

**RESOLUTION**

**R116-11/12**

**SPECIAL USE PERMIT FOR USE OF  
WIRELESS TELECOMMUNICATIONS FACILITY**

AT&T – 3538 Hwy 80

**WHEREAS**, AT&T co-located on an existing facility located at 3538 US Hwy 80 in the City of Selma, AL without required compliance with the City's Telecommunication Ordinance, and;

**WHEREAS**, AT&T was required by the City to make application and provide proof of compliance with the City's Telecommunication Ordinance No. COS 013-00/01, and;

**WHEREAS**, AT&T complied with the City's Telecommunication Ordinance No. COS 013-00/01 and demonstrated the need for modification of this wireless facility to deliver consistently reliable services in the identified area, and;

**WHEREAS**, both the City and AT&T customers in Selma will benefit from improved service, and;

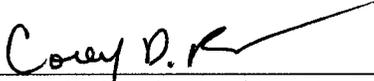
**WHEREAS**, recommendation by CMS for approval of this application is expressly a 1-time situation as regards the pre-existence issue vis-à-vis the support structure, and is expressly not deemed precedent-setting nor is it to be referenced in relation to any claim related to any future application on this or any other support structure.

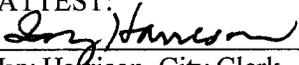
**WHEREAS**, the City's consultant, The Center for Municipal Solutions (CMS), recommends the granting of a Special Use Permit for this co-location on the existing facility located at 3538 US Hwy 80 which consists of an existing 265' guyed tower;

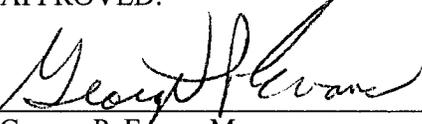
**THEREFORE, BE IT RESOLVED** by the City Council of the City of Selma, Alabama that AT&T is hereby granted a Special Use Permit for the existing co-location at 3538 US Hwy 80. AT&T shall be required to comply with the following conditions:

1. AT&T must purchase any required permits.
2. AT&T must provide TIA/EIA-222 ANSI Inspection Report with any items requiring repair remediated within 30 days of approval of the Special Use Permit. Failure to provide ANSI Inspection Report as required will result in forfeiture of the Special Use Permit.
3. 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.
4. AT&T Wireless 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.
5. The Certificate of Occupancy shall not be issued until all fees and costs associated with this Permit, including inspections, have been paid.

**ADOPTED BY THE CITY COUNCIL OF THE CITY OF SELMA, ALABAMA**, on this the 22<sup>nd</sup> day of November 2011.

  
Corey D. Bowie, President Pro Tempore

ATTEST:  
  
Ivy Harrison, City Clerk

APPROVED:  
  
George P. Evans, Mayor