AN ORDINANCE AMENDING CHAPTER 30 "ZONING" OF THE *CHRISTIANSBURG TOWN CODE* IN REGARDS TO TELECOMMUNICATIONS STRUCTURES

WHEREAS, the Planning Commission of the Town of Christiansburg, Virginia has recommended to the Council of the Town of Christiansburg amendments to the Zoning Ordinance of the Town of Christiansburg; and,

WHEREAS, notice of the intention of the Town Council to pass said ordinance was published two consecutive weeks (November 24, 2010 and December 1, 2010) in The Roanoke Times – New River Current, a newspaper published in and having general circulation in the Town of Christiansburg; and,

WHEREAS, a joint public hearing of Council and the Planning Commission of the Town was held December 7, 2010 and resulted in a recommendation by the Planning Commission that the following proposed ordinance revisions be adopted; and,

WHEREAS, Council deems proper so to do,

Be it ordained by the Council of the Town of Christiansburg, Virginia that the definition of "communications monopole" in Section 30-1 of Chapter 30 "Zoning" of the *Christiansburg Town Code* be amended as follows:

ARTICLE I. IN GENERAL

Sec. 30-1. Definitions.

Communications monopole. A single, self-supporting pole for the erection of communication antenna(s) and not exceeding one-third of the height of the main structure above a roof support or 70 feet in total height including any communications antennas**, unless such height limit is waived or modified by Town Council pursuant to its authority under Sec. 30-200**.

- OR -

Communications monopole. A single, self-supporting pole for the erection of communication antenna(s) and not exceeding one-third of the height of the main structure above a roof support or ~~70~~ **125** feet in total height including any communications antennas.

- OR -

Be it ordained by the Council of the Town of Christiansburg, Virginia that Section 30-100(aa) of Chapter 30 "Zoning" of the *Christiansburg Town Code* be amended as follows:

ARTICLE XII. GENERAL BUSINESS DISTRICT B-3

Sec. 30-100. Permitted uses.

(aa) Facilities and structures necessary for rendering utility service, including poles, wires, transformers, transmission lines, telephone booths and the like for normal electrical power distribution or communication service; communications antennas; meters and pipelines or conduits for electrical, gas, sewer, or water service; pumping and regulatory stations; substations. Communications monopoles**, communications towers,** and major transmission lines are permitted with a Conditional Use Permit.

This ordinance shall become effective upon adoption. If any part of this ordinance is deemed unlawful by a court of competent jurisdiction all remaining parts shall be deemed valid. Ordinances or parts of any ordinances of the Town whose provisions are in conflict herewith are hereby repealed.

Upon a call for an aye and nay vote on the foregoing ordinance at a regular meeting of the Council of the Town of Christiansburg, Virginia held _____, 2010, the members of the Council of the Town of Christiansburg, Virginia present throughout all deliberations on the foregoing and voting or abstaining, stood as indicated opposite their names as follows:

	Aye	Nay	Abstain	Absent
Mayor Richard G. Ballengee*				
D. Michael Barber				
Cord Hall				
Steve Huppert				
Henry Showalter				
Bradford J. Stipes				
James W. "Jim" Vanhoozier				

*Votes only in the event of a tie vote by Council.