

COUNTY ORDINANCE NO. 19 (2010 series)

AN ORDINANCE AMENDING SECTION 218, OF ARTICLE II OF THE TAYLORSVILLE~SPENCER COUNTY JOINT PLANNING AND ZONING REGULATIONS REGARDING CELLULAR ANTENNA TOWERS FOR CELLULAR TELECOMMUNICATIONS SERVICES OR PERSONAL COMMUNICATION SERVICES REQUIRING A TIME LIMITATION IN WHICH TO BEGIN AND COMPLETE CONSTRUCTION AND TO ALLOW SPACE FOR EMERGENCY COMMUNICATION SERVICES UNDER FEMA.

WHEREAS, a public hearing was held before the Taylorsville-Spencer County Joint Planning and Zoning Commission on the 15th day of April, 2010 after appropriate legal notice and,

WHEREAS, pursuant to KRS 100.211 (2) and Article XIII, Section 1301 of the regulations, the Taylorsville-Spencer County Joint Planning and Zoning Commission took the following action which was to recommend the proposed addition,

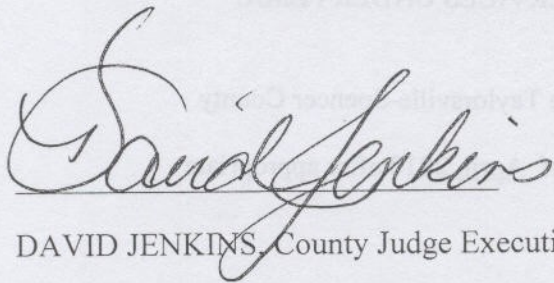
WHEREAS, the Spencer County Fiscal Court (or the county of Spencer) under the provisions of 47 U.S.C.A. 332(c)(7) and KRS 100.985 - KRS 100.987 and any other pertinent laws and authority granted local governments herein amend their ordinances in regard to cell towers to require a time specific in which construction on said approved towers shall commence and for said towers to be completed and to require the owner and/or operator of said tower to provide a space for an emergency antenna under FEMA and,

THEREFORE, BE IT ORDAINED by the County of Spencer hereby amend said Ordinance as follows:

- 1 Section 5. DESIGN STANDARDS. Is hereby amended to add paragraphs:
P). Construction of the cell tower shall commence within 180 days of the issuance of the permit by Planning & Zoning and said construction shall be complete

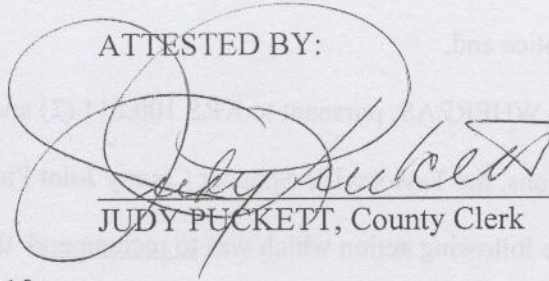
and the tower operational within 365 (days, months, years) from the issuance of the permit by Planning & Zoning. Upon the failure to comply with this provision, the Planning & Zoning Administrator shall revoke the permit and a new application will have to be filed.

Q). The owner and/or operator of the tower shall provide the space for one emergency antenna under FEMA without numeration.



DAVID JENKINS, County Judge Executive

ATTESTED BY:



JUDY PUCKETT, County Clerk

Date of First Reading May 3, 2010

Date of Second Reading May 17, 2010

Date Published May 19, 2010