

TOWN OF WENDELL

NORTH CAROLINA

ORDINANCE # 0-14-2013

AN ORDINANCE OF THE TOWN OF WENDELL, NORTH CAROLINA AMENDING THE TOWN OF WENDELL WIRELESS TELECOMMUNICATION ORDINANCE.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF WENDELL:

SECTION 1. That this ordinance is based upon authority granted by Article 19, 160A-400.50 of the North Carolina General Statutes amending the authority of local governments to regulate wireless telecommunication facilities to comply with the Middle Class Tax Relief and Job Creation Act of 2012.

SECTION 2. That Ordinance NO.: 0-01-2009, Chapter 35 Wireless Telecommunications Facilities is repealed in its entirety.

SECTION 3. That if any section, sentence, clause, or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

SECTION 4. That this Ordinance shall become effective immediately upon its adoption by the Town of Wendell Board of Commissioners.


SECTION 5. That all laws and clauses of law in conflict herewith are hereby repealed to the extent of said conflict.

SECTION 6. That the text amendment is consistent with the Statement of General Principles 2 and 5 of the Wendell Comprehensive Land Use Plan.

SECTION 7. That fees be assessed as follows:

New Tower	\$2,500 plus actual costs for third party review
Collocation	\$1,000
Special Use Permit	\$2,500 plus actual cost for third party review and SUP permit cost of \$500

DULY ADOPTED this 12th day of August, 2013


Timothy A. Hinnant, Mayor

ATTEST:

Jonnie S. Driver, Town Clerk