

ORDINANCE NO. 2107-07
by the Plan Commission

AN ORDINANCE GRANTING A CONDITIONAL USE TO PERMIT
INSTALLATION OF WIRELESS TELECOMMUNICATIONS EQUIPMENT
AND ANTENNA FOR A SECOND PROVIDER AT 19295 ALTA VISTA CIR.
OR THE WATER TOWER

WHEREAS, the Plan Commission of the City of Brookfield held a public hearing on the requested conditional use hereinafter described on the 6th day of August, 2007; and

WHEREAS, notice of said hearing was duly given as required by law, and the Common Council received the Plan Commission report on the said request prior to final Council action thereon; and

WHEREAS, "Telecommunication towers, antennas and related facilities" are permitted as conditional uses on the subject property pursuant to Section 17.108.095 of the municipal code, subject to approval of the Common Council.

NOW, THEREFORE, the Common Council of the City of Brookfield do ordain as follows:

PART I. Pursuant to Section 17.108 of the Municipal Code, there is hereby granted approval of a conditional use for the purpose of creating a wireless telecommunications site with ground mounted equipment on a pad for a second provider at 19295 Alta Vista Circle – Water Tower.

PART II. The site is zoned “R-2” Single-family Residential District with Conditional Use Ordinances permitting an elevated water tank and one wireless telecommunication provider. Wireless telecommunication installations in the City are evaluated based upon guidance contained in the City’s 1996 report, “General Guidelines for PCS Siting” and Wireless Study Update – 2000. Wireless telecommunication installations are regulated by Section 17.108.095 of the Municipal Code. The Alta Vista water tower is identified as a telecommunications co-location site capable of supporting three (3) carriers in the Wireless Study Update – 2000. There are no other municipal site telecommunication alternatives to this location.

PART III. Given the site’s area constraints, the impact the City’s prototypical equipment enclosure would have on existing vegetation and views from adjoining neighbors and the inability of design engineers to fit T-Mobile’s equipment into the space remaining in the base of the water tower, the Plan Commission recommended use of ground mounted cabinetry on a pad screened by landscaping.

PART IV. Said approval is subject to all conditions listed on the August 6, 2007, Plan Commission minutes excluding the requirement to add evergreens to the list of landscape screen species and in their place install six additional deciduous shrubs based upon input received from the City Parks, Recreation and Forestry Department.

PART V. The conditional use would occur on lands described as: Outlot 1, Still Point, being a remapping of lots 7 & 8, Block 5 of Glen Kerry Subdivision together with those lands located in the NW 1/4 and the NE 1/4 of the NE 1/4 of Section 20, T7N, R20E, City of Brookfield, Waukesha County, Wisconsin. Tax Key No. BRC 1085-999-009

PART VI. All ordinances or parts of ordinances contravening the provisions of this ordinance are hereby repealed.

PART VII. This ordinance shall be in full force and effect from and after its passage and publication.

ADOPTED AND APPROVED ON August 21, 2007

Kristine A. Schmidt, City Clerk

Jeff R. Speaker, Mayor

Published: August 30, 2007