

ORDINANCE NO. 2910

AN ORDINANCE REVISING TITLE 5, CHAPTER 5.16.020 S. 1. h.OF THE OCCGF,
PERTAINING TO THE STANDARDS FOR THE DEVELOPMENT OF
TELECOMMUNICATION FACILITIES AND INSTALLATION OF ANTENNAS

WHEREAS, the City of Great Falls intends to protect and promote public health, safety, community welfare and the aesthetic quality of Great Falls; and

WHEREAS, the City of Great Falls does not want to unduly restrict the development of needed telecommunications facilities and important amateur radio installations, and encourage managed development of telecommunications infrastructure; and

WHEREAS, the codes adopted by the City of Great Falls are meant to simplify and shorten the process for obtaining necessary permits for telecommunication facilities while at the same time protecting the legitimate interests of Great Falls citizens;

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS,
MONTANA:

Section 1. That Title 5, Chapter 5.16.020 S. 1. h.OCCGF, pertaining to the Standards for the development of telecommunication facilities and installation of antennas, be revised as depicted in Exhibit A in its entirety, where any language indicated by a strike-out be removed, and any language be added which is in bold type.

PASSED BY THE CITY COMMISSION OF THE CITY OF GREAT FALLS,
MONTANA, this 3rd day of May, 2005.

Randall H. Gray, Mayor

ATTEST:

Peggy J. Bourne, City Clerk

(SEAL OF CITY)

APPROVED AS TO FORM:

David V. Gliko, City Attorney

State of Montana)
County of Cascade : ss
City of Great Falls)

I, Peggy J. Bourne, City Clerk of the City of Great Falls, Montana, do hereby certify that the foregoing Ordinance was placed on its final passage and passed by the Commission of the City of Great Falls, Montana, at a meeting thereof held on the 3rd day of May, 2005.

IN WITNESS THEREOF, I have set my hand and affixed the Seal of said City this 3rd day of May, 2005.

Peggy J. Bourne, City Clerk

(SEAL OF CITY)

State of Montana)
County of Cascade : ss
City of Great Falls)

Peggy J. Bourne, being first duly sworn, deposes and says: That on the 3rd day of May, 2005, and prior thereto, she was the City Clerk of Great Falls, Montana; that as said City Clerk she did publish and post by law and as prescribed and directed by the Commission of said city to wit:

On the Bulletin Board, first floor, Civic Center Building;
On the Bulletin Board, first floor, Cascade County Courthouse;
On the Bulletin Board, Great Falls Public Library

Peggy J. Bourne, City Clerk

(SEAL OF CITY)

ORDINANCE 2910
EXHIBIT A

5.16.020 Definitions. For the purpose of this chapter, the following words and phrases shall have the meaning respectively ascribed to them in this section:

J. "Public service use or facility" means a use operated or used by a public body or public utility in connection with any of the following services: water, waste water management, public education, parks and recreation, fire and police protection, solid waste management, transportation or utilities.

S. "Telecommunication facility" means a facility that transmits and/or receives electromagnetic signals. It includes antennas, microwave dishes, horns, and other types of equipment for the transmission or receipt of such signals, telecommunication towers or similar structures supporting said equipment, equipment buildings, parking area, and other accessory development.

1. "Telecommunications Facility - Exempt" include, but are not limited to, the following unless located within a recognized Historic District:

a. A single ground or building mounted receive-only radio or television antenna including any mast, for the sole use of the tenant occupying the residential parcel on which the radio or television antenna is located; with an antenna height not exceeding twenty-five feet (25');

b. A ground or building mounted citizens band radio antenna including any mast, if the height (post and antenna) does not exceed thirty-five feet (35');

c. A ground, building, or tower mounted antenna operated by a federally licensed amateur radio operator as part of the Amateur Radio Service, if the height (post and antenna) does not exceed eighty feet (80'). (Ord. 2754, 1999).

d. A ground or building mounted receive-only radio or television satellite dish antenna, which does not exceed thirty-six inches (36") in diameter, for the sole use of the resident occupying a residential parcel on which the satellite dish is located; provided the height of said dish does not exceed the height of the ridgeline of the primary structure on said parcel.

e. All citizens band radio antenna or antenna operated by a federally licensed amateur radio operator as part of the Amateur Radio Service which existed at the time of the adoption of this section.

f. Mobile services providing public information coverage of news events of a temporary nature.

g. Hand held devices such as cell phones, business-band mobile radios, walkie-talkies, cordless telephones, garage door openers and similar devices as determined by the Community Development Director. of the OCCGF, pertaining to the standards for the development of telecommunication facilities and installation of antennas

h. City government-owned **or public service use/facility-owned (as described in 5.16.020(J))** and operated receive and/or transmit telemetry station antennas for supervisory control and data acquisition (SCADA) systems for water, flood alert, traffic control devices and signals, storm water, pump stations and/or irrigation systems, **public education and transportation** with heights not exceeding thirty-five feet (35').