Donna Chipman

From: FormBuilder@MunicipalNotices.com
Sent: Thursday, March 14, 2013 10:16 AM
To: Donna Chipman
Subject: Public Comment on Telecom Code

The following form was submitted:**Form Name:**
Public Comment on Telecom Code

Form Text:
Please type your comments in the box below. Comments are limited to 1000 characters. You may cut and paste information into the comment box, but please be aware that information pasted into the comment box will decrease the amount of characters remaining. You will need to validate your email address in order to submit your comments.

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Telecom Code Public Comment	1) No definition for 4G, Small Cell and LTE antennas. 2) Definition of "backhaul" is incomplete as no mention of wireless backhaul is included. 3) It is obvious that whoever wrote this document is woefully behind the times and ignorant of current technology. 4) There is a need to include specific language from FCC and Florida cellular statutes that mandate "macro tower" technology. 5) No mention is made that Sarasota and Manatee counties have been certified by the FCC as 911 Phase 2 compliant. This certification removes "safety" as a legitimate reason for increased cellular service. 6) There is no mention of other wireless services, such as wifi, that may be more essential and more useful for wireless communications than celliular. 7) This ordinance, in its present form, is inadequate, dated, incomplete and with too much emphasis on macro tower technology when newer technologies are now available, including 4G/LTE. Why is LTE technology totally absent from this ord
Email	geneonlbk@gmail.com
Name	Gene Jaleski

Sent from IP Address: 71.99.171.22

Donna Chipman

From: FormBuilder@MunicipalNotices.com
Sent: Thursday, March 14, 2013 3:30 AM
To: Donna Chipman
Subject: Public Comment on Telecom Code

The following form was submitted:**Form Name:**
Public Comment on Telecom Code

Form Text:
Please type your comments in the box below. Comments are limited to 1000 characters. You may cut and paste information into the comment box, but please be aware that information pasted into the comment box will decrease the amount of characters remaining. You will need to validate your email address in order to submit your comments.

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Telecom Code Public Comment	Could you provide comparable Telecommunications Zoning Ordinances from other Florida city codes or from other Zoning Codes for Cities in other States? Is any of the proposed language based on FCC laws that prescribe what a local ordinance should state to be in compliance with the Telecommunication Act of 1996?
Email	pdclkg@hotmail.com
Name	Larry Grossman

Sent from IP Address: 108.9.177.50

Donna Chipman

From: FormBuilder@MunicipalNotices.com
Sent: Tuesday, March 19, 2013 3:05 PM
To: Donna Chipman
Subject: Public Comment on Telecom Code

The following form was submitted:**Form Name:**
Public Comment on Telecom Code

Form Text:
Please type your comments in the box below. Comments are limited to 1000 characters. You may cut and paste information into the comment box, but please be aware that information pasted into the comment box will decrease the amount of characters remaining. You will need to validate your email address in order to submit your comments.

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Telecom Code Public Comment	4G LTE is still in various stages of optimization by the local Service Providers. As 4G LTE technology evolves for residential, commercial and emergency services, specific segments of the entire operational band from 700 - 3800 MHz (and possibly beyond) will require a unique antenna solution, i.e., panel, sector, omni-directional, yagi and top signal broadband directional; based on a specific location and useage. Generalized wording in the antenna code will need to cover the overall 4G LTE spectrum. To date it does not appear in the Telecom Code and except for 'flat panel', would be in conflict with the current description of 'antenna'.
Email	coastalmkt@aol.com
Name	Ed Krepela

Sent from IP Address: 71.99.130.218

DOTY SOLIK LAW

RECEIVED
APR 4 2013
Longboat Key
Planning & Zoning

April 2, 2013

Robin D. Meyer
Town of Longboat Key, FL
501 Bay Isles Road
Longboat Key, FL 34228-3124

Re: Proposed Telecommunications Ordinance

Dear Robin:

On behalf of Ridan Industries I offer the following comments to the Proposed Telecommunications Ordinance posted on the Town's website on March 13, 2013:

- Section 158.200 (E)

  Recommend for purposes of consistency that the Town regulations mirror the Florida statutory time frames set forth in §365.172(12), Fla. Stats.

- Section 158.200 (E)(1)

  This provides that if applicants do not cure application deficiencies within the specified time frames the application will be considered withdrawn and closed but no resubmission time requirement appears to be provided.

- Section 158.201(A)(1)(e)

  This requirement conflicts with §365.172(12)(c), Fla. Stats.

- Section 158.201(C)(1)(o)

  The requirement that construction plans be submitted with a special exception application, a zoning level approval, is excessive. This particular special exception use is required to go through a simultaneous site plan review and the information required in the special exception and site plan applications is more than sufficient for the Town to review the proposed use for compliance

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Licensed in FL and GA

with the special exception and site plan criteria. If approved, the use must still obtain a building permit. The additional information provided in construction plans, over and above the detailed zoning drawings required for the special exception/site plan approval, is Florida Building Code compliance information and is more appropriately evaluated at the building permit stage of development. Because a special exception use proposal is also subject to modification by the Town Commission or additional conditions, it seems unfair to force an applicant to go the extensive time and expense to complete construction drawings for a proposal that may or may not be approved as proposed. We suspect that no other special exception use permitted by the LDRs is required to submit construction drawings for zoning approval.

- Section 158.201(C)(1)(z)

  This requirement conflicts with §365.172(12)(c), Fla. Stats.

- Section 158.201(C)(1)(aa)

  This is a building permit level issue.

- Sections 158.201(C)(1)(ee) and (ff)

  This information is not relevant to any of the review criteria set forth in the Ordinance and exceeds the scope of the Town's authority to regulate land use. No other developer proposing any other special exception use allowed in your LDRs must submit information about development it has done outside your municipal boundaries.

- Section 158.201(3)(c)

  This setback appears to address structural safety and sets forth a 100' structural safety setback even if the collapse zone of the tower is less. Section 365.172(12)((b)(2), Fla. Stats., establishes that structural safety setbacks can be no greater than the minimum distance necessary to satisfy the structural safety concern, mandating that this setback be no greater than the collapse zone of the tower.

- Section 158.201(D)

  This insurance requirement exceeds the Town's land use regulatory authority. Any tower approved will be required to meet all building code standards. No other land use allowed in Long Boat Key on private property is required to meet such an insurance obligation.

- Section 158.201(E)

  This section appears to conflict with §365.172(12)(b)(4) in that many of the fees attempted to be charged exceed the fees imposed on other special exception applicants in the Town of Longboat Key.

It is my hope that you find these comments constructive and useful.

Very truly yours,

Mary D. Solik

cc: Kelly Fernandez, Esq.