

## Village of Warwick

### Special Use Permit Application for New Wireless Communication Facilities

This application is required for the installation of new wireless communication facilities within the Village of Warwick, NY and for modifications of such facilities. All applicants must complete the form in its entirety and read and provide all required supporting documentation as outlined in the **Village of Warwick Zoning Code Section 145-120.1 Wireless Communications** which can be found here:

<https://villageofwarwick.org/village-comprehensive-plan-code-and-zoning/>

Submit this completed application form along with all supporting documentation to the Village of Warwick Clerk's Office. Incomplete applications may be rejected. A non-refundable application fee of \$7,500.00 must be submitted with this application.

#### Applicant Information

Name of Applicant: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Contact Person: \_\_\_\_\_ Phone Number: \_\_\_\_\_

Email Address: \_\_\_\_\_

#### Property Owner Information

Name of Property Owner: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Phone Number: \_\_\_\_\_

Email Address: \_\_\_\_\_

#### Property Information

Property Address: \_\_\_\_\_

Tax Map Parcel Number: \_\_\_\_\_

Zoning District: \_\_\_\_\_

Size of Property (square feet and lot line dimensions): \_\_\_\_\_

#### Project Information

Description of Proposed Wireless Communication Facility:

\_\_\_\_\_  
\_\_\_\_\_

Height of Proposed Facility: \_\_\_\_\_

Type and Number of Antennas: \_\_\_\_\_

Proposed Start Date: \_\_\_\_\_

Estimated Completion Date: \_\_\_\_\_

### Application Fee

☐ A non-refundable application fee of \$7,500.00 must be submitted with this application. Checks payable to the Village of Warwick.

### Required Signatures

Printed Name of Applicant: \_\_\_\_\_

Signature of Applicant: \_\_\_\_\_

Date: \_\_\_\_\_

Printed Name of Owner (if different from Applicant): \_\_\_\_\_

Signature of Property Owner (if different from Applicant): \_\_\_\_\_

Date: \_\_\_\_\_

### Special Use Application Submission Requirements

#### **The applicant shall demonstrate that:**

1. The applicant's proposed wireless telecommunications facility can be maintained in a safe manner and in compliance with all conditions of the Special Use.
2. The applicant is authorized to do business in New York State.

**All applications for the construction or installation of a new wireless telecommunications facilities shall be prepared by a New York licensed professional engineer and land surveyor and shall address either on the Site Plan or in a narrative report which may accompany the Site Plan submission, the following:**

- (1) The need for the wireless telecommunications facility to provide service primarily within the Village.
- (2) Name and address of person preparing the report.
- (3) Name and address of the property owner, operator and applicant, to include the legal form of the applicant
- (4) Postal address and Tax Map parcel number of the property.
- (5) Zoning district or designation in which the property is situated.
- (6) Size of the property stated both in square feet and lot line dimensions and a diagram showing the location of all lot lines.

- (7) Location of all residential structures within 750 feet.
  - (8) Location and uses of all occupied structures within 750 feet.
  - (9) Location and uses of all structures on the property which is the subject of the application.
  - (10) Location, size and height of all proposed and existing antennas and all appurtenant structures.
  - (11) Type, size and location of all proposed and existing landscaping.
  - (12) The number, type and design of the wireless telecommunications facility(s) antenna(s) proposed and the basis for the calculations of the wireless telecommunications facility's capacity to accommodate multiple users.
  - (13) The make, model and manufacturer of the wireless facility and antenna(s).
  - (14) A description of the proposed wireless facility and antenna(s) and all related fixtures, structures, appurtenances and apparatus, including height above pre-existing grade, materials, color and lighting.
  - (15) The frequency, modulation and class of service of radio or other transmitting equipment.
  - (16) Transmission and maximum effective radiated power of the antenna(s).
  - (17) Direction of maximum lobes and associated radiation of the antenna(s).
  - (18) Applicant's proposed wireless facility maintenance and inspection procedures and related system of record.
  - (19) Certification that NEIR levels at the proposed site are within the threshold levels adopted by the FCC.
  - (20) Certification that the proposed antenna(s) will not cause interference with existing telecommunications devices. The certifying engineer need not be approved by the Village.
  - (21) A copy of the FCC license applicable for the use of the wireless telecommunications facility.
  - (22) Certification that topographic and geologic conditions which are to be confirmed by field tests are sufficient to assure the stability of the proposed wireless telecommunications tower.
  - (23) Propagation studies of the proposed site and all adjoining proposed or in-service or existing sites.
  - (24) Applicant shall disclose, in writing, any agreement in existence prior to submission of the application that would limit or preclude the ability of the applicant to share any new wireless telecommunications facility that it constructs.
- In the case of a new wireless telecommunications facility, the applicant shall be required to submit a report demonstrating its efforts to secure shared use of existing wireless telecommunications facility(s). Copies of written requests and responses for shared use shall be provided to the Village Board.
  - Certification that the wireless telecommunications facility and attachments both are designed and constructed ('as built') to meet all county, state and federal structural requirements for loads, including wind and ice.
  - The applicant shall submit a completed Long Form EAF and a completed Visual EAF addendum.
  - The Visual EAF addendum shall be in the form of a visual impact assessment which shall include:

(1) A Zone of Visibility Map, indicating the full range and line of sight within which the proposed facility will be visible.

(2) Pictorial representations of before and after views from key viewpoints to be determined by the Village Board including but not limited to state highways and other major roads; state and local parks; other public lands; historic districts; preserves and historic sites normally open to the public; and from any other location where the site is visible.

(3) An assessment of the visual impact of the facility base, wires and accessory buildings from abutting and adjacent properties and streets.

(4) A discussion of the feasibility of disguising the proposed utilizing stealth technology to blend with surrounding vista.

- The applicant shall provide a plan for mitigation of the visual impacts which shall include a screening plan and such other methods as the applicant may employ to diminish any adverse visual impact attributable to the proposal.

#### **Shared Use of Towers**

1. Location of antennas on pre-existing structures shall be considered and preferred. Shared use of existing telecommunications towers or other existing structures within four miles of any proposed new tower site; and
  - a. Where such shared use is unavailable, the applicant shall submit a comprehensive report inventorying existing towers and other appropriate structures within four miles of any proposed new tower site; and
  - b. The applicant shall provide analysis of the feasibility of shared use of any facility so identified.
2. An applicant intending to share use of an existing telecommunications tower or other tall structure shall be required to document the feasibility of same.

#### **Height of Wireless Telecommunications Facilities.**

- The applicant shall submit documentation justifying to the Village Board the total height of any wireless telecommunications facility and/or antenna and the basis therefore.