

RESOLUTION NO. 11-1100

**RESOLUTION APPROVING A 90-DAY INTERIM MORATORIUM ON
CONSTRUCTION OF WIRELESS COMMUNICATION FACILITIES**

WHEREAS, wireless communication facilities refers to structures, such as towers and tower accessories designed primarily for the provision of wireless services; and

WHEREAS, recent Federal Legislation, changes in technology as well as the expansion of State Highway 151 will increase the demand for locating wireless communication facilities; and

WHEREAS, the Committee on Zoning, Planning, Sanitation and Rural Planning Commission desires to enact an ordinance to regulate the placement and construction of wireless communication facilities; and

WHEREAS, Chapter 47 USCS Sec. 332 provides for the preservation of local zoning authority regarding the placement and construction of wireless service facilities; and

WHEREAS the proposed ordinance to regulate the placement and construction of wireless service facilities will not unreasonably discriminate among providers of functionally equivalent services nor prohibit or have the effect of prohibiting the provision of wireless services; and

WHEREAS the Committee on Zoning, Planning, Sanitation and Rural Planning Commission desires to halt the placement and construction of wireless communication facilities until such time that the proposed ordinance is enacted and effective; and

WHEREAS, after reviewing and considering the issues at their November 13, 2000 public meeting, the Committee on Zoning, Planning, Sanitation and Rural Planning Commission recommends that a 90-day moratorium on issuing land use permits for the placement and construction of wireless communication facilities be approved.

NOW, THEREFORE, BE IT RESOLVED, by the Iowa County Board of Supervisors that a 90-day interim moratorium on issuing land use permits for the placement and construction of wireless communication facilities be approved.