

Staff Report

PLANNING DIVISION COMMUNITY & NEIGHBORHOODS DEPARTMENT

To: Salt Lake City Planning Commission

From: Krissy Gilmore; 801-535-7780

Date: March 10, 2021

Re: PLNPCM2020-00845 T-Mobile Conditional Use Project at 1269 S. Legacy View St. (ground lease area)

CONDITIONAL USE

PROPERTY ADDRESS: 1269 S Legacy View St. **PARCEL ID:** 14-11-477-001 **MASTER PLAN:** Northwest Quadrant Master Plan **ZONING DISTRICT:** M-1 Light Manufacturing/ Inland Port Overlay

REQUEST: The applicant requests conditional use approval to enlarge the area used for ground equipment that is part of a project to co-locate wireless antennas (cell phone) on an existing monopole approved and installed in 2016 for Verizon (previous case PLNPCM2015-00961). The Planning Commission has final decision making authority for conditional use applications.

RECOMMENDATION: Based on the information and analysis in this staff report, planning staff recommends that the Planning Commission approve the T-Mobile Conditional Use petition PLNPCM2020-00845 at 1269 S Legacy View Street.

ATTACHMENTS:

- A. Vicinity Map
- B. Site Plan
- C. <u>Project Elevations</u>
- **D.** Existing Conditions
- E. Analysis of Standards
- F. <u>Public Process and Comments</u>
- G. Department Comments

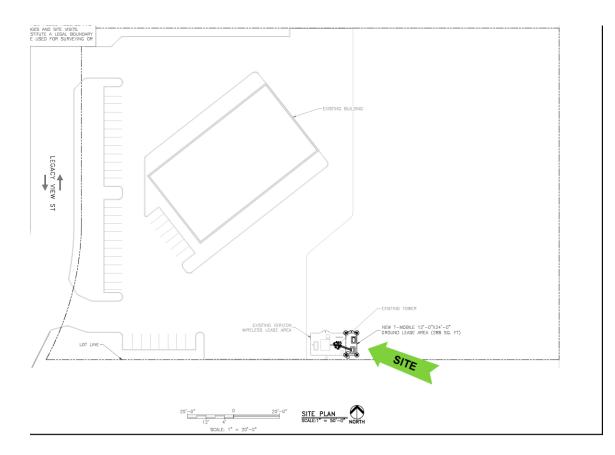
PROJECT DESCRIPTION:

Proposal Details

T-Mobile proposes to collocate wireless telecommunications equipment at an existing monopole site at the subject address. The associated ground equipment is proposed for an enlarged lease area, next to the ground equipment for the existing antennas and structures (Verizon) approved via a previous conditional use petition in 2016. The size of the additional ground lease area is proposed at 12 feet by 24 feet, exactly doubling the current ground lease area (Verizon). The zoning ordinance encourages and permits collocation of equipment but requires conditional use review if the new ground equipment does not fit into the existing fenced (leased) area, which is why the proposal is going for conditional use approval. The proposed Conditional Use received approval in 2017 (prevision case PLNPCM2017-00521) but failed to apply for a building permit within the required one-year timeframe. Therefore, the request must be reviewed as a new conditional use.

The equipment proposed for the monopole consists of eight antenna panels between 81 feet and 89 feet high on the pole. The existing Verizon antennas are at approximately 92 feet. The proposed ground equipment is

smaller than the existing ground equipment and shorter than the 6-foot limit established by the ordinance. The additional ground lease area will be fenced using the same materials as the existing fence.



KEY ISSUES:

The potential issue with this proposal is the size of the ground lease area. The existing larger parcel upon which the equipment is/would be situated is 3.9 acres in size. The proposed increased ground lease area is minimal when compared to the parcel size and will have no more impact than the current leased area. Therefore, the proposed increase to the ground lease area is minimal and deemed not an issue.

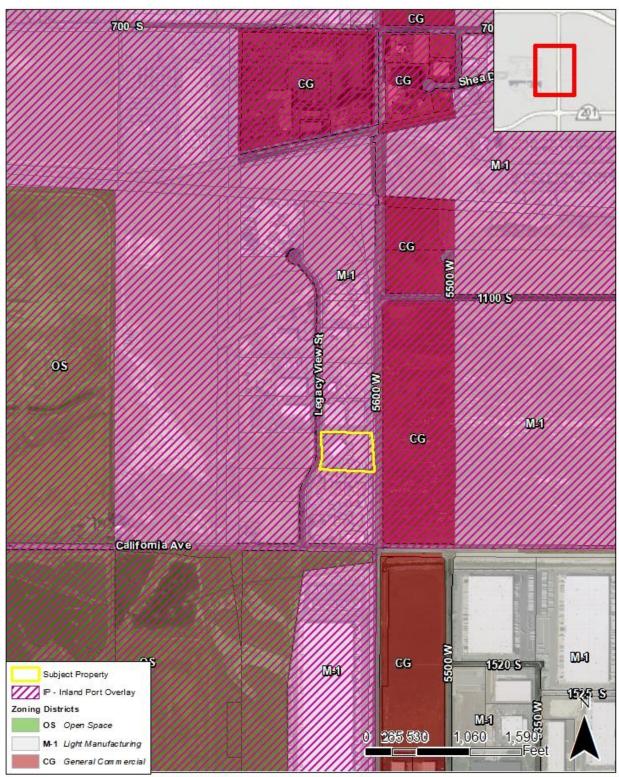
DISCUSSION:

The zoning ordinance prefers collocation over constructing new facilities. The proposed increased lease area is minimal when considering the general surrounding area and size of the parcel. Staff finds no reasons for concern with this proposal. Staff found no comments from city departments that could not be addressed or resolved during a construction permit review.

NEXT STEPS:

If approved, the applicant could proceed with the project, subject to any conditions, and would be required to obtain all necessary city permits. If denied the applicant would still be able to install the antennas on the monopole but would have to locate all ground equipment within the current ground lease area. That is complicated by the fact the current lease area involves a competitor.

ATTACHMENT A: Vicinity Map



Salt Lake City Planning Division 3/4/2021

ATTACHMENT B: Plans

T-Mobile-

SL07008A

BROADMORE

1269 LEGACY VIEW ST SALT LAKE CITY, UT 84104 SALT LAKE COUNTY

NEW SITE BUILD PROJECT

SHEET INDEX:		
SHEET	TITLE	REV.
T1	TITLE SHEET	0
PS1	PHOTO SHEET	0
1A	1A CERTIFICATION LETTER	-
Z1	SITE PLAN	0
Z2	ENLARGED SITE PLAN	0
Z3	ELEVATIONS	0
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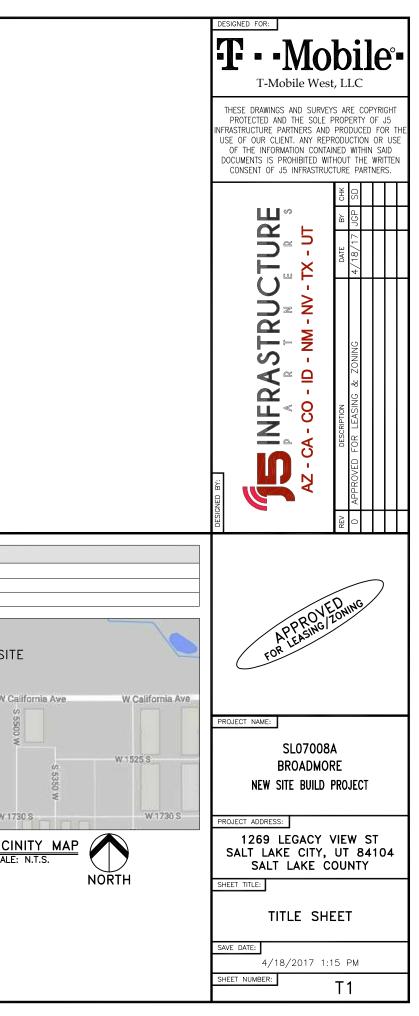
	PROJECT INDEX:
EV.	APPLICANT: T-MOBILE
0 0	121 ELECTION RD DRAPER, UT 84020
- 0	CONTACT: DENISE CARDINAL PHONE: 405–820–2919
0	ENGINEERS/DESIGNERS: J5 INFRASTRUCTURE PARTNERS 5225 WILEY POST WAY, SUITE 410 SALT LAKE CITY, UT 84116
	CONTACT: STEVE DISTAD PHONE: 801–336–4694
	SURVEYOR: CIS PROFESSIONAL LAND SURVEYING 295 NORTH 200 EAST MONA, UTAH 84645
	CONTACT: CORY SQUIRE, PLS PHONE: 435-660-0816
	<u>SITE/AQ:</u> J5 INFRASTRUCTURE PARTNERS 5225 WILEY POST WAY, SUITE 410 SALT LAKE CITY, UT 84116
	CONTACT: JASON EVANS PHONE: 208–866–7725
	FCC COMPLIANCE:
	RADIATION FROM THIS FACILITY WILL NOT INTERFERE WITH OPERATION OF OTHER COMMUNICATION DEVICES.

 PRIOR TO SUBMITTING A BID, THE CONTRACTOR SHALL FAMILIARIZE HIMSELF/HERSELF WITH THE SCOPE OF WORK AND ALL CONDITIONS AFFECTING THE NEW PROJECT. CONTRACTOR SHALL VERIFY ALL FIELD CONDITIONS AND DIMENSIONS OF THE JOB SITE AND CONFIRM THAT WORK INDICATED ON THESE CONSTRUCTION DOCUMENTS CAN BE ACCOMPLISHED AS SHOWN PRIOR TO COMMENCEMENT OF ANY WORK. ALL FIELD MODIFICATIONS BEFORE, DURING, OR AFTER CONSTRUCTION SHALL BE APPROVED IN WRITING BY A T-MOBILE REPRESENTATIVE. INSTALL ALL EQUIPMENT AND MATERIALS PER THE MANUFACTURER'S RECOMMENDATIONS, U.N.O. NOTIFY T-MOBILE, IN WRITING, OF ANY MAJOR DISCREPANCIES REGARDING THE CONTRACT DOCUMENTS, EXISTING CONDITIONS, AND DESIGN INTENT. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING CLARIFICATIONS FROM A T-MOBILE REPRESENTATIVE AND ADJUSTING THE BID ACCORDINGLY. CONTRACTOR SHALL BE SOLELY RESPONSIBLE FOR ALL CONSTRUCTION MEANS, METHODS, TECHNIQUES, SEQUENCI AND PROCEDURES OF THE WORK UNDER THE CONTRACT. CONTRACTOR SHALL PROTECT ALL EXISTING IMPROVEMENT AND FINISHES THAT ARE TO REMAIN. CONTRACTOR SHALL REPAIR ANY DAMAGE THAT MAY OCCUR DURING THE CONSTRUCTION TO THE SATISFACTION OF A T-MOBILE REPRESENTATIVE. THE CONTRACTOR IS RESPONSIBLE FOR RED-LINING THE CONSTRUCTION PLANS TO ILLUSTRATE THE AS BUILT CONDITION OF THE SITE. FOLLOWING THE FINAL INSPECT 	GF	NERAL PROJECT NOTES:
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TO SAID INSTALLATIONS.		

<u>F</u>	PROJECT INFORMATION:		
F	PROPERTY OWNER:	VERIZON WIRELESS	
	JURISDICTION:	CITY OF SALT LAKE	
F	PUBLIC RECORD PARCEL NO:	14114770010000	

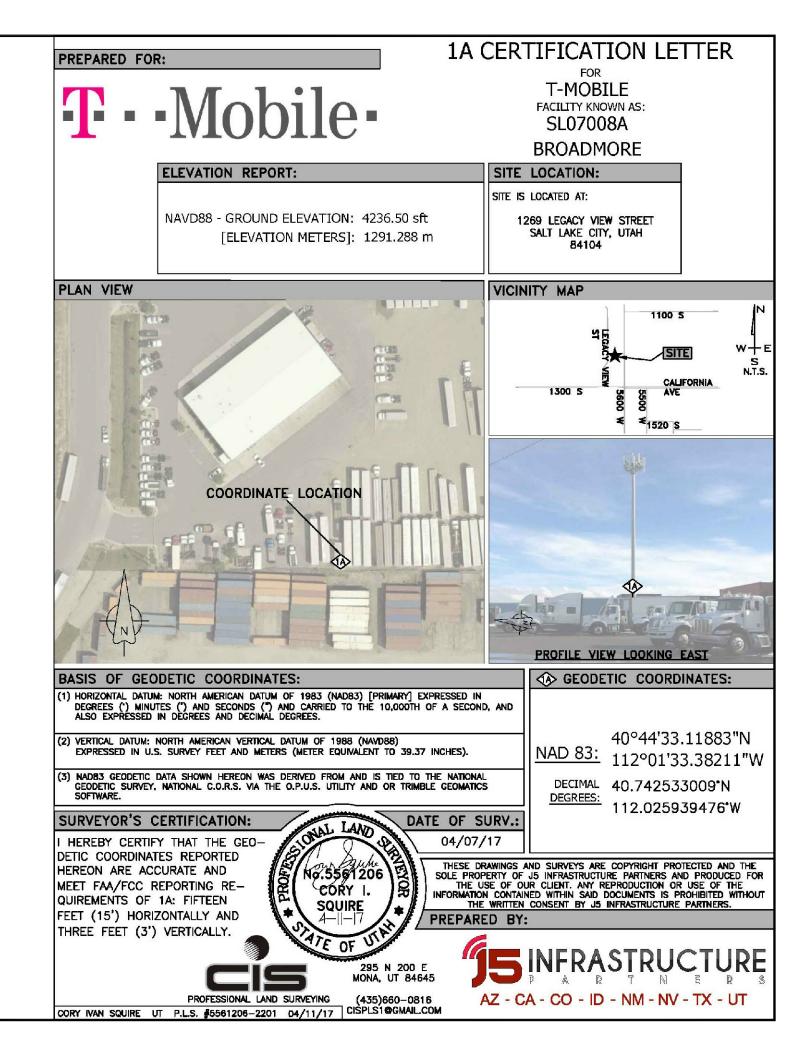
DRIVING DIRECTIONS:

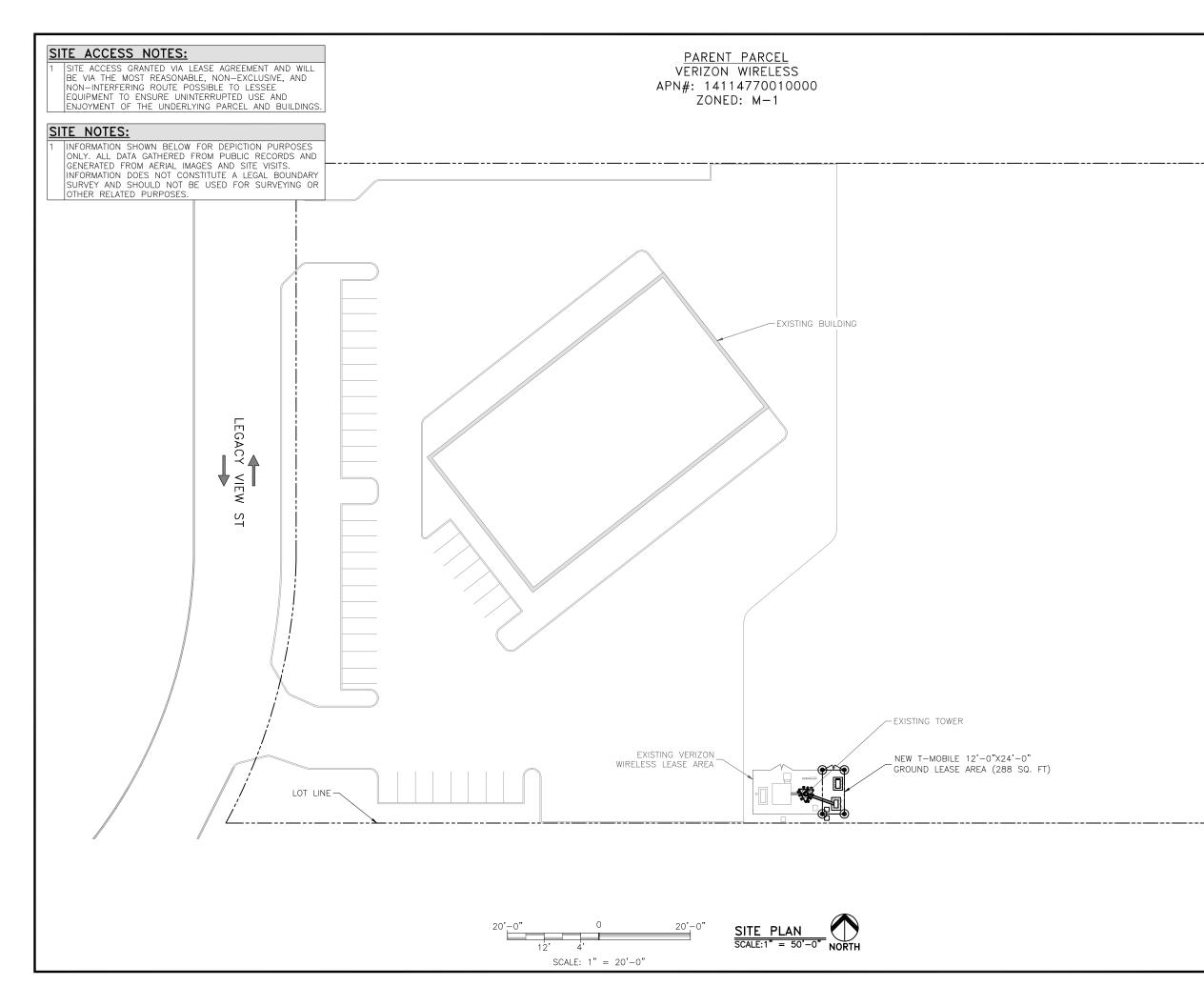
LATITUDE:	40°44'33.11883" N	
LONGITUDE:	112°01'33.38211 W	
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	TURN RIGHT ONTO 5600 W (0.9 MI), TURN	
	CALIFORNIA AVE. (0.1 MI), TURN RIGHT ONTO	
	ST. (0.2 MI), DESTINATION IS ON THE RIGHT.	
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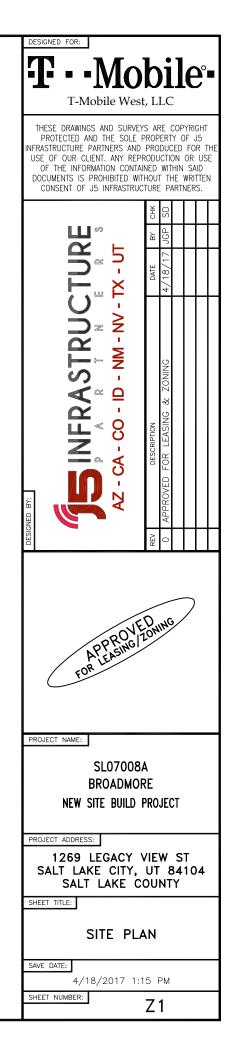


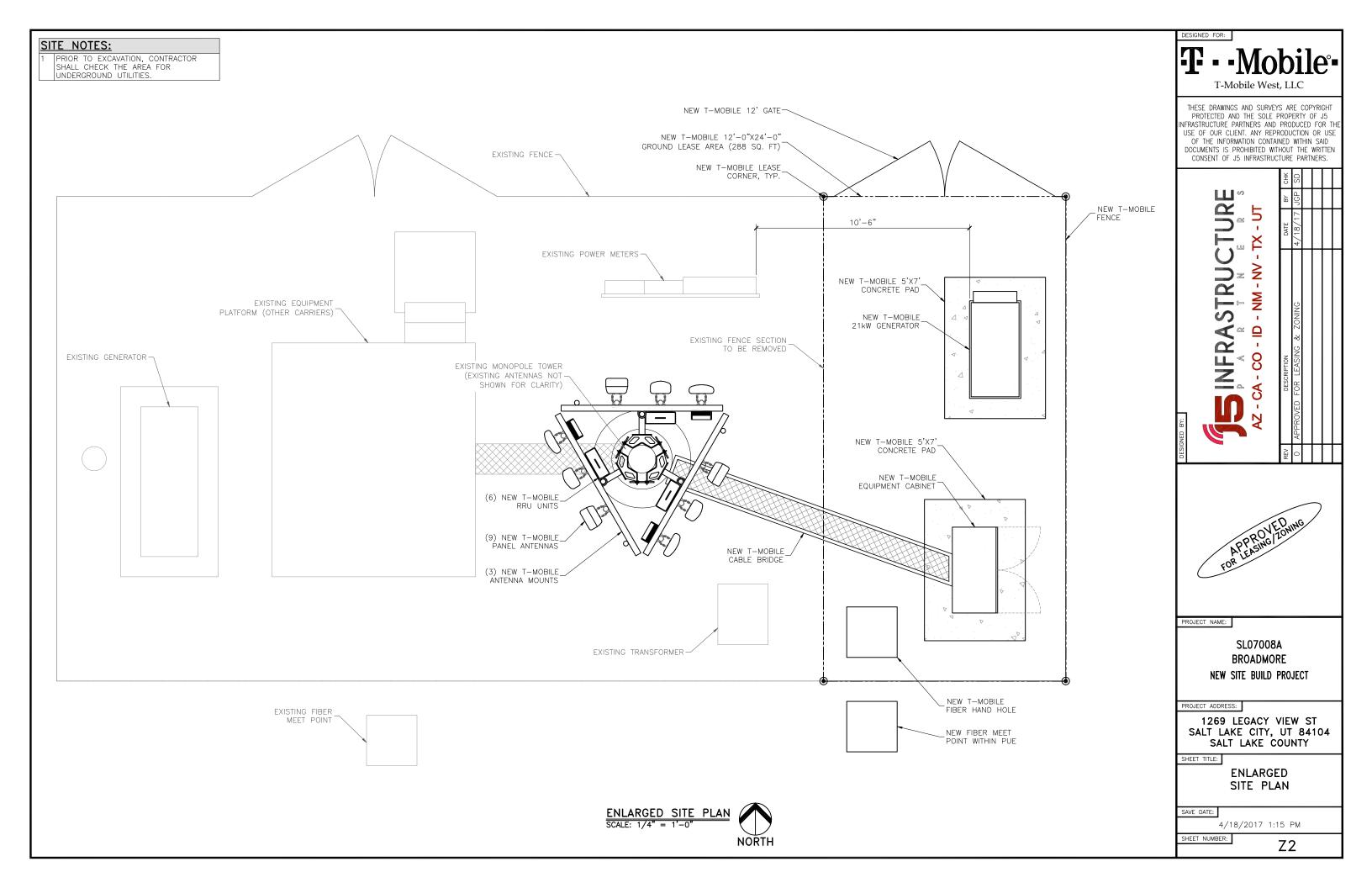
GENERAL PROJECT NOTES:	COAX PORT NOTES:	LEGEND OF SYMBOLS:
 CONTRACTOR IS RESPONSIBLE FOR ERECTING TEMPORARY BARRICADES AND/OR FENCING TO PROTECT THE SAFETY OF THE PUBLIC DURING CONSTRUCTION. THE CONTRACTOR SHALL REMOVE ALL TEMPORARY BARRIERS AND REPAIR ALL DAMAGE TO PROPERTY ON THE SITE CAUSED BY THIS CONSTRUCTION. THE COST OF REPAIR IS THE CONTRACTOR'S RESPONSIBILITY. ALL WORK SHALL BE IN ACCORDANCE WITH APPLICABLE LOCAL, STATE, AND FEDERAL REQUIREMENTS. THE CONTRACTOR SHALL BE RESPONSIBLE FOR VERIFICATION OF ALL MEASUREMENTS AT THE SITE PRIOR TO ORDERING ANY MATERIALS OR CONDUCTING ANY WORK. EXCESS SOIL MATERIAL AND DEBRIS CAUSED BY THIS CONSTRUCTION SHALL BE REMOVED FROM THE SITE AND DISPOSED OF IN A LEGAL MANNER. CONTRACTOR SHALL COORDINATE A CONSTRUCTION LAYDOWN AREA WITH THE PROPERTY OWNER. CONSTRUCTION LAYDOWN AREA SHALL BE CONSTRUCTED OF 6' HIGH CHAIN LINK FABRIC AND IS TO BE REMOVED AT THE END OF CONSTRUCTION. LAYDOWN AREA IS TO BE RESTORED TO ITS ORIGINAL CONDITION AFTER FENCE REMOVAL. SURVEY INFORMATION SHOWN WAS CREATED FROM RECORD INFORMATION AND DOES NOT CONSTRUCTION. LAYDOWN AREA IS TO BE RESTORED TO ITS ORIGINAL CONDITION AFTER FENCE REMOVAL. SURVEY INFORMATION SHOWN WAS CREATED FROM RECORD INFORMATION AND DOES NOT CONSTITUTE A LEGAL BOUNDARY SURVEY. THESE PLANS DO NOT ADDRESS THE SAFETY AND STABILITY OF THE STRUCTURE DURING ASSEMBLY AND ERECTION, WHICH ARE THE RESPONSIBILITY OF THE ERECTOR, BASED ON THE MEANS AND METHODS CHOSEN BY THE ERECTOR. 	1. REQUIRED ADDITIONAL COAX PORTS TO BE ADDED AS NEEDED BY CONTRACTOR. 2. ANY ADDITIONAL COAX PORTS TO BE INSTALLED BELOW THE EXISTING, WHERE POSSIBLE. 3. CONTRACTOR TO INVESTIGATE INTERIOR OF SHELTER/EQUIPMENT ROOM FOR CLEAREST PENETRATION POINT. 4. ADDITIONAL COAX PORTS TO BE INSTALLED PER INDUSTRY STANDARDS.	REFERENCE LETTER OR NUMBER SECTION OR DETAIL SCALE: SHEET WHERE DRAWN SHEET WHERE TAKEN SECTION LETTER SHEET WHERE DRAWN SHEET WHERE DRAWN SHEET WHERE DRAWN SHEET WHERE DRAWN SHEET WHERE DRAWN SHEET WHERE DRAWN SHEET WHERE TAKEN CENTERLINE CENTERLINE M PENNY CENTERLINE M PENNY CENTERLINE M CENTERLINE M
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 THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE COMPLETE PROJECT SCOPE OF WORK DEFINED UNDER THE REQUEST FOR PROPOSAL (RFP) FOR THIS PROJECT AND ALL ASSOCIATED ATTACHMENTS AND DOCUMENTS PROVIDED. THE RFP AND ALL ASSOCIATED DOCUMENTS SHALL DEFINE THE COMPLETE PROJECT SCOPE OF WORK. CONTRACTOR SHALL BE RESPONSIBLE FOR COMPLIANCE WITH ALL DOCUMENTS AND IS SOLELY RESPONSIBLE FOR ALL WORK. ALL DOCUMENTS INCLUDED WITHIN THE PROJECT REQUEST FOR PROPOSAL ARE REQUIRED FOR THE COMPLETE PROJECT SCOPE OF WORK. THE CONTRACTOR SHALL BE RESPONSIBLE FOR ALL WORK (EQUIPMENT, MATERIAL, INSTALLATION, TESTING, ETC.) INDICATED IN ALL DOCUMENTS. THE RFP, T-MOBILE WIRELESS NETWORK STANDARDS AND PROJECT ADDENDUMS AND CLARIFICATIONS ARE COMPLEMENTARY TO EACH OTHER. THE FORMAT OF THE SPECIFICATIONS AND DRAWING NUMBERING PER DISCIPLINE IS NOT INTENDED TO IMPLY SEGREGATION OF SUB CONTRACTOR WORK. CONTRACTOR SHALL ASSIGN ALL SUB CONTRACTOR WORK AND T-MOBILE WIRELESS WILL NOT ACCEPT ANY CHANGE ORDERS FOR INTERNAL CONTRACTOR WORK ASSIGNMENTS. CONTRACTOR SHALL BE RESPONSIBLE FOR DISTRIBUTING ALL RFP DOCUMENTS TO THEIR SUB CONTRACTORS. ALL RFP DOCUMENTS ARE REQUIRED TO INDICATE THE PROJECT SCOPE OF WORK. PARTIAL SUB CONTRACTOR DOCUMENT PACKAGES ARE HIGHLY DISCOURAGED. IN THE EVENT OF A CONFLICT BETWEEN THE DRAWINGS, SPECIFICATIONS, REFERENCED STANDARDS, T-MOBILE WIRELESS STANDARDS, OR AGREEMENT TERMS AND CONDITIONS THE ARCHITECT/ ENGINEER SHALL BE CONTACTOR FORMAL INTERPRETATION OF THE REQUIREMENTS. THE CONTRACTOR SHALL BE DEEMED TO HAVE PROVIDED THE DETAILED AND EXTENSIVE INTERPRETATION. ANY WORK INSTALLED IN CONFLICT WITH THE ARCHITECT/ ENGINEER INTERPRETATION. ANY WORK INSTALLED IN CONFLICT WITH THE ARCHITECT/ ENGINEER INTERPRETATION. ANY WORK INSTALLED IN CONFLICT WITH THE ARCHITECT/ ENGINEER INTERPRETATION. ANY WORK INSTALLED IN CONFLICT WITH THE ARCHITECT/ ENGINEER INTERPRETATION. AND WORK INSTALLED IN CONFLICT WITH THE ARCHITECT AND EXPENSE TO T-MOBILE WIRELESS. A		
ANTENNA, MOUNTS & HARDWARE INSTALLATION NOTES:		
 CONTRACTOR TO INSTALL ANTENNAS, MOUNTS AND TOWER HARDWARE PER MANUFACTURER'S RECOMMENDATIONS (OR AS REQUIRED BY THE OWNER/PROVIDER). ALL BOLTS SHALL BE TIGHTENED PER AISC REQUIREMENTS. ANY GALVANIZED SURFACES THAT ARE DAMAGED BY ABRASIONS, CUTS, DRILLING OR FIELD WELDING DURING SHIPPING OR ERECTION SHALL BE TOUCHED-UP WITH TWO COATS OF COLD GALVANIZING COMPOUND MEETING THE REQUIREMENTS OF ASTM A780. ANTENNA MOUNTS SHALL NOT BE USED AS A CLIMBING DEVICE. WORKERS SHALL ALWAYS TIE OFF TO AN APPROVED CLIMBING POINT. SEE ALSO GENERAL ANTENNA NOTES ON SHEET RF1 (IF APPLICABLE). MAIN OVP, SECTOR BOX, RRH, TMA, & DIPLEXER INSTALLATION NOTES: 1. CONTRACTOR TO INSTALL MAIN OVP, SECTOR BOXES, REMOTE RADIO HEADS, TOWER MOUNTED AMPLIFIERS, AND/OR DIPLEXERS PER MANUFACTURER'S RECOMMENDATIONS. 		
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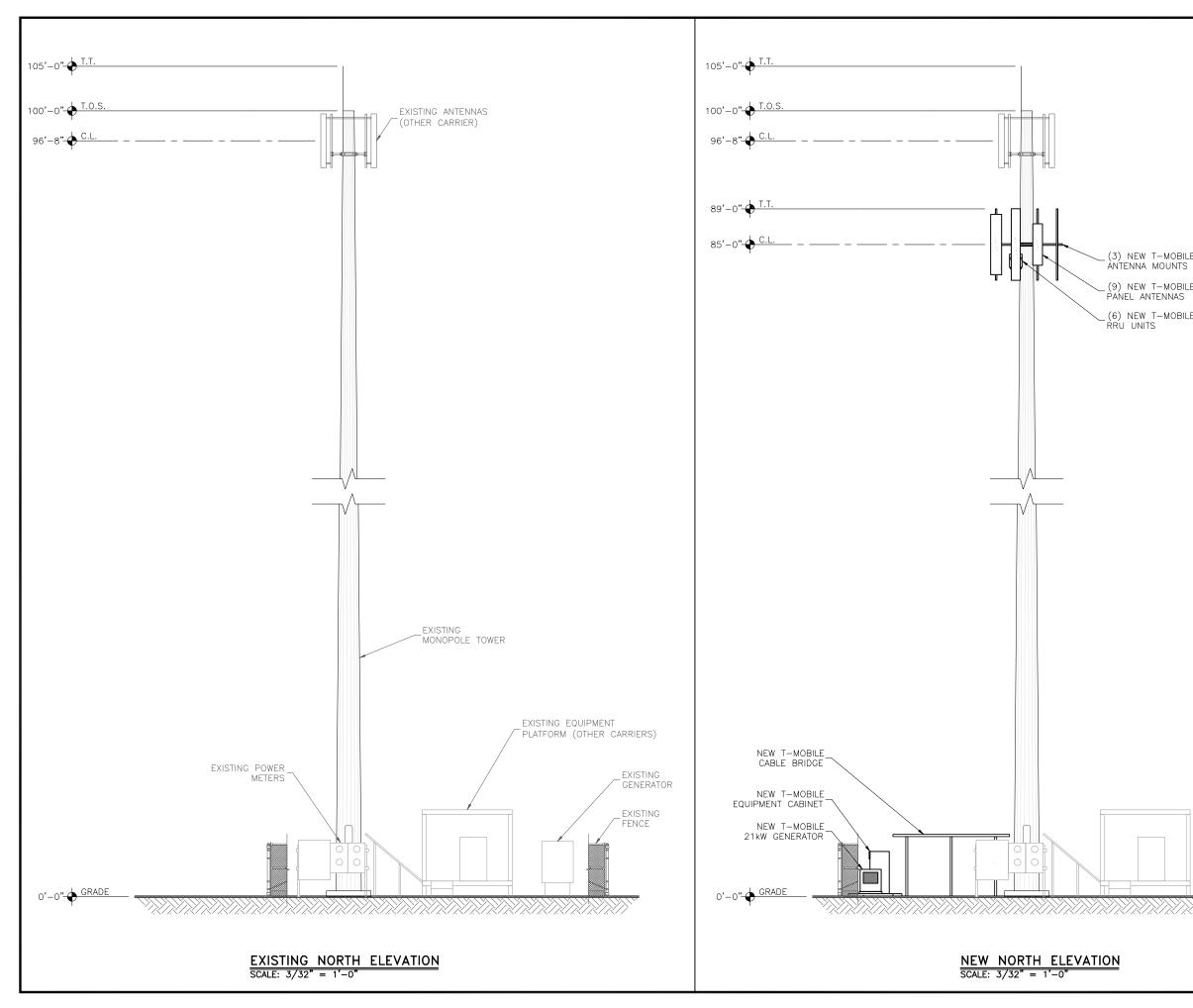












	DESIGNED FOR:
KEY:C.L.CENTERLINEA.L. =ATTACHMENT LEVELB.T. =BOTTOM TIP LEVEL	T -Mobile West, LLC
T.T.TOP TIP LEVELA.G.L.ABOVE GRADE LEVELT.O.S.TOP OF STRUCTURE	THESE DRAWINGS AND SURVEYS ARE COPYRIGHT PROTECTED AND THE SOLE PROPERTY OF J5 INFRASTRUCTURE PARTNERS AND PRODUCED FOR THE USE OF OUR CLIENT. ANY REPRODUCTION OR USE OF THE INFORMATION CONTAINED WITHIN SAID DOCUMENTS IS PROHIBITED WITHOUT THE WRITTEN CONSENT OF J5 INFRASTRUCTURE PARTNERS.
ī	TX - UT
	DESIGNED BY:
	APPROVED FOR LEASING ZOWING
	PROJECT NAME: SLO7008A BROADMORE NEW SITE BUILD PROJECT
	PROJECT ADDRESS: 1269 LEGACY VIEW ST SALT LAKE CITY, UT 84104 SALT LAKE COUNTY SHEET TITLE:
	ELEVATIONS
	4/18/2017 1:15 PM SHEET NUMBER: Z3

ATTACHMENT D: Existing Conditions

Existing Conditions:

The subject site consists of one lot, 3.9 acres in total area, utilized for the purpose of a truck freight facility. The site is generally level with landscaping in the front yard, a primary building, and truck/trailer storage to the rear of the lot.

The property is abutted by vacant parcels to the southwest and the east. To the south, the parcel is utilized as a freight truck facility. To the north, the parcel is currently utilized as light manufacturing and office facility.

MASTER PLAN CONSIDERATIONS

The Northwest Quadrant Master Plan designates this site and surrounding area as 'light industrial' future land use. The existing and proposed telecommunications facilities contribute to this designation.

ATTACHMENT E: ANALYSIS OF STANDARDS

21A.54.080 Standards for Conditional Use

Approval Standards: A conditional use shall be approved unless the planning commission, or in the case of administrative conditional uses, the planning director or designee, concludes that the following standards cannot be met:

1. The use complies with applicable provisions of this title;

Analysis: Analysis: The property is located in the M-1, Light Manufacturing and Inland Port Overlay zoning district. The existing monopole and equipment were approved by conditional use application in 2017. The additional ground lease area and collocation of telecommunications equipment are permitted and anticipated in the M-1 zoning district.

Finding: The proposed use satisfies this standard; staff finds the proposal complies with the applicable provisions of the Salt Lake City Zoning Ordinance.

2. The use is compatible, or with conditions of approval can be made compatible, with surrounding uses;

Analysis The parcel on which the monopole will be located is currently used as a truck freight terminal building. The uses surrounding the monopole location are generally industrial in nature. The property abuts vacant parcels on the west and east, there is generally very little development in this particular area. The proposed telecommunications equipment will be compatible with the utilitarian uses and buildings in the immediate area.

Finding: The proposed use satisfies this standard; it is considered compatible with existing and surrounding uses.

3. The use is consistent with applicable adopted city planning policies, documents, and master plans; and

Analysis: The proposed wireless telecommunications use is listed as a conditional use in the zoning ordinance and is deemed consistent with and supported by the Northwest Quadrant Master Plan (adopted 2017). The master plan designates this site and surrounding area as 'light industrial'.

Finding: The proposed use satisfies this standard; it is consistent with applicable adopted city planning policies, documents, and master plans primarily because it supports the existing and intended industrial uses of this area.

4. The anticipated detrimental effects of a proposed use can be mitigated by the imposition of reasonable conditions (refer to Detrimental Impacts Chart below for details).

21a.54.080B Detrimental Effects Determination

In analyzing the anticipated detrimental effects of a proposed use, the planning commission shall determine compliance with each of the following:

Criteria	Finding	Rationale
1. This title specifically authorizes the use	Complies	The wireless telecommunications use is allowed as
where it is located		a conditional use in the M-1 zoning district.
2. The use is consistent with applicable policies	Complies	The use is located in an area zoned and designed
set forth in adopted citywide, community, and		by the associated master plan as "light
small area master plans and future land use		industrial," see analysis from standard 3 above.
maps		
3. The use is well-suited to the character of the	Complies	The use is supportive of and similar to surrounding
site, and adjacent uses as shown by an analysis		utilitarian and industrial uses.
of the intensity, size, and scale of the use		

compared to existing uses in the surrounding		
 area 4. The mass, scale, style, design, and architectural detailing of the surrounding structures as they relate to the proposed have been considered 	Complies	The proposal is not in conflict with the mass, scale, style, design or architectural detailing of surrounding structures or uses.
5. Access points and driveways are designed to minimize grading of natural topography, direct vehicular traffic onto major streets, and not impede traffic flows	Complies	The proposal will have no traffic impact and is accessed from existing driveways.
6. The internal circulation system is designed to mitigate adverse impacts on adjacent property from motorized, non-motorized, and pedestrian traffic	Complies	Traffic to and from the cell tower and lease area is limited to maintenance purposes only. There will be no impact on the subject or abutting parcels.
7. The site is designed to enable access and circulation for pedestrian and bicycles	Complies	The site is not to be used on a regular basis and does not require regular access or circulation for pedestrians or bicycles.
8. Access to the site does not unreasonably impact the service level of any abutting or adjacent street	Complies	Access to the site is existing and does/will not impact the service level of an adjacent street.
9. The location and design of off-street parking complies with applicable standards of this code	Complies, w/conditio n	Off-street parking is not required for this use. All associated vehicle traffic will be for periodic maintenance.
10. Utility capacity is sufficient to support the use at normal service levels	Complies	Use has access to all necessary utilities.
11. The use is appropriately screened, buffered, or separated from adjoining dissimilar uses to mitigate potential use conflicts	Complies	The use will be required to meet all landscaping and screening requirements for the M-1 zone prior to the issue of a building permit.
12. The use meets City sustainability plans, does not significantly impact the quality of surrounding air and water, encroach into a river or stream, or introduce any hazard or environmental damage to any adjacent property, including cigarette smoke	Complies	Use does not significantly impact sustainability plans nor does it encroach onto a stream or water way.
13. The hours of operation and delivery of the use are compatible with surrounding uses	Complies	Once the installation is complete, the antennas and equipment will only have periodic visits from maintenance crews.
14. Signs and lighting are compatible with, and do not negatively impact surrounding uses	Complies	The proposal does not include signs and lighting other than typical warning signs and lights for aircraft safety. No negative impacts to surrounding uses are anticipated.
15. The proposed use does not undermine preservation of historic resources and structures	Complies	The proposal does not involve an historic structure or resource.

Finding: In analyzing the potential detrimental effects of the proposed use, Staff finds that the request complies with the criteria listed above in that there are no detrimental impacts anticipated with this proposed telecommunications use collocating at the existing site.

ATTACHMENT F: Public Process and Comments

Public Notice, Meetings, Comments

The following is a list of public meetings that have been held, and other public input opportunities, related to the proposed project:

Community Council meeting

The local community council (Glendale Community Council) scheduled this item for discussion at their January 20, 2021 meeting. The applicant and staff discussed the proposal. The Council did not report any concerns at that time.

Notice of the public hearing for the proposal included:

Public hearing notice mailed on February 26, 2021 Public hearing notice posted on February 26, 2021 Public notice posted on City and State websites and Planning Division list serve: February 26, 2021

Public Comments

No public comments were received before this report was finalized.

ATTACHMENT G: City Department Comments

Transportation (Mike Barry): No objections or concerns.

Fire: [No comments]

Public Utilities: [No comments]

Zoning: (Greg Mikolash): Building Services did not identify any zoning related issues associated with this request. A building permit will need to be applied for the new work being accomplished.