

# ZONING

## 300 Attachment 1

### Town of Ogden

#### Location Requirements for Communications Towers

All requirements are as set forth in Chapter 300 of the Town of Ogden Code, unless modified herein.

Requirement	Zoning Districts		
	Residential	Commercial	Industrial
Permitted use	Yes, but must meet public necessity requirements of Resenburgh <sup>1</sup>	Yes <sup>2</sup>	Yes <sup>2</sup>
Accessory buildings:			
Maximum square footage		None	None
Siding/appearance	Brick/residential	Per state code	Per state code
Setback from property line	See text of Article XIV	See text of Article XIV	See text of Article XIV
Minimum setbacks for supports	Per Town Code	Per Town Code	Per Town Code
Visual EAF	Required	Required	Required
Approvals required:			
PB site plan	Yes	Yes	Yes
PB subdivision	If subdividing	If subdividing	If subdividing
Technical documentation showing only feasible site	Yes	Discretionary	No
FCC certification	Yes	Yes	Yes
Application fees	Yes	Yes	Yes
Engineering fees	Yes	Yes	Yes
Bond required	Yes	Yes	Yes

#### NOTES:

<sup>1</sup> Cellular Telephone Company, d/b/a Cellular One, vs. Rosenberg, 82 NY2d 365, Ned 990, 604 NYS2d 895.

<sup>2</sup> In the Historical Overlay District the regulations for residential apply regardless of zone.