

Memorandum Department of Planning & Public Works



To: Planning and Public Works Committee

From: Shawn Seymour, Project Planner

Date: 10/08/2009

RE: <u>**T.S.P. 09-2009 T-Mobile (Spirit 40 Park)**</u>: A request to obtain approval for a Telecommunication Facility Siting Permit for the purpose of replacing existing antennas with new antennas on a 0.46 acre tract of land zoned "M3" Planned Industrial District located at 731 Spirit 40 Park Drive, north of the intersection of Spirit 40 Park Drive and Chesterfield Airport Road (17V420146).

<u>Summary</u>

The petitioners are requesting a telecommunications facilities siting permit for the purpose of removing and replacing antennas and coaxial cable on a mono-pole tower and to construct an additional ground mounted cabinet located in the Spirit 40 Development. Per the requirements of City of Chesterfield Ordinance 2391, which governs telecommunications and facilities siting, the above-referenced matter was presented for public hearing at the September 30, 2009 session of the City of Chesterfield Planning Commission. Ordinance 2391 requires that the Planning Commission shall provide a venue for public hearing of requests for Telecommunications Siting Permits (TSP). Please note, the Commission does not provide a recommendation to the City Council, but rather a list of issues generated during the hearing.

No outstanding issues were identified at the public hearing.

Attached are copies of the materials submitted to the Planning Commission.

Respectfully submitted,

Shawn P. Seymour, AICP Project Planner

Respectfully submitted,

Annissa McCaskill-Clay

Annissa McCaskill – Clay, AICP Lead Senior Planner

CC: Michael G. Herring, City Administrator Rob Heggie, City Attorney Michael O. Geisel, Director of Planning & Public Works Aimee Nassif, Director of Planning & Development Services

Attachments: Planning Commission packet





690 Chesterfield Pkwy W • Chesterfield MO 63017-0760 Phone: 636-537-4000 • Fax 636-537-4798 • www.chesterfield.mo.us

Department of Planning & Public Works City of Chesterfield Public Hearing Summary Report

T.S.P. 09-2009 T-Mobile (Spirit 40 Park): A request to obtain approval for a Telecommunication Facility Siting Permit for the purpose of replacing existing antennas with new antennas on a 0.46 acre tract of land zoned "M3" Planned Commercial District located at 731 Spirit 40 Park Drive, north of the intersection of Spirit 40 Park Drive and Chesterfield Airport Road (17V420146).

Summary

The above-referenced project is a request for a Telecommunications Siting Permit (T.S.P.). If the request is approved, the Permit will allow the removal and replacement of three antennas located atop a mono-pole structure.

There are currently two (2) wireless telecommunications companies operating from this structure. Both were approved administratively under the conditions of City of Chesterfield Ordinance 1214. City of Chesterfield Ordinance 2391, which now governs telecommunications and facilities siting, requires a public hearing before the City of Chesterfield Planning Commission. Please note, the Commission does not provide a recommendation to the City Council, but rather a list of issues generated during the hearing. City Council is the decision-making body for all requests for Telecommunications Siting Permits. A public hearing further addressing the request will be held at the September 30, 2009 City of Chesterfield Planning Commission meeting. Attached please find a copy of the Public Hearing Notice and an application packet detailing the Petitioner's request.



Respectfully submitted,

Shawn Seymour, AICP Project Planner

Cc: Michael G. Herring, City Administrator Rob Heggie, City Attorney Michael O. Geisel, Director of Planning and Public Works Aimee Nassif, Planning and Development Services Director

NOTICE OF PUBLIC HEARING CITY OF CHESTERFIELD PLANNING COMMISSION

NOTICE IS HEREBY GIVEN that the Planning Commission of the City of Chesterfield will hold a Public Hearing on Wednesday, September 30, 2009, in the Council Chambers at the City Hall, 690 Chesterfield Parkway West, Chesterfield, Missouri 63017.

Said hearing will be as follows:

T.S.P. 09-2009 T-Mobile (Spirit 40 Park): A request to obtain approval for a Telecommunication Facility Siting Permit for the purpose of replacing existing antennas with new antennas on a 0.46 acre tract of land zoned "M3" Planned Commercial District located at 731 Spirit 40 Park Drive, north of the intersection of Spirit 40 Park Drive and Chesterfield Airport Road (17V420146).



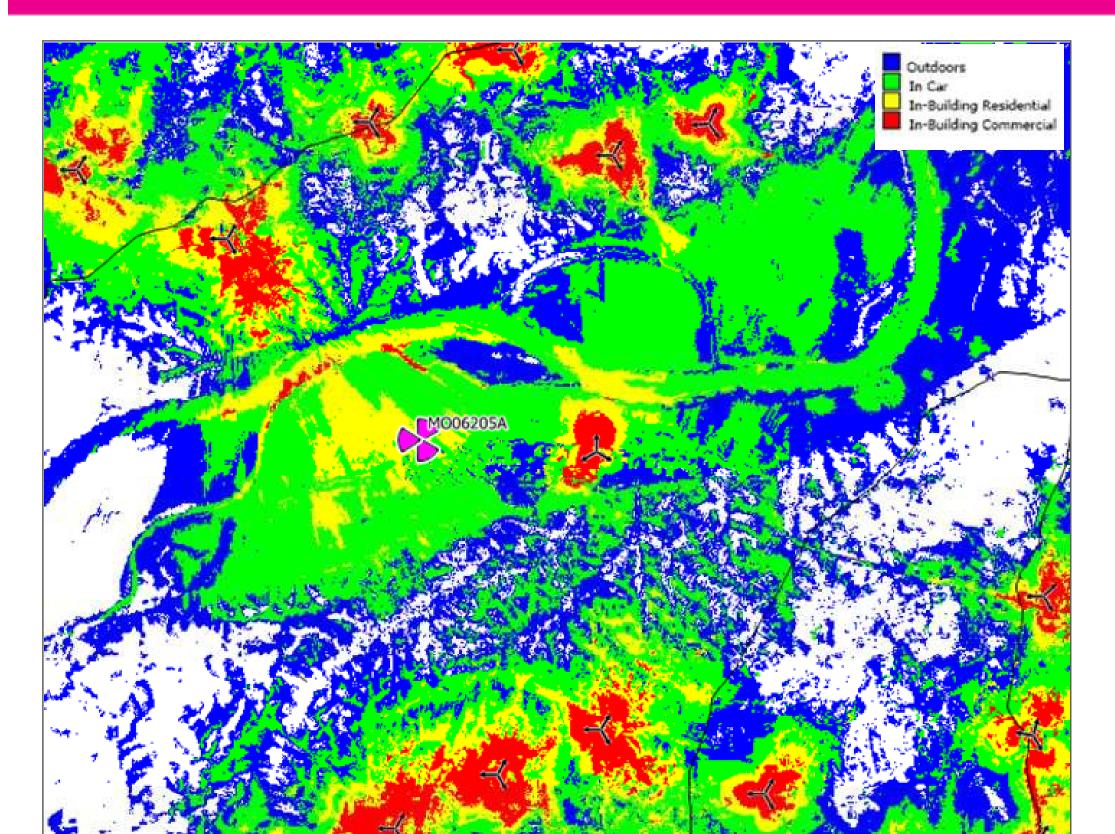
Anyone interested in the proceedings will be given an opportunity to be heard. Copies of the request are available for review in the Department of Planning and Public Works at the Chesterfield City Hall, 690 Chesterfield Parkway West during weekdays between the hours of 8:30 a.m. and 4:30 p.m. If you should need additional information about this project, please contact Mr. Shawn P. Seymour, Project Planner, by telephone at 636-537-4741 or by email at sseymour@chesterfield.mo.us

CITY OF CHESTERFIELD Maurice L. Hirsch, Jr., Chair Chesterfield Planning Commission

Description of Property

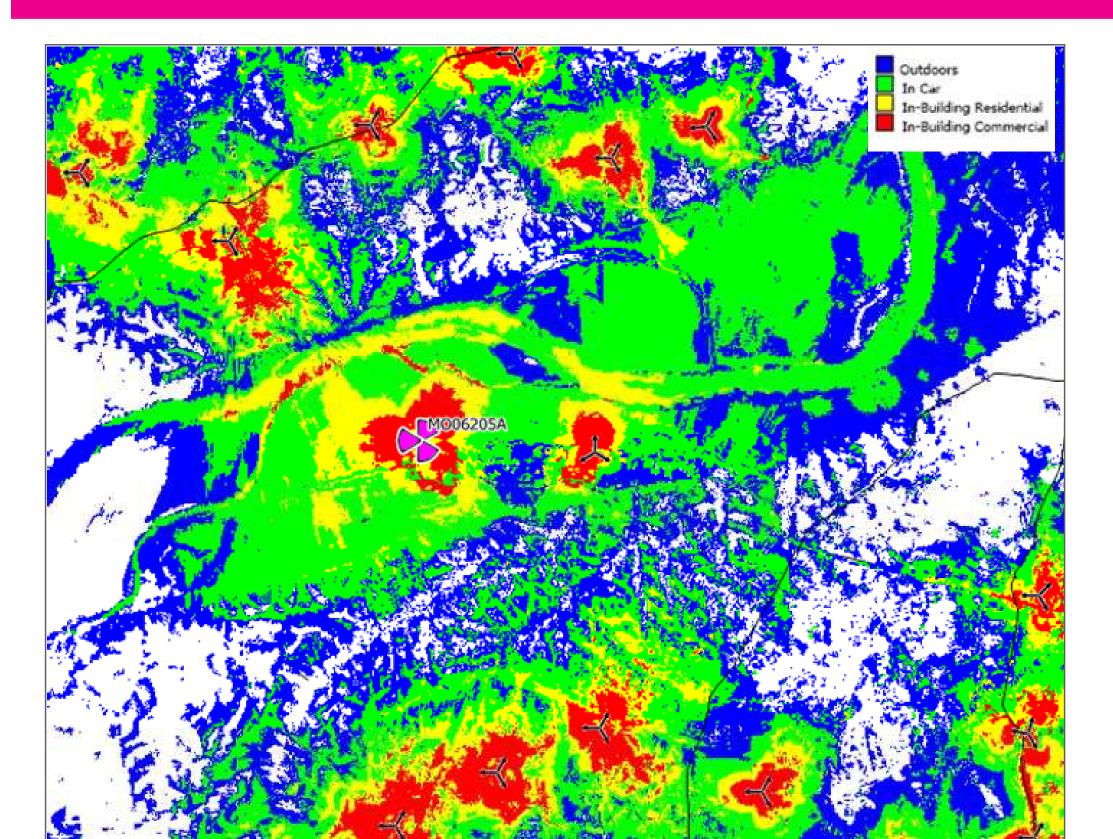
Adjusted Lot 3A of a Boundary Adjustment Plat, as recorded in Plat Book 337, on Page 32 in the Recorder of Deeds Office at St. Louis County Missouri.













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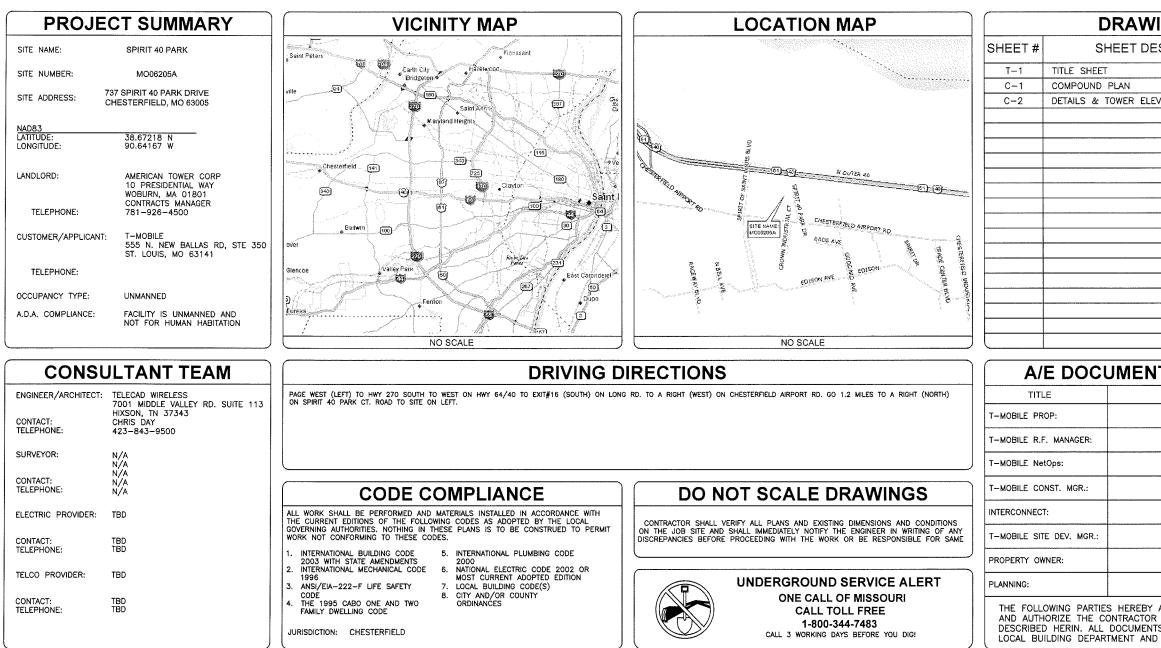
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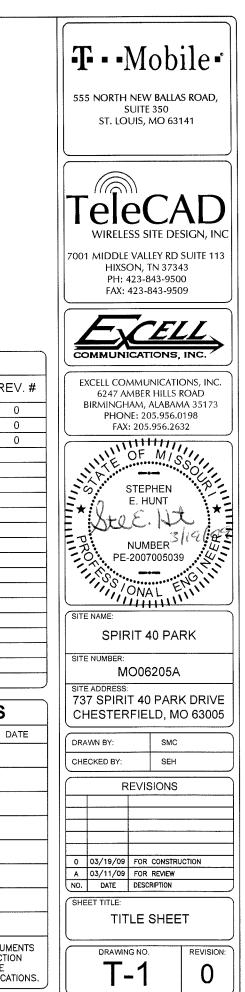
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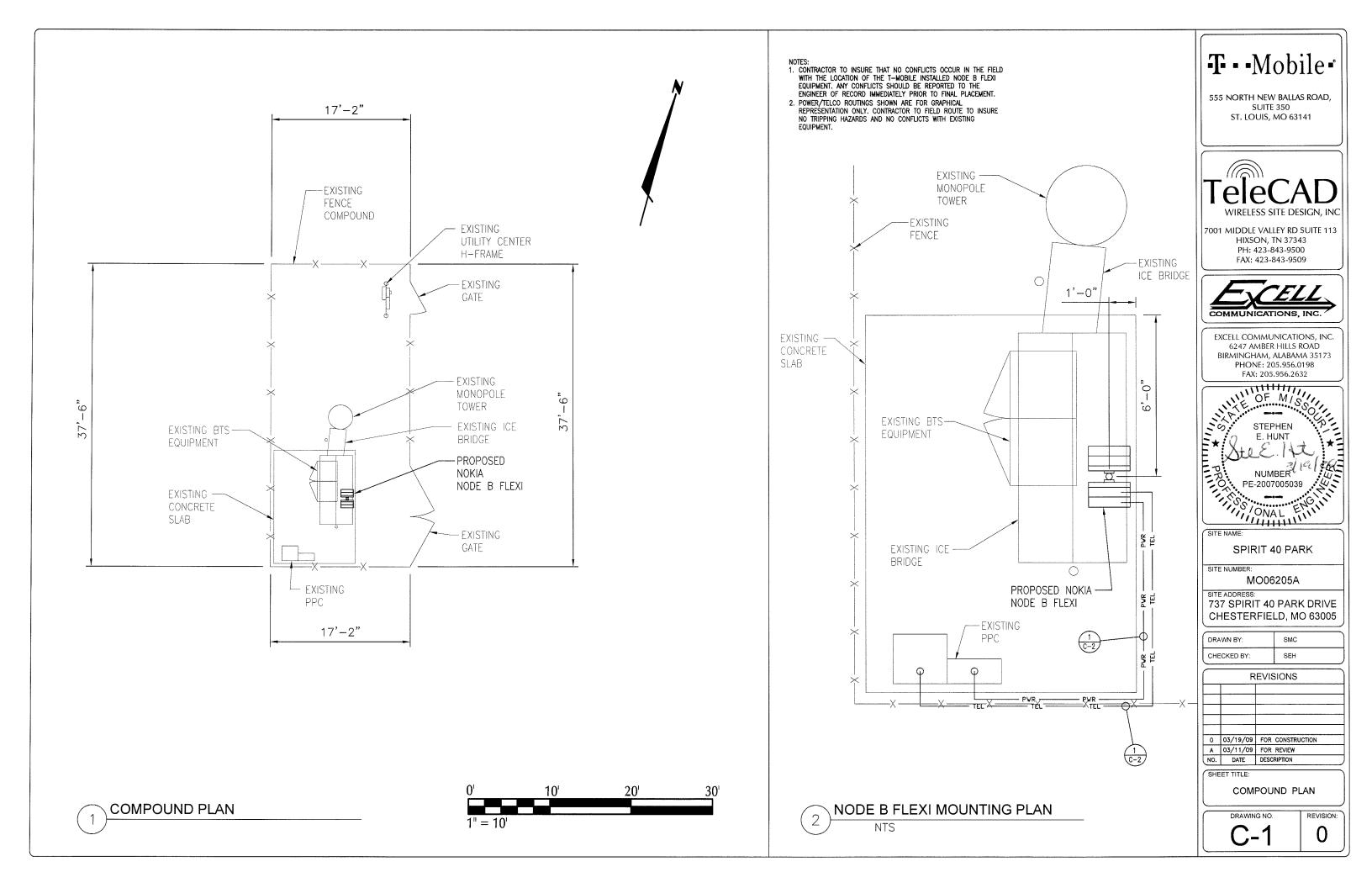
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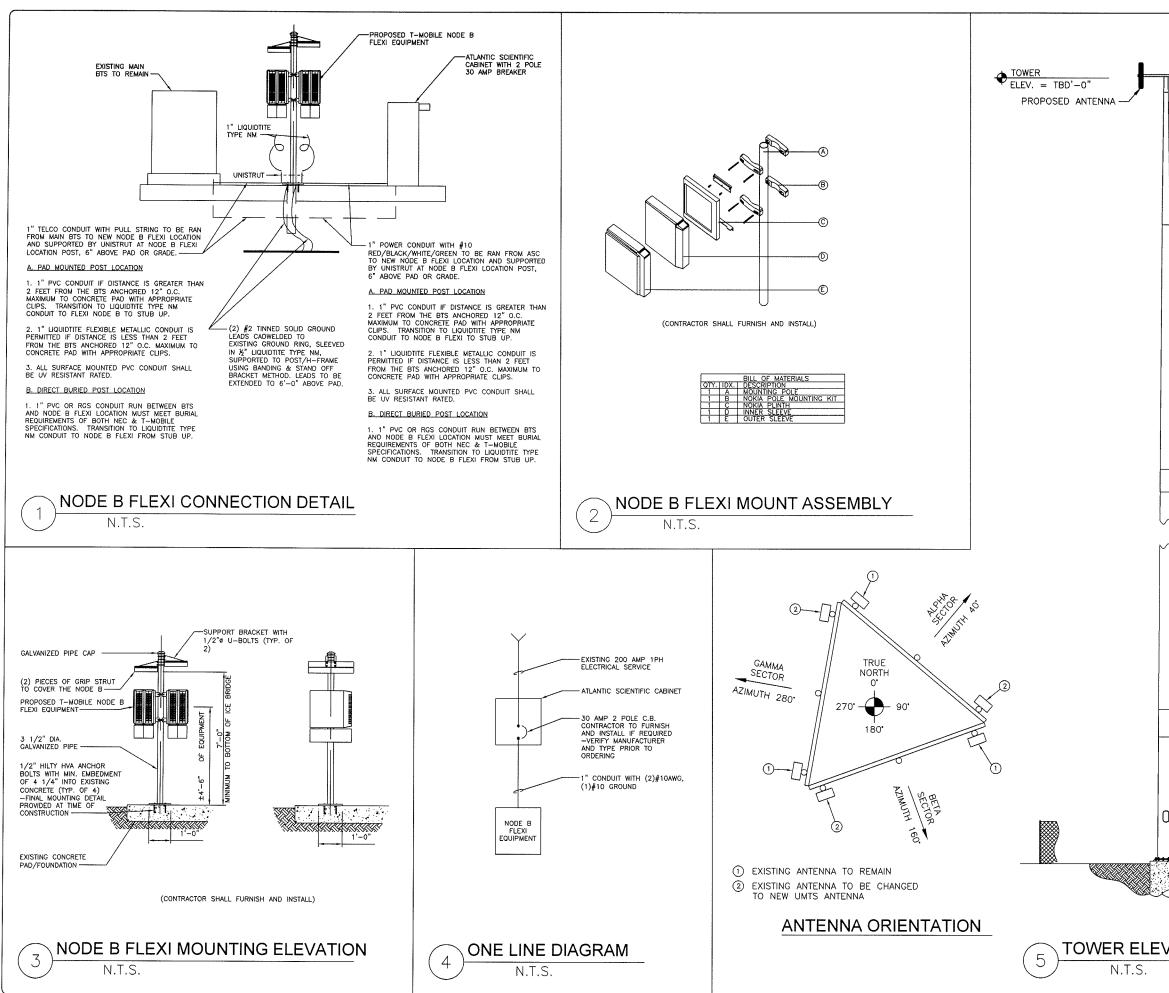


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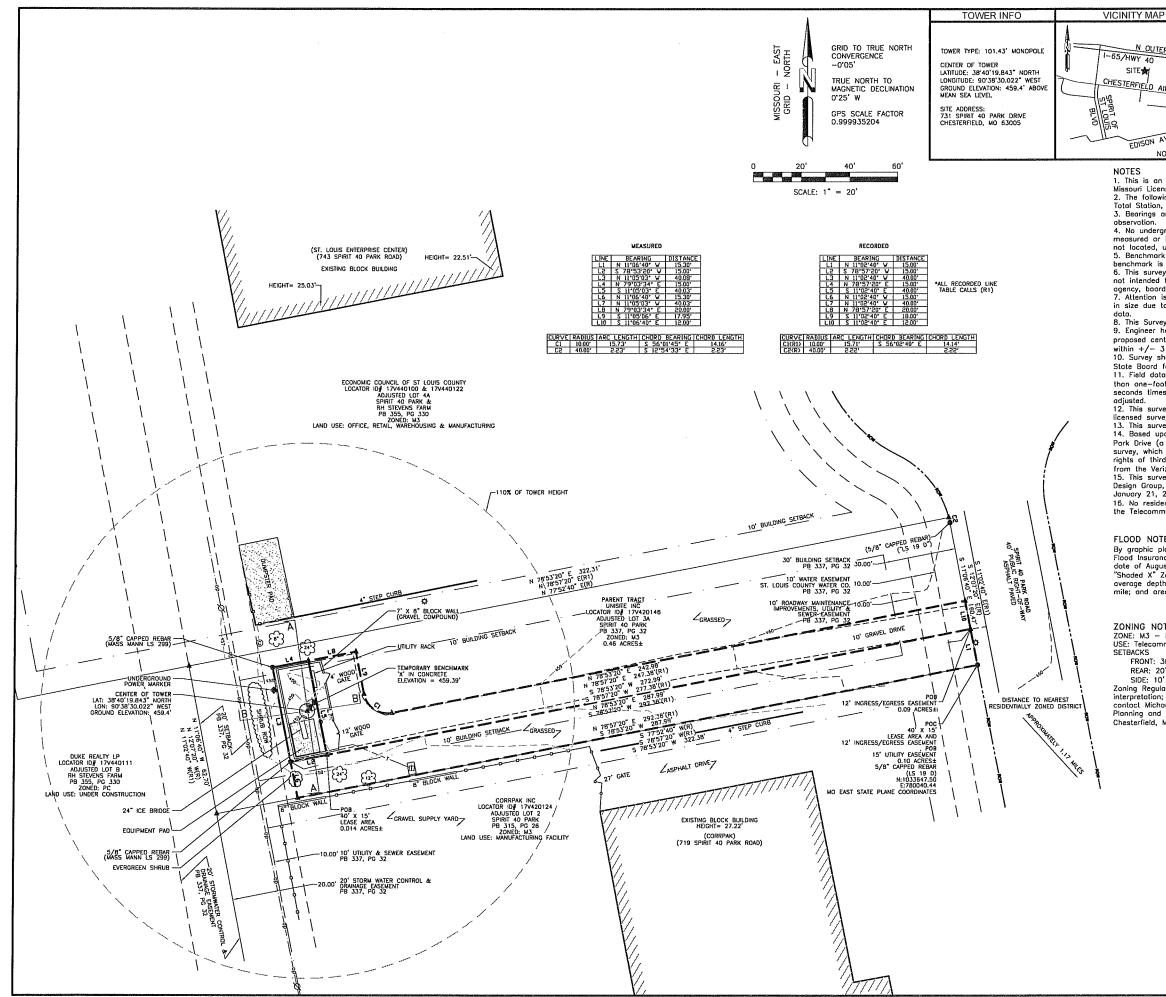
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PARENT TRACT LEGAL DESCRIPTION (PB 337, PG 32) Adjusted Lot 3A of a Boundary Adjustment Plat, as recorded in Plat Book 337, on page 32 in the Recorder of Deeds Office of St. Louis County, Missouri. 40' X 15' LEASE AREA (AS PROVIDED)(PER PRIOR SURVEY, SEE NOTE #15) A porcel of land being a part of Adjusted Lot 3A of a Boundary Adjustment Plat, as recorded in Plat Book 337, on page 32 in the Recorder of Deeds Office of St. Louis County, Missouri, and being more particularly described as follows: Commencing at an iron pipe that marks the Southeosterly corner of said Adjusted Lot 3A; thence along the Westerly line of Spirit 40 Park (40' wide) Drive North 11 degrees 02 minutes 40 seconds West, a distance of 15.00 feet to a point; thence leaving said Westerly line, South 78 degrees 57 minutes 20 seconds West, a distance of 277.38 feet to the point of beginning of the Cell Site Lease Area herein described; thence continuing South 78 degrees 57 minutes 20 seconds West, a distance of 15.00 feet to a point; thence North 11 degrees 02 minutes 40 seconds West, a distance of 40.00 feet to a point; thence North 78 degrees 57 minutes 20 seconds East, a distance of 15.00 feet to a point; thence South 11 degrees 02 minutes 40 seconds East, a distance of 40.00 feet to the point of beginning. Said Cell Site Lease Area containing 0.014 acres (600 sq.ft.), more or less, and being situated in St. Louis County, Missouri. 15' UTILITY EASEMENT (AS PROVIDED)(PER PRIOR SURVEY, SEE NOTE #15) A strip of land fifteen (15') feet in width off the Southerly side of Adjusted Lot 3A of a Boundary Adjustment Plat, as recorded in Plat Book 337, an page 32 in the Recorder of Deeds Office of St. Louis County, Missouri, and being more particularly described as follows: Beginning at an iron pipe which marks the Southeasterly corner of said Adjusted Lot 3A; thence along the Westerly line of Spirit 40 Pork (40' wide) Drive North 11 degrees 02 minutes 40 seconds West, a distance of 15,00 feet to a point; thence leaving said Westerly line, South 78 degrees 57 minutes 20 seconds West, a distance of 292,38 feet to a point; thence South 11 degrees 02 minutes 40 seconds East, a distance of 15.00 feet to a point in the Southerly line of sold Adjusted Lot 3A; thence along sold Southerly line North 78 degrees 57 minutes 20 seconds East, a distance of 292.38 feet to the point of beginning. Sold 15 Wide Utility Eosement being situated in St. Louis County, Missouri, 12' INGRESS/EGRESS EASEMENT (AS PROVIDED)(PER PRIOR SURVEY, SEE NOTE #15) A strip of land twelve (12') feet in width off the Southerly side of Adjusted Lot 3A of a Boundary Adjustment Plot, as recorded in Plat Book 337, on page 32 in the Recorder of Deeds Office of St. Louis County, Missouri, and being more particularly described as follows: Commencing at an iron pipe which marks the Southeasterly corner of said Adjusted Lot 3A; thence along the Westerly line of Spirit 40 Commencing at an iron pipe which marks the Southeasterly corner of sold Adjusted Lat 3A; thence along the Westerly line of Spirit 40 Park (40° wide) Drive North 11 degrees 02 minutes 40 seconds West, a distance of 15.00 feet to the point of beginning of the Temporary Ingress-Egress Easement herein described; thence leaving sold Westerly line, South 78 degrees 57 minutes 20 seconds West, a distance of 277.38 feet to a point; thence North 11 degrees 02 minutes 40 seconds West, a distance of 40.00 feet to a point; thence North 78 degrees 57 minutes 20 seconds East, a distance of 20.00 feet to a point; thence South 11 degrees 02 minutes 40 seconds East, a distance of 18.00 feet to a point; thence along a curve to the left, having a radius of 10.00 feet, the chord of which bears South 56 degrees 02 minutes 40 seconds East, an arc distance of 15.71 feet to the point of tangency of soid curve; thence North 78 degrees 57 minutes 20 seconds East, a distance of 247.38 feet to a point in the Westerly line of Spirit 40 Park (40° wide) Drive; thence along soid westerly line, South 11 degrees 02 minutes 40 seconds East, a distance of 12.00 feet to the point of beginning. Said Temporary lingress-Egress Easement being situated in St. Louis County, Missouri.

