

RESOLUTION NO. 13-148

WHEREAS, T-Mobile has requested modification of telecommunication facilities located at 2524 Point Mallard Drive, Decatur, AL to provide improved wireless services essentially within the corporate limits and police jurisdiction of the city of Decatur and;

WHEREAS, T-Mobile has complied with City's Ordinance No. 99-3536A and has demonstrated the need for modification of this wireless facility to deliver consistently reliable services in the identified area, and;

WHEREAS, both the City and T-Mobile customers in Decatur will benefit from improved service; and;

WHEREAS, the City's consultant, The Center for Municipal Solutions (CMS), recommends the granting of a Special Use Permit for modification of this facility located at 2524 Point Mallard Drive which consists of a 199' monopole tower;

THEREFORE, BE IT RESOLVED by the City Council of the City of Decatur, Alabama that T-Mobile is hereby granted a Special Use Permit to modify existing facilities at 2524 Point Mallard Parkway Drive. As recommended by CMS, the Special Use Permit is subject to compliance with the following conditions prior to the issuance of said permit and/or a Certificate of Completion:

1. T-Mobile must provide ANSI Inspection Report with allowable tolerances for each of the points measured prior to the issuance of the Building Permit.
2. T-Mobile must provide contractor information to the City and to CMS prior to issuance of the Building Permit.
3. Once T-Mobile has met all the conditions of the permit and any other requirements of the City and a building permit is issued, they must notify the City's consultant for all inspections.
4. At the completion of construction and prior to the final inspection being conducted, T-Mobile shall provide to CMS an unredacted, signed copy of the contractor's final (sign-off) report showing in detail all work performed.
5. At the completion of construction, the Applicant must notify the City's consultant and provide proof that all inspections have been satisfactorily completed and the project is ready for a final on-site inspection. Upon passing the final inspection, a recommendation to issue a Certificate of Occupancy shall be made.
6. T-Mobile shall not be permitted to actually provide service commercially until the Certificate of Occupancy or its functional equivalent is issued or risk forfeiting its Permit.
7. The Certificate of Occupancy shall not be issued until all fees and costs associated with this Permit, including inspections, have been paid.

ADOPTED this 17<sup>h</sup> day of June, 2013