

**Tax Map/Block/Parcel
No. 51-21-494**

**Building Permit/Zoning
Certificate No. 03-0096**

Case 4778

**OFFICIAL DECISION
BOARD OF ZONING APPEALS
CARROLL COUNTY, MARYLAND**

APPLICANT: AT&T Wireless PCS, LLC by TRM
104 Church Lane, Suite 209
Pikesville, Maryland 21208

ATTORNEY: Amy Cavero

REQUEST: An application for a conditional use to construct a 120 Ft. monopole wireless communication facility with up to 6 antennas, in a 75 Ft. x 75 Ft. compound, with up to 3 equipment cabinets.

LOCATION: The site is located at 1920 Nicodemus Road, Westminster, MD 21157, (mailing address: 1827 Stuller Road, New Windsor, MD 21776) on property zoned "A" Agricultural District in Election District 7.

BASIS: Code of Public Local Laws and Ordinances, Chapter 223-15 C(2)

HEARING HELD: March 25, 2003

FINDINGS AND CONCLUSION

On March 25, 2003, the Board of Zoning Appeals (the Board) convened to hear the request for a conditional use to construct a 120 Ft. monopole wireless communication facility with up to 6 antennas, in a 75 Ft. x 75 Ft. compound, with up to 3 equipment cabinets. Based on the testimony and evidence presented, the Board made the following findings and conclusion:

AT&T Wireless PCS, LLC by TRM (the Applicant) is a provider of wireless communications. There is a gap in coverage along Route 27 in the immediate area of the subject property, which is a parcel that is being farmed and is zoned "A" Agricultural. The Applicant wishes to erect a 120-foot monopole to accommodate cell phone usage in the area. A review of possible alternative sites, including other existing towers, large buildings, and silos led to the conclusion that the proposed site was the only feasible option. The proposed tower at this location meets all applicable setbacks and two additional carriers can be accommodated on it.

OFFICIAL DECISION

Page Two

C-4778

The Board accepted an affidavit from an appraiser who has frequently appeared before it and agrees that the property values in the area of the tower will not be adversely affected. In addition, no traffic or noise will be generated. The tower will not be lighted.

The Board finds that the proposed used at this location will not generate adverse effects above and beyond those normally associated with such a use. Accordingly, the request for the conditional use is granted.

4/17/03

Date

Karl V. Reichlin

Karl V. Reichlin, Chairman