

1 Zoning Administrator notes that the proposed tower must also comply with all  
2 industry standards for safety and construction and design of the tower. Staff  
3 reviewed the tower setback issue at the time of rezoning in August of 2003 and  
4 determined that the proposed setbacks were adequate and continues to have  
5 that same conclusion. No new evidence has been presented to demonstrate  
6 that the proposed setbacks are inadequate as related to guy wire failure. In  
7 conclusion, the documents and issues identified by the judge as requiring  
8 additional review and public testimony have been distributed to all referral  
9 departments, agencies, homeowner's groups and citizens with a minimum of 21  
10 days review time as required by our zoning resolution. The original case file has  
11 been supplemented with the documents and comments received through this  
12 referral process and the case file has been available to the public for review.  
13 And we do have all of the original case files for the rezoning case over here to  
14 this side, all seven boxes of that information as well as all of the information that  
15 we have received to date through this process and those are available if you  
16 have any questions on any of those documents. Staff has reviewed all of the  
17 items included in Exhibit A, in Exhibit B and those submitted by the applicant  
18 relating to guy wire failure, the Exhibit A and potential impacts to adjacent  
19 occupied dwellings. The information provided in these documents does not alter  
20 staff's previous findings or our recommendation of denial in Case #02-  
21 111694RZ and that concludes staff's presentation.