

Staff Report for Administrative Approval

Weber County Planning Division

Synopsis

Application Information

Application Request: Consideration and action on a de-minimus amendment to a conditional use permit for a

cell tower site located at 1770 E 6200S.

Type of Decision: Administrative
Applicant: Verizon Wireless
Authorized Agent: Jane Swallows
File Number: CUP# 2021-13

Property Information

Approximate Address: 1770 E 6200 S, Ogden, UT, 84405

Project Area: 1250 square feet

Zoning: RE-15
Existing Land Use: Cell site
Proposed Land Use: Cell site
Parcel ID: 07-083-0077

Township, Range, Section: Township 5 North, Range 1 West, Section 22 SW

Adjacent Land Use

North: Washington Heights Baptist Church South: Davis County Line East: Hwy 89 West: Residential

Staff Information

Report Presenter: Tammy Aydelotte

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801-399-8794

Report Reviewer: RG

Applicable Ordinances

Title 101, Chapter 1, General Provisions, Definitions

- Title 104, Chapter 3, Residential Estates Zones (RE-15) Zone
- Title 108, Chapter 4 Conditional Uses

Summary and Background

The applicant is requesting approval of a de minimus amendment to the conditional use permit for a cell tower site located at Washington Heights Baptist Church with access from 6200 South Street (approximately 1770 E 6200 S, Ogden, UT, 84405) (see Exhibits A). At present, Verizon has an area of 1250 square feet that contains a tower, an equipment platform with a canopy, a generator, cable bridge, and a utility H-frame. The single proposed change encompasses the addition of two new antennas and an OVP (over voltage protection) unit on the existing tower. This application to amend the conditional use permit is considered to be de minimis as it has been determined that the changes are slight, inconsequential, and not in violation of any substantive provision of the Uniform Land Use Code of Weber County, Utah (LUC). Accordingly, this application may be approved by the planning director as outlined in section 108-4-3(2)(7).

Conditional use permits should be approved as long as any harmful impacts are mitigated. The LUC already specifies certain standards necessary for mitigation of harmful impact to which the proposal must adhere. The proposed application, with reasonable conditions, is able to meet these standards. The following is staff's evaluation of the request.

Analysis

<u>General Plan:</u> The request is in conformance with the South East Planning Area Master Plan by ensuring a better quality of communication services for residents of South East Weber County while not proposing an entirely new utility substation.

<u>Zoning:</u> The subject property is located within the RE-15 Zone. Public utility substations and radio/television towers are listed as a conditional use in the RE-15 zone. The proposed amendment does not include any additional structures on the ground level, will not expand the existing site plan, and will not modify the height of the existing cell tower.

<u>Conditional Use Review:</u> A review process has been outlined in LUC §108-4-3 to ensure compliance with the applicable ordinances and to mitigate anticipated detrimental effects. The following is an analysis of the application reviewed against the applicable conditional use standards:

- Standards relating to safety for persons and property: The proposal is not anticipated to cause any concerns of safety for persons and property.
- Standards relating to infrastructure, amenities, and services: The proposed amendment will improve communication services to residents in the area.
- Standards relating to the environment: The proposed amendment is not anticipated to negatively impact the
 environment, as the purpose for the amendment is to modify an existing structure. The height will remain the same,
 however, additional antennae will be installed to improve communication capabilities for local residents.
- Standards relating to the current qualities and characteristics of the surrounding area and compliance with the intent of the general plan: The proposal is not for an additional structure, but to modify an existing structure, thereby leveraging the existing site facilities to provide enhanced services to the area. This leveraging of existing infrastructure helps to preserve the characteristics of the surrounding area.

<u>Review Agencies:</u> Weber Fire District and Engineering have approved of the proposed conditional use permit amendment without conditions.

Staff Recommendation

The Planning Division recommends approval of file# CUP 2021-13. This recommendation for approval is subject to all review agency requirements.

This recommendation is based on the following findings:

- 1. The proposed use conforms to the South East Planning Area Master Plan.
- 2. The proposed use will not be detrimental to public health, safety, or welfare.
- 3. The proposed use complies with applicable County ordinances.
- 4. The proposed use, if conditions are imposed, will not deteriorate the environment or create an unsightly improvement so as to negatively impact surrounding properties and uses.

Administrative approval

Administrative approval of CUP 2021-18 is hereby given based upon the conditions and findings outline in this staff report.

Rick Grover, Weber County Planning Director

Dated the 23 day of SEPTEMBEL 2021

Exhibits

- A. Application
- B. Site Plan & Structural Dimensions

Map 1



Exhibit A - Application

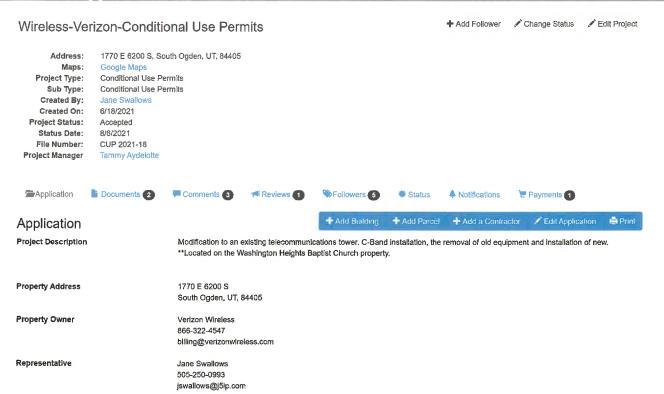


Exhibit B -Site Plan and Structural Dimensions

