

**TOWN OF MEAD, COLORADO
RESOLUTION NO. 4-R-2004**

**A RESOLUTION REGARDING THE REVIEW OF THE REQUESTED LAND-
USE CHANGE OF MINOR IMPACT TO ALLOW THE PLACEMENT OF CATV
SATELLITE DISH RECEIVERS, A TOWER MOUNTED OVER-THE-AIR TV
ANTENNA, AND ANCILLARY HEAD-END EQUIPMENT FOR K2
COMMUNICATIONS ON LOT 6, MEAD CROSSINGS, ADOPTING CERTAIN
FINDINGS OF FACT AND CONCLUSIONS FAVORABLE TO THE LAND-USE
CHANGE OF MINOR IMPACT.**

WHEREAS, K2 Communications, LLC, the holder of a CATV franchise for the Town of Mead has requested a minor land-use change in cooperation with C & B Limited LLC, 410 Main, Longmont, CO 80501, to allow the relocation of its satellite dish receivers, tower mounted over-the-air TV antenna and ancillary head-end equipment from their present location at 341 Main St., Mead, Colorado, to Lot 6, Mead Crossings, also known as Highway 66 Self-Storage, 3885 Highland Dr., Mead, Colorado; and

WHEREAS, the Town Administrator has recommended to the Board of Trustees that no review of the requested minor land-use change be conducted by the Board of Trustees as permitted by Section 16-4-30 of the Mead Municipal Code; and

WHEREAS, the Board of Trustees has not ordered a review of the land-use change of minor impact as allowed by Section 16-4-30 of the Mead Municipal Code;

**BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF MEAD,
COLORADO, AS FOLLOWS:**

Section 1. Findings of Fact.

- a. The applicant's application and supporting documents are in substantial compliance with "*Chapter 16, Land Use Regulations, of the Mead Municipal Code.*"
- b. Satellite receivers, tower mounted over-the-air TV antenna and ancillary head-end equipment supporting a CATV franchise are light industrial uses compatible as secondary uses with the self storage facility principal use on the same property and are therefore compatible land uses in conformance with the requirements and standards established in "*Chapter 16, Land Use Regulations, of the Mead Municipal Code.*"
- c. The relocation of K2 Communications' satellite dish receivers, tower mounted over-the-air TV antenna and ancillary head-end equipment from their present location at 341 Main St., Mead, Colorado, to Lot 6, Mead Crossings is appropriate and necessary for K2 Communications, LLC to continue fulfilling their franchise obligations.

Section 2. Conclusions and Order Approving the Minor Land-use Change for Lot 6, Mead Crossings Subdivision.

- a. The proposed minor land-use change to allow the location of satellite dish receivers, tower mounted over-the-air TV antenna and ancillary head-end equipment as secondary uses to the principal use of a self storage facility, on Lot 6, Mead Crossings Subdivision, complies with the applicable sections of "*Chapter 16, Land Use Regulations, of the Mead Municipal Code.*"
- b. The granting of the minor land-use change is subject to the following conditions:
- (1) The land use change is limited to the period of the existing CATV franchise and any subsequent franchise extensions granted to K2 Communications, LLC, or the expiration of the lease for the satellite dish and tower sites and the storage unit housing the head-end equipment, whichever occurs earlier.
 - (2) The tower for the tower mounted over-the-air TV antennas shall be self supporting, not more than 50 feet in height and conform to the wind pressure (wind load) requirements of the International Building Code. Attachment of the antenna to the tower shall be in conformance with the International Building Code.
 - (3) Satellite dish receivers shall be pole mounted, not greater than 12 feet in diameter and conform to the wind pressure (wind load) requirements of the International Building Code.
 - (4) The CATV head-end shall be located within an enclosed storage unit. A building permit for the modifications to the storage unit to make it suitable for the head-end equipment shall be obtained and construction shall be in accordance with the International Building Code.
- c. The Board of Trustees finds and determines that because this minor land-use change concerns the immediate and ongoing administration and operation of the Town through the continued operation of its CATV franchise, its adoption as an emergency measure is necessary to the immediate preservation of the public health, safety and welfare, and this land-use change shall therefore take effect immediately upon adoption of an appropriate ordinance as provided by law, subject to the above conditions.

INTRODUCED, READ, PASSED, AND SIGNED THIS 26th DAY OF January, 2004.

ATTEST:

TOWN OF MEAD

By Marcia David
Marcia David, Acting Town Clerk

By Richard E. Kraemer
Richard E. Kraemer, Mayor