

DRAFT

**TOWN OF CORTLANDT
PLANNING BOARD
PB 2020-12**

RESOLUTION NO. 18-21

WHEREAS, a letter dated July 27, 2020 was submitted by Michael Sheridan, Esq. on behalf of New York SMSA Limited Partnership, d/b/a Verizon Wireless, for the property of the Lake Mohegan Fire District, for recertification of the Special Permit for an existing cell tower located at 260 Croton Avenue as per Chapter 277 (Telecommunications Towers) of the Town of Cortlandt Code, and

WHEREAS, the subject tower is located at 260 Croton Avenue and is designated on the Town of Cortlandt Tax Maps as Section 34.18, Block 1, Lot 8, and

WHEREAS, the subject tower was originally approved by the Town of Cortlandt Zoning Board of Appeals on November 18, 2015, and

WHEREAS, as required by Section 277-18 of the Town Code (Telecommunications Towers) the tower must be re-certified every 5-years, and

WHEREAS, the subject special permit stays in effect while the re-certification process is being undertaken, and

WHEREAS, the applicant submitted a report dated October 15, 2021 from Edward Iamicelli, P.E. of Tectonic Engineering summarizing the permits that have been issued to the subject tower, at it's time of original construction, and subsequent to its original construction permitting an AT&T co-location and a Verizon Wireless Antenna replacement with related improvements, and provided a report on a visual inspection of the tower completed on October 1, 2021 finding that that the facility remains in compliance with the original approval and all applicable laws, and

WHEREAS, the request for recertification was reviewed by Department of Technical Services staff as required by Chapter 277 of the Town Code, and

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WHEREAS, the subject request is considered a Type II action under the State Environmental Quality Review Act (SEQRA).

NOW THEREFORE BE IT RESOLVED, that the request of Michael Sheridan, Esq. on behalf of New York SMSA Limited Partnership, d/b/a Verizon Wireless, for the property of the Lake Mohegan Fire District for re-certification of the Special Permit issued for the existing wireless telecommunications facility located at 260 Croton Avenue is hereby **approved** subject to the conditions listed below:

CONDITIONS AND MODIFICATIONS:

- 1. Updates to the liability insurance shall be provided to the Town prior to the issuance of the recertification.**
- 2. The applicant shall make application to the Planning Board at or prior to the October 2026 Planning Board meeting to request the next 5-year re-certification.**

TO BE CONSIDERED FOR ADOPTION: NOVEMBER 3, 2021