

**ZONING BOARD OF APPEALS**

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ZBA 2008-05
Petition of Sprint Together With Nextel
978 Worcester Street

Petition of SPRINT TOGETHER WITH NEXTEL requesting a Special Permit pursuant to the provisions of Section XXII-C and Section XXV of the Zoning Bylaw to install 3 antennas on existing mounts located 85 feet above the ground on an existing tower located at 978 WORCESTER STREET, in a Business District.

On December 17, 2007, the Petitioner filed a request for a hearing before this Authority, and thereafter, due notice of the hearing was given by mailing and publication.

Presenting the case at the hearing was Sara Colman, who said that she was representing Sprint-Nextel (the "Petitioner"). She said that the proposal is to add three antennas to the existing monopole. She said that the proposed antennas will be at the same height as the existing antennas. There will be no lighting.

The Chairman said that, for the record, he represented Nextel Communications in the 1990's for permitting of 100 monopoles in Eastern Massachusetts.

The Board said that the existing monopole is barely noticeable from Route 9.

Ms. Colman said that there are currently three co-locaters at the property. She said that Cingular and AT&T own the tower. The Board said that it strongly supports co-locations.

Ms. Colman said that the proposal is to add three antennas to accommodate increased cell phone use by younger people, downloading of videos, and text and email uses.

There was no one present at the public hearing who wished to speak to the petition.

Statement of Facts

The subject property is located at 978 Worcester Street, in a Business District.

The Petitioner is requesting a Special Permit to install 3 antennas on existing mounts located 85 feet above the ground on an existing monopole tower.

A Title Sheet, Site Plan, Elevation & Specifications, Equipment & Details, General Notes, Equipment Layout & Details, Structural Details, dated 8/20/07, stamped by Ronald J. Jackson, Registered Professional Engineer, and Power/Telco & Riser Diagram, Riser Diagram & Grounding Details, dated 8/20/07, stamped by Trichur A. Venkataraman, Registered Professional Engineer, were submitted.

On December 27, 2007, the Planning Board reviewed the petition and had no objection to granting the request.

Decision

This Authority has made a careful study of the materials submitted and the information presented at the hearing. The subject structure does not conform to the current Zoning Bylaw, as noted in the foregoing Statement of Facts.

It is the finding of this Authority that installation of 3 antennas on existing mounts located 85 feet above the ground on an existing tower will not adversely impact adjacent properties.

Therefore, a Special Permit is hereby granted, as voted unanimously by this Authority at the Public Hearing, for installation of 3 antennas on existing mounts located 85 feet above the ground on an existing tower.

The Inspector of Buildings is hereby authorized to issue a permit for installation upon receipt and approval of a permit application and detailed installation plans.

If installation has not commenced, except for good cause, this Special Permit shall expire two years after the date time stamped on this decision.

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APPEALS FROM THIS DECISION,
IF ANY, SHALL BE MADE PURSUANT
TO GENERAL LAWS, CHAPTER 40A,
SECTION 17, AND SHALL BE FILED
WITHIN 20 DAYS AFTER THE DATE
OF FILING OF THIS DECISION IN THE
OFFICE OF THE TOWN CLERK.

Cynthia S. Hibbard, Acting Chairman

David G. Sheffield

David L. Grissino

cc: Planning Board
Inspector of Buildings
lrm