



CITY COUNCIL ACTION REPORT

DATE: September 27, 2007

TO: Phillip L. Nelson, City Manager

FROM: Brian P. Murphy, Assistant City Manager/Economic Development Services
Mark F. Miller, Planning Director

SUBJECT: Zoning Ordinance Text Amendment (File Number: ZOTA 230) – Articles X and XVIII – Wireless Communication Towers on School Property in the R-1A through R-1E One Family Residential and C-F Community Facilities Districts

Background:

- The Planning Commission held a public hearing for this item at the July 10, 2007 Regular meeting and recommended approval of ZOTA 230.
- City Council held a public hearing on this item on September 10, 2007 and postponed the item to the October 1, 2007 Regular meeting.
- City Management requests postponement of this item to the November 12, 2007 Regular meeting to provide the Parks and Recreation Board an opportunity to review and comment on the proposed Zoning Ordinance Text Amendment.

Financial Considerations:

- The amendment could open potential revenue streams for school districts and the City of Troy.

Legal Considerations:

- City Council has the authority to amend the Zoning Ordinance.

Policy Considerations:

- The proposed amendment is consistent with City Council Goal I (Enhance the livability and safety of the community) and Goal III (Retain and attract investment while encouraging redevelopment).

Options:

- City Council can approve, deny or modify the proposed text amendment.

Attachments:

1. Minutes from September 10, 2007 City Council Regular meeting.

Prepared by RBS/MFM

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BE IT FINALLY RESOLVED, That the petitioner is hereby **PERMITTED** to submit a Preliminary Development Plan pursuant to article 35.50.02.

Yes: Stine, Schilling, Beltramini, Fleming
No: Howrylak, Lambert
Absent: Broomfield

MOTION CARRIED

C-4 Zoning Ordinance Text Amendment (File Number: ZOTA 230) – Articles X and XVIII – Wireless Communication Towers on School Property in the R-1A through R-1E (One Family Residential) and C-F (Community Facilities) Districts

The Mayor opened the Public Hearing for public comment.
Neil Goodman – Support
Mike Adamczyk – Support
Tom Krent – Support
Audrey Zembruski – Support
The Mayor closed the Public Hearing after receiving comment from the public.

Resolution
Moved by Beltramini
Seconded by Schilling

RESOLVED, That Troy City Council hereby **AMENDS** Article X (R-1A – R-1E ONE FAMILY RESIDENTIAL DISTRICT) and XVIII (C-F COMMUNITY FACILITIES DISTRICT) of the City of Troy Zoning Ordinance, pertaining to the permitting of Wireless Communication Towers in the R-1A – R-1E and C-F Districts, to read as written in the proposed Zoning Ordinance Text Amendment (ZOTA 230), City Council Public Hearing Draft, as recommended by the Planning Commission.

Vote on Resolution to Postpone

Resolution #2007-06-268
Moved by Lambert
Seconded by Howrylak

RESOLVED, That Troy City Council hereby **POSTPONES** the resolution *C-4 Zoning Ordinance Text Amendment (File Number: ZOTA 230) – Articles X and XVIII – Wireless Communications Towers on School Property in the R-1A through R-1E (One Family Residential) and C-F (Community Facilities) Districts* until the Regular City Council meeting scheduled for Monday, October 1, 2007.

Yes: Lambert, Schilling, Beltramini, Fleming, Howrylak
No: Stine
Absent: Broomfield

MOTION CARRIED