tower owner shall repair or replace the wrap within thirty (30) days of written notice by the Director of Planning. If, in the determination of the Director of Planning, the wrap material is not serving its intended purpose, the owner of the tower shall remove the wrap within sixty (60) days of written notice by the Director of Planning and return the tower to a standard galvanized finish.

Richmond 20 MHz, LLC
February 17, 2009
Page 3

The Planning Department 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". The signature is stylized and cursive, with a large initial "V" and "H".


Virgil R. Hazelett, P.E.
County Manager

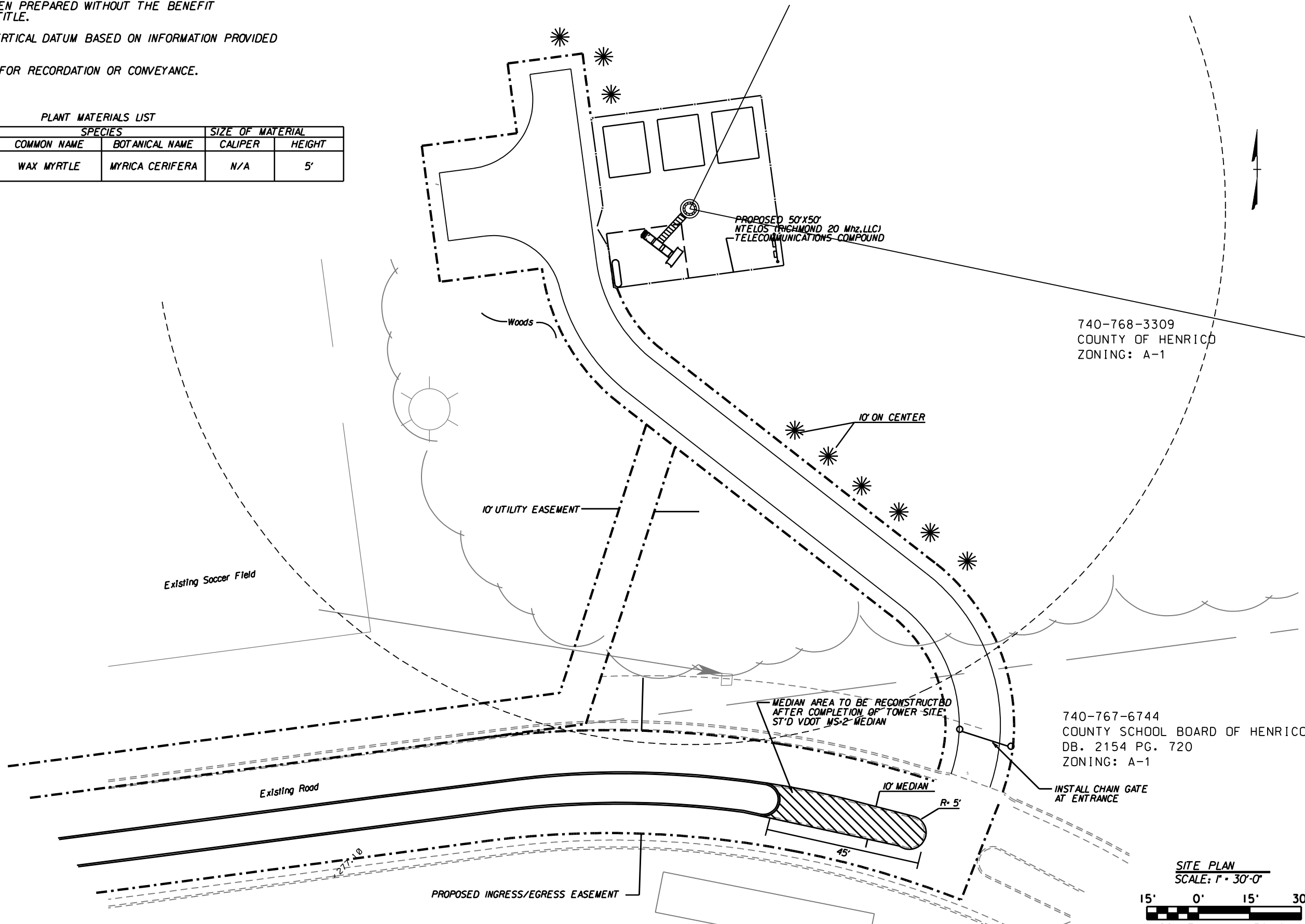
pc: Gloria L. Freye, Esquire
Karen Meir, Director, Recreation & Parks
Director, Real Estate Assessment
Provisional Use Permit Index

GENERAL NOTES

1. THIS PLAN DOES NOT REPRESENT A TITLE SURVEY.
2. THIS PLAN HAS BEEN PREPARED WITHOUT THE BENEFIT OF A REPORT OF TITLE.
3. HORIZONTAL AND VERTICAL DATUM BASED ON INFORMATION PROVIDED BY NTELOS.
4. THIS PLAN IS NOT FOR RECORDATION OR CONVEYANCE.

PLANT MATERIALS LIST

KEY	QUANTITY	SPECIES		SIZE OF MATERIAL	
		COMMON NAME	BOTANICAL NAME	CALIPER	HEIGHT
	9	WAX MYRTLE	MYRICA CERIFERA	N/A	5'



JMT
 JOHNSON, MIRMIRAN & THOMPSON
 Engineering A Brighter Future
 9201 Arboretum Parkway Suite 140
 Richmond, Virginia 23236
 Phone (804) 323-9900
 Fax (804) 323-0596



APPROVALS

NTELOS _____
 DATE _____

OWNER _____
 DATE _____

SUBMITTALS

DATE	ISSUE
1/28/09	REVISED SITE LOCATION

PROJECT NAME

**TELECOMMUNICATIONS FACILITY
 WYNDHAM
 (RI-1234)
 4747 POUNCEY TRACT RD
 GLEN ALLEN, VA
 23059**

SHEET TITLE

**COMPOUND & ACCESS ROAD PLAN
 C3**

DATE: 1/28/09
SCALE: AS SHOWN
DESIGNED: JC
CHECKED: JC
DRAWN: JC
SHEET NO: 4 OF 6

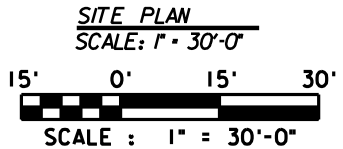


EXHIBIT C
P-1-09

EXHIBIT E

P-1-09