

RESOLUTION NO. 203

A RESOLUTION of the City Council of the City of Chesterfield, imposing a moratorium upon the issuance of conditional use permits for communication facilities.

WHEREAS, the increasing use of wireless communications has created a significant increase in the number of inquiries relating to applications for communication facilities (cell sites), and

WHEREAS, advances in technology have made it possible for the City to impose requirements upon installers of cell sites without creating an undue burden upon such installers, and

WHEREAS, the Federal Telecommunications Act was signed into law in February of 1996. The affects of this act upon the City's ability to regulate wireless communication facilities require study by the City, and

WHEREAS, the citizens of Chesterfield have expressed significant concern relating to the location of wireless communication facilities within the City. The primary concerns relate to potential health hazards and the affects of such facilities on neighboring properties and the community as a whole, and

WHEREAS, the citizens of Chesterfield have also expressed a desire that the City receive adequate wireless telecommunication services provided that the facilities are designed and located to minimize health and other concerns, and

WHEREAS, processing applications for wireless communications facilities at the present time without the information to determine the need for or the ability to design such facilities to allow for co-location or nearby siting of additional facilities may result in the inability to allow adequate sites for competing providers. Beneficial services may not be able to be provided without careful allocation of existing sites, and

WHEREAS, the City Council needs a reasonable period of time to study these concerns as well as information concerning the potential health risks associated with cell sites.

NOW THEREFORE, the City Council of the City of Chesterfield, does resolve as follows:

BE IT RESOLVED, that no conditional use permits or building permits shall be issued for communication facilities in any zoning district until new regulations pertaining to such permits have been adopted, provided, that this restriction on issuance of special use permits for communication facilities shall expire six months from the date of this resolution unless extended by further resolution.

PASSED BY THE CITY COUNCIL ON THIS 17TH DAY OF JUNE,
1996 AND SIGNED THIS 18TH DAY OF JUNE, 1996.

Jack Leonard
Jack Leonard, Mayor

Attest:

Martha DeMay
Martha DeMay, City Clerk