

Community Development – Zoning Division

John Pederson – Division Manager

ZONING CASE

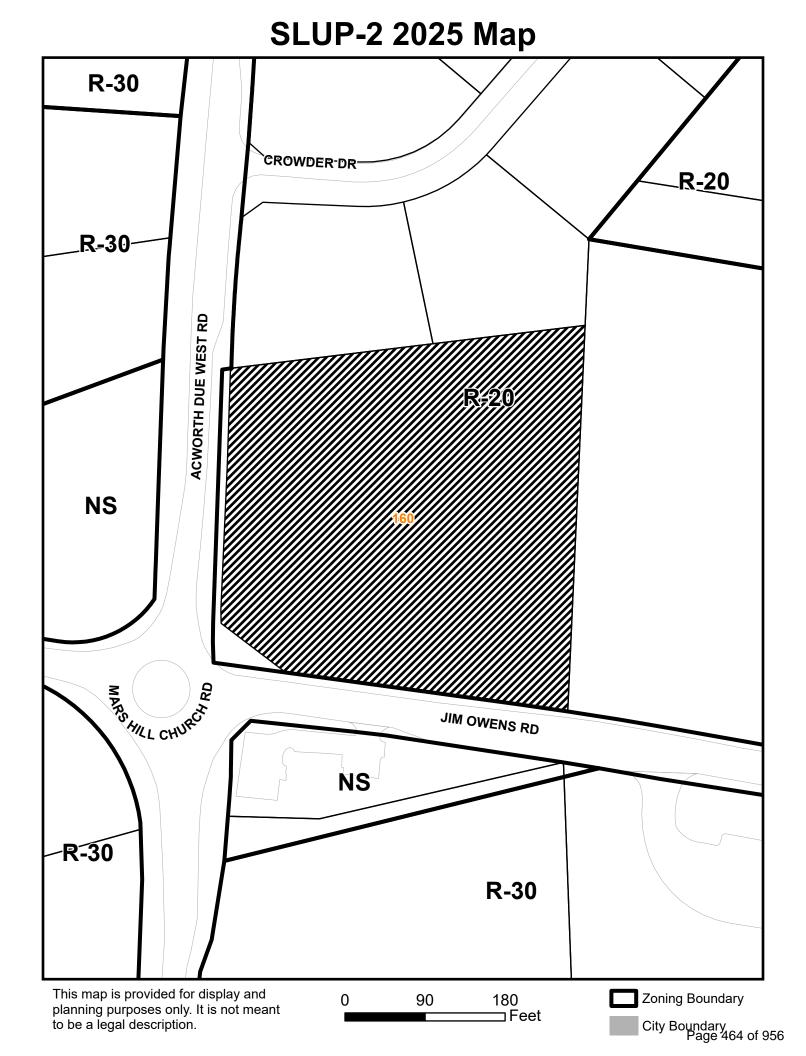
SLUP-2-2025

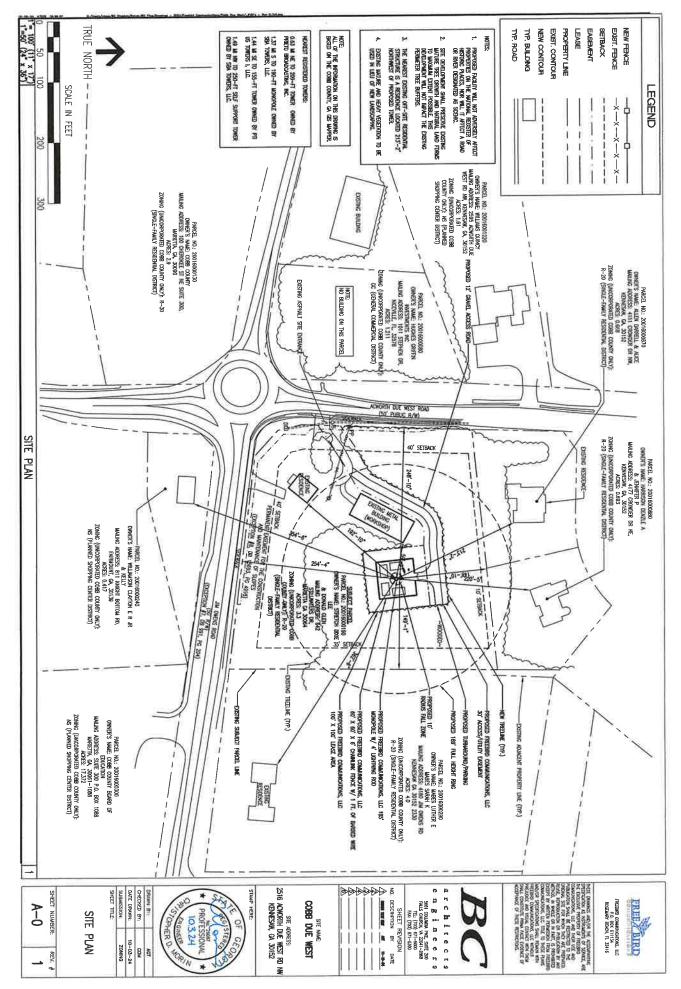
SITE BACKGROUND

Applicant	Free Bird Communications LLC
Phone	404-787-2984
Email	clarkhinkle@gmail.com
Representative Contact	Greg Spence
Phone	404-655-6454
Email	gspence@fortifiedtelecom.com
Titleholder	Dixie L. Stretch and Donald G. Stretch
Property Location	Located on the northeast corner of Acworth Due West Road and Jim Owens Road
Address	2516 Acworth Due West Road
Access to Property	Acworth Due West Road
QUICK FACTS	
Commission District	1 - Gambrill
Current Zoning	R-20
Current Use of Property	Single-family residential
Proposed Zoning	R-20
Proposed Use	185 foot communications tower
Future Land Use	LDR
Site Acreage	3.3
District	20
Land Lot	160
Parcel #	20016000190
Taxes Paid	Yes

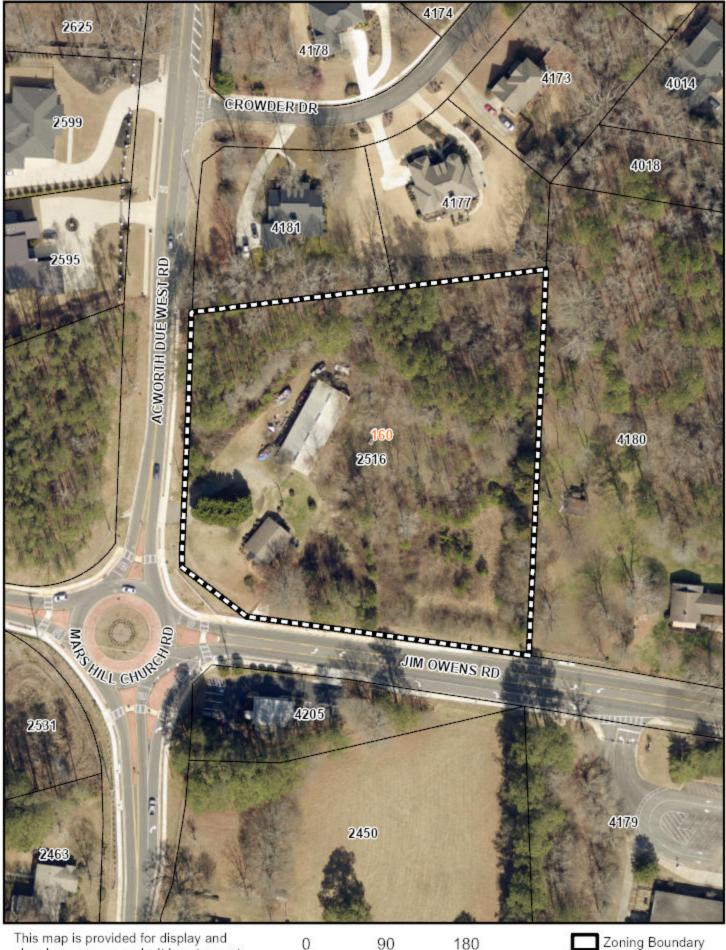
FINAL ZONING STAFF RECOMMENDATIONS

Click here to enter text.





SLUP-2 2025 Aerial Map



planning purposes only. It is not meant to be a legal description.

90

City Boundary Page 466 of 956

December 5, 2024

RECENVED DEC 0 5 2024 COBB COUNTY ZONING

Jessica Guinn Zoning Director, Cobb County Planning and Zoning Commission 1150 Powder Springs St, Ste 400 Marietta, GA 30064

RE: Application for Special Land Use Permit Proposed Tower Location: 2516 Acworth Due West Rd NW, Kennesaw, GA 30152 (Tower) Parcel ID: 20016000190 (Zoned R-20 / 3.3 acres)

Ms. Guinn,

In order to improve coverage and capacity issues due to increased wireless congestion, Verizon Wireless requires a new cell site in Cobb County, GA. Upon concluding, there are no available suitable structures in the area upon which to co-locate, the only option is to build a new telecommunications tower. Freebird Communications wishes to construct the new tower to support Verizon Wireless' coverage objectives. Freebird Communications will also lease antenna space on the structure and necessary ground space to other wireless providers. T-Mobile has indicated that this tower would fill a gap in their existing coverage as well.

Enclosed please find Verizon Wireless' application for a Special Land Use Permit, along with supporting documentation for the construction of a wireless telecommunications facility on Parcel 20016000190, located at 2516 Acworth Due West Rd NW, Kennesaw, Cobb County, Georgia. The property is owned by Dixie Stretch.

The proposed telecommunications facility will be a one hundred ninety-five-foot (185') monopole tower. This tower will also have a Four-foot (4') lightning rod at its top, for a total height of one hundred and eighty-nine feet and will be designed based on EIA/TIA code for at least four (4) additional tenant as per the ordinance.

Upon the completion of construction, the facility will be unmanned, visited on average once per month for routine maintenance purposes, and will not emit noise or glare. It will be constructed and maintained in compliance with all federal, state and local building codes and standards.

The proposed site will be compliant with Enhanced 911, a federally mandated program to improve the reliability of E911 service to the surrounding area and citizens of Cobb County, GA.

The following information also is provided in support of the Application for the proposed Telecommunications Facility:

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Page 1 of 10

- 1. Wireless telecommunications facility and antennas will be located, fenced or otherwise secured in a manner that prevents unauthorized access. The intended fencing is shown on the enclosed construction drawings.
- 2. The facility will not constitute a safety or health hazard, a nuisance, or have a noxious effect on the surrounding area either due to appearance and/or operations.
- 3. The facility will have a sign at the site to provide adequate notification to persons in the immediate area of the presence of an antenna that has transmission capabilities. No other signage, including advertising, will be allowed on any facilities, antennas, antenna supporting structures or antenna towers, unless required by law.
- 4. The antennas to be installed on the tower will be in compliance with current Federal Communications Commission standards.
- 5. The proposed telecommunications facility will be in compliance with all applicable Federal Aviation Administration regulations.
- 6. The proposed telecommunications facility will not post a hazard to health, safety, public welfare or the environment of the County or its residents.

In support of the proposed telecommunications facility, the following items have been uploaded to the portal:

- Exhibit 1. SLUP Application, signed and notarized, with Campaign and Property/Financial disclosure by landowner and applicant.
- Exhibit 2. Construction drawings detailing a site plan to scale specifying the proposed location and dimensions of tower, access, parking, fences, landscape plans, existing and adjacent land uses. Contains survey with legal description.
- Exhibit 3. FAA showing a Determination of No Hazard.
- Exhibit 4. RF Coverage Maps and letter from Radio Frequency Engineer in support of need for this tower location.
- Exhibit 5. FCC Antenna Structure Registration application.
- Exhibit 6. Tower Fall Zone letter from manufacturer.
- Exhibit 7. Zoning Map of area around proposed tower.
- Exhibit 8. Warranty Deed



Exhibit 9. Copy paid Tax receipt.

Exhibit 10. T-Mobile email supporting need for tower in their future coverage objectives.

The proposed tower height is the minimum height needed to properly provide improved coverage and accommodate anticipated future growth for wireless demand in this area. The proposed facility will allow Verizon Wireless to mount cellular antennas at a height of 180 feet above ground level, which is critical to achieve quality coverage and indoor-level service quality in this portion of Cobb County

Respectfully Submitted,

Greg Spence

Greg Spence Chief Executive Officer Fortified Telecom Services, Inc. Consultant, Verizon Wireless GSpence@FortifiedTelecom.com // 404-556-5365

Sec. 134-273. Television, land mobile, communication, microwave and radio transmission antennas and towers over 35 feet in height.

Television, land mobile, communication, microwave and radio transmission antennas and towers shall be subject to the following:

- (1) General provisions; applicability.
 - a. The height limitations set forth in this chapter applicable to buildings and structures shall not apply to towers and antennae which shall be governed by the special use permit procedure set forth in this chapter.
 - b. These standards shall only be applicable to antennae and towers in excess of 35 feet in height.
 - c. The board of commissioners may consider for approval a site plan specific request which is in substantial conformance with the requirements listed in this section.
 - d. In considering applications under this section, it shall be the policy of the county to construe all exemptions from zoning under this chapter narrowly and, unless expressly exempted, to ensure that all proposals to construct television, land mobile, communication, cellular, PCS, wireless communication, microwave and radio transmission towers, antennas and other facilities conform to the requirements set forth herein.
- (2) Special use permit required. A special land use permit shall be required for all television, land mobile, communication microwave and radio transmission antennae and towers. An application to place any such facilities on a tower or other facilities constructed, or to be constructed, pursuant to the exemption set forth in section 134-3(2) shall be considered as though the applicant were seeking to build not only the new facilities to be constructed, but also the tower or other facilities that were or are to be built pursuant to that exemption.
- (3) Application, design, location and safety requirements.
 - a. Setback and separation.
 - All towers and antennas in excess of 70 feet must be set back a distance equal to the full height of the tower from any adjoining residential parcel boundary or as safety concerns may dictate.
 - 2. A tower located on or immediately adjacent to parcels zoned "R" or residential must be located no closer to the boundary of such residential property than the height of the proposed tower (as certified by a professional engineer licensed in the State of Georgia), plus a safety factor of ten percent.

In addition, any tower shall:

- (a) As to any unimproved parcel, the tower is to be located toward the center of such parcel, unless other factors reflect a more desirable location. Such factors may include, but shall not be limited to: topography, bodies of water, streams, creeks, and other water courses, ravines, valleys, tree cover, and the like.
- (b) As to an improved parcel, the tower is to be located closer to the structure than to the boundary of the parcel unless other factors reflect a more desirable location. Such factors may include, but shall not be limited to, type of structure

(i.e., residential in character versus commercial or industrial), topography, tree cover, and the like.

Notwithstanding the foregoing, all towers, regardless of zoning district, shall be set back a distance equivalent to one-half of the tower's height as measured from the tower's base, to any public right-of-way or property boundary. However, the board of commissioners may waive the requirements contained in this paragraph if it finds that placement of the proposed tower at a different location on the parcel would mitigate any negative effects of the proposed tower upon the adjoining parcels.

3. In any "R," or residential zoning district, any tower over 100 feet in height shall not be located within 4,500 feet from an existing or approved tower that is more than 100 feet in height, unless the applicant presents evidence satisfactory to the board of commissioners that not allowing the proposed tower to be located closer than 4,500 feet would have the effect of prohibiting wireless service. However, the board of commissioners may waive the requirements contained in this paragraph if it finds that placement of the proposed tower at the proposed location would mitigate any negative effects upon most parcels in the vicinity of the proposed tower. The zoning division shall accept for processing a special land use application submitted under this section seeking approval of a tower which would be located less than 4,500 feet from an existing or approved, but not yet constructed, tower. Although, the board of commissioners is not required to approve such an application it shall take into account whether the proposed tower and whether denying the application would have the effect of prohibiting wireless service.

There are two small AM guyed towers ~ 3,200 feet from the proposed tower. Towers were analyzed by RF Engineer in supplied Exhibit 4. No other wireless carrier has installed on towers.

- 4. No portion of the parcel on which a tower is located that is closer to the base of the tower than a distance equal the height of the tower plus an additional distance of ten percent of the tower height may be developed for residential uses.
- 5. Notwithstanding the above provisions regarding setbacks, in cases where the tower is designed with a "breakpoint", the fall zone setback may be reduced to the equivalent of the measurement from the base of the tower to the breakpoint and may further include a safety factor of up to ten percent. To be eligible for this provision, the engineer's report and/or drawing indicating the designed breakpoint must be demonstrated by the applicant through a report or drawing and must be stamped and sealed by a registered engineer.

Tower Developer will utilize breakpoint technology to reduce tower setbacks as depicted in Exhibit 6, Fall zone letter from tower manufacturer. Tower is setback full height of tower from any current residential building. Zoning drawings, page A-0.

b. Collocation of antennas or other facilities or equipment on existing towers that have already received special land use permits is required, so long as technically feasible and space is available on the existing towers to do so, and all towers should be designed to accommodate at least three users.

There are two small AM guyed towers ~ 3,200 feet from the proposed tower. Towers were analyzed by RF Engineer in supplied Exhibit 4.

c. Accessory structures shall be limited to usages associated with operation of the antennae or towers and shall be appropriate in scale and intensity. For towers located in any "R" or residentially zoned district, the board of commissioners may require accessory structures to be located below ground level in order to mitigate any negative effects of the proposed tower upon adjoining parcels if it finds that circumstances at the site make screening of aboveground structures insufficient.

Tower is proposed in a heavily vegetive area of parcel and the ground based accessory structures will not be visible from the public right of ways. Zoning Drawings, Page A-0a.

d. All towers and equipment compounds shall be equipped with an anti-climbing device, such as a six-foot fence topped with a barbed strand or other appropriate devices to prevent unauthorized access. To reduce the need for more telecommunication towers in the future, a tower owner/operator may expand (with the property owner's permission) the compound area an additional 20 percent over the board of commissioners' approved compound plan if additional compound space is needed to place more or different equipment on the tower it serves. Any compound expansion should be planned so it does not get any closer to residentially used property than the original tower compound, and the appropriate, required, and/or approved buffers, landscaping, and fencing shall be reinstalled on the perimeter of the compound (if applicable), subject to district commissioner and county arborist approval.

Page A-3 of Zoning drawings depict fence and signage at tower.

- e. All towers and antennae must meet or exceed current standards and regulations of the Federal Aviation Administration, the Federal Communications Commission or such governing agency guidelines as may be established from time to time. All towers and antennae must be updated and brought into conformity with such standards and regulations within six months of their adoption. The failure to comply with this provision shall be grounds for the county to require removal or repermitting of the antenna or tower at the owner's expense.
- f. At the time of application for building permit, the plans for tower or antenna construction shall be certified by an independent registered structural engineer as meeting all current safety and design standards of all applicable codes.
- g. Applicants are required to explore and fully utilize space on existing towers that have already received special land use permits and are required to bear an equitable share of capital, operating and other expenses in connection with such shared usage.

There are two small AM guyed towers ~ 3,200 feet from the proposed tower. Towers were analyzed by RF Engineer in supplied exhibit.

h. Residential sites are strongly disfavored for tower location. Use of platted lots in existing subdivisions is prohibited. In addition to all other criteria contained in this section, applicants proposing towers on residentially zoned parcels must demonstrate that there are no other residentially zoned but not residentially used, locations for the proposed tower, such as parks, schools, churches, and other similar institutional uses.

Tower is proposed on residential parcel that has a large metal shop used by property owners and single-family rental residence.

 Towers and antennas are encouraged to be located at a height above the tree line no greater than necessary to reasonably accommodate the facilities, and should have the structural ability to add up to three additional users in the future through pole extensions, if necessary. However, the board of commissioners may waive this requirement if it determines that a stealth style of tower would mitigate any adverse effects upon adjoining parcels and constructing the tower to the standards set forth in this paragraph would prevent utilization of a stealth tower.

Supporting Exhibit 4 from Verizon RF engineer for tower height to meet coverage objectives.

- j. In addition, all such towers and antennas shall be designed to minimize visual scenic impact when located on a hill.
- k. Any tower approved under the provisions of this section which is not utilized by any communications service provider or entity for any communications related purpose for a period of 24 consecutive months shall lose any privilege of special use previously granted by the board of commissioners, and must thereafter be resubmitted for approval prior to use for any purpose not permitted by the existing zoning. If the resubmission does not result in zoning approval, the owner of such tower shall remove the structure within sixty days of the denial of the zoning sought in the resubmission. If the tower is not removed within sixty days, the county may, in the manner provided for in O.C.G.A. §§ 41-2-7 through 41-2-17 and/or other county ordinances, remove the tower at the owner's expense.
 - 1. Prior to the issuance of a permit for the construction of a tower, the owner of the tower facility shall procure a bond or a letter of credit form a surety with an office located in Cobb County, Georgia, in an amount not less than \$25,000.00 conditioned upon the removal of the tower should it be deemed abandoned under the provision set forth in paragraph 1. of this subsection. Such bond or letter of credit must be renewed at least every two years during the life of the tower.
- I. Other than amateur radio towers, no new tower shall be permitted unless the applicant demonstrates to the satisfaction of the board of commissioners that there is an actual need for the proposed tower and that no existing tower or existing alternative tower structure can accommodate the applicant's proposed antenna. At the time of filing the application for the tower, the items listed below must be satisfactorily addressed by the applicant. All evidence submitted shall be signed and sealed by appropriate licensed professionals or qualified industry experts and shall consist of more than mere conclusory statements. Evidence submitted in connection with this paragraph shall, at a minimum, consist of the following:
 - 1. That no existing towers or suitable alternative tower structures are located within the geographic placement area required to meet the applicant's engineering requirements.

There are two small AM guyed towers ~ 3,200 feet from the proposed tower. Towers were analyzed by RF Engineer in supplied Exhibit 4.

- 2. That existing towers or structures do not have sufficient structural strength to support applicant's antenna and related equipment.
- 3. That the applicant's proposed antenna(e) on existing towers or structures, or the antenna(e) on the existing towers or structures, would cause interference with the applicant's proposed antenna(e).

- 4. That the cost or contractual provisions required by the tower owner to share an existing tower or structure or to adapt an existing tower or structure are unreasonable.
- 5. That the applicant adequately demonstrates that there are other limiting factors that render towers and structures unsuitable.
- 6. With respect to wireless communications towers, that there is a significant gap in wireless service in the geographic area under consideration, and that this gap is demonstrated by dropped call data and analysis and actual wireless coverage field tests performed in the geographic area under consideration. To the extent the applicant has the technical ability to do so, the dropped call information must specify what type of service is dropped, voice or data, and the percentage of dropped calls due to users disconnecting calls as opposed to the system dropping calls without input to do so by the user. The applicant must also list the parameters used to determine if there is a coverage gap in the area of the proposed tower and how such a gap equates to the signal strength displayed on wireless devices in the area. The applicant must also provide the number and location of data points used to determine the size of the contended gap.
- 7. That a lower tower height was considered but determined not to offer adequate coverage improvement.

There are two small AM guyed towers ~ 3,200 feet from the proposed tower. Towers were analyzed by RF Engineer in supplied Exhibit 4.

For each of the above items, the applicant must submit an affidavit(s) signed by one or more qualified experts or appropriately licensed professionals in the field in which they are expressing their opinion listing the existing towers and alternative possible tower heights and designs which were considered, and ultimately rejected, by the applicant and providing a detailed explanation of why the existing towers and other alternatives were determined not to be usable. If the affidavit referenced in this paragraph is submitted by a person who is not appropriately licensed in the field in which they are expressing their opinion, the affidavit must establish the individual's credentials and competence to provide the opinions stated therein. The board of commissioners reserves the right to reject any opinions given by such individuals should it determine that the person giving the opinion has not provided sufficient information in the affidavit to establish their competence in the field or on the subject about which the opinion is given.

Exhibit 4 depicts RF engineering review and disposition of existing towers relative to coverage objectives along with the engineer's experience.

- m. Further, at the time of filing the application for a tower, the applicant shall provide a site plan, scaled elevation drawing of the proposed tower, information regarding topography, radio frequency engineer's report that details the need for the proposed tower (the radio frequency engineer's report shall address possible alternatives, such as lowering the height of the tower, colocating on another tower, and incorporating stealth towers such as "monopines," "slick-sticks," and the like), and coverage zone and tower height requirements. The applicant shall provide documentation of all towers within a three-mile radius of the proposed location, to include the number of users approved to collocate and the number of users existing on said towers. The applicant shall be required to submit a written analysis to address the 15 considerations contained in Cobb County Code section 134-37(e) and the following additional items:
 - 1. The proximity of the tower to offsite residential structures and residential areas.

Zoning Drawings, pages A-0 and A-0a.

- 2. The tower's effect on property owners or potential purchasers of nearby or adjacent residentially zoned properties.
- 3. The height and species of surrounding trees and foliage.
- 4. The height of existing structures.
- 5. The aesthetic design of the tower in relation to reducing or eliminating visual obtrusiveness to the surrounding area.
- 6. The impact of the proposed tower upon the scenic views and visual quality of the area.

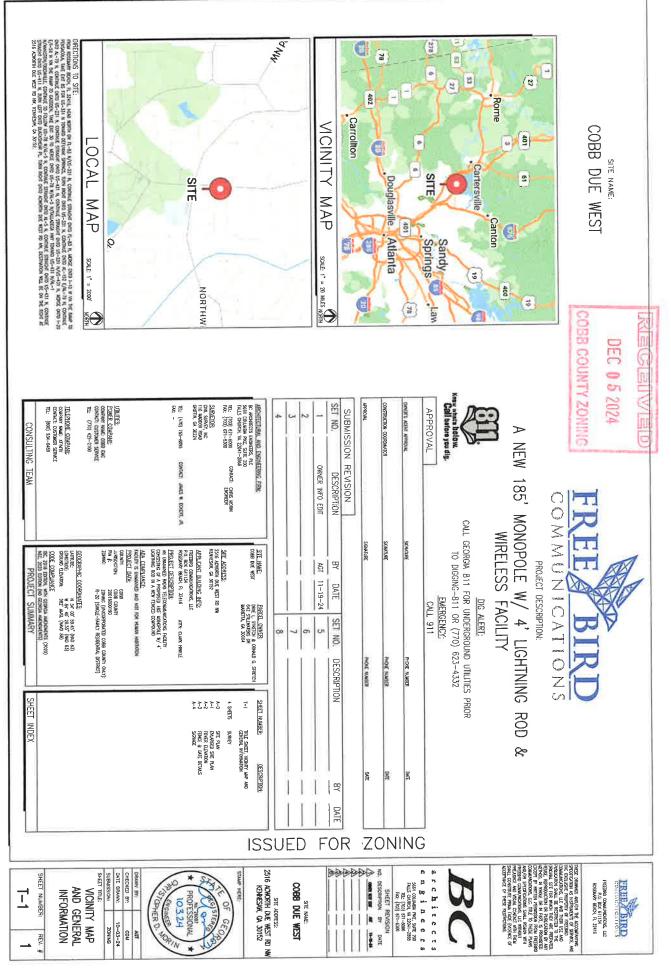
The zoning division of the community development department shall be authorized to charge a fee to the applicant in an amount designed to allow the county to retain the services of one or more consultants, engineers, or other experts in the area of radio frequency engineering or other relevant fields to assist the county in analyzing the application and providing an independent assessment of the information submitted as a part of the application.

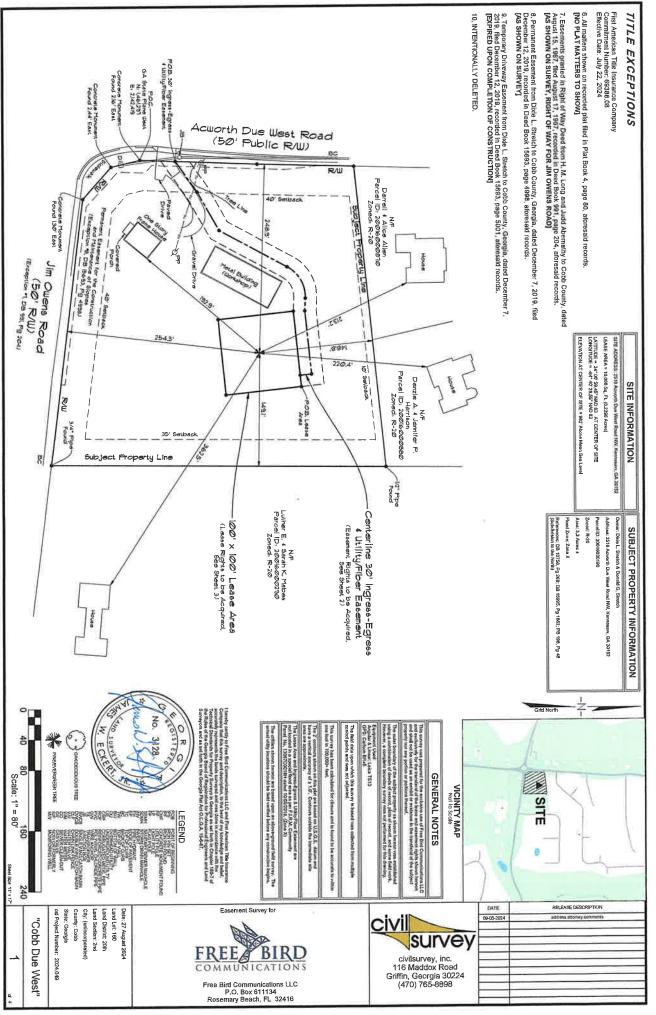
- (4) *Grandfather clause.* Any existing tower or antenna location existing on the date of adoption of the ordinance from which this section is derived shall be grandfathered and nonconforming and not required to meet the requirements of this section, subject to the other provisions of this chapter.
- (5) Landscape buffer and screening requirement. Telecommunication tower equipment compounds shall have a 15-foot landscape screening buffer between the tower and the residentially zoned property which will be subject to county staff approval. Required buffers may be included within required setbacks; however, in such case that the required buffer is greater than the required setback, the required buffer shall be adhered to. Additionally, necessary private utilities and/or access drives may be allowed through, over or across a landscaped buffer. Any such uses which are proposed through, over or across a landscaped buffer must be approved pursuant to an original site plan or site plan modification as set forth under section 134-126. Access drives will be from the nearest paved surface on the property.
 - a. *Objectives.* The landscape screening buffer required by this section shall be implemented in connection with a permitted project and shall address the following objectives:
 - 1. Screening to enhance aesthetic appeal; Tower is place behind existing building.
 - 2. Control or direction of vehicular and pedestrian movement; Utilizing existing access drive from public row.
 - 3. Reduction of glare; Tower will be flat galvanized steel.
 - 4. Buffering of noise; and
 - 5. Establishment of privacy. Tower compound is surrounded by native vegetation.
 - b. *Standards*. The landscape screening buffer required by this section is subject to review and approval by county staff in accordance with the following standards:
 - 1. Plantings are to be a mix of rows of evergreen trees and shrubs, deciduous trees and taller evergreen trees designed to cover a substantial vertical amount of the tower.
 - 2. Species are to be ecologically compatible to the site and appropriate for the design situation.

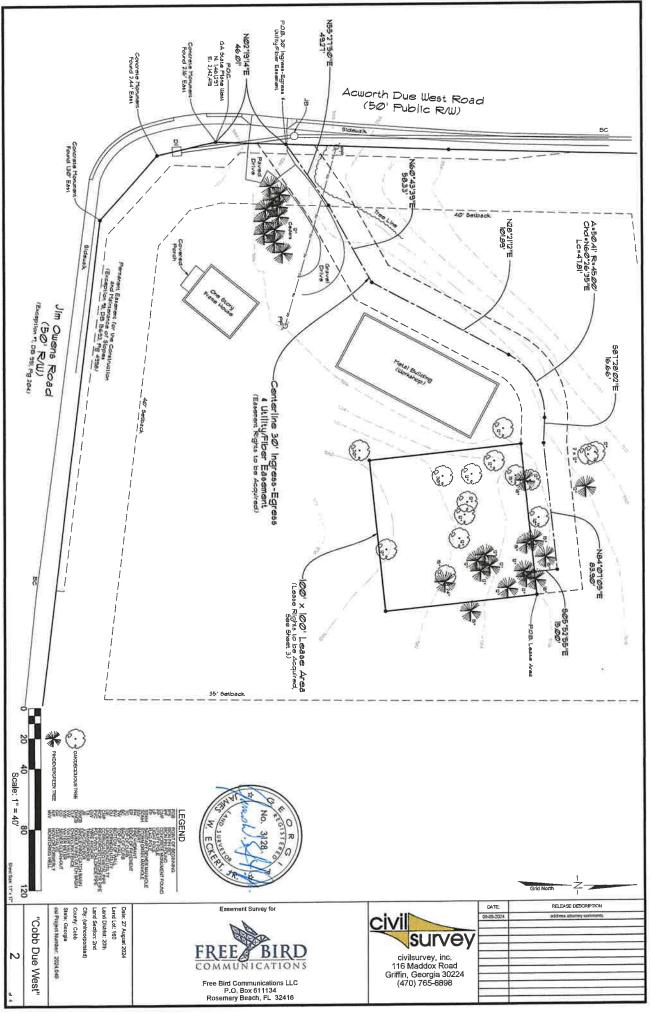
fortifiedtelecom services

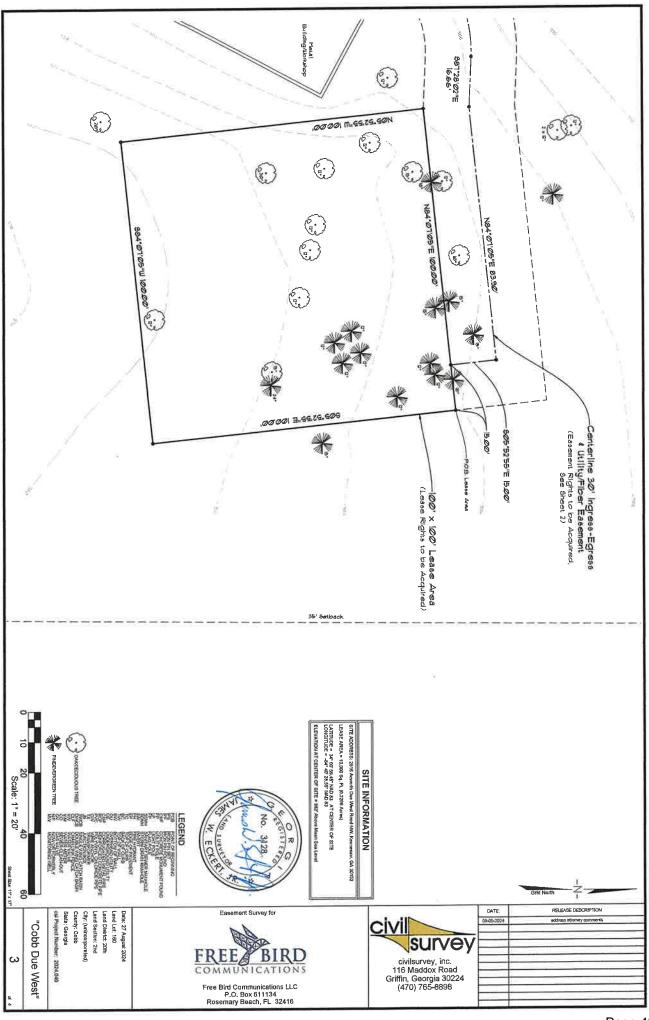
- 3. Unless public safety concerns dictate otherwise, buffers should provide a maximum visual barrier.
- 4. The minimum height of plant materials at installation is to be five feet for trees.
- 5. Fencing or walls are to be opaque and a minimum of six feet in height as approved by county staff.
- 6. Trees included in buffer plantings may be counted toward site density calculations as required by chapter 50, article VI, pertaining to tree preservation and replacement, subject to review and approval of county staff.
- 7. Buffers shall be regularly maintained by the property owners to ensure that the objectives and standards of this section are met.
- 8. When topography and existing conditions allow, the required landscape buffer should be a maintained natural buffer; provided, however, the buffer may be crossed by an access drive as shown on the site plan and/or necessary utilities.
- 9. Any appeals from a determination by county staff regarding the landscape buffer shall be to the board of zoning appeals.

Tower Developer is requesting waiver of landscaping buffer and retaining of native vegetation. As a condition of approval, Tower Developer agrees to install buffer in the future should landowner clear native vegetation around tower compound.

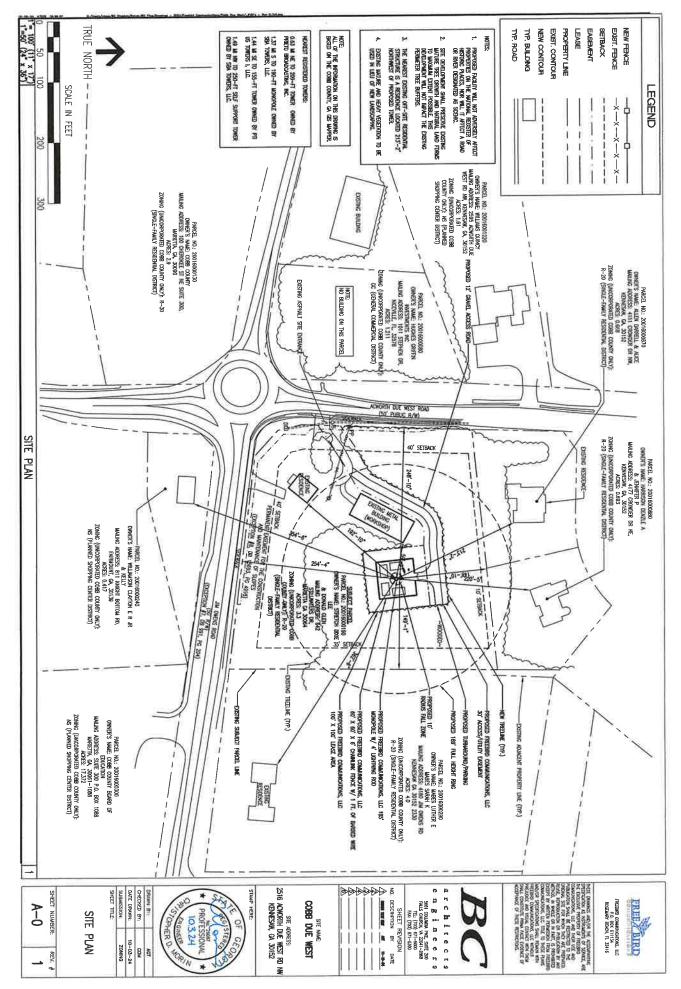


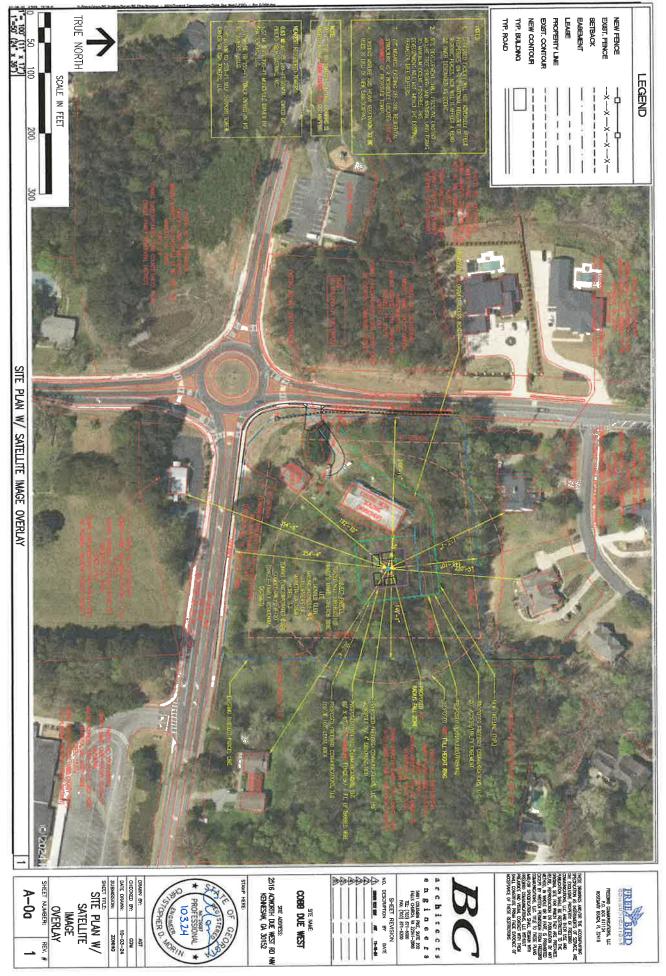


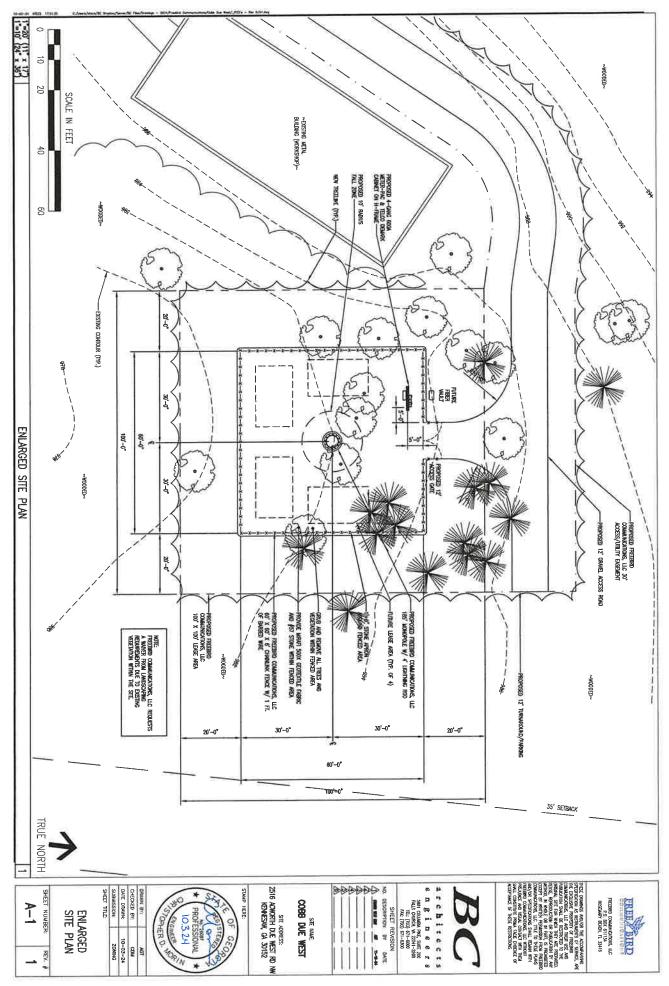


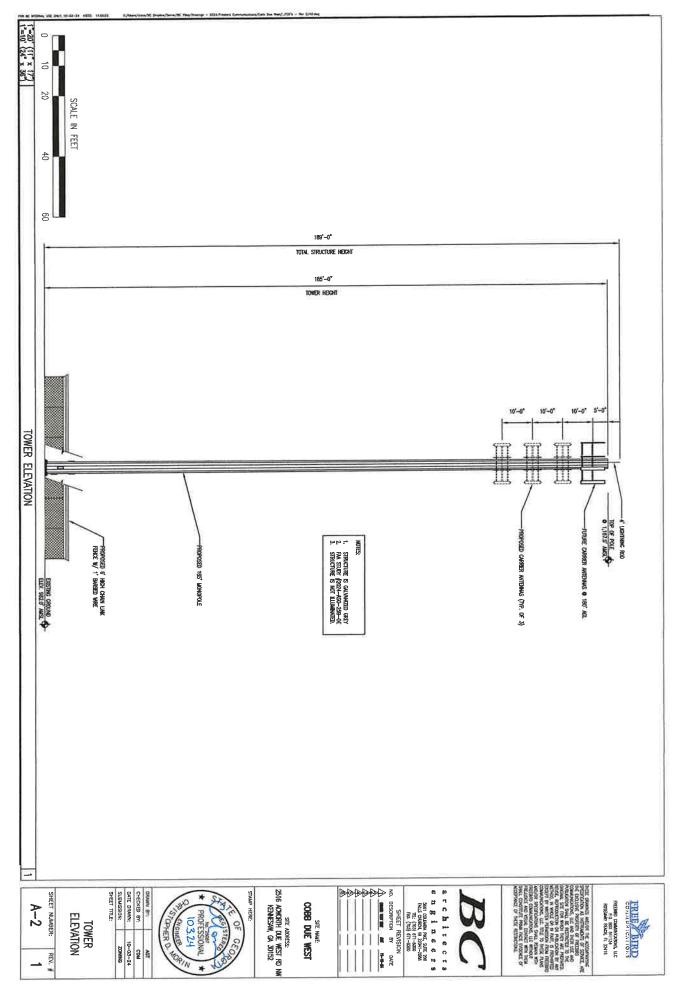


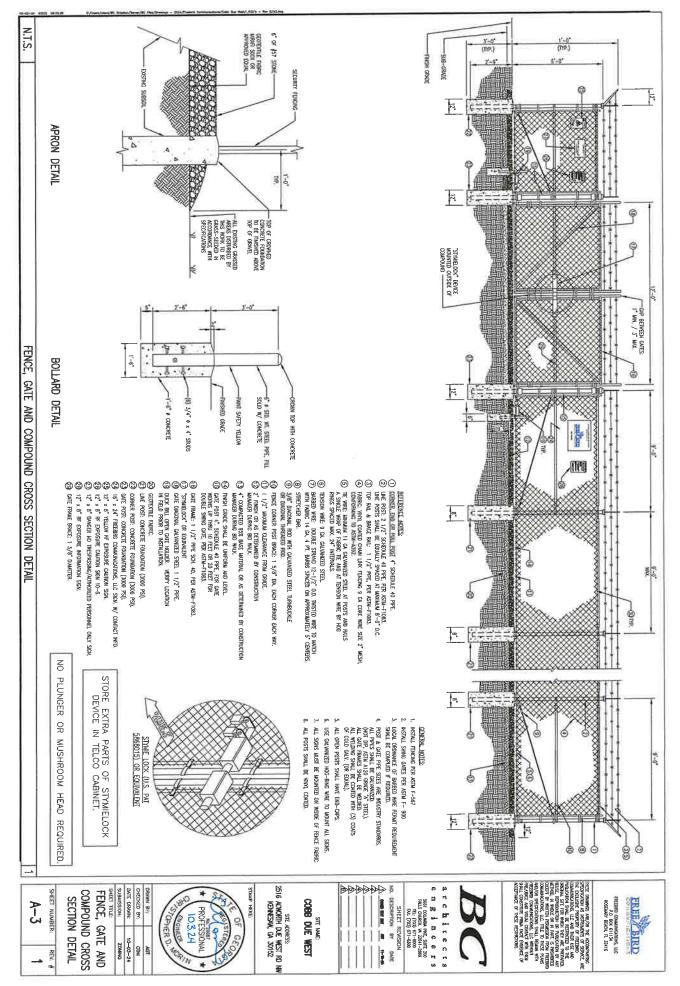
	M. ECKER	0 00 00	Thence leaving said right of way and running, North 55°27'50" East, 49.27 feel to a point; Thence, North 60°43'95 East, 55.33 feet to a point; Thence, North 60°25'95 'East, 107.89 feet to a point; North 60°25'95'' East, 01.80 feet to a point; Thence, South 67°2902'''East, 03.69 feet to a point; Thence, South 67°295'''' East, 03.69 feet to a point; Thence, South 67°275''' East, 03.69 feet to a point; Thence, South 67°275'''''''''''''''''''''''''''''''''''	To find the Point of Beginning, CCMMENCE at the intersection of the northern right of way of Jim Owens Road and the eastern right of tway of Acworth Due West Road, said point being at Georgia State Plane West coordinates of N: 1,461,297, E: 2,142,419; Thence running along said eastern right of way of Acworth Due West Road, North 02°19'14" East, 46.01 feet to a point and the Lrue POINT OF BEGINNING;	If W G / L G	Said tract contains 0.2296 acres (10,000 square feet), more or less. 3.0' INGRESS-EGRESS AND UTILITY/FIBER EASEMENT	Thence (unning, South 05*525° East, 100.00 feet to a point; Thence, South 64*07705° West, 100.00 feet to a point; Thence, North 84*07'05° East, 100.00 feet to a point; Thence, North 84*07'05° East, 100.00 feet to a point and the true POINT OF BEGINNING.	Thence, Suth 972802 East, 15.06 feet to a point; Thence, North 84*07705* East, 83.01 feet to a point; Thence, North 84*07705* East, 3.00 feet to a point; Thence, North 84*07705* East, 1.5.00 feet to a point; Thence, North 84*07705* East, 15.00 feet to a point;	Lessient high Cover and Cover in Cover and a point curring an Covering and Cover an	anoreshan records, and being inverse particularly overview as anows. To find the Point of Beginning, COMMENCE at the intersection of the northern right of way of Jim Owens Road and the portion texts in the review of Neurona Control Point and the intersection of the northern right of way of Jim Owens Road and the	All that tract or parcet of land lying and being in Land Lot 180 of the 20th District, 2nd Section, Cobb County, Georgia, and being a portion of that land now or formerly worned by Oxie L. Stretch and Donald G. Stretch, pursuant to the Warrany Deed, recorded Coubor 31, 189, in Deed Book 10758, Page 288, in the Clerk of Superior Court records of Cobb County, Georgia, and Cuit Claim Deed, recorded November 22, 2001, in Deed Book 15985, Page 1882, in the	LEASE AREA
4	"Cobb Due West"	Date: 27 August 2024 Land Lui: 180 Land Section: 20th Land Section: 20th CBy: (unincorporated) County: Cobb State: Georgia Suite: Georgia Suite: 2024 049	Easement Survey for FREE BIRI COMMUNICATION Free Bird Communications LLC	215	11e Griffi		Road 30224	DATE 09-05-3014		ASE DESCH		
	a		P.O. Box 611134 Rosemary Beach, FL 32416								Pa	ae 4

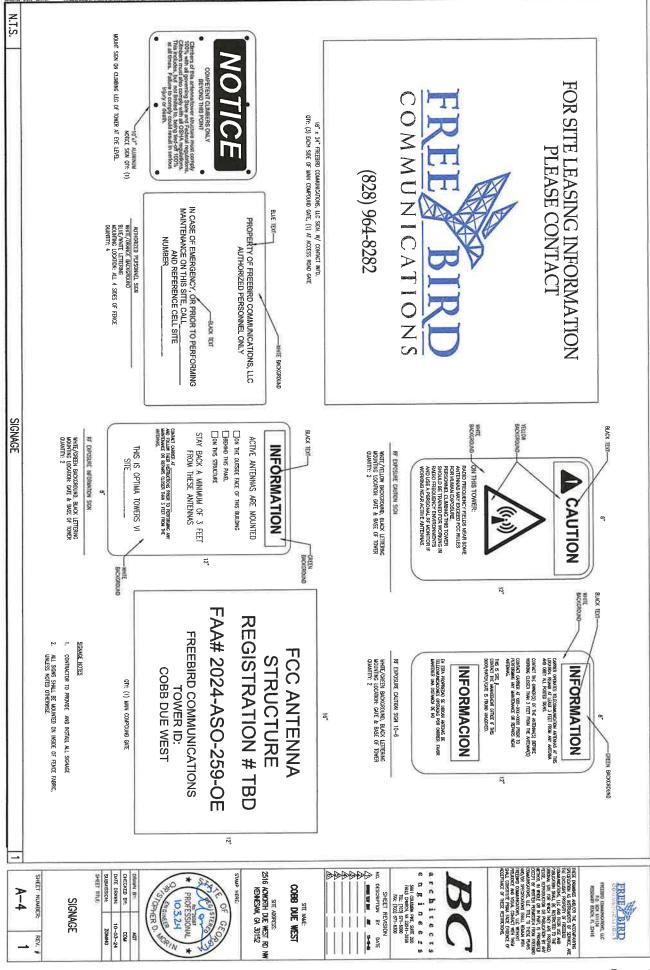


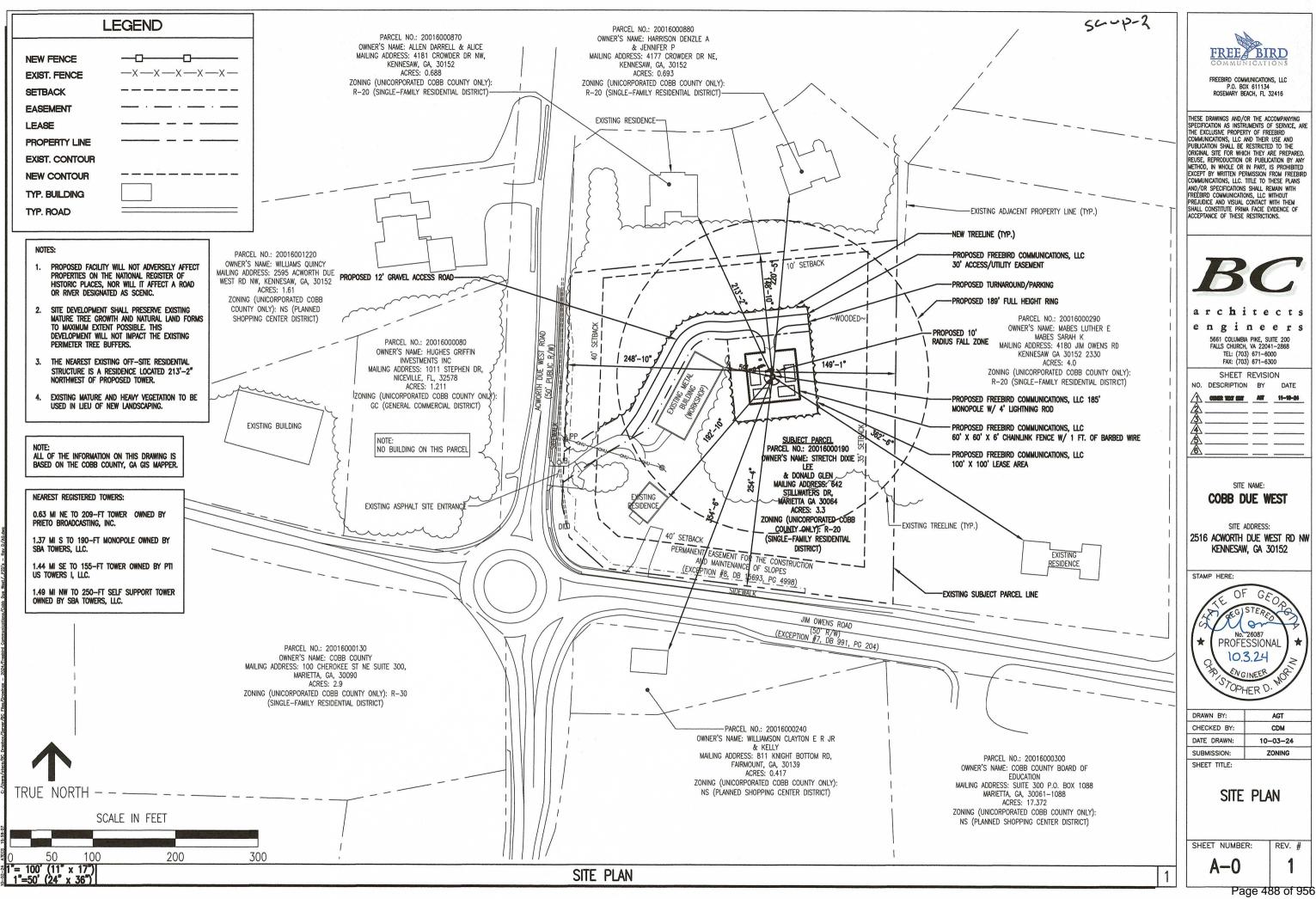














AFFIDAVIT

The undersigned, Clark Hinkle, the Manager of Freebird Communications, LLC (the "Company"), . does hereby state to the best of his knowledge:

In accordance with zoning requirements, Section 13134-273.(3)h, I engaged with the Cobb County School District (the "District") to explore the feasibility of placing a proposed cell tower on their property known as Lewis Elementary School, located at 4179 Jim Owens Road NW, Kennesaw, Georgia. While I appreciate the opportunity to discuss this proposed tower on the District's property, the business terms offered by the District were not viable for obtaining telecommunications tenants on the proposed tower. Such tenants require a guaranteed lease term of no less than five (5) years. The District was unwilling to offer that along with a commercially reasonable amount of ground rent. As such, alternative arrangements are being considered to ensure the project's economic feasibility and community benefit.

My contact at the Cobb County School District was:

Travis McComb Director of Accountability & Property SPLOST Management Cobb County School District Marietta, GA 30060 Phone: (678) 618-8899 Travis Mccomb@cobbk12.org

This affidavit is submitted in accordance with Section 13134-273.(3)h of the Official Code of Cobb County, Georgia. The undersigned further states that they are familiar with the nature of an oath and with the penalties provided by the laws of the state for which he is located for falsely swearing to statements made in an instrument of this nature.

The undersigned further certifies that he has read and understand the full facts of this Affidavit.

Affiant:

The inkle

Print Name: Clark Hinkle

Kory L Beganics Bv: Notary Public / 1

Notary Public State of Florida

Kory L Beganics My Commission HH 640281

Expires 2/13/2029



Print Name: CLASK Hinkle

AFFIDAVIT

The undersigned Steven Sullivan the Site Acquisition Manager of Fortified Telecom Services (the "Company"), does hereby state to the best of his knowledge:

Pursuant to Section 13134-273.(3)h of the land use code, I contacted Mt Olivet Baptist Church of Acworth Inc located at 2385 Acworth Due West Rd, Acworth, GA 30101 to ascertain their interest in leasing space to accommodate the proposed cell tower.

My actions were as follows:

1/9/2025 - Emailed the church at the contact information listed on their website (mtobcacw@ mtobcacworth.org) and called the phone number listed at 770-974-8335. I received no response to my queries. 1/14/2025 - Attempted call again, no answer, no answering service

1/15/2025 - Drove to the church in the evening, contacted Deacon Lloyd Platt and Pastor Michael Smith. I had a brief discussion about the proposed tower. They exhibited enough interest and requested a draft lease.

1/17/2025 - Emailed Pastor Smith the draft lease agreement.

1/27/2025 - Sent follow up email to Pastor Smith and Mr. Platt. No response

1/29/2025 – Emailed LeDarius requesting guidance on how to proceed with the lack of response from the church. Terry Martin called to discuss the next steps. We decided the best course of action was a certified letter with a drop-dead date to advise of continued interest.

1/31/2025 - Phone call to Pastor Smith, no response.

2/1/2025 - Sent Certified letter, return receipt requested to Church advising a drop-dead date of 2/11/2025 to advise of continued interest in tower lease.

2/4/2025 - Letter was delivered.

2/10/2025 – Received a call from (404-388-1913) what I believe is the church secretary, Regina Russell, acknowledging receipt of letter and advising it will be discussed on Wednesday night 2/12. She stated that I should hear from someone on Thursday regarding the tower.

2/13/2025 - did not received any correspondence or calls from Church, called Regina Russell (404-388-1913) and left VM. Received no response.

2/17/2025 - Considered lack of response from church as lack of interest in pursuit of a tower lease agreement.

This affidavit is submitted in accordance with Section 13134-273.(3)h of the Official Code of Cobb County, Georgia. The undersigned further states that they are familiar with the nature of an oath and with the penalties provided by the laws of the state for which he is located for falsely swearing to statements made in an instrument of this nature.

The undersigned further certifies that he has read and understand the full facts of this Affidavit.

Affiant:

Print Name: Steven Sullivan

Subscribed and sworn to before me this 12th day of Marh, 2025.

By: Notary Public

Print Name: Benjami pearl

BENJAMIN R BEARD NOTARY PUBLIC Paulding County State of Georgia My Comm. Expires Aug. 24, 2027

From:	Steven Sullivan
To:	mtobcacw@mtobcacworth.org
Subject:	Possible Cell Tower on Church property? 2385 Acworth Due West Rd NW
Date:	Thursday, January 9, 2025 2:06:00 PM
Attachments:	image001.png

Hello,

I represent a tower developer that is looking to construct a cell tower in the area of Acworth Due West and Jim Owns/Mars Hill Church Rd.

Cobb county ordinance requires that we reach out to schools and churches within the search area to determine their interest or lack thereof to placement of a new tower. Who would you suggest I speak with at the Church to ascertain your interest in the project?

Thanks much, Steven Sullivan Fortified Telecom Services Site Acquisition Manager 770-331-7765



Steven Sullivan
ievespy@icloud.com; LloydPlatt@att.net
RE: Mt. Olivet Baptist Church, Acworth, Proposed Cell Tower
Monday, January 27, 2025 6:04:00 PM

Gentlemen,

We need to know if you want to proceed with the conversation about the possible tower. Do you have a schedule for your internal conversation on whether you will entertain the offer? We'd like to make a deal but understand as well it may not fit with your future plans for the church.

Please let me know your thoughts, Thanks much, Steven Sullivan Fortified Telecom Services Site Acquisition Manager 770-331-7765

From: Steven Sullivan

Sent: Friday, January 17, 2025 11:10 AM To: ieyespy@icloud.com; LloydPlatt@att.net Subject: Mt. Olivet Baptist Church, Acworth, Proposed Cell Tower

Morning Gentlemen,

I wanted to get this to you yesterday, but it needed some adjustment. This tower develop must have a soft spot for churches. The industry standard right now is any term increase at 10% or less. He sent the lease over with 15% term increase which I confirmed was intentional.

Business Terms Rent: \$XXX per month or \$XXXX per year Lease Term: Initial 25 years term and (1) renewal for 25 years. Term increases: Lease payments increase X% each 5-year period

I know you need to meet to discuss. Can you give us a date when that discussion would be held? I need to provide Verizon status updates along the way. Thanks, Sully Steven Sullivan Fortified Telecom Services Site Acquisition Manager 770-331-7765



AFFIDAVIT

The undersigned **Evelyn Rodelas** the **Radio Frequency Engineer** of **Verizon Wireless** (the "Company"), does hereby state to the best of her knowledge:

1. That no existing towers or suitable alternative tower structures are located within the geographic placement area required to meet the applicant's engineering requirements. *Correct, proposing new tower.*

2. That existing towers or structures do not have sufficient structural strength to support applicant's antenna and related equipment. Existing towers were not analyzed for structural strength as they do not support the coverage objectives.

3. That the applicant's proposed antenna(e) on existing towers or structures, or the antenna(e) on the existing towers or structures, would cause interference with the applicant's proposed antenna(e). Existing towers were not analyzed for interference as they do not support the coverage objectives.

4. That the cost or contractual provisions required by the tower owner to share an existing tower or structure or to adapt an existing tower or structure are unreasonable. Cost was not a consideration as there are no towers within the geographic placement to support coverage objectives.

5. That the applicant adequately demonstrates that there are other limiting factors that render towers and structures unsuitable. The provided RF support letter and coverage plots demonstrate the need for the new tower.

6. That there is a significant gap in wireless service in the geographic area under consideration, and that this gap is demonstrated by dropped call data and analysis and actual wireless coverage field tests performed in the geographic area under consideration. The provided RF support letter and coverage plots demonstrate the need for the new tower.

7. That a lower tower height was considered but determined not to offer adequate coverage improvement. The provided RF support letter and coverage plots demonstrate the need for the proposed tower height.

This affidavit is submitted in accordance with Section 134-273.1 of the Official Code of Cobb County, Georgia. The undersigned further states that they are familiar with the nature of an oath and with the penalties provided by the laws of the state for which he is located for falsely swearing to statements made in an instrument of this nature.



The undersigned further certifies that she has read and understand the full facts of this Affidavit.

Affiant:

Fodulos

Print Name: Evelyn Rodelas

Subscribed and sworn to before me this $\frac{12}{12}$ day of *MARCH*, 2025.

Martha Paces By:

Print Name: SAMANTHA STACEY

Samantha Stacey NOTARY PUBLIC CHEROKEE COUNTY, GEORGIA My Commission Expires 07/30/2028

Michael F. Plahovinsak, P.E.

18301 State Route 161, Plain City, Ohio 43064 (614) 398-6250 - mike@mfpeng.com

March 11, 2025

Freebird Communications

Re:	Proposed 185-ft Monopine
	Located in Cobb Co., GA: Cobb Due West
	MFP Project #: 23524-354 / TAPP Project Number: TP-24018

I understand that there may be some concern on the part of local building officials regarding the potential for failure of the proposed communication monopine. Communication structures are designed in accordance with the Telecommunications Industry Association TIA-222-H, "Structural Standards for Steel Antenna Towers and Antenna Supporting Structures". This Structure is to be fabricated by TransAmerican Power Products

I have designed this monopine to support (4) carriers and to withstand a 3-sec. gusted wind speed of 107 mph as recommended by TIA-222-H for Cobb Co., GA. The design also conforms to the requirements of the 2018 International Building Code.

This monopine has been designed to accommodate a theoretical fall radius. The upper 93' of the pole has been designed to meet the wind loads of the design, however, the lower portion of the pole has been designed with a minimum 10% extra capacity. Assuming the pole has been fabricated according to my design, and well maintained, in the event of a failure due to extreme wind and comparable appurtenance antenna load (winds in excess of the design wind load), it would yield/buckle at the 92' elevation. The yielded section is designed to swing down and rest on the ground, resulting in an approximate 10-ft fall radius

The structure has been designed with all of the applicable factors as required by the code. A properly designed, constructed and maintained pole has never collapsed; monopines are safe structures with a long history of reliable operation.

I hope this review of the monopine design has given you a greater degree of comfort regarding the design capacity inherent in pole structures. If you have any additional questions please call me at 614-398-6250 or email mike@mfpeng.com.

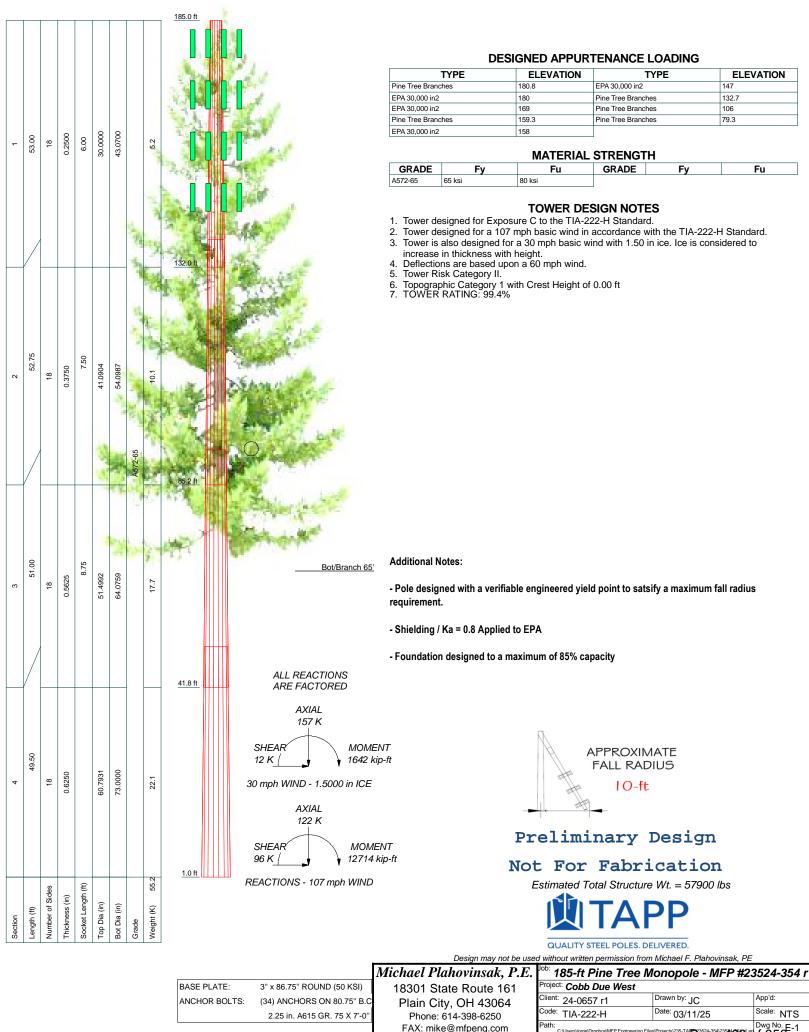
Sincerely,



Michael F. Plahovinsak, P.E.

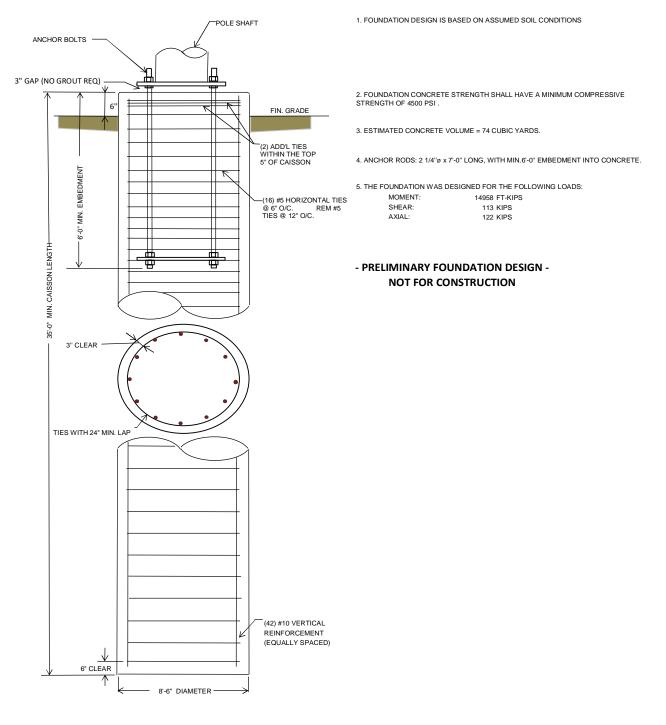
Michael F. Plahovinsak, P.E. Sole Proprietor - Independent Engineer P.E. Licensed in 48 Jurisdictions





ring Files/Projects/235-TAIT 2524,354(2354(2640).er. 1

FOUNDATION NOTES:



Michael F. Plahovinsak, P.E.	185-ft pine tree monopole - MFP #23524-354			
18301 State Route 161 W	Cobb Due West			
Plain City, OH 43064 Phone: 614-398-6250	TAPP	Mike		
email: mike@mfpeng.com	TIA-222-H	3/11/2025		
	PRELIMINARY FOUNDATION			



RE: Telecommunications Structure located at 2516 Acworth Due West Road Acworth, GA 30064

March 10, 2025

Jessica Guinn Zoning Director, Cobb County Planning and Zoning Commission 1150 Powder Springs St, Ste 400 Marietta, GA 30064

Subject: SLUP-2 - Tower Owner Acknowledgement of Sec. 134-273.(3)e.

Your 3rd party consultant CityScape Consultants, Inc provided a review of the Special Land Use Permit (SLUP-2), "The Applicant does not acknowledge these requirements in the narrative. CityScape suggests a letter from the proposed tower owner stating that they'll comply with these requirements."

Sec. 134-273.(3)e. - All towers and antennae must meet or exceed current standards and regulations of the Federal Aviation Administration, the Federal Communications Commission or such governing agency guidelines as may be established from time to time. All towers and antennae must be updated and brought into conformity with such standards and regulations within six months of their adoption. The failure to comply with this provision shall be grounds for the county to require removal or repermitting of the antenna or tower at the owner's expense.

This letter is to confirm as the tower owner, I will comply with all local, state and federal regulatory requirements for the proposed tower. We have completed a PH1 environmental review together with a NEPA to include section 106. I have filed and received an antenna structure registration number (1329511) from the FCC.

Use 2MA

March 10, 2025

Clark Hinkle, Owner Freebird Communications LLC Date



March 12, 2025

Jessica Guinn Zoning Director, Cobb County Planning and Zoning Commission 1150 Powder Springs St, Ste 400 Marietta, GA 30064

Re: Proposed 185-foot Telecommunications Facility to be located at 2516 Acworth Due West Rd, Kennesaw City, Cobb County, Georgia

To Whom It May Concern:

The primary need for the proposed telecommunications facility is to provide capacity relief to the existing Verizon Wireless site. The site is identified on the attached maps as "Grand Oaks site". Verizon Wireless utilizes 4G LTE and 5G technologies that reuse spectrum on all cell sites, which is the most efficient wireless network operation. The existing tower is running at full capacity presently, with all Verizon-licensed FCC spectrum used in all directions. When an existing site requires more capacity than it is capable of delivering then a new point of service is required. Note that sufficient capacity is required to deliver excellent download and upload speeds of mobile phones, tablets and other devices that use 4G LTE and 5G technology. On page 3 of the attached RF Propagation Maps the area in blue demonstrates where capacity relief is required for the Grand Oaks beta sector. The location of the proposed site is plotted in red on page 4 of the RF Propagation Maps to demonstrate the effectiveness of the capacity offload. As you can see, a significant portion on the south east area of the existing Grand Oaks site is positively impacted by the proposed Jim Owens site.

In addition to capacity relief, the proposed Jim Owens site will further improve the existing 4G LTE wireless service and will provide new 5G wireless services in the north western portion of Cobb County by adding geographical coverage with a new point of service. As shown on page 6 on the RF Propagation Map, this site will provide improved service between sites that are now stretching to serve customers in this area. A lower tower height was considered as shown on page 7 and 8 of the RF Propagation Map. At 170' RAD Center an area near Old Stilesboro Rd is on the cell edge of coverage that needs further coverage improvement. A RAD Center of 180' is needed to provide a better RF signal so that the Verizon customers will experience a better in-building and in-vehicle coverage.

The search area for this project is near the intersection of Jim Owens Rd and Acworth Due West Rd with an approximate search radius of 0.3 mile. Verizon Wireless has made every reasonable attempt to utilize existing structures to meet the network design goals. Upon thorough examination of the service area, Verizon Wireless did not identify any existing towers located within the search area that will work. The closest existing towers are owned by Prietto Broadcasting with Registration # 1019778 and 1019779 located at 34.02131, -84.6675 and

34.0236, -84.668, respectively. These 2 towers are 250 ft apart and about 0.60 mile from the proposed tower. Slide 10 of the RF Propagation map demonstrates that on this location it falls short of achieving the desired coverage improvement in the southeast area, particularly to reliable indoor coverage in residential zones. The next closest tower is owned by PTI US Towers with Registration # 1274416 and located at 34.0051, -84.6543. It is 1.4 mile southeast from the proposed tower. Slide 13 of the RF Propagation map reveals a coverage shift towards the southeast, providing service to a different area. Furthermore, it illustrates of minimal best server overlap between the Grand Oaks and proposed Jim Owens. It will not effectively address the capacity relief in the Grand Oaks beta sector.

The proposed tower height of 185' is the minimum height required to properly provide necessary capacity relief and coverage improvements set forth above. The proposed facility will allow Verizon Wireless to mount cellular antennas at 180' antenna centerline. The location of this additional site is imperative to provide improved service for Verizon Wireless customers and the customers of other carriers collocating on the tower. The proposed antennas, wireless telecommunication equipment and tower meet all FAA and FCC standard and regulations. This new telecommunications facility will be equipped with an emergency generator with extended runtime capability and will provide additional voice and data resources that would be needed in the event of an emergency or severe weather.

For the abovementioned reasons, the Verizon Wireless Network Team respectfully requests approval of the proposed 185-foot telecommunications facility, which will allow Verizon Wireless to continue to provide the most reliable wireless network to the citizens of Cobb County. Thank you for your thoughtful consideration of this request.

Sincerely,

Anduloc

Signature **Evelvn** Rodelas **RF** Design Engineer Verizon Wireless - GA/AL Region

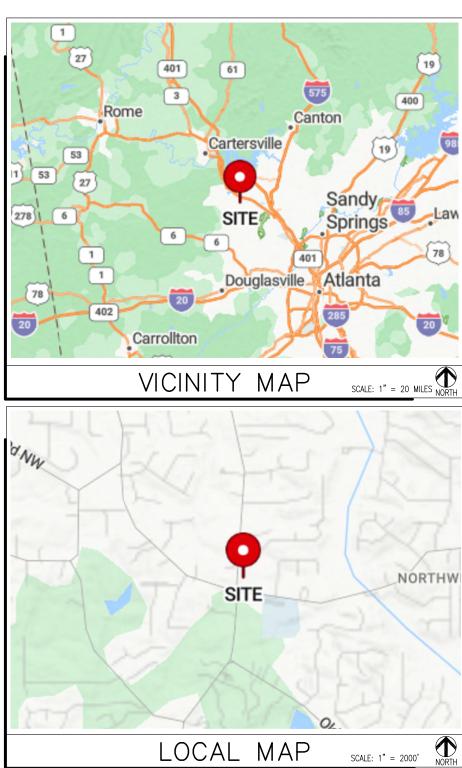
Subscribed and sworn to before me this 12 day of MARCH, 2025.

By:

Sumanthafacey Notary Public CHE

Print Name: SAMANTHA STACEY

Samantha Stacev NOTARY PUBLIC CHEROKEE COUNTY, GEORGIA My Commission Expires 07/30/2028



SITE NAME:

COBB DUE WEST

FROM ROSEWARY BEACH, FL 32416, HEAD NORTH ON FL-83 N/US-331 N, CONTINUE STRAIGHT ONTO FL-83 N, MERGE ONTO I-10 W VIA THE RAMP TO PENSACOLA, TAKE EXIT 85 FOR US-331 N TOWARD DEFUNIAK SPRINGS, TURN RIGHT ONTO US-331 N, CONTINUE ONTO AL-152 E/AL-79 N, CONTINUE ONTO AL-79 N, CONTINUE ONTO US-231 N, CONTINUE STRAIGHT ONTO US-431 N, CONTINUE STRAIGHT ONTO US-231 N/US-431 N, MERGE ONTO I-20 E/I-59 N VIA THE RAMP TO GADSDEN, TAKE EXIT 30 TO MERGE ONTO US-78 W/AL-5 N/TALLADEGA HWY TOWARD US-431 N/AL-1 ANNISTON/ODENVILLE, CONTINUE TO FOLLOW US-78 W/AL-5 N, CONTINUE STRAIGHT ONTO AL-5 N, CONTINUE STRAIGHT ONTO US-431 N, CONTINUE STRAIGHT ONTO US-411 N, TURN LEFT ONTO BLACKSHEAR PL, TURN RIGHT ONTO ACWORTH DUE WEST RD NW, DESTINATION WILL BE ON THE RIGHT AT 2516 ACWORTH DUE WEST RD NW, KENNESAW, GA 30152.



A NEW 185' MONOPINE W/ 4' LIGHTNING ROD & WIRELESS FACILITY



Know what's below. Call before you dig.

APPROVAL

OWNER'S AGENT APPROVAL

TO DIGGING-811 OR (770) 623-4332 **EMERGENCY**: CALL 911

DIG ALERT:

SIGNATURE PHONE NUMBER CONSTRUCTION COORDINATOR SIGNATURE PHONE NUMBER

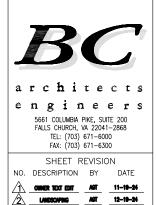
APPROVAL	SIGNATURE				PHONE NUMBER
SUBMI	SSION REVISION				
SET NO.	DESCRIPTION	BY	DATE	SET NO.	DESCRIPTION
1	OWNER INFO EDIT	AGT	11-19-24	5	
2	ADDED LANDSCAPING PLANS	AGT	12-19-24	6	
3	TOWER TYPE CHANGE	AGT	01-07-25	7	
4				8	

ARCHITECTURAL AND ENGINEERING FIRM: BC ARCHITECTS ENGINEERS, PLC	SITE NAME: PARCEL OWNER: COBB DUE WEST DIXIE L. STRETCH & DONALD G. STRETCH	<u>SHE</u>
Sofii CollumBla Pikk, Suite 200 FALLS CHURCH, VA 22041-2868	642 STILLWATERS DR MARIETTA, GA 30064	T-1
TEL: (703) 671–6000 CONTACT: CHRIS MORIN FAX: (703) 671–6300 ENGINEER	SITE ADDRESS:	4 SI
SURVEYOR: CIVIL SURVEY, INC	2516 ACWORTH DUE WEST RD NW KENNESAW, GA 30152	A-0 A-1 A-2
116 MADDOX ROAD GRIFFIN, GA 30224	APPLICANT BUILDING INFO: FREEBIRD COMMUNICATIONS, LLC	A-3 A-4
TEL: (470) 765–8898 CONTACT: JAMES W. ECKERT, JR. FAX: –	P.O. BOX 611134 ROSEMARY BEACH, FL 32416 ATTN: CLARK HINKLE	L-1 L-2
	PROJECT DESCRIPTION: AN UMMANNED RADIO TELECOMMUNICATIONS FACILITY CONSISTING OF A PROPOSED 185' MONOPINE W/ 4' LIGHTNING ROD IN A NEW FENCED COMPOUND	
	ADA COMPLIANCE: FACILITY IS UNMANNED AND NOT FOR HUMAN HABITATION PROJECT DATA:	
	COUNTY: COBB JURISDICTION: COBB COUNTY	
POWER COMPANY: COMPANY NAME: COBB EMC CONTACT: CUSTOMER SERVICE TEL: (770) 429-2100	PIN #: 20016000190 ZONING: ZONING (UNICORPORATED COBB COUNTY ONLY): R-20 (SINGLE-FAMILY RESIDENTIAL DISTRICT)	
	GEOGRAPHIC COORDINATES:	
TELEPHONE COMPANY: COMPANY NAME: XFINITY	LATITUDE: N 34' 00' 59.45" (NAD 83) LONGITUDE: W 84' 40' 28.55" (NAD 83) GROUND ELEVATION: 982' AMSL (NAVD 88)	
CONTACT: CUSTOMER SERVICE TEL: (800) 934-6489	CODE COMPLIANCE IBC, 2018 EDITION, WITH GEORGIA AMENDMENTS (2020) NEC, 2020 EDITION (NO GEORGIA AMENDMENTS)	
CONSULTING TEAM	PROJECT SUMMARY	SHE

CALL GEORGIA 811 FOR UNDERGROUND UTILITIES PRIOR

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HEET NUM	<u>BER:</u> <u>D</u>	ESCRIPTION:		S
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SHEETS	SURVEY			
-0 -1 -2 -3 -4	SITE PLAN ENLARGED SITE PLA TOWER ELEVATION FENCE & GATE DET SIGNAGE			
-1 -2	EXISTING LANDSCAP PROPOSED LANDSC/			
IEET IN	IDEX			
				1



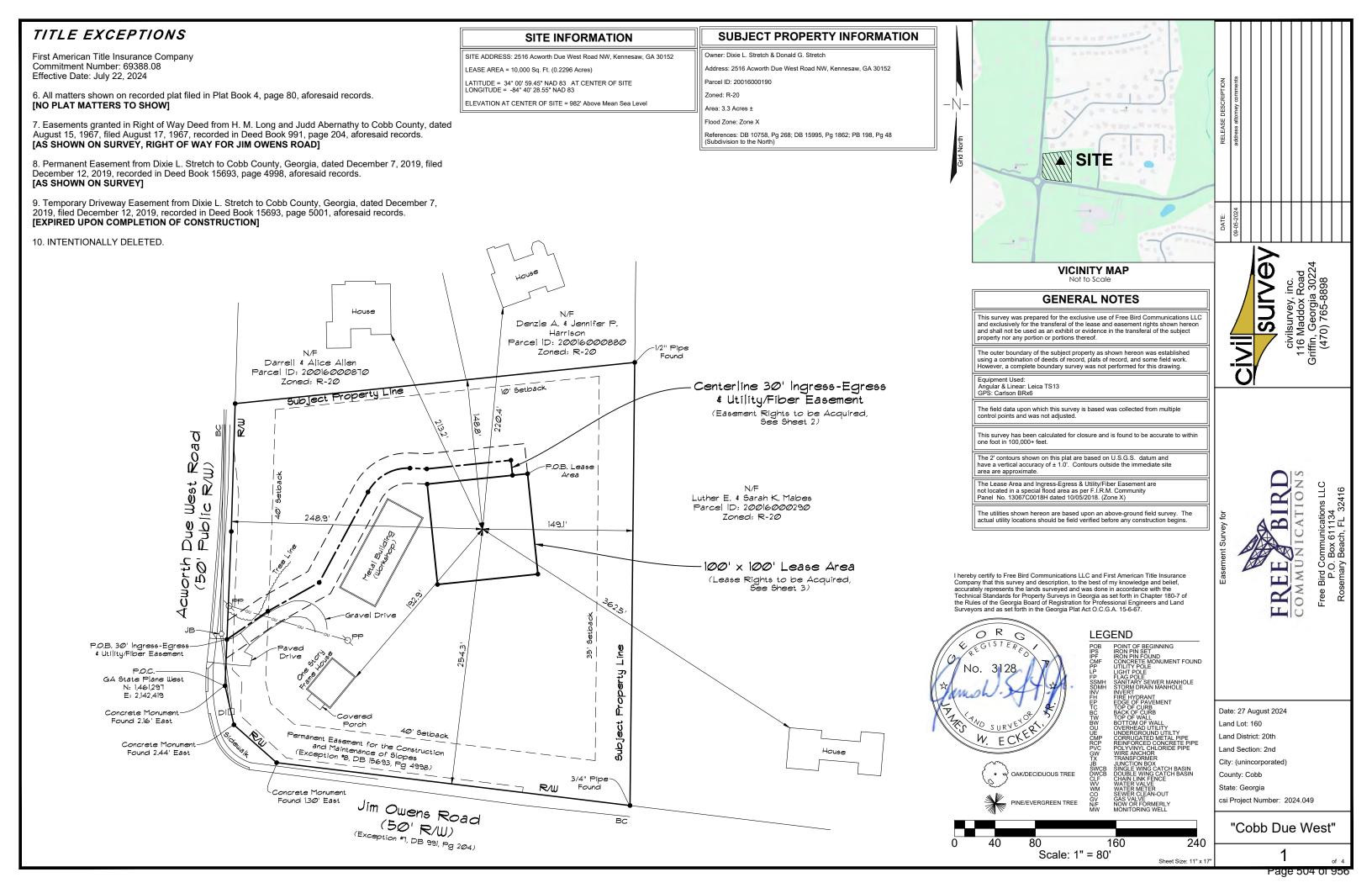


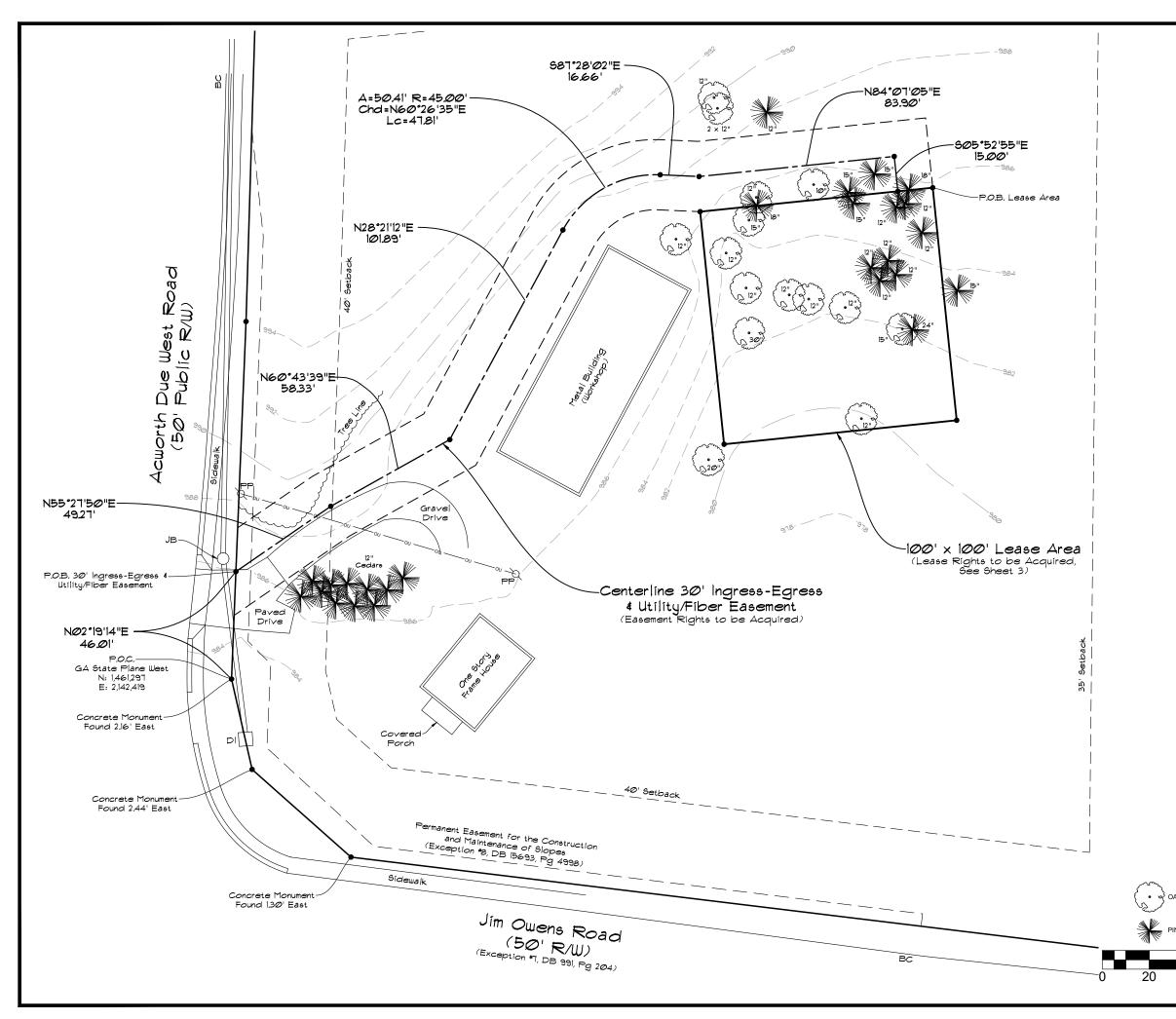
IOWER TYPE CHANGE AGT

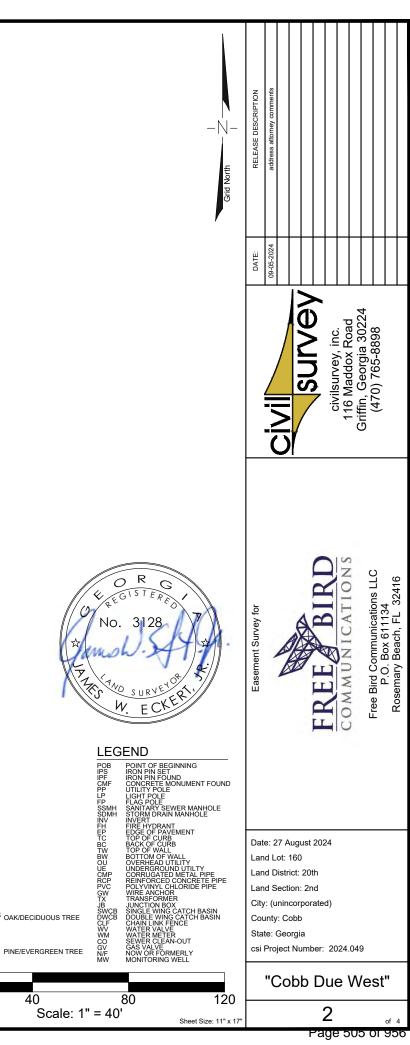
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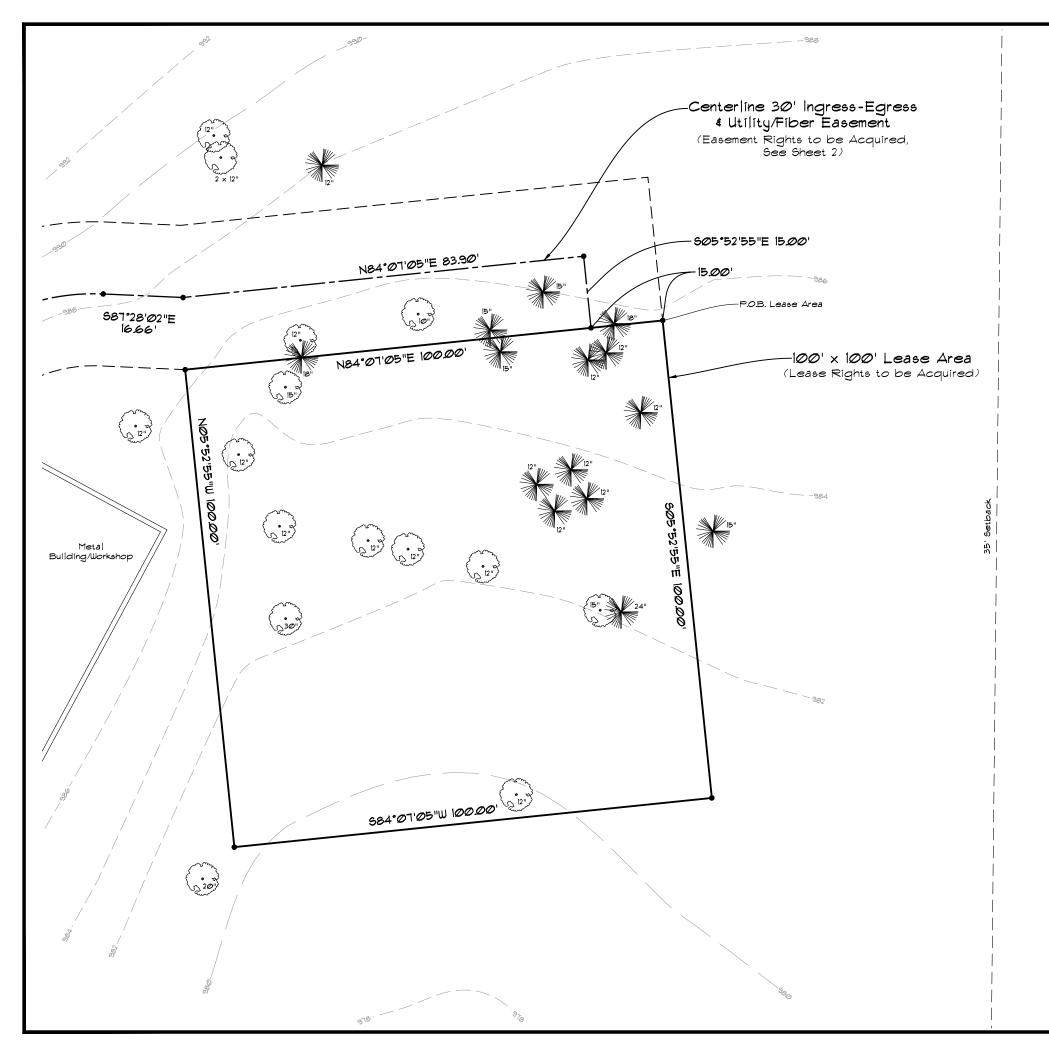


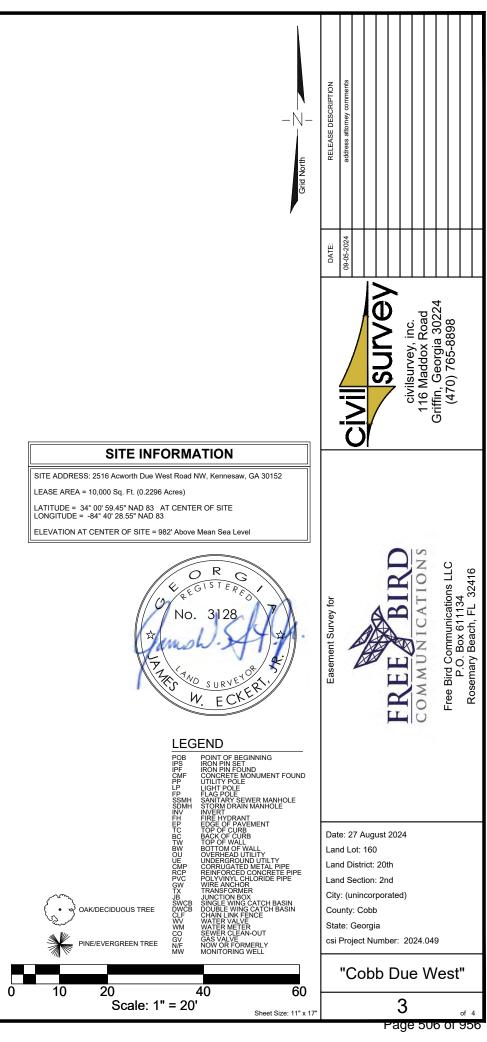
DIRECTIONS TO SITE:











LEASE AREA

All that tract or parcel of land lying and being in Land Lot 160 of the 20th District, 2nd Section, Cobb County, Georgia, and being a portion of that land now or formerly owned by Dixie L. Stretch and Donald G. Stretch, pursuant to the Warranty Deed, recorded October 31, 1997, in Deed Book 10758, Page 268, in the Clerk of Superior Court records of Cobb County, Georgia, and Quit Claim Deed, recorded November 22, 2001, in Deed Book 15995, Page 1862, in the aforesaid records, and being more particularly described as follows:

To find the Point of Beginning, COMMENCE at the intersection of the northern right of way of Jim Owens Road and the eastern right of way of Acworth Due West Road, said point being at Georgia State Plane West coordinates of N: 1,461,297, E: 2,142,419;

Thence running along said eastern right of way of Acworth Due West Road, North 02°19'14" East, 46.01 feet to a point; Thence leaving said right of way and running, North 55°27'50" East, 49.27 feet to a point; Thence, North 60°43'39" East, 58.33 feet to a point; Thence, North 28°21'12" East, 101.89 feet to a point; Thence, 50.41 feet along a curve to the right, having a radius of 45.00 feet and being scribed by a chord bearing North 60°26'35" East, a distance of 47.81 feet to a point; Thence, South 87°28'02" East, 16.66 feet to a point; Thence, North 84°07'05" East, 83.90 feet to a point: Thence, South 05°52'55" East, 15.00 feet to a point; Thence, North 84°07'05" East, 15.00 feet to a point and the true POINT OF BEGINNING;

Thence running, South 05°52'55" East, 100.00 feet to a point; Thence, South 84°07'05" West, 100.00 feet to a point; Thence, North 05°52'55" West, 100.00 feet to a point; Thence, North 84°07'05" East, 100.00 feet to a point and the true POINT OF BEGINNING.

Said tract contains 0.2296 acres (10,000 square feet), more or less.

30' INGRESS-EGRESS AND UTILITY/FIBER EASEMENT

Together with a 30' Ingress-Egress & Utility/Fiber Easement lying and being in Land Lot 160 of the 20th District, 2nd Section, Cobb County, Georgia, and being a portion of that land now or formerly owned by Dixie L. Stretch and Donald G. Stretch, pursuant to the Warranty Deed, recorded October 31, 1997, in Deed Book 10758, Page 268, in the Clerk of Superior Court records of Cobb County, Georgia, and Quit Claim Deed, recorded November 22, 2001, in Deed Book 15995, Page 1862, in the aforesaid records, and being more particularly described by the following centerline data:

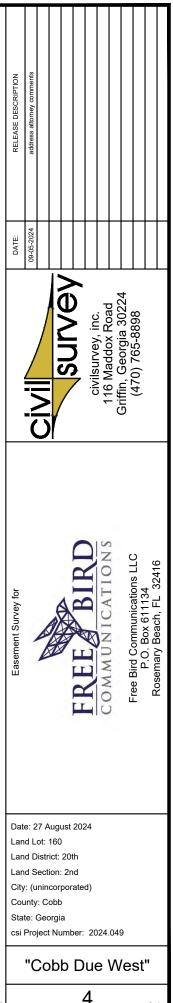
To find the Point of Beginning, COMMENCE at the intersection of the northern right of way of Jim Owens Road and the eastern right of way of Acworth Due West Road, said point being at Georgia State Plane West coordinates of N: 1.461.297. E: 2.142.419:

Thence running along said eastern right of way of Acworth Due West Road, North 02°19'14" East, 46.01 feet to a point and the true POINT OF BEGINNING;

Thence leaving said right of way and running, North 55°27'50" East, 49.27 feet to a point; Thence, North 60°43'39" East, 58.33 feet to a point; Thence, North 28°21'12" East, 101.89 feet to a point; Thence, 50.41 feet along a curve to the right, having a radius of 45.00 feet and being scribed by a chord bearing North 60°26'35" East, a distance of 47.81 feet to a point; Thence, South 87°28'02" East, 16.66 feet to a point; Thence, North 84°07'05" East, 83.90 feet to a point; Thence, South 05°52'55" East, 15.00 feet to the ENDING at a point on the northern boundary of the previously

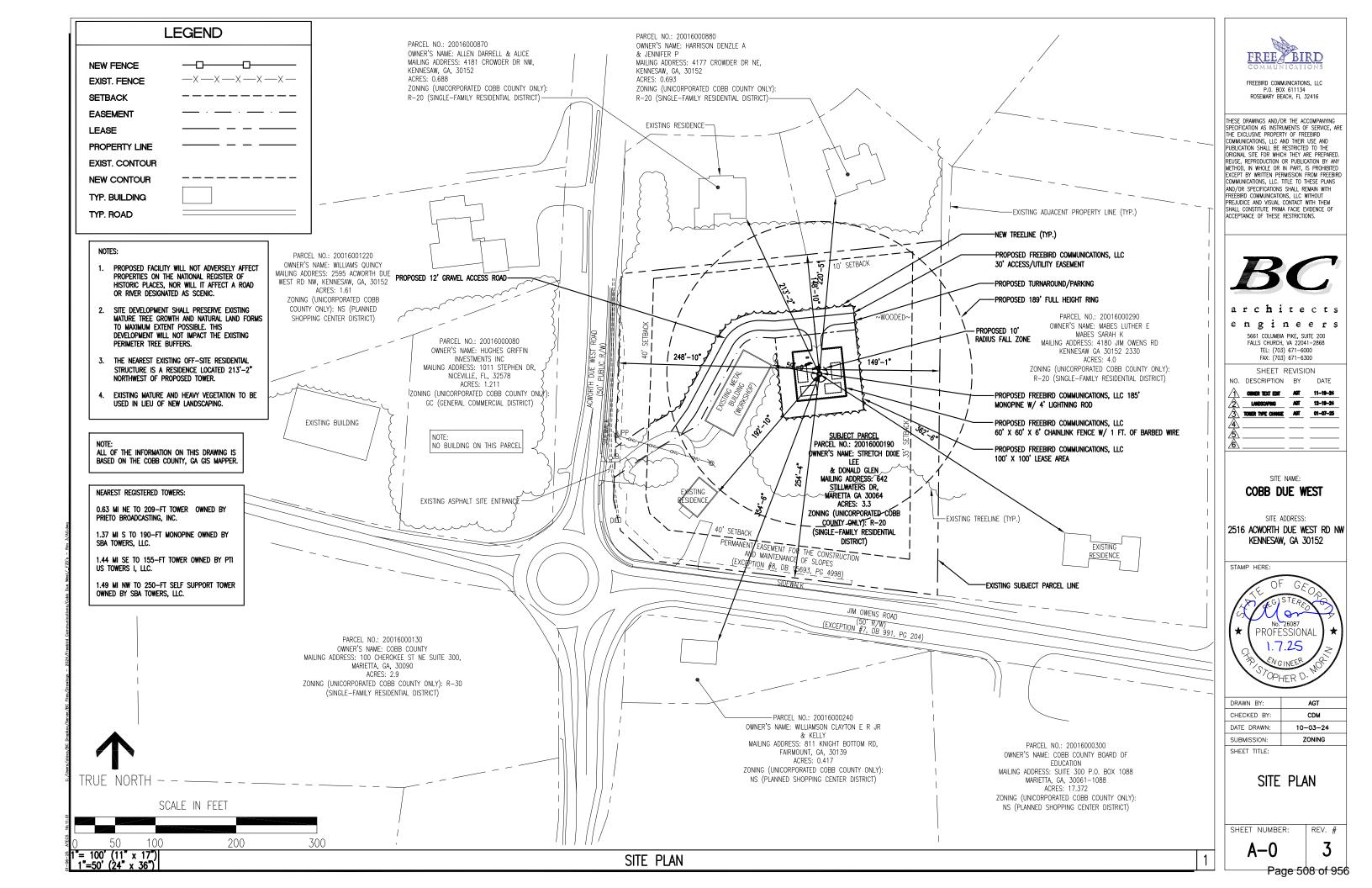
described Lease Area.





Page 507 of 956

Sheet Size: 11" x 17



LEGEND

NEW FENCE	-00
EXIST. FENCE	—x — x — x — x — x —
SETBACK	
EASEMENT	· · ·
LEASE	
PROPERTY LINE	
EXIST. CONTOUR	
NEW CONTOUR	
TYP. BUILDING	
TYP. ROAD	

- 1. PROPOSED FACILITY WILL NOT ADVERSELY AFFECT PROPERTIES ON THE NATIONAL REGISTER OF HISTORIC PLACES, NOR WILL IT AFFECT A ROAD OR RIVER DESIGNATED AS SCENIC.
- 2. SITE DEVELOPMENT SHALL PRESERVE EXISTING MATURE TREE GROWTH AND NATURAL LAND FORMS TO MAXIMUM EXTENT POSSIBLE. THIS DEVELOPMENT WILL NOT IMPACT THE EXISTING PERIMETER TREE RUFFERS.
- 3. THE NEAREST EXISTING OFF-SITE RESIDENTIAL STRUCTURE IS A RESIDENCE LOCATED 213'-2" NORTHWEST OF PROPOSED TOWER.
- 4. EXISTING MATURE AND HEAVY VEGETATION TO B USED IN LIEU OF NEW LANDSCAPING.

NOTE: ALL OF THE INFORMATION OF THIS DRAWING IS BASED ON THE COBB COUNTY, GA GIS MAPPER.

NEAREST REGISTERED TOWERS:

个

TRUE NORTH

50

"= 100' (11" x 17") 1"=50' (24" x 36")

100

PRIETO BROADCASTING, INC.

1.37 MI S TO 190-FT MONOPINE OWNED BY SBA TOWERS, LLC.

1.44 M SE TO 155-FT TOWER OWNED BY PTI US TOWERS I, LLC.

1.49 MI NW TO 250-FT SELF SUPPORT TOWER OWNED BY SBA TOWERS, LLC.

ABE-LOCE ALLOW AND ALLOW ALLOW

PARCEL NO.: 20016000240 OWNER'S NAME: WILLIAMSON CLAYTON E R JR & KELLY MAILING ADDRESS: 811 KNIGHT BOTTOM RD, FAIRMOUNT, GA, 30139 ACRES: 0.417 ZONING (UNICOPORATED COBB COUNTY ONLY): NG (OF UNICOPORATED COBB COUNTY ONLY):

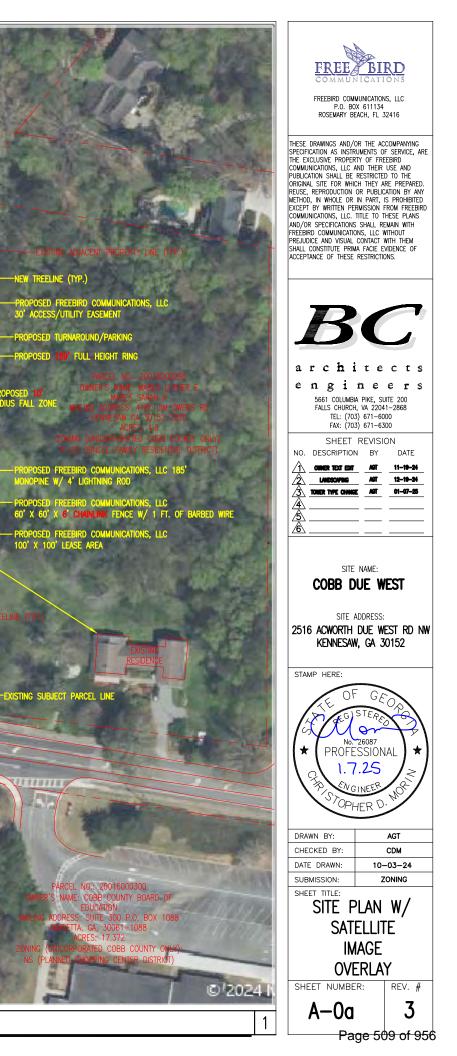
SCALE IN FEET

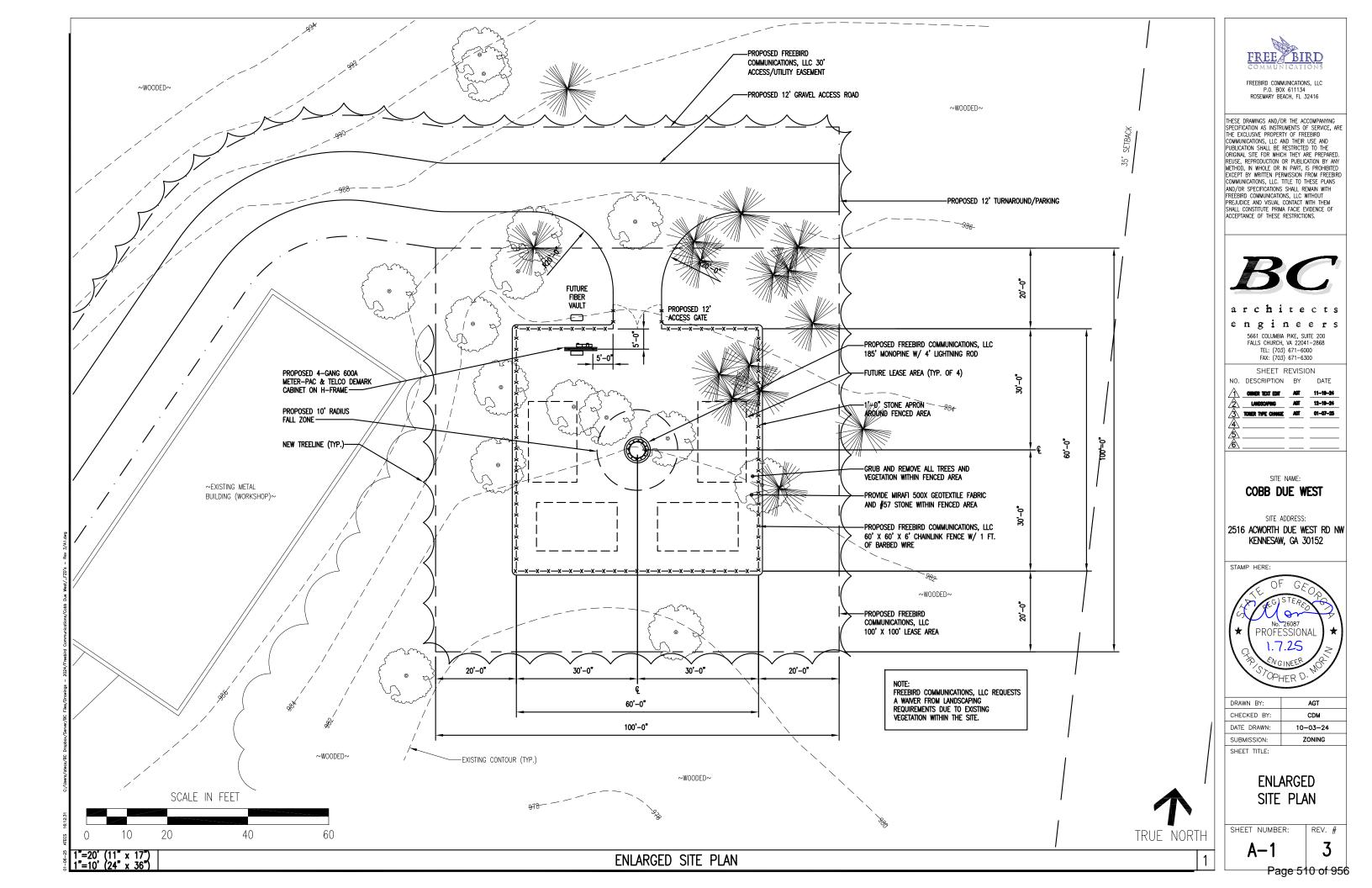
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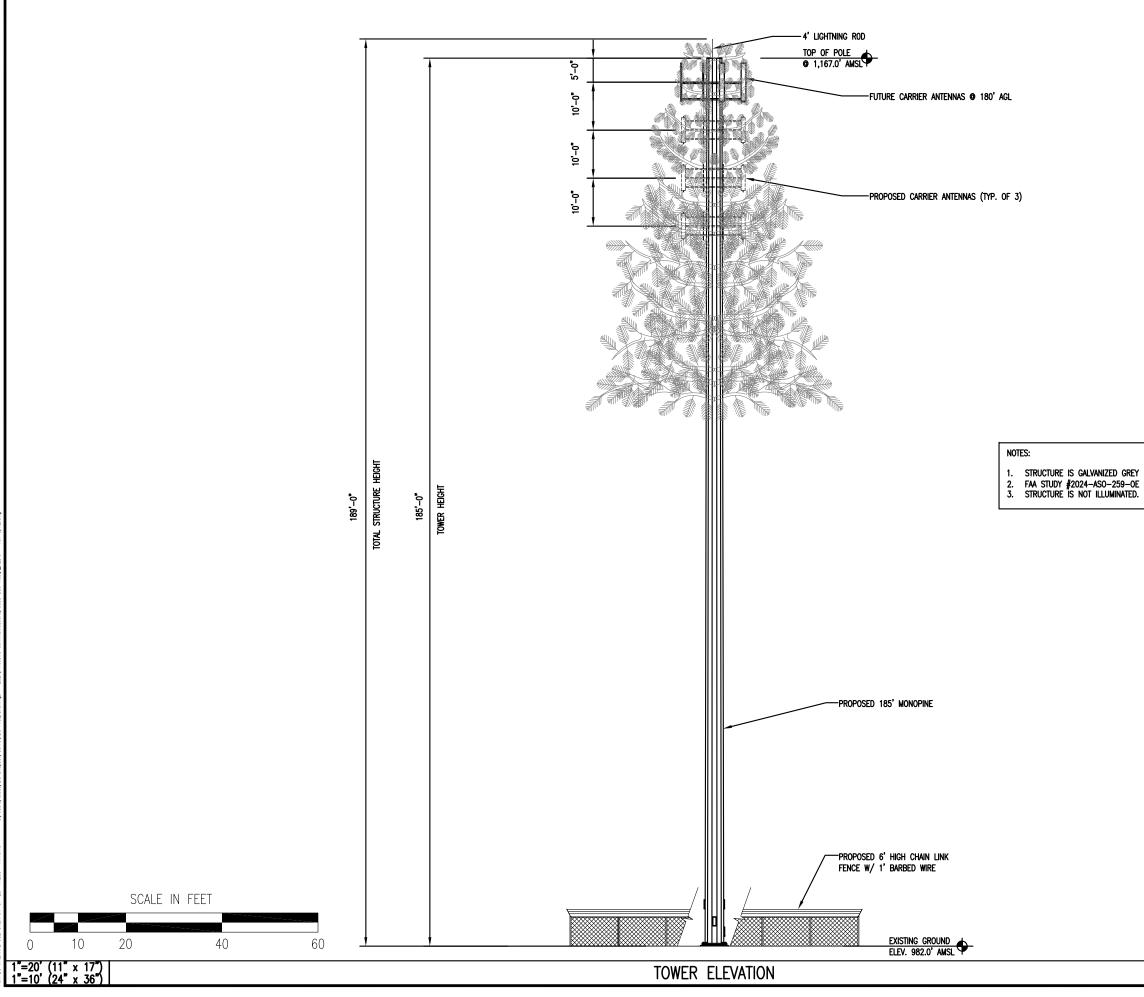
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SITE PLAN W/ SATELLITE IMAGE OVERLAY

THE OF COMPANY OF CARES



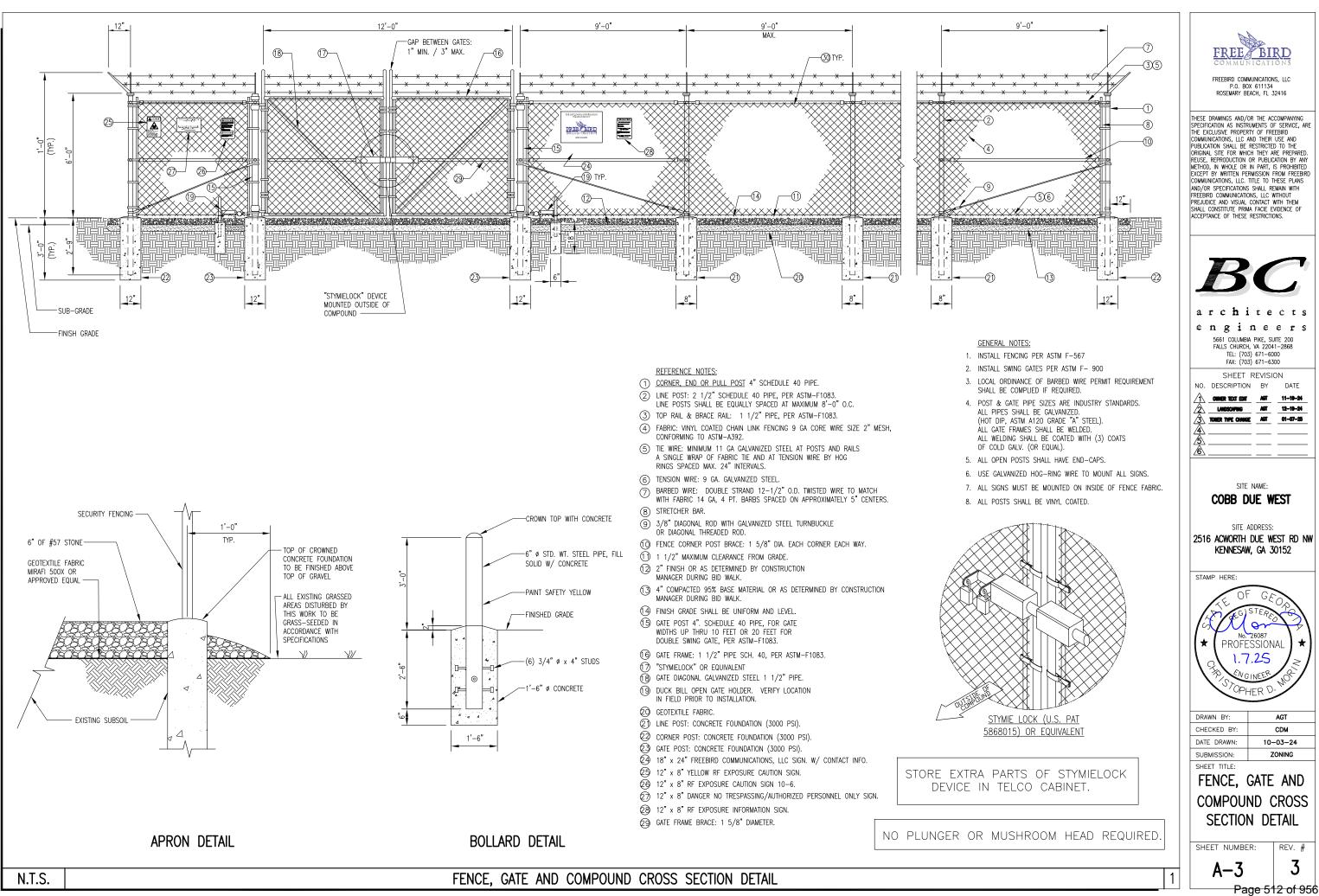






FREEBIRD COMMUNICATIONS, LLC P.O. BOX 611134 ROSEMARY BEACH, FL 32416

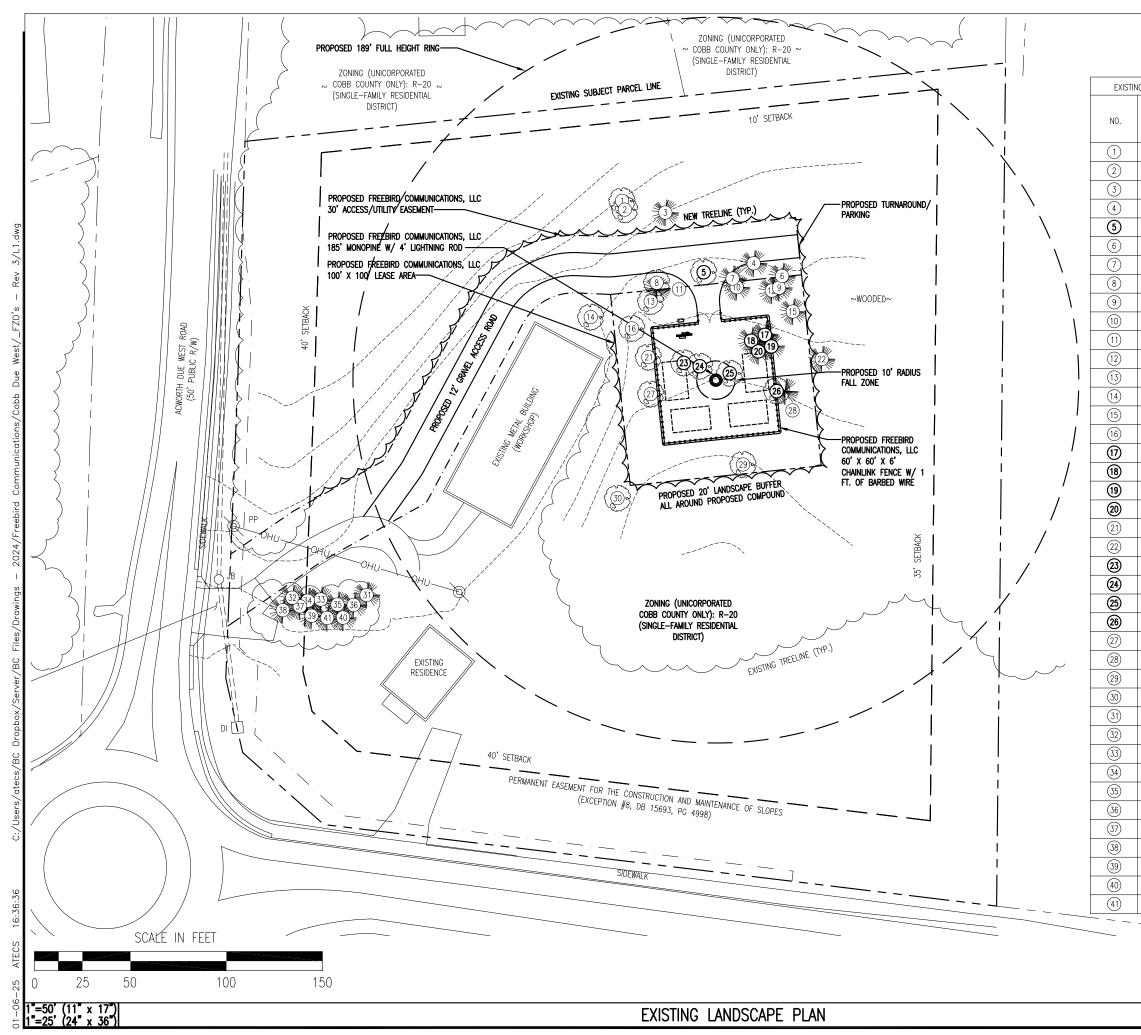
THESE DRAWINGS AND/OR THE ACCOMPANYING SPECIFICATION AS INSTRUMENTS OF SERVICE, ARE THE EXCLUSIVE PROPERTY OF FREEDIRD COMMUNICATIONS, LLC AND THEIR USE AND PUBLICATION SHALL BE RESTRICTED TO THE ORIGINAL STREF FOR WINGH THEY ARE PREPARED. REUSE, REPRODUCTION OR PUBLICATION BY ANY METHOD, IN WHOLE OR IN PART, IS PROHIBITED EXCEPT BY WRITTEN PERMISSION FROM FREEBIRD COMMUNICATIONS, LLC. THIE TO THESE PLANS AND/OR SPECIFICATIONS SHALL REMAIN WITH COMMUNICATIONS, LLC. THE TO THESE PLANS AND/OR SPECIFICATIONS SHALL REMAIN WITH FREEBIRD COMMUNICATIONS, LLC WITHOUT PREJUDICE AND VISUAL CONTACT WITH THEM SHALL CONSTITUTE PRIMA FACIE EXPORECE OF ACCEPTANCE OF THESE RESTRICTIONS. BC architects engineers 5661 COLUMBIA PIKE, SUITE 200 FALLS CHURCH, VA 22041–2868 TEL: (703) 671–6000 FAX: (703) 671–6300 SHEET REVISION NO. DESCRIPTION BY DATE Â CINER TEXT EDIT AGT 11-19-24 LANDSCAPHIC AGT 12-19-24 /2 /3 TOHER TYPE CHANGE AGT 01-07-25 /4 SITE NAME: COBB DUE WEST SITE ADDRESS: 2516 ACWORTH DUE WEST RD NW KENNESAW, GA 30152 STAMP HERE: OF Um No. 26087 PROFESSIONAL 1.7.25 VGINEE OPHER D. DRAWN BY: AGT CHECKED BY: CDM DATE DRAWN: 10-03-24 SUBMISSION: ZONING SHEET TITLE: TOWER ELEVATION SHEET NUMBER: REV. # 3 A-2 Page 511 of 956



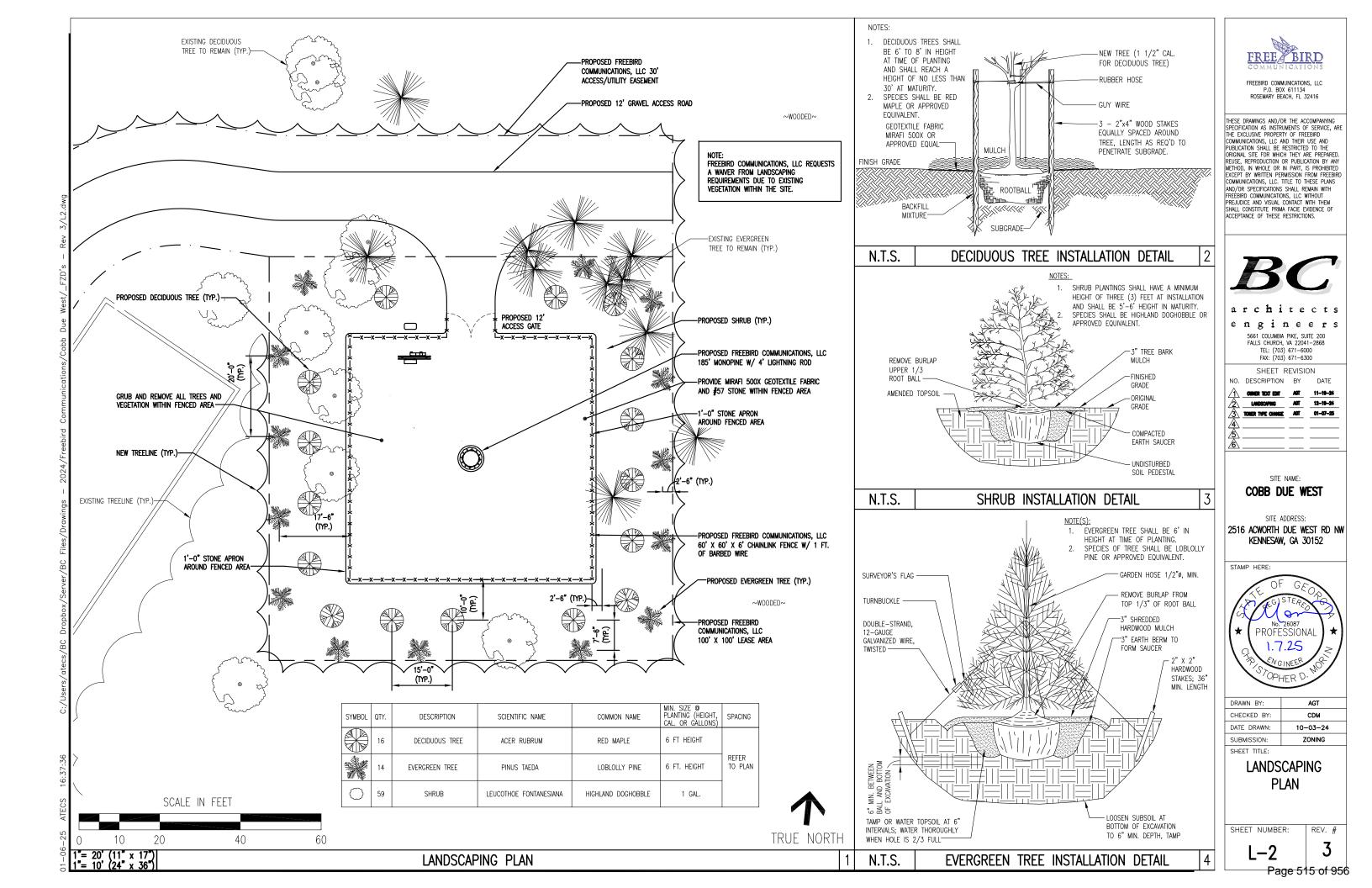








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COBB DUE WEST SITE SIMULATION MAP

Site

16

Own Dee

12mg



View #1 from Acworth Due West Rd NW approximately 650ft. northwest of site





Existing View

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View #2 from Crowder Drive approximately 1,080ft. northeast of site



View #3 from Tamarack Drive NW approx. 1,090ft. east-northeast of site





1. N. S.

View #4 from Jim Owens Road NW approx. 1,140ft. east-southeast of site





View #5 from Acworth Due West Rd NW approx. 1,735ft. south-southwest of site





View #6 from Mars Hill Church Rd NW approximately 1,100ft. west of site

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March 13, 2025

Jessica Guinn Zoning Director, Cobb County Planning and Zoning Commission 1150 Powder Springs St, Ste 400 Marietta, GA 30064

RE: Application for Special Land Use Permit Proposed Tower Location: 2516 Acworth Due West Rd NW, Kennesaw, GA 30152 (Tower) Parcel ID: 20016000190 (Zoned R-20 / 3.3 acres)

Ms. Guinn,

In order to improve coverage and capacity issues due to increased wireless congestion, Verizon Wireless requires a new cell site in Cobb County, GA. Upon concluding, there are no available suitable structures in the area upon which to co-locate, the only option is to build a new telecommunications tower. Freebird Communications wishes to construct the new tower to support Verizon Wireless' coverage objectives. Freebird Communications will also lease antenna space on the structure and necessary ground space to other wireless providers. T-Mobile has indicated that this tower would fill a gap in their existing coverage as well.

Enclosed please find Verizon Wireless' application for a Special Land Use Permit, along with supporting documentation for the construction of a wireless telecommunications facility on Parcel 20016000190, located at 2516 Acworth Due West Rd NW, Kennesaw, Cobb County, Georgia. The property is owned by Dixie Stretch.

The proposed telecommunications facility will be a one hundred ninety-five-foot (185') monopole tower. This tower will also have a Four-foot (4') lightning rod at its top, for a total height of one hundred and eighty-nine feet and will be designed based on EIA/TIA code for at least four (4) additional tenant as per the ordinance.

Upon the completion of construction, the facility will be unmanned, visited on average once per month for routine maintenance purposes, and will not emit noise or glare. It will be constructed and maintained in compliance with all federal, state and local building codes and standards.

The proposed site will be compliant with Enhanced 911, a federally mandated program to improve the reliability of E911 service to the surrounding area and citizens of Cobb County, GA.

The following information also is provided in support of the Application for the proposed Telecommunications Facility:

- 1. Wireless telecommunications facility and antennas will be located, fenced or otherwise secured in a manner that prevents unauthorized access. The intended fencing is shown on the enclosed construction drawings.
- 2. The facility will not constitute a safety or health hazard, a nuisance, or have a noxious effect on the surrounding area either due to appearance and/or operations.
- 3. The facility will have a sign at the site to provide adequate notification to persons in the immediate area of the presence of an antenna that has transmission capabilities. No other signage, including advertising, will be allowed on any facilities, antennas, antenna supporting structures or antenna towers, unless required by law.
- 4. The antennas to be installed on the tower will be in compliance with current Federal Communications Commission standards.
- 5. The proposed telecommunications facility will be in compliance with all applicable Federal Aviation Administration regulations.
- 6. The proposed telecommunications facility will not post a hazard to health, safety, public welfare or the environment of the County or its residents.

In support of the proposed telecommunications facility, the following items have been uploaded to the portal:

- Exhibit 1. SLUP Application, signed and notarized, with Campaign and Property/Financial disclosure by landowner and applicant.
- Exhibit 2. Construction drawings detailing a site plan to scale specifying the proposed location and dimensions of tower, access, parking, fences, landscape plans, existing and adjacent land uses. Contains survey with legal description.
- Exhibit 3. FAA showing a Determination of No Hazard.
- Exhibit 4. RF Coverage Maps and letter from Radio Frequency Engineer in support of need for this tower location.
- Exhibit 5. FCC Antenna Structure Registration application.
- Exhibit 6. Tower Fall Zone letter from manufacturer.
- Exhibit 7. Zoning Map of area around proposed tower.
- Exhibit 8. Warranty Deed



Exhibit 9. Copy paid Tax receipt.

Exhibit 10. T-Mobile email supporting need for tower in their future coverage objectives.

The proposed tower height is the minimum height needed to properly provide improved coverage and accommodate anticipated future growth for wireless demand in this area. The proposed facility will allow Verizon Wireless to mount cellular antennas at a height of 180 feet above ground level, which is critical to achieve quality coverage and indoor-level service quality in this portion of Cobb County

Respectfully Submitted,

Greg Spence

Greg Spence Chief Executive Officer Fortified Telecom Services, Inc. Consultant, Verizon Wireless <u>GSpence@FortifiedTelecom.com</u> // 404-556-5365

Sec. 134-273. Television, land mobile, communication, microwave and radio transmission antennas and towers over 35 feet in height.

Television, land mobile, communication, microwave and radio transmission antennas and towers shall be subject to the following:

- (1) General provisions; applicability.
 - a. The height limitations set forth in this chapter applicable to buildings and structures shall not apply to towers and antennae which shall be governed by the special use permit procedure set forth in this chapter.
 - b. These standards shall only be applicable to antennae and towers in excess of 35 feet in height.
 - c. The board of commissioners may consider for approval a site plan specific request which is in substantial conformance with the requirements listed in this section.
 - d. In considering applications under this section, it shall be the policy of the county to construe all exemptions from zoning under this chapter narrowly and, unless expressly exempted, to ensure that all proposals to construct television, land mobile, communication, cellular, PCS, wireless communication, microwave and radio transmission towers, antennas and other facilities conform to the requirements set forth herein.
- (2) Special use permit required. A special land use permit shall be required for all television, land mobile, communication microwave and radio transmission antennae and towers. An application to place any such facilities on a tower or other facilities constructed, or to be constructed, pursuant to the exemption set forth in section 134-3(2) shall be considered as though the applicant were seeking to build not only the new facilities to be constructed, but also the tower or other facilities that were or are to be built pursuant to that exemption.
- (3) Application, design, location and safety requirements.
 - a. Setback and separation.
 - 1. All towers and antennas in excess of 70 feet must be set back a distance equal to the full height of the tower from any adjoining residential parcel boundary or as safety concerns may dictate.
 - 2. A tower located on or immediately adjacent to parcels zoned "R" or residential must be located no closer to the boundary of such residential property than the height of the proposed tower (as certified by a professional engineer licensed in the State of Georgia), plus a safety factor of ten percent.

In addition, any tower shall:

- (a) As to any unimproved parcel, the tower is to be located toward the center of such parcel, unless other factors reflect a more desirable location. Such factors may include, but shall not be limited to: topography, bodies of water, streams, creeks, and other water courses, ravines, valleys, tree cover, and the like.
- (b) As to an improved parcel, the tower is to be located closer to the structure than to the boundary of the parcel unless other factors reflect a more desirable location. Such factors may include, but shall not be limited to, type of structure

(i.e., residential in character versus commercial or industrial), topography, tree cover, and the like.

Notwithstanding the foregoing, all towers, regardless of zoning district, shall be set back a distance equivalent to one-half of the tower's height as measured from the tower's base, to any public right-of-way or property boundary. However, the board of commissioners may waive the requirements contained in this paragraph if it finds that placement of the proposed tower at a different location on the parcel would mitigate any negative effects of the proposed tower upon the adjoining parcels.

3. In any "R," or residential zoning district, any tower over 100 feet in height shall not be located within 4,500 feet from an existing or approved tower that is more than 100 feet in height, unless the applicant presents evidence satisfactory to the board of commissioners that not allowing the proposed tower to be located closer than 4,500 feet would have the effect of prohibiting wireless service. However, the board of commissioners may waive the requirements contained in this paragraph if it finds that placement of the proposed tower at the proposed location would mitigate any negative effects upon most parcels in the vicinity of the proposed tower. The zoning division shall accept for processing a special land use application submitted under this section seeking approval of a tower which would be located less than 4,500 feet from an existing or approved, but not yet constructed, tower. Although, the board of commissioners is not required to approve such an application it shall take into account whether the proposed location would mitigate any negative effects upon most parcels in the application would have the effect of prohibiting wireless service.

There are two small AM guyed towers ~ 3,200 feet from the proposed tower. Towers were analyzed by RF Engineer in supplied Exhibit 4. No other wireless carrier has installed on towers.

- 4. No portion of the parcel on which a tower is located that is closer to the base of the tower than a distance equal the height of the tower plus an additional distance of ten percent of the tower height may be developed for residential uses.
- 5. Notwithstanding the above provisions regarding setbacks, in cases where the tower is designed with a "breakpoint", the fall zone setback may be reduced to the equivalent of the measurement from the base of the tower to the breakpoint and may further include a safety factor of up to ten percent. To be eligible for this provision, the engineer's report and/or drawing indicating the designed breakpoint must be demonstrated by the applicant through a report or drawing and must be stamped and sealed by a registered engineer.

Tower Developer will utilize breakpoint technology to reduce tower setbacks as depicted in Exhibit 6, Fall zone letter from tower manufacturer. Tower is setback full height of tower from any current residential building. Zoning drawings, page A-0.

b. Collocation of antennas or other facilities or equipment on existing towers that have already received special land use permits is required, so long as technically feasible and space is available on the existing towers to do so, and all towers should be designed to accommodate at least three users.

There are two small AM guyed towers ~ 3,200 feet from the proposed tower. Towers were analyzed by RF Engineer in supplied Exhibit 4.

c. Accessory structures shall be limited to usages associated with operation of the antennae or towers and shall be appropriate in scale and intensity. For towers located in any "R" or residentially zoned district, the board of commissioners may require accessory structures to be located below ground level in order to mitigate any negative effects of the proposed tower upon adjoining parcels if it finds that circumstances at the site make screening of aboveground structures insufficient.

Tower is proposed in a heavily vegetive area of parcel and the ground based accessory structures will not be visible from the public right of ways. Zoning Drawings, Page A-0a.

d. All towers and equipment compounds shall be equipped with an anti-climbing device, such as a six-foot fence topped with a barbed strand or other appropriate devices to prevent unauthorized access. To reduce the need for more telecommunication towers in the future, a tower owner/operator may expand (with the property owner's permission) the compound area an additional 20 percent over the board of commissioners' approved compound plan if additional compound space is needed to place more or different equipment on the tower it serves. Any compound expansion should be planned so it does not get any closer to residentially used property than the original tower compound, and the appropriate, required, and/or approved buffers, landscaping, and fencing shall be reinstalled on the perimeter of the compound (if applicable), subject to district commissioner and county arborist approval.

Page A-3 of Zoning drawings depict fence and signage at tower. L-1 and L-2 depict landscaping.

e. All towers and antennae must meet or exceed current standards and regulations of the Federal Aviation Administration, the Federal Communications Commission or such governing agency guidelines as may be established from time to time. All towers and antennae must be updated and brought into conformity with such standards and regulations within six months of their adoption. The failure to comply with this provision shall be grounds for the county to require removal or repermitting of the antenna or tower at the owner's expense.

Tower owner acknowledges this requirement, owner and tenants will comply with all applicable regulatory requirements per current policy.

f. At the time of application for building permit, the plans for tower or antenna construction shall be certified by an independent registered structural engineer as meeting all current safety and design standards of all applicable codes.

Tower owner acknowledges this requirement, drawings and engineering documents will be Stamped and sealed by a GA registered engineer.

g. Applicants are required to explore and fully utilize space on existing towers that have already received special land use permits and are required to bear an equitable share of capital, operating and other expenses in connection with such shared usage.

There are two small AM guyed towers ~ 3,200 feet from the proposed tower. Towers were analyzed by RF Engineer in supplied exhibit.

h. Residential sites are strongly disfavored for tower location. Use of platted lots in existing subdivisions is prohibited. In addition to all other criteria contained in this section, applicants proposing towers on residentially zoned parcels must demonstrate that there are no other

residentially zoned but not residentially used, locations for the proposed tower, such as parks, schools, churches, and other similar institutional uses.

Tower is proposed on residential parcel that has a large metal shop used by property owners and single-family rental residence.

 Towers and antennas are encouraged to be located at a height above the tree line no greater than necessary to reasonably accommodate the facilities, and should have the structural ability to add up to three additional users in the future through pole extensions, if necessary. However, the board of commissioners may waive this requirement if it determines that a stealth style of tower would mitigate any adverse effects upon adjoining parcels and constructing the tower to the standards set forth in this paragraph would prevent utilization of a stealth tower.

Supporting Exhibit 4 from Verizon RF engineer for tower height to meet coverage objectives.

- j. In addition, all such towers and antennas shall be designed to minimize visual scenic impact when located on a hill.
- k. Any tower approved under the provisions of this section which is not utilized by any communications service provider or entity for any communications related purpose for a period of 24 consecutive months shall lose any privilege of special use previously granted by the board of commissioners, and must thereafter be resubmitted for approval prior to use for any purpose not permitted by the existing zoning. If the resubmission does not result in zoning approval, the owner of such tower shall remove the structure within sixty days of the denial of the zoning sought in the resubmission. If the tower is not removed within sixty days, the county may, in the manner provided for in O.C.G.A. §§ 41-2-7 through 41-2-17 and/or other county ordinances, remove the tower at the owner's expense.
 - 1. Prior to the issuance of a permit for the construction of a tower, the owner of the tower facility shall procure a bond or a letter of credit form a surety with an office located in Cobb County, Georgia, in an amount not less than \$25,000.00 conditioned upon the removal of the tower should it be deemed abandoned under the provision set forth in paragraph 1. of this subsection. Such bond or letter of credit must be renewed at least every two years during the life of the tower.
- I. Other than amateur radio towers, no new tower shall be permitted unless the applicant demonstrates to the satisfaction of the board of commissioners that there is an actual need for the proposed tower and that no existing tower or existing alternative tower structure can accommodate the applicant's proposed antenna. At the time of filing the application for the tower, the items listed below must be satisfactorily addressed by the applicant. All evidence submitted shall be signed and sealed by appropriate licensed professionals or qualified industry experts and shall consist of more than mere conclusory statements. Evidence submitted in connection with this paragraph shall, at a minimum, consist of the following:
 - 1. That no existing towers or suitable alternative tower structures are located within the geographic placement area required to meet the applicant's engineering requirements.

There are two small AM guyed towers ~ 3,200 feet from the proposed tower. Towers were analyzed by RF Engineer in supplied Exhibit 4.

- 2. That existing towers or structures do not have sufficient structural strength to support applicant's antenna and related equipment.
- 3. That the applicant's proposed antenna(e) on existing towers or structures, or the antenna(e) on the existing towers or structures, would cause interference with the applicant's proposed antenna(e).

Applicant is not considering existing structures as they do not support the RF coverage objectives for the search ring.

4. That the cost or contractual provisions required by the tower owner to share an existing tower or structure or to adapt an existing tower or structure are unreasonable.

Applicant is not considering existing structures as they do not support the RF coverage objectives for the search ring

5. That the applicant adequately demonstrates that there are other limiting factors that render towers and structures unsuitable.

Applicant is not considering existing structures as they do not support the RF coverage objectives for the search ring

- 6. With respect to wireless communications towers, that there is a significant gap in wireless service in the geographic area under consideration, and that this gap is demonstrated by dropped call data and analysis and actual wireless coverage field tests performed in the geographic area under consideration. To the extent the applicant has the technical ability to do so, the dropped call information must specify what type of service is dropped, voice or data, and the percentage of dropped calls due to users disconnecting calls as opposed to the system dropping calls without input to do so by the user. The applicant must also list the parameters used to determine if there is a coverage gap in the area of the proposed tower and how such a gap equates to the signal strength displayed on wireless devices in the area. The applicant must also provide the number and location of data points used to determine the size of the contended gap.
- 7. That a lower tower height was considered but determined not to offer adequate coverage improvement.

There are two small AM guyed towers ~ 3,200 feet from the proposed tower. Towers were analyzed by RF Engineer in supplied Exhibit 4.

For each of the above items, the applicant must submit an affidavit(s) signed by one or more qualified experts or appropriately licensed professionals in the field in which they are expressing their opinion listing the existing towers and alternative possible tower heights and designs which were considered, and ultimately rejected, by the applicant and providing a detailed explanation of why the existing towers and other alternatives were determined not to be usable. If the affidavit referenced in this paragraph is submitted by a person who is not appropriately licensed in the field in which they are expressing their opinion, the affidavit must establish the individual's credentials and competence to provide the opinions stated therein. The board of commissioners reserves the right to reject any opinions given by such individuals should it determine that the person giving the opinion has not provided sufficient information in the affidavit to establish their competence in the field or on the subject about which the opinion is given.

Exhibit 4 depicts RF engineering review and disposition of existing towers relative to coverage objectives along with the engineer's experience.

- m. Further, at the time of filing the application for a tower, the applicant shall provide a site plan, scaled elevation drawing of the proposed tower, information regarding topography, radio frequency engineer's report that details the need for the proposed tower (the radio frequency engineer's report shall address possible alternatives, such as lowering the height of the tower, colocating on another tower, and incorporating stealth towers such as "monopines," "slick-sticks," and the like), and coverage zone and tower height requirements. The applicant shall provide documentation of all towers within a three-mile radius of the proposed location, to include the number of users approved to collocate and the number of users existing on said towers. The applicant shall be required to submit a written analysis to address the 15 considerations contained in Cobb County Code section 134-37(e) and the following additional items:
 - 1. The proximity of the tower to offsite residential structures and residential areas.

The application for the proposed cellular tower fully complies with all applicable specific requirements set forth in the Cobb County zoning chapter for special land use permits, particularly those pertaining to telecommunications facilities. The proposal adheres to standards for site design, including appropriate setbacks, screening, and concealment of base station equipment with existing vegetation, as required to minimize visual and environmental impact. The tower is unmanned and unlit, meeting criteria aimed at preventing disturbances such as noise or light pollution in residential areas. The tower setbacks to structures is depicted in the zoning drawings submitted.

2. The tower's effect on property owners or potential purchasers of nearby or adjacent residentially zoned properties.

The construction of the proposed cellular tower is not anticipated to adversely affect the property values of surrounding properties in Cobb County. This area represents a mature residential market characterized by low turnover, reflecting its stability and desirability. The presence of a highly regarded school district and convenient access to commercial services further enhances the appeal of the neighborhood, contributing to sustained property values. Studies and market analyses in similar mature residential markets have consistently shown that the installation of cellular infrastructure, when thoughtfully designed and integrated, does not result in significant or lasting impacts on surrounding property values. Given these factors, the proposed tower is expected to coexist with the established community without detriment to its economic or residential character.

3. The height and species of surrounding trees and foliage.

The tower developer performed an ambient tree height survey to aid in the design of the Monopine tower. This survey was provided to the manufacturer for utilization in the design of the tower.

4. The height of existing structures.

The Monopine design takes into consideration the ambient tree height surrounding the tower compound. The faux foliage on the Monopine begin at this ambient tree height to lessen the visual impact.

5. The aesthetic design of the tower in relation to reducing or eliminating visual obtrusiveness to the surrounding area.

The aesthetic design of the proposed cellular tower has been carefully crafted to reduce or eliminate visual obtrusiveness to the surrounding area in Cobb County. The tower features a sleek, minimalist structure designed to blend with the natural and residential environment, utilizing a monopole or similar low-profile configuration that minimizes its visual footprint. The base station equipment will be fully concealed by existing vegetation, leveraging mature trees and landscaping to shield it from view and maintain the area's scenic integrity. As an unlit facility, it avoids introducing glare or light pollution that could disrupt the nighttime aesthetic of the neighborhood. The tower's color and finish will be selected to complement the natural tones of the surroundings, further reducing its prominence. By adhering to zoning setbacks and strategically positioning the structure to take advantage of the site's topography and foliage, the design ensures that it integrates harmoniously with the mature residential landscape, effectively eliminating obtrusiveness and preserving the visual quality valued by the community.

6. The impact of the proposed tower upon the scenic views and visual quality of the area.

The proposed cellular tower will have minimal impact on the scenic views and visual quality of the surrounding area in Cobb County. The tower has been designed with a discreet, Monopine structure, and its base station equipment will be concealed by existing vegetation, allowing it to blend seamlessly into the natural landscape. As an unlit facility, it will not introduce light pollution that could detract from nighttime views or the area's aesthetic appeal. The site selection prioritizes integration with the mature residential neighborhood, leveraging existing tree cover and topography to reduce visibility from key vantage points. Furthermore, the tower's height and placement comply with zoning setbacks and design standards intended to preserve the visual character of the community. By minimizing its visual footprint and maintaining harmony with the established environment, the proposed tower ensures that the scenic views and overall visual quality of the area—valued for its stability and charm—remain intact, balancing infrastructural needs with aesthetic preservation.

The zoning division of the community development department shall be authorized to charge a fee to the applicant in an amount designed to allow the county to retain the services of one or more consultants, engineers, or other experts in the area of radio frequency engineering or other relevant fields to assist the county in analyzing the application and providing an independent assessment of the information submitted as a part of the application.

- (4) *Grandfather clause.* Any existing tower or antenna location existing on the date of adoption of the ordinance from which this section is derived shall be grandfathered and nonconforming and not required to meet the requirements of this section, subject to the other provisions of this chapter.
- (5) Landscape buffer and screening requirement. Telecommunication tower equipment compounds shall have a 15-foot landscape screening buffer between the tower and the residentially zoned property which will be subject to county staff approval. Required buffers may be included within required setbacks; however, in such case that the required buffer is greater than the required setback, the required buffer shall be adhered to. Additionally, necessary private utilities and/or access drives may be allowed through, over or across a landscaped buffer. Any such uses which are proposed through,

over or across a designated, undisturbed buffer must be approved pursuant to an original site plan or site plan modification as set forth under section 134-126. Access drives will be from the nearest paved surface on the property.

- a. *Objectives.* The landscape screening buffer required by this section shall be implemented in connection with a permitted project and shall address the following objectives:
 - 1. Screening to enhance aesthetic appeal; Tower is place behind existing building.
 - 2. Control or direction of vehicular and pedestrian movement; Utilizing existing access drive from public row.
 - 3. Reduction of glare; Tower will be flat galvanized steel.
 - 4. Buffering of noise; and
 - 5. Establishment of privacy. Tower compound is surrounded by native vegetation.
- b. *Standards.* The landscape screening buffer required by this section is subject to review and approval by county staff in accordance with the following standards:
 - 1. Plantings are to be a mix of rows of evergreen trees and shrubs, deciduous trees and taller evergreen trees designed to cover a substantial vertical amount of the tower.
 - 2. Species are to be ecologically compatible to the site and appropriate for the design situation.
 - 3. Unless public safety concerns dictate otherwise, buffers should provide a maximum visual barrier.
 - 4. The minimum height of plant materials at installation is to be five feet for trees.
 - 5. Fencing or walls are to be opaque and a minimum of six feet in height as approved by county staff.
 - 6. Trees included in buffer plantings may be counted toward site density calculations as required by chapter 50, article VI, pertaining to tree preservation and replacement, subject to review and approval of county staff.
 - 7. Buffers shall be regularly maintained by the property owners to ensure that the objectives and standards of this section are met.
 - 8. When topography and existing conditions allow, the required landscape buffer should be a maintained natural buffer; provided, however, the buffer may be crossed by an access drive as shown on the site plan and/or necessary utilities.
 - 9. Any appeals from a determination by county staff regarding the landscape buffer shall be to the board of zoning appeals.

L-1 and L-2 depict landscaping.

Sec. 134-37. - Special land use permits.

(e) In addition to general district, the board of commissioners shall consider, at a minimum, the following in its determination of whether or not to grant a special land use permit:

(1) Whether or not there will be a significant adverse effect on the neighborhood or area in

which the proposed use will be located.

The proposed cellular tower will not result in a significant adverse effect on the neighborhood or surrounding area in Cobb County. The tower has been thoughtfully designed to minimize its footprint and visual impact, incorporating appropriate setbacks, screening, and a discreet aesthetic that complements the existing environment. It complies with all applicable zoning and safety regulations, ensuring no disruption to the area's physical or economic character. Furthermore, the tower will enhance cellular coverage, providing a tangible benefit to residents by improving communication reliability, including for emergency services, without introducing noise, traffic, or other disturbances. Given these factors, the proposed use is expected to integrate seamlessly into the neighborhood, preserving its quality and appeal while meeting a modern infrastructural need.

(2) Whether or not the use is otherwise compatible with the neighborhood.

The proposed cellular tower is fully compatible with the surrounding neighborhood in Cobb County. Designed as an unlit and unmanned facility, it will operate without introducing disruptions such as light pollution, noise, or increased traffic, thereby preserving the area's residential character and tranquility. The tower's purpose is to enhance cellular coverage capacity and provide additional in-building internet access, addressing modern connectivity needs that benefit residents without altering the neighborhood's established ambiance. Its discreet design, including appropriate setbacks and screening, ensures visual harmony with the mature residential surroundings, which are already defined by stability, low turnover, and proximity to desirable amenities like schools and commercial services. By delivering improved communication infrastructure in a non-intrusive manner, the tower aligns with the neighborhood's needs and lifestyle, making it a compatible and unobtrusive addition.

(3) Whether or not the use proposed will result in a nuisance as defined under state law.

The proposed cellular tower will not constitute a nuisance as defined under Georgia state law. Designed as an unmanned and unlit structure, it will operate without producing light, noise, or any other disturbances that could affect the comfort or enjoyment of the surrounding neighborhood. The base station equipment will be concealed by existing vegetation, ensuring it remains unobtrusive and maintains the area's visual appeal. Additionally, the tower will not emit sound or odor, nor will it generate additional traffic, as no ongoing human presence is required for its operation. Georgia law defines a nuisance as an act that causes annoyance, injury, or endangerment to the health, safety, or reasonable enjoyment of others (O.C.G.A. § 41-1-1). The characteristics of this tower—its silent, passive operation and minimal physical impact—ensure it does not meet this definition. Rather than creating a nuisance, the tower will provide enhanced cellular coverage, offering a practical benefit to the community without compromising its quality of life.

(4) Whether or not quiet enjoyment of surrounding property will be adversely affected

The proposed cellular tower will not adversely affect the quiet enjoyment of surrounding property in Cobb County. As an unmanned and unlit structure, it will operate silently, emitting no sound that could disturb the peace or tranquility of the neighborhood. Additionally, it will not

create additional traffic to the area, as no regular personnel visits are required for its maintenance or operation. The tower's discreet design, with base station equipment concealed by existing vegetation, further ensures that it blends into the environment without introducing visual or physical disruptions. The concept of quiet enjoyment, which encompasses the right to use and enjoy property without interference, is fully preserved by this proposal. By enhancing cellular coverage without imposing noise, traffic, or other intrusions, the tower supports the peaceful and undisturbed use of surrounding properties, maintaining the neighborhood's established character and quality of life.

(5) Whether or not property values of surrounding property will be adversely affected.

The construction of the proposed cellular tower is not anticipated to adversely affect the property values of surrounding properties in Cobb County. This area represents a mature residential market characterized by low turnover, reflecting its stability and desirability. The presence of a highly regarded school district and convenient access to commercial services further enhances the appeal of the neighborhood, contributing to sustained property values. Studies and market analyses in similar mature residential markets have consistently shown that the installation of cellular infrastructure, when thoughtfully designed and integrated, does not result in significant or lasting impacts on surrounding property values. Given these factors, the proposed tower is expected to coexist with the established community without detriment to its economic or residential character.

(6) Whether or not adequate provisions are made for parking and traffic considerations.

There will be space for a single parking area for maintenance vehicles. Once constructed the tower, on average it is visited less than once a month.

(7) Whether or not the site or intensity of the use is appropriate.

The site and intensity of the proposed cellular tower use are entirely appropriate for its location in Cobb County. The selected site has been carefully evaluated to ensure compatibility with the surrounding mature residential neighborhood, characterized by low turnover, a desirable school district, and proximity to commercial services. The tower's design—unmanned, unlit, and with base station equipment concealed by existing vegetation—minimizes its physical and visual footprint, making it a low-intensity use that integrates seamlessly into the area. Its operation requires no regular personnel presence, generates no noise, odor, or additional traffic, and thus imposes negligible impact on the site's surroundings. The intensity of the use is limited to providing enhanced cellular coverage and in-building internet access, a passive function that meets a modern infrastructural need without altering the neighborhood's character or straining local resources. The site's placement adheres to zoning setbacks and safety standards, ensuring it complements rather than competes with existing land uses. Therefore, both the site selection and the low-intensity nature of the tower are well-suited to this location, balancing community benefit with minimal disruption.

(8) Whether or not special or unique conditions overcome the board of commissioners' general presumption that residential neighborhoods should not allow noncompatible business uses.



Special and unique conditions associated with the proposed cellular tower overcome the Cobb County Board of Commissioners' general presumption that residential neighborhoods should not allow noncompatible business uses. Unlike traditional commercial operations, this tower is not a typical business use that disrupts residential character; it is an unmanned, unlit infrastructure project designed to provide a public utility—enhanced cellular coverage and in-building internet access—without introducing noise, odor, traffic, or visual blight. The base station equipment will be concealed by existing vegetation, ensuring it blends into the mature residential landscape of this stable neighborhood, which benefits from low turnover, a desirable school district, and nearby commercial services. The critical need for reliable communication infrastructure, particularly in supporting emergency services and modern connectivity demands, represents a unique condition that justifies this use. Furthermore, the tower's passive operation and compliance with all zoning and safety regulations distinguish it from incompatible business activities, aligning it with the community's welfare rather than detracting from it. These special circumstances-its minimal impact, essential utility, and tailored design-demonstrate that the proposed use is not only compatible but beneficial, warranting an exception to the general presumption.

(9) Whether or not adequate provisions are made regarding hours of operation.

The tower is generally visited less than once a month for routine maintenance during daylight hours and only visited off hours for emergency repair efforts.

(10) Whether or not adequate controls and limits are placed on commercial and business deliveries.

Once construction of the tower is completed there will be no additional deliveries and commercial traffic to the site.

(11) Whether or not adequate landscape plans are incorporated to ensure appropriate transition.

Landscape design is compliant with zoning ordinance. Tower compound is concealed by existing native vegetation. The Planning Commission or BOC may want to consider waving the landscape requirement in favor of retaining the native vegetation buffer.

(12) Whether or not the public health, safety, welfare or moral concerns of the surrounding neighborhood will be adversely affected.

The tower will be designed, constructed, and maintained in full compliance with all applicable federal, state, and local regulations, including those set by the Federal Communications Commission (FCC) regarding radiofrequency (RF) emissions, ensuring that public health risks are negligible and well within established safety standards. From a safety perspective, the structure will adhere to rigorous engineering and zoning guidelines to mitigate any physical hazards, with appropriate setbacks and security measures to protect the community. The welfare of the neighborhood will be supported by improved cellular coverage, which enhances emergency communication capabilities and connectivity for residents—an increasingly vital aspect of modern life. Regarding moral concerns, the tower's discreet design and placement will minimize

visual impact, preserving the aesthetic character of this mature residential area. As such, the project aligns with the community's needs and values without introducing detrimental effects.

(13) Whether the application complies with any applicable specific requirements set forth in this chapter for special land use permits for particular types of uses.

The application for the proposed cellular tower fully complies with all applicable specific requirements set forth in the Cobb County zoning chapter for special land use permits, particularly those pertaining to telecommunications facilities. The proposal adheres to standards for site design, including appropriate setbacks, screening, and concealment of base station equipment with existing vegetation, as required to minimize visual and environmental impact. The tower is unmanned and unlit, meeting criteria aimed at preventing disturbances such as noise or light pollution in residential areas. Detailed documentation—including site plans, engineering specifications, and compliance certifications with Federal Communications Commission (FCC) radiofrequency emission standards—has been submitted to satisfy the chapter's requirements for technical and safety considerations. The application also addresses compatibility with the surrounding mature residential neighborhood by demonstrating no adverse effects on property values, public health, safety, welfare, or quiet enjoyment, consistent with the county's evaluation factors. By meeting these specific stipulations, the proposal ensures that the special land use permit aligns with the intent and standards of the zoning ordinance for telecommunications infrastructure.

(14) Whether the applicant has provided sufficient information to allow a full consideration of all relevant factors.

The applicant has provided comprehensive and sufficient information to enable Cobb County to fully consider all relevant factors pertaining to the special land use permit for the proposed cellular tower. This application includes detailed site plans, engineering specifications, and technical documentation that outline the tower's design, placement, and operational characteristics, such as its unmanned and unlit nature and the concealment of base station equipment with existing vegetation. Environmental and safety compliance is demonstrated through certifications aligning with Federal Communications Commission (FCC) radiofrequency emission standards and adherence to local structural requirements. Additionally, the submission addresses all zoning evaluation criteria, including compatibility with the mature residential neighborhood, minimal impact on property values, public health, safety, welfare, quiet enjoyment, and the absence of nuisance factors like noise, odor, or traffic. By providing this thorough documentation and responding to each applicable consideration, the applicant ensures that the county has the necessary data to assess the proposal's merits, impacts, and alignment with zoning policies, facilitating a well-informed decision.

(15) In all applications for a special land use permit the burden shall be on the applicant both to produce sufficient information to allow the county fully to consider all relevant factors and to demonstrate that the proposal complies with all applicable requirements and is otherwise consistent with the policies reflected in the factors enumerated in this chapter for consideration by the county.



In support of this application for a special land use permit, we have provided comprehensive documentation and evidence to enable Cobb County to fully evaluate all relevant factors and to confirm that the proposed cellular tower complies with all applicable requirements and aligns with the policies outlined in the county's zoning ordinance. This submission includes detailed site plans, engineering specifications, and environmental assessments that demonstrate adherence to federal, state, and local regulations, including FCC standards for radiofrequency emissions and county structural safety requirements. Additionally, we have addressed key considerations such as the tower's compatibility with the surrounding mature residential market, its minimal impact on property values, and its enhancement of public welfare through improved cellular connectivity, as detailed in responses to specific zoning inquiries. The proposed design incorporates setbacks, screening, and a discreet aesthetic to harmonize with the neighborhood's character, reflecting the county's policies on preserving community integrity. By furnishing this information and aligning the proposal with the enumerated factors for consideration, we have met the burden of proof to show that the project is both compliant and consistent with Cobb County's zoning objectives.



Community Development – Zoning Division

John Pederson – Division Manager

ZONING CASE

SLUP-2-2025

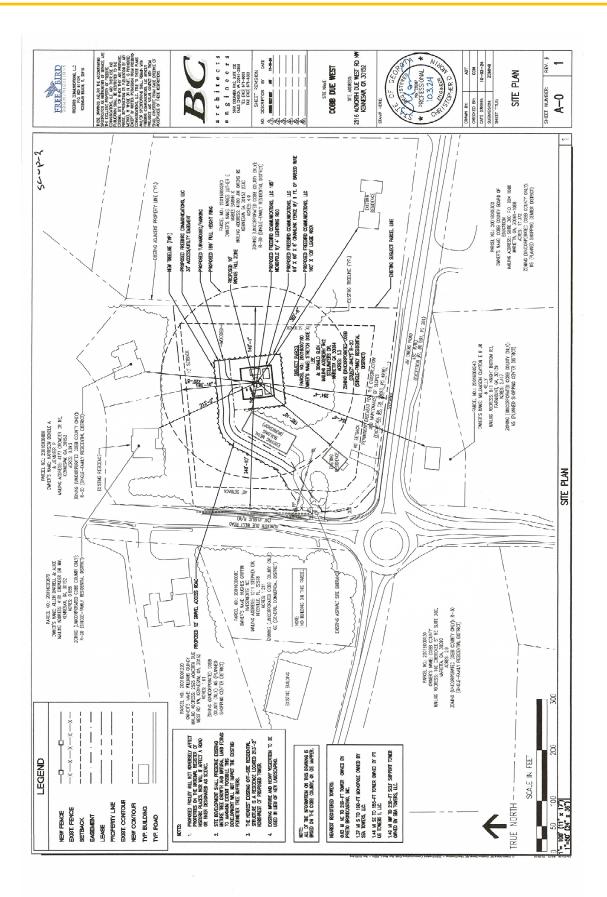
SITE BACKGROUND

Applicant	Free Bird Communications LLC
Phone	404-787-2984
Email	clarkhinkle@gmail.com
Representative Contact	Greg Spence
Phone	404-655-6454
Email	gspence@fortifiedtelecom.com
Titleholder	Dixie L. Stretch and Donald G. Stretch
Property Location	Located on the northeast corner of Acworth Due West Road and Jim Owens Road
Address	2516 Acworth Due West Road
Access to Property	Acworth Due West Road
QUICK FACTS	
Commission District	1 - Gambrill
Current Zoning	R-20
Current Use of Property	Single-family residential
Proposed Zoning	R-20
Proposed Use	185-foot communications tower
Future Land Use	LDR
Site Acreage	3.3
District	20
Land Lot	160
Parcel #	20016000190
Taxes Paid	Yes

FINAL ZONING STAFF RECOMMENDATIONS

(Zoning staff member: LeDarius Scott, AICP, CNU-A; Terry Martin, AICP, CNU-A) Based on the analysis of this case, Staff recommends <u>APPROVAL</u> subject to the following:

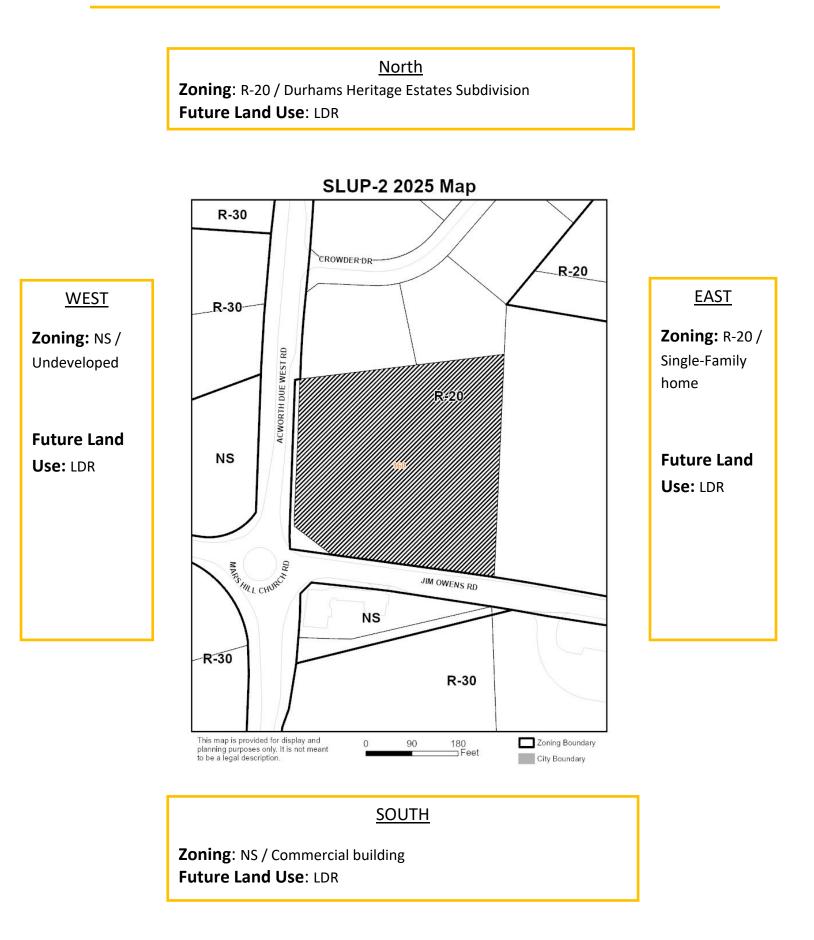
- 1. Site plan received by the Zoning Division on December 5th, 2024, with District Commissioner approving minor modifications;
- 2. Tower to be a monopine type;
- 3. Tower height to be a maximum of 185 feet;
- 4. Tower to be constructed for a minimum of three (3) users;
- 5. Applicant to provide the approvals from the NEPA and SHPO offices for the new structure;
- Applicant to provide a full structural analysis report demonstrating that the antennasupporting tower and foundation, per the design by the tower manufacturer or contractor, will have the structural capacity to support the loads of the equipment of four (4) wireless carriers as specified by the Applicant;
- 7. Applicant to demonstrate all feed lines shall be installed within the monopine and unused antenna ports shall be sealed in a manner to prevent access by birds and any other wildlife;
- 8. Stormwater Management Division comments and recommendations;
- 9. Department of Transportation comments and recommendations; and
- 10. Applicant/Developer plant the required 15-foot buffer.





SLUP-2 2025 Aerial Map

SLUP-2-2025 DEPARTMENT COMMENTS – Zoning Division



Current zoning district for the property

The R-20 district is established to provide locations for single-family residential uses or residentially compatible institutional and recreational uses which are within or on the edge of properties delineated for any residential category as defined and shown on the Cobb County Comprehensive Plan: A Policy Guide, adopted November 27, 1990. When residentially compatible institutional and recreational uses are developed within the R-20 district, they should be designed and built to ensure intensity and density compatibility with adjacent single-family detached dwellings and otherwise to implement the stated purpose and intent of this chapter.

Request for a Special Land Use Permit

The Board of Commissioners may grant special land use permits for uses enumerated in Sec. 134-37, subsection (a). The granting of a special land use permit is conditional upon the site plan considered by the Board of Commissioners. The Board of Commissioners may grant special land use permits for any period of time at the discretion of the Board of Commissioners.

Summary of the applicant's proposal

The applicant is requesting a Special Land Use Permit (SLUP) for the purpose of installation of a wireless communication tower and antennae as well as accompanying ground equipment. The tower is a proposed 185-foot-tall monopine (185 feet, with a 4-foot lightning rod) situated on a 100-foot by 100-foot lease area within the 3.3-acre site that currently contains a single-family home and an accessory workshop. The tower will accommodate up to four (4) service providers and will be enclosed by a six (6') foot high chain-link fence with one (1) foot of barbed wire. Access to the site will be by the way of a 30-foot access utility easement, and that easement is a 12-foot-wide gravel road which connects to existing asphalt drive off of Acworth Due West Road. The cell tower will have a ten (10') foot radius fall zone because of its breakpoint at the 92-foot elevation. Since the tower is designed with a "breakpoint," the fall zone setback is reduced to the equivalent of the measurement from the base of the tower to the breakpoint and the proposed plan as presented shows compliance.

The applicant's proposal adheres to the requirements for a telecommunication facility as laid out in Code section 134-273 including providing for at least three (3) users and a six (6') foot fence that includes barbed wire. Also, it is setback more than one-half of the tower's height to any public right-of-way and has demonstrated FAA and FCC compliance.

The County's consultant has found that the proposed tower is technically justified and is compliant with the County Code. Their report is attached for review.

Non-residential criteria

Proposed # of buildings: 1 tower and related equipment Proposed # of stories: 185 feet (189 overall) Total sq. footage of development: 10,000 square feet (lease area) Floor area ratio: N/A Square footage per acre: 3,030 Required parking spaces: N/A Proposed parking spaces: N/A Acres in floodplain or wetlands: 0 Impervious surface shown: Maximum impervious 35%

Are there any zoning variances?

No, the applicant's latest plans received on April 28, 2025 indicate compliance with buffer

requirements.

Are there any environmental conditions existing or proposed on the site?

None identified

SLUP-2-2025 DEPARTMENT COMMENTS – Fire Department

12/20/25

CCFMO is acceptable to the proposed zoning case as presented.

Jeff Byrd (770) 528-8814 Jeffrey.Byrd@cobbcounty.org No comment

SLUP-2-2025 DEPARTMENT COMMENTS – Stormwater Management

12/27/2024

Site Data

- 1. Applicant: Free Bird Communication, LLC
- Address: 2516 Acworth Due West Road
 District: 1

If total impervious area created or redeveloped as a result of this project exceeds 5000sf, stormwater mitigation will be required.

SLUP-2-2025

12/27/2024

Comprehensive Plan Future Land Use Designation: Low Density Residential

The subject tract is within the Low Density Residential (LDR) future land use category. The purpose of LDR is to provide for areas that are suitable for low density housing between one (1) and two and one-half (2.5) dwelling units per acre and non-supportive senior living housing that in certain circumstances may reach five (5) dwelling units per acre, depending on existing conditions such as product type and mix, structure/building height, tract size, topographic conditions, etc. in order to provide compatibility with adjacent residential uses. This category presents a range of densities.

What is the Future Land Use Sub-Category? N/A

Consistent Inconsistent							
House Bill 489 Intergovernmental Agreement Zoning Amendment Notification							
Is the proposal within one-half mile of a city boundary? If Yes:		No					
Which City:N/AWas the city notified?N/A							
Dobbins Air Reserve Base Zones Is the property within the Dobbins Airfield Safety Zone?	Yes	No					
Is the property within the Clear Zone (CZ)?	Yes	No					
Is the property within 3000' of Dobbins ARB?	Yes	No					
Is the property within the Accident Potential Zone (APZ I)?	Yes	No					
Is the property within the Accident Potential Zone II (APZ II)?	Yes	No					
Is the property within the Noise Zone?	Yes	No					
Is the property within the Bird/Wildlife Air Strike Hazard Area (BASH)?	Yes	No					

Comments:

<u>SLUP-02</u>

February '25 Zoning

Applicant: Free Bird Communications LLC.

Water & Sewer Comments: No comments. Existing water customer.

Roadway	Roadway classification	Speed limit (mph)	Jurisdictional control	Min. R.O.W. requirements
Jim Owens Road	Minor Collector	35	Cobb County	60'
Acworth Due West Road	Arterial	40	Cobb County	100'

Roadway	Location	Average daily trips (vpd)	Level of service
Jim Owens Road	West of Butler Creek	4,560	С
Acworth Due West Road	South of Jims Owens Road	13,000	D

vpd = vehicles per day

Based on 2023 AADT count data taken by GDOT, as published on their website, for Jim Owens Road and Acworth Due West Road Planning Level of Service based on available Average Daily Trips using GRTA guideline thresholds. Classification thresholds for LOS A and LOS B are not available for collector or arterial roads from this data source.

LOS C or D is acceptable based on GDOT Design Policy Manual criteria.

Comments and observations

Jim Owens Road is classified as a minor collector roadway and according to the available information, the existing right-of-way does meet the minimum requirements for this classification.

Acworth Due West Road is classified as an arterial roadway and according to the available information, the existing right-of-way does not meet the minimum requirements for this classification.

Based on the site plan dated December 5, 2024, this development does not require a traffic study submittal based on Cobb County Code 134-121.

Recommendations:

THE RECOMMENDATIONS BELOW SHALL BECOME STIPULATED REQUIREMENTS UPON INCLUSION WITH AND APPROVAL BY THE BOARD OF COMMISSIONERS OF THIS APPLICATION:

- 1. Recommend applicant, within 12 months of zoning approval, donate right-of-way on the East side of Acworth Due West Road, a minimum of 40' from the roadway centerline, in accordance with Cobb County Development Standard 401.2, Right-of-Way.
- Cobb County DOT Airport Manager may require additional information from the developer as part of Plan Review. This requirement is triggered by for having a building 40' or taller or is located within 4,000' of a runway for Cobb County International Airport-McCollum Field, Dobbin ARB, or Fulton County Airport – Brown Field.

SLUP-2-2024 DEPARTMENT COMMENTS - CCDOT

(continued)

- 3. Cobb County DOT Utilities may require additional information from the developer as part of Plan Review.
- 4. Recommend applicant be required to meet all Cobb County Development Standards and Ordinances related to project improvements.

STAFF ANALYSIS

There are fifteen criteria that must be considered for a Special Land Use Permit. The criteria are below in bold, with the staff analysis written unbolded:

- (1) Whether or not there will be a significant adverse effect on the neighborhood or area in which the proposed use will be located. The applicant's proposal meets most of the County Code's requirements to mitigate potential adverse effects upon neighbors. These measures include appropriate setbacks and proposed tower height.
- (2) Whether or not the use is otherwise compatible with the neighborhood. The County's consultant has reviewed and agrees with the demonstrated need for the proposed tower in this area to provide adequate service to area users. Also, the tower will be a monopine to help conceal the tower.
- (3) Whether or not the use proposed will result in a nuisance as defined under state law.

The proposed monopine tower will not result in a nuisance as defined under state law.

- (4) Whether or not quiet enjoyment of surrounding property will be adversely affected. The proposed monopine tower will not adversely affect quiet enjoyment of surrounding property as the proposed tower generates little noise and traffic.
- (5) Whether or not property values of surrounding property will be adversely affected. It is Staff's experience that cell towers have an insignificant effect on property values. There are examples throughout the county of home resales and new house construction within sight of cell towers.
- (6) Whether or not adequate provisions are made for parking and traffic considerations.

The cell tower will be accessed by a 30-foot utility easement. Traffic generated by this proposal is minimal.

(7) Whether or not the site or intensity of the use is appropriate.

Though zoned residential, the tower's proposed location is set back adequately from neighboring residential properties. Cell towers are commonly found on residential properties in residential areas because that is where the need is for wireless service. Staff reviewed all the cell towers in unincorporated District 1 and found that 23 of 29 cell towers are on residentially zoned property.

(8) Whether or not special or unique conditions overcome the board of commissioners' general presumption that residential neighborhoods should not allow noncompatible business uses.

The County's consultant has reviewed and agrees with the demonstrated need for the proposed tower in this area to provide adequate service to area users now and into the future.

- (9) Whether or not adequate provisions are made regarding hours of operation. The site will have infrequent visits from technicians and other maintenance crews monthly.
- (10) Whether or not adequate controls and limits are placed on commercial and business deliveries.

There will be only infrequent visits from technicians and other maintenance crew.

(11) Whether or not adequate landscape plans are incorporated to ensure appropriate transition.

The applicant requests a waiver of landscaping requirements as the site has existing vegetation. Staff will insist the 15-foot buffer be installed.

(12) Whether or not the public health, safety, welfare or moral concerns of the surrounding neighborhood will be adversely affected.

The public health, safety, welfare, or moral concerns of the surrounding neighborhoods will not be adversely affected by the proposed tower. In fact, health and safety should be improved providing more reliable phone and data service in times of emergency.

(13) Whether the application complies with any applicable specific requirements set forth in this chapter for special land use permits for particular types of uses. The applicant's proposal meets the requirements of the code in setbacks from neighboring residential properties, fencing, buffering, and FAA as well as FCC requirements.

(14) Whether the applicant has provided sufficient information to allow a full consideration of all relevant factors. The applicant has provided all necessary documents to allow for a full consideration of all relevant factors. (15) In all applications for a special land use permit the burden shall be on the applicant both to produce sufficient information to allow the county fully to consider all relevant factors and to demonstrate that the proposal complies with all applicable requirements and is otherwise consistent with the policies reflected in the factors enumerated in this chapter for consideration by the county. Based upon the above analysis as well as the site review provided by the County consultant, CityScape, the applicant's proposed 185-foot monopine meets certain Code requirements and, in order to serve the recognized need for coverage in the area, staff recommends approval.

The staff analysis and recommendation made by the Planning and Zoning Staff are only the opinions of the Planning and Zoning Staff and are by no means the final decision. The Cobb County Board of Commissioners makes the final decisions on all Rezoning and Land Use Permits at an advertised public hearing.

December 5, 2024

RECEIVED DEC 0 5 2024 COBB COUNTY ZONING

Jessica Guinn Zoning Director, Cobb County Planning and Zoning Commission 1150 Powder Springs St, Ste 400 Marietta, GA 30064

RE: Application for Special Land Use Permit Proposed Tower Location: 2516 Acworth Due West Rd NW, Kennesaw, GA 30152 (Tower) Parcel ID: 20016000190 (Zoned R-20 / 3.3 acres)

Ms. Guinn,

In order to improve coverage and capacity issues due to increased wireless congestion, Verizon Wireless requires a new cell site in Cobb County, GA. Upon concluding, there are no available suitable structures in the area upon which to co-locate, the only option is to build a new telecommunications tower. Freebird Communications wishes to construct the new tower to support Verizon Wireless' coverage objectives. Freebird Communications will also lease antenna space on the structure and necessary ground space to other wireless providers. T-Mobile has indicated that this tower would fill a gap in their existing coverage as well.

Enclosed please find Verizon Wireless' application for a Special Land Use Permit, along with supporting documentation for the construction of a wireless telecommunications facility on Parcel 20016000190, located at 2516 Acworth Due West Rd NW, Kennesaw, Cobb County, Georgia. The property is owned by Dixie Stretch.

The proposed telecommunications facility will be a one hundred ninety-five-foot (185') monopole tower. This tower will also have a Four-foot (4') lightning rod at its top, for a total height of one hundred and eighty-nine feet and will be designed based on EIA/TIA code for at least four (4) additional tenant as per the ordinance.

Upon the completion of construction, the facility will be unmanned, visited on average once per month for routine maintenance purposes, and will not emit noise or glare. It will be constructed and maintained in compliance with all federal, state and local building codes and standards.

The proposed site will be compliant with Enhanced 911, a federally mandated program to improve the reliability of E911 service to the surrounding area and citizens of Cobb County, GA.

The following information also is provided in support of the Application for the proposed Telecommunications Facility:

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Page 1 of 10

- 1. Wireless telecommunications facility and antennas will be located, fenced or otherwise secured in a manner that prevents unauthorized access. The intended fencing is shown on the enclosed construction drawings.
- 2. The facility will not constitute a safety or health hazard, a nuisance, or have a noxious effect on the surrounding area either due to appearance and/or operations.
- 3. The facility will have a sign at the site to provide adequate notification to persons in the immediate area of the presence of an antenna that has transmission capabilities. No other signage, including advertising, will be allowed on any facilities, antennas, antenna supporting structures or antenna towers, unless required by law.
- 4. The antennas to be installed on the tower will be in compliance with current Federal Communications Commission standards.
- 5. The proposed telecommunications facility will be in compliance with all applicable Federal Aviation Administration regulations.
- 6. The proposed telecommunications facility will not post a hazard to health, safety, public welfare or the environment of the County or its residents.

In support of the proposed telecommunications facility, the following items have been uploaded to the portal:

- Exhibit 1. SLUP Application, signed and notarized, with Campaign and Property/Financial disclosure by landowner and applicant.
- Exhibit 2. Construction drawings detailing a site plan to scale specifying the proposed location and dimensions of tower, access, parking, fences, landscape plans, existing and adjacent land uses. Contains survey with legal description.
- Exhibit 3. FAA showing a Determination of No Hazard.
- Exhibit 4. RF Coverage Maps and letter from Radio Frequency Engineer in support of need for this tower location.
- Exhibit 5. FCC Antenna Structure Registration application.
- Exhibit 6. Tower Fall Zone letter from manufacturer.
- Exhibit 7. Zoning Map of area around proposed tower.
- Exhibit 8. Warranty Deed



Exhibit 9. Copy paid Tax receipt.

Exhibit 10. T-Mobile email supporting need for tower in their future coverage objectives.

The proposed tower height is the minimum height needed to properly provide improved coverage and accommodate anticipated future growth for wireless demand in this area. The proposed facility will allow Verizon Wireless to mount cellular antennas at a height of 180 feet above ground level, which is critical to achieve quality coverage and indoor-level service quality in this portion of Cobb County

Respectfully Submitted,

Greg Spence

Greg Spence Chief Executive Officer Fortified Telecom Services, Inc. Consultant, Verizon Wireless GSpence@FortifiedTelecom.com // 404-556-5365

Sec. 134-273. Television, land mobile, communication, microwave and radio transmission antennas and towers over 35 feet in height.

Television, land mobile, communication, microwave and radio transmission antennas and towers shall be subject to the following:

- (1) General provisions; applicability.
 - a. The height limitations set forth in this chapter applicable to buildings and structures shall not apply to towers and antennae which shall be governed by the special use permit procedure set forth in this chapter.
 - b. These standards shall only be applicable to antennae and towers in excess of 35 feet in height.
 - c. The board of commissioners may consider for approval a site plan specific request which is in substantial conformance with the requirements listed in this section.
 - d. In considering applications under this section, it shall be the policy of the county to construe all exemptions from zoning under this chapter narrowly and, unless expressly exempted, to ensure that all proposals to construct television, land mobile, communication, cellular, PCS, wireless communication, microwave and radio transmission towers, antennas and other facilities conform to the requirements set forth herein.
- (2) Special use permit required. A special land use permit shall be required for all television, land mobile, communication microwave and radio transmission antennae and towers. An application to place any such facilities on a tower or other facilities constructed, or to be constructed, pursuant to the exemption set forth in section 134-3(2) shall be considered as though the applicant were seeking to build not only the new facilities to be constructed, but also the tower or other facilities that were or are to be built pursuant to that exemption.
- (3) Application, design, location and safety requirements.
 - a. Setback and separation.
 - All towers and antennas in excess of 70 feet must be set back a distance equal to the full height of the tower from any adjoining residential parcel boundary or as safety concerns may dictate.
 - 2. A tower located on or immediately adjacent to parcels zoned "R" or residential must be located no closer to the boundary of such residential property than the height of the proposed tower (as certified by a professional engineer licensed in the State of Georgia), plus a safety factor of ten percent.

In addition, any tower shall:

- (a) As to any unimproved parcel, the tower is to be located toward the center of such parcel, unless other factors reflect a more desirable location. Such factors may include, but shall not be limited to: topography, bodies of water, streams, creeks, and other water courses, ravines, valleys, tree cover, and the like.
- (b) As to an improved parcel, the tower is to be located closer to the structure than to the boundary of the parcel unless other factors reflect a more desirable location. Such factors may include, but shall not be limited to, type of structure

(i.e., residential in character versus commercial or industrial), topography, tree cover, and the like.

Notwithstanding the foregoing, all towers, regardless of zoning district, shall be set back a distance equivalent to one-half of the tower's height as measured from the tower's base, to any public right-of-way or property boundary. However, the board of commissioners may waive the requirements contained in this paragraph if it finds that placement of the proposed tower at a different location on the parcel would mitigate any negative effects of the proposed tower upon the adjoining parcels.

3. In any "R," or residential zoning district, any tower over 100 feet in height shall not be located within 4,500 feet from an existing or approved tower that is more than 100 feet in height, unless the applicant presents evidence satisfactory to the board of commissioners that not allowing the proposed tower to be located closer than 4,500 feet would have the effect of prohibiting wireless service. However, the board of commissioners may waive the requirements contained in this paragraph if it finds that placement of the proposed tower at the proposed location would mitigate any negative effects upon most parcels in the vicinity of the proposed tower. The zoning division shall accept for processing a special land use application submitted under this section seeking approval of a tower which would be located less than 4,500 feet from an existing or approved, but not yet constructed, tower. Although, the board of commissioners is not required to approve such an application it shall take into account whether the proposed tower and whether denying the application would have the effect of prohibiting wireless service.

There are two small AM guyed towers ~ 3,200 feet from the proposed tower. Towers were analyzed by RF Engineer in supplied Exhibit 4. No other wireless carrier has installed on towers.

- 4. No portion of the parcel on which a tower is located that is closer to the base of the tower than a distance equal the height of the tower plus an additional distance of ten percent of the tower height may be developed for residential uses.
- 5. Notwithstanding the above provisions regarding setbacks, in cases where the tower is designed with a "breakpoint", the fall zone setback may be reduced to the equivalent of the measurement from the base of the tower to the breakpoint and may further include a safety factor of up to ten percent. To be eligible for this provision, the engineer's report and/or drawing indicating the designed breakpoint must be demonstrated by the applicant through a report or drawing and must be stamped and sealed by a registered engineer.

Tower Developer will utilize breakpoint technology to reduce tower setbacks as depicted in Exhibit 6, Fall zone letter from tower manufacturer. Tower is setback full height of tower from any current residential building. Zoning drawings, page A-0.

b. Collocation of antennas or other facilities or equipment on existing towers that have already received special land use permits is required, so long as technically feasible and space is available on the existing towers to do so, and all towers should be designed to accommodate at least three users.

There are two small AM guyed towers ~ 3,200 feet from the proposed tower. Towers were analyzed by RF Engineer in supplied Exhibit 4.

c. Accessory structures shall be limited to usages associated with operation of the antennae or towers and shall be appropriate in scale and intensity. For towers located in any "R" or residentially zoned district, the board of commissioners may require accessory structures to be located below ground level in order to mitigate any negative effects of the proposed tower upon adjoining parcels if it finds that circumstances at the site make screening of aboveground structures insufficient.

Tower is proposed in a heavily vegetive area of parcel and the ground based accessory structures will not be visible from the public right of ways. Zoning Drawings, Page A-0a.

d. All towers and equipment compounds shall be equipped with an anti-climbing device, such as a six-foot fence topped with a barbed strand or other appropriate devices to prevent unauthorized access. To reduce the need for more telecommunication towers in the future, a tower owner/operator may expand (with the property owner's permission) the compound area an additional 20 percent over the board of commissioners' approved compound plan if additional compound space is needed to place more or different equipment on the tower it serves. Any compound expansion should be planned so it does not get any closer to residentially used property than the original tower compound, and the appropriate, required, and/or approved buffers, landscaping, and fencing shall be reinstalled on the perimeter of the compound (if applicable), subject to district commissioner and county arborist approval.

Page A-3 of Zoning drawings depict fence and signage at tower.

- e. All towers and antennae must meet or exceed current standards and regulations of the Federal Aviation Administration, the Federal Communications Commission or such governing agency guidelines as may be established from time to time. All towers and antennae must be updated and brought into conformity with such standards and regulations within six months of their adoption. The failure to comply with this provision shall be grounds for the county to require removal or repermitting of the antenna or tower at the owner's expense.
- f. At the time of application for building permit, the plans for tower or antenna construction shall be certified by an independent registered structural engineer as meeting all current safety and design standards of all applicable codes.
- g. Applicants are required to explore and fully utilize space on existing towers that have already received special land use permits and are required to bear an equitable share of capital, operating and other expenses in connection with such shared usage.

There are two small AM guyed towers ~ 3,200 feet from the proposed tower. Towers were analyzed by RF Engineer in supplied exhibit.

h. Residential sites are strongly disfavored for tower location. Use of platted lots in existing subdivisions is prohibited. In addition to all other criteria contained in this section, applicants proposing towers on residentially zoned parcels must demonstrate that there are no other residentially zoned but not residentially used, locations for the proposed tower, such as parks, schools, churches, and other similar institutional uses.

Tower is proposed on residential parcel that has a large metal shop used by property owners and single-family rental residence.

 Towers and antennas are encouraged to be located at a height above the tree line no greater than necessary to reasonably accommodate the facilities, and should have the structural ability to add up to three additional users in the future through pole extensions, if necessary. However, the board of commissioners may waive this requirement if it determines that a stealth style of tower would mitigate any adverse effects upon adjoining parcels and constructing the tower to the standards set forth in this paragraph would prevent utilization of a stealth tower.

Supporting Exhibit 4 from Verizon RF engineer for tower height to meet coverage objectives.

- j. In addition, all such towers and antennas shall be designed to minimize visual scenic impact when located on a hill.
- k. Any tower approved under the provisions of this section which is not utilized by any communications service provider or entity for any communications related purpose for a period of 24 consecutive months shall lose any privilege of special use previously granted by the board of commissioners, and must thereafter be resubmitted for approval prior to use for any purpose not permitted by the existing zoning. If the resubmission does not result in zoning approval, the owner of such tower shall remove the structure within sixty days of the denial of the zoning sought in the resubmission. If the tower is not removed within sixty days, the county may, in the manner provided for in O.C.G.A. §§ 41-2-7 through 41-2-17 and/or other county ordinances, remove the tower at the owner's expense.
 - 1. Prior to the issuance of a permit for the construction of a tower, the owner of the tower facility shall procure a bond or a letter of credit form a surety with an office located in Cobb County, Georgia, in an amount not less than \$25,000.00 conditioned upon the removal of the tower should it be deemed abandoned under the provision set forth in paragraph 1. of this subsection. Such bond or letter of credit must be renewed at least every two years during the life of the tower.
- I. Other than amateur radio towers, no new tower shall be permitted unless the applicant demonstrates to the satisfaction of the board of commissioners that there is an actual need for the proposed tower and that no existing tower or existing alternative tower structure can accommodate the applicant's proposed antenna. At the time of filing the application for the tower, the items listed below must be satisfactorily addressed by the applicant. All evidence submitted shall be signed and sealed by appropriate licensed professionals or qualified industry experts and shall consist of more than mere conclusory statements. Evidence submitted in connection with this paragraph shall, at a minimum, consist of the following:
 - 1. That no existing towers or suitable alternative tower structures are located within the geographic placement area required to meet the applicant's engineering requirements.

There are two small AM guyed towers ~ 3,200 feet from the proposed tower. Towers were analyzed by RF Engineer in supplied Exhibit 4.

- 2. That existing towers or structures do not have sufficient structural strength to support applicant's antenna and related equipment.
- 3. That the applicant's proposed antenna(e) on existing towers or structures, or the antenna(e) on the existing towers or structures, would cause interference with the applicant's proposed antenna(e).

- 4. That the cost or contractual provisions required by the tower owner to share an existing tower or structure or to adapt an existing tower or structure are unreasonable.
- 5. That the applicant adequately demonstrates that there are other limiting factors that render towers and structures unsuitable.
- 6. With respect to wireless communications towers, that there is a significant gap in wireless service in the geographic area under consideration, and that this gap is demonstrated by dropped call data and analysis and actual wireless coverage field tests performed in the geographic area under consideration. To the extent the applicant has the technical ability to do so, the dropped call information must specify what type of service is dropped, voice or data, and the percentage of dropped calls due to users disconnecting calls as opposed to the system dropping calls without input to do so by the user. The applicant must also list the parameters used to determine if there is a coverage gap in the area of the proposed tower and how such a gap equates to the signal strength displayed on wireless devices in the area. The applicant must also provide the number and location of data points used to determine the size of the contended gap.
- 7. That a lower tower height was considered but determined not to offer adequate coverage improvement.

There are two small AM guyed towers ~ 3,200 feet from the proposed tower. Towers were analyzed by RF Engineer in supplied Exhibit 4.

For each of the above items, the applicant must submit an affidavit(s) signed by one or more qualified experts or appropriately licensed professionals in the field in which they are expressing their opinion listing the existing towers and alternative possible tower heights and designs which were considered, and ultimately rejected, by the applicant and providing a detailed explanation of why the existing towers and other alternatives were determined not to be usable. If the affidavit referenced in this paragraph is submitted by a person who is not appropriately licensed in the field in which they are expressing their opinion, the affidavit must establish the individual's credentials and competence to provide the opinions stated therein. The board of commissioners reserves the right to reject any opinions given by such individuals should it determine that the person giving the opinion has not provided sufficient information in the affidavit to establish their competence in the field or on the subject about which the opinion is given.

Exhibit 4 depicts RF engineering review and disposition of existing towers relative to coverage objectives along with the engineer's experience.

- m. Further, at the time of filing the application for a tower, the applicant shall provide a site plan, scaled elevation drawing of the proposed tower, information regarding topography, radio frequency engineer's report that details the need for the proposed tower (the radio frequency engineer's report shall address possible alternatives, such as lowering the height of the tower, colocating on another tower, and incorporating stealth towers such as "monopines," "slick-sticks," and the like), and coverage zone and tower height requirements. The applicant shall provide documentation of all towers within a three-mile radius of the proposed location, to include the number of users approved to collocate and the number of users existing on said towers. The applicant shall be required to submit a written analysis to address the 15 considerations contained in Cobb County Code section 134-37(e) and the following additional items:
 - 1. The proximity of the tower to offsite residential structures and residential areas.

Zoning Drawings, pages A-0 and A-0a.

- 2. The tower's effect on property owners or potential purchasers of nearby or adjacent residentially zoned properties.
- 3. The height and species of surrounding trees and foliage.
- 4. The height of existing structures.
- 5. The aesthetic design of the tower in relation to reducing or eliminating visual obtrusiveness to the surrounding area.
- 6. The impact of the proposed tower upon the scenic views and visual quality of the area.

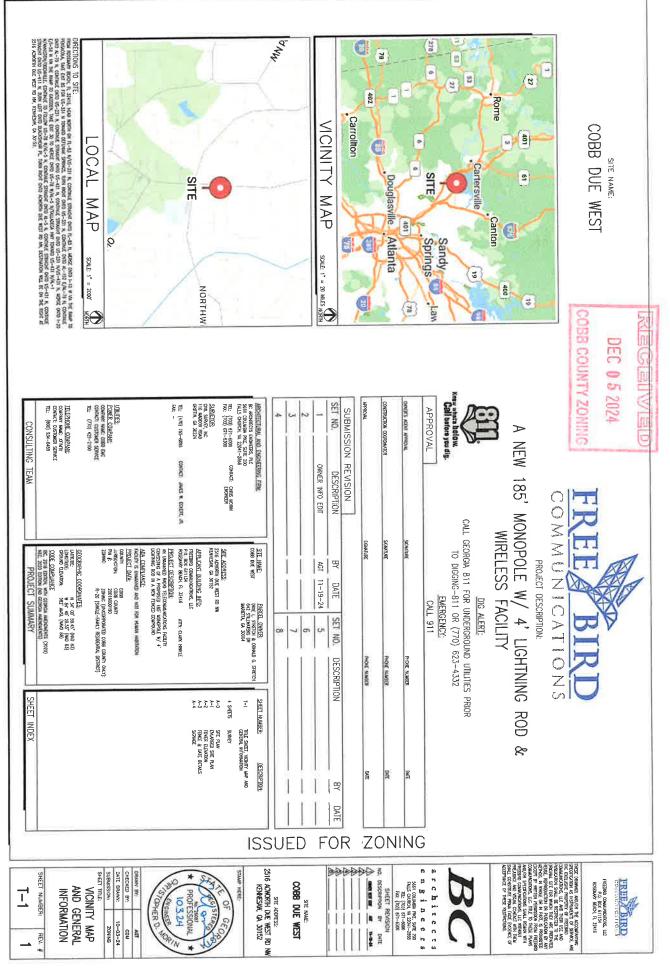
The zoning division of the community development department shall be authorized to charge a fee to the applicant in an amount designed to allow the county to retain the services of one or more consultants, engineers, or other experts in the area of radio frequency engineering or other relevant fields to assist the county in analyzing the application and providing an independent assessment of the information submitted as a part of the application.

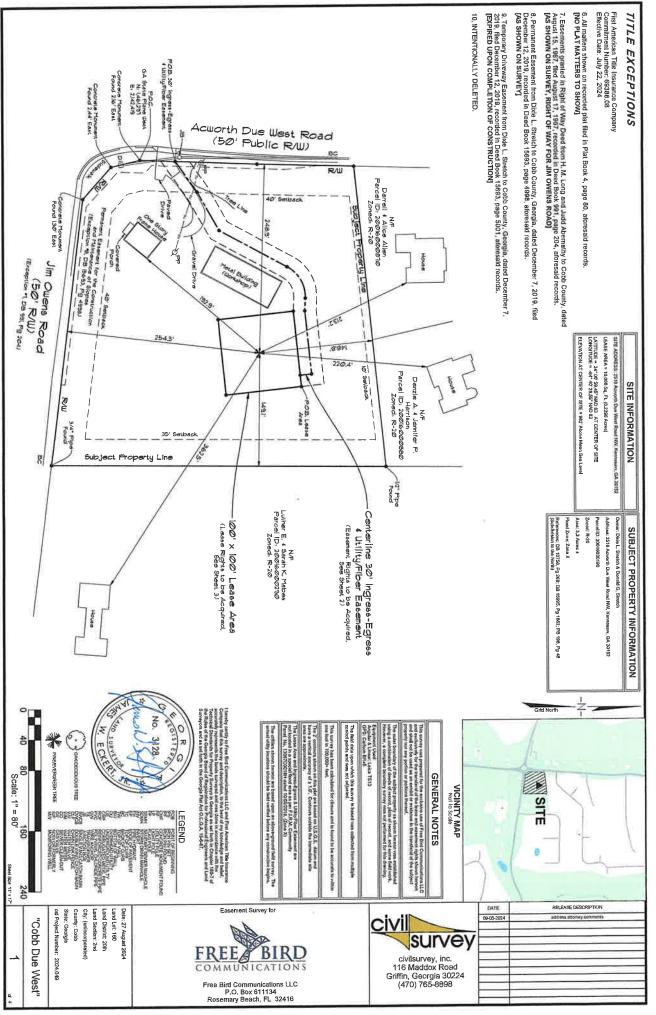
- (4) Grandfather clause. Any existing tower or antenna location existing on the date of adoption of the ordinance from which this section is derived shall be grandfathered and nonconforming and not required to meet the requirements of this section, subject to the other provisions of this chapter.
- (5) Landscape buffer and screening requirement. Telecommunication tower equipment compounds shall have a 15-foot landscape screening buffer between the tower and the residentially zoned property which will be subject to county staff approval. Required buffers may be included within required setbacks; however, in such case that the required buffer is greater than the required setback, the required buffer shall be adhered to. Additionally, necessary private utilities and/or access drives may be allowed through, over or across a landscaped buffer. Any such uses which are proposed through, over or across a landscaped buffer must be approved pursuant to an original site plan or site plan modification as set forth under section 134-126. Access drives will be from the nearest paved surface on the property.
 - a. *Objectives.* The landscape screening buffer required by this section shall be implemented in connection with a permitted project and shall address the following objectives:
 - 1. Screening to enhance aesthetic appeal; Tower is place behind existing building.
 - 2. Control or direction of vehicular and pedestrian movement; Utilizing existing access drive from public row.
 - 3. Reduction of glare; Tower will be flat galvanized steel.
 - 4. Buffering of noise; and
 - 5. Establishment of privacy. Tower compound is surrounded by native vegetation.
 - b. *Standards*. The landscape screening buffer required by this section is subject to review and approval by county staff in accordance with the following standards:
 - 1. Plantings are to be a mix of rows of evergreen trees and shrubs, deciduous trees and taller evergreen trees designed to cover a substantial vertical amount of the tower.
 - 2. Species are to be ecologically compatible to the site and appropriate for the design situation.

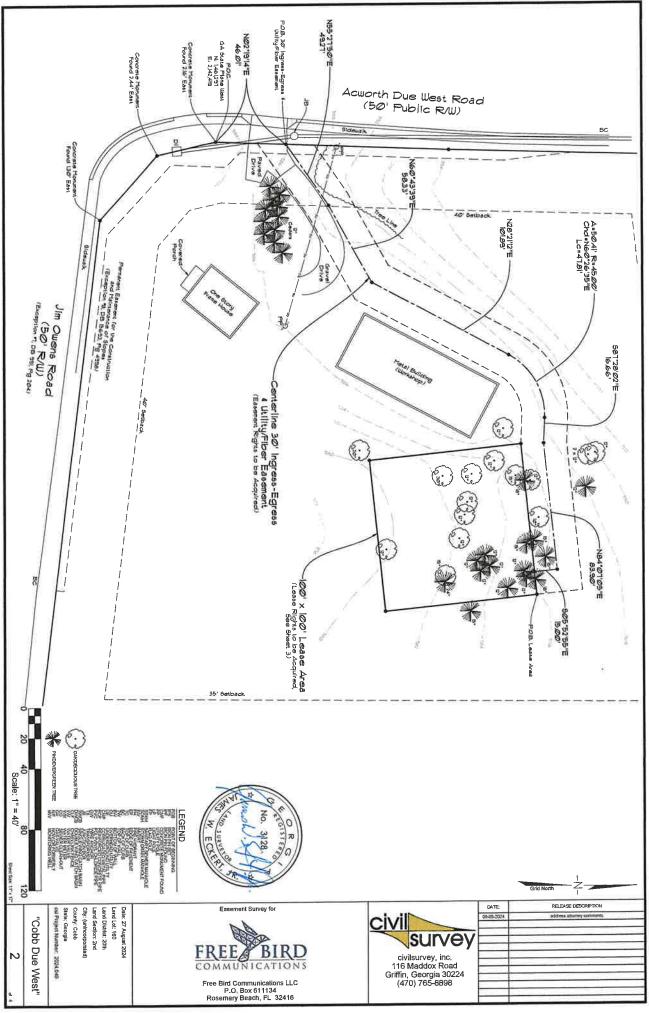
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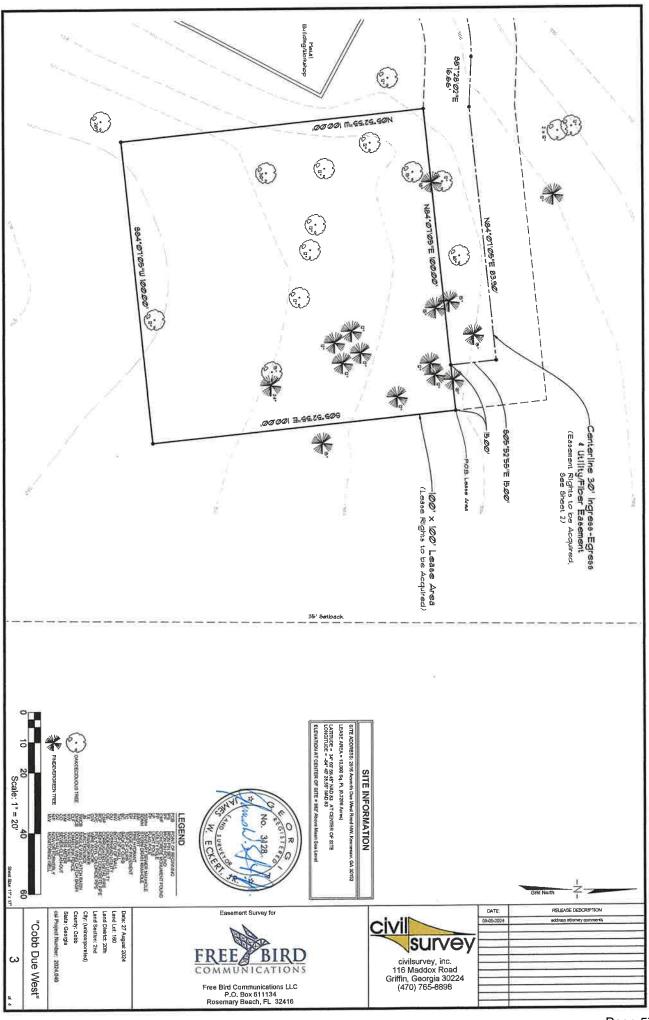
- 3. Unless public safety concerns dictate otherwise, buffers should provide a maximum visual barrier.
- 4. The minimum height of plant materials at installation is to be five feet for trees.
- 5. Fencing or walls are to be opaque and a minimum of six feet in height as approved by county staff.
- 6. Trees included in buffer plantings may be counted toward site density calculations as required by chapter 50, article VI, pertaining to tree preservation and replacement, subject to review and approval of county staff.
- 7. Buffers shall be regularly maintained by the property owners to ensure that the objectives and standards of this section are met.
- 8. When topography and existing conditions allow, the required landscape buffer should be a maintained natural buffer; provided, however, the buffer may be crossed by an access drive as shown on the site plan and/or necessary utilities.
- 9. Any appeals from a determination by county staff regarding the landscape buffer shall be to the board of zoning appeals.

Tower Developer is requesting waiver of landscaping buffer and retaining of native vegetation. As a condition of approval, Tower Developer agrees to install buffer in the future should landowner clear native vegetation around tower compound.

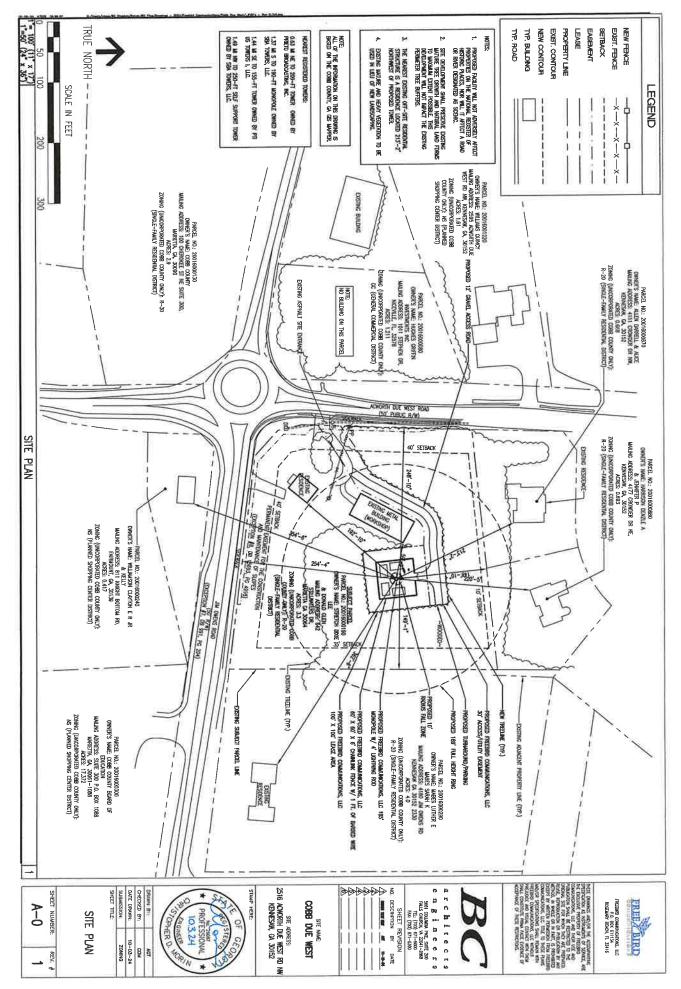


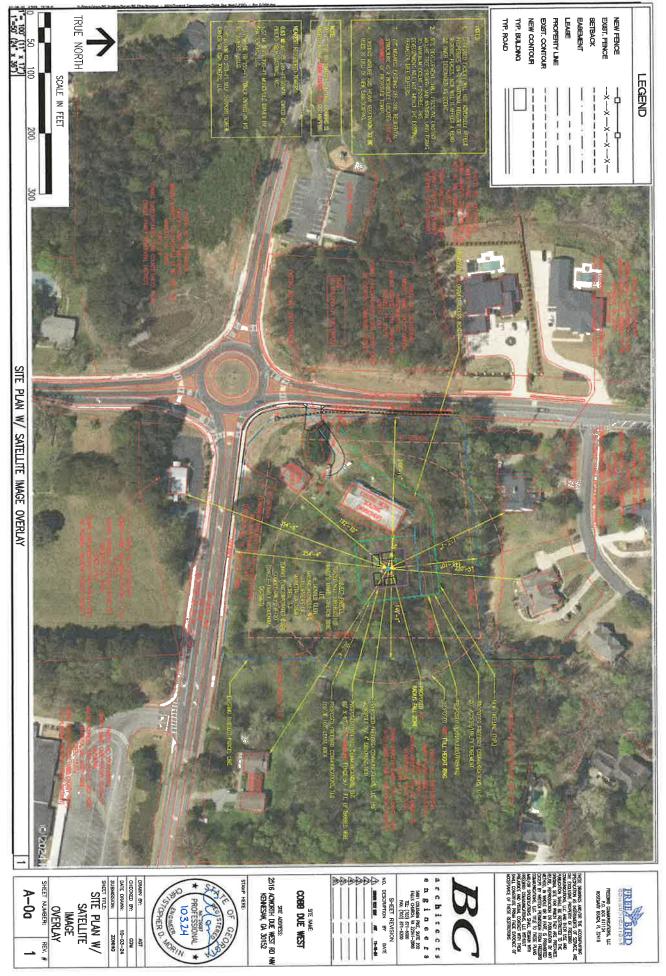


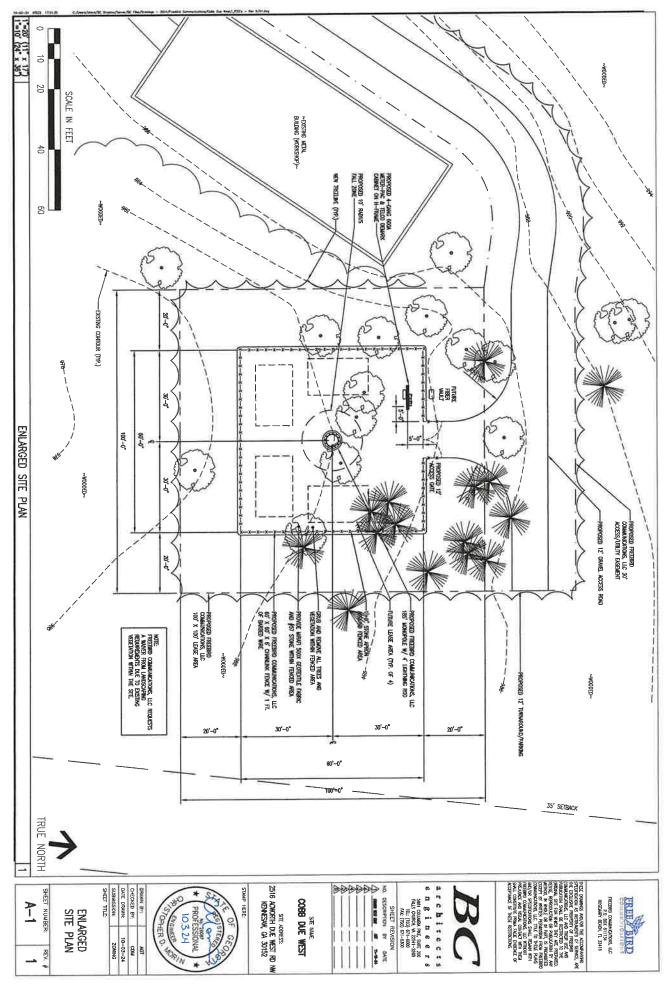


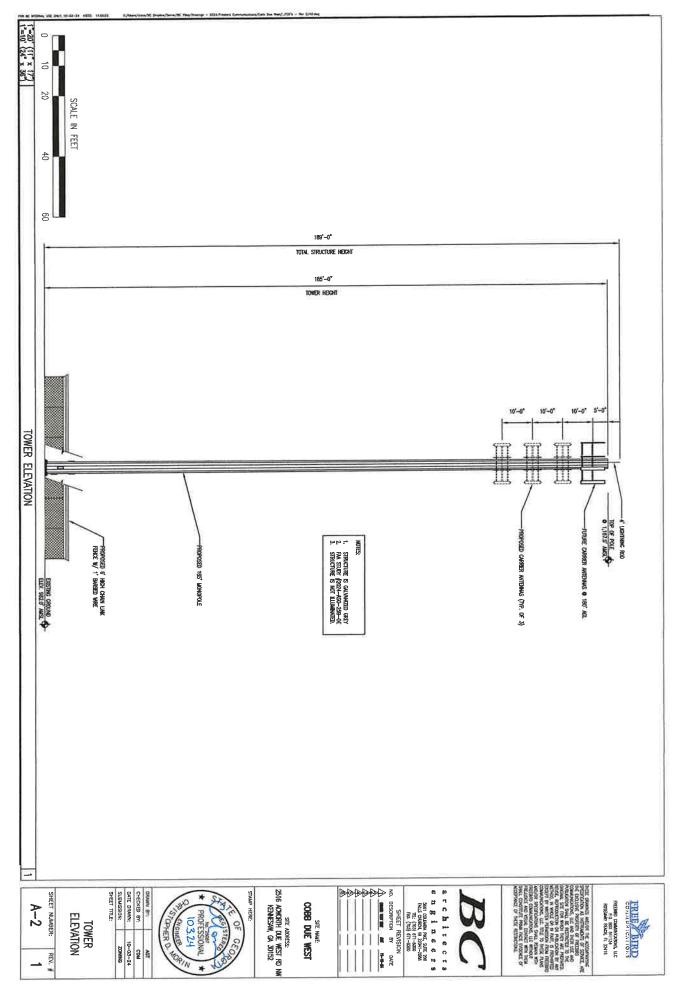


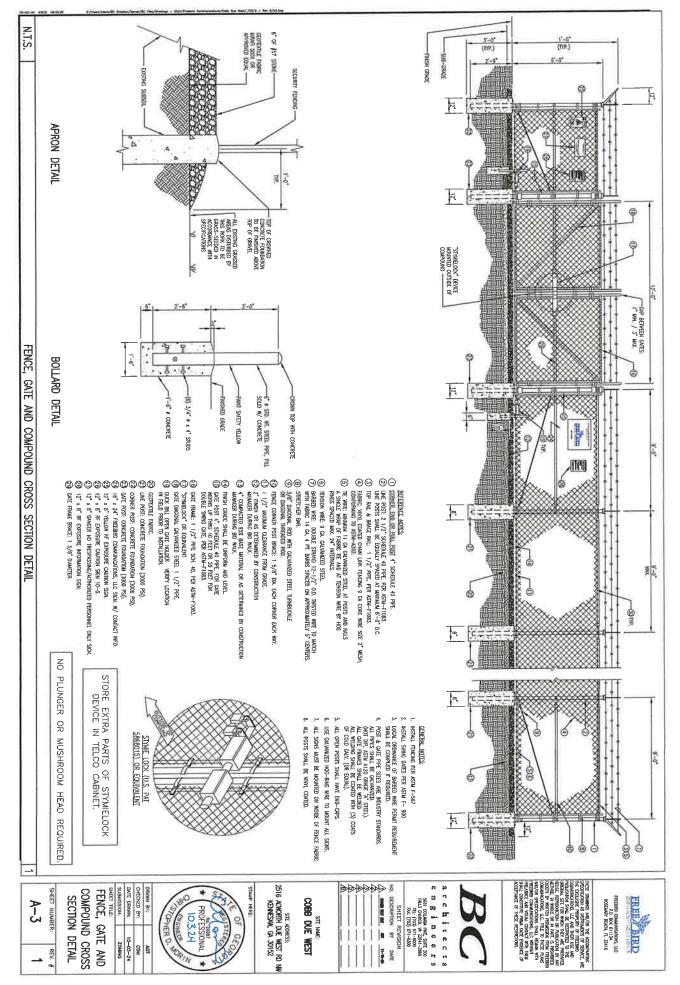
	M. ECKER	Cho also also also also also also also als	Thence leaving sald right of way and running, North 55°27750" East, 49.27 feel to a point; Thence, North 60°4730" East, 107.89 feet to a point; Thence, North 28°2712" East, 107.89 feet to a point; North 60°28057" East, a distance of 47.81 feet to a point; Thence, South 87°2002" East, 19.68 feet to a point; Thence, South 84°0700" East, 19.68 feet to a point; Thence, South 64°0705" East, 30.60 feet to a point; Thence, South 64°07057" East, 19.66 feet to a point; Thence, South 64°07057" East, 19.66 feet to a point; Thence, South 64°07057" East, 19.60 feet to the ENDING at a point on the northern boundary of the previously described Lease Area.	To find the Point of BegInning, COMMENCE at the intersection of the northern right of way of Jim Owens Road and the eastern fight of way of Acworth Due West Road, said point being at Georgia State Plane West coordinates of N: 1,461,297, E: 2,142,419: Thence running along said eastern right of way of Acworth Due West Road, North 02*19'14" East, 46.01 feet to a point and the true POINT OF BEGINNING;	30" IN GRESS-EGRESS A UilkiyFiber Essement king and being in Land Ld 160 of the 20th District 2nd Section, Coob County, Georgia, and being a portion of that land now or formerky owned by District. Stretch and Donald G. Stretch, pursuant to the Warnahy Deed, recorded October 31, 1997, in Deed Book 10758, Page 288. In the Clerk of Superior Court records of Cobb County, Georgia, and Quil Claim Deed, recorded November 22, 2001, in Deed Book 1995, Page 1982, in the aforesaid records, and being more particularly described by the following centerfine data:	id track contains 0.2298 acres (10,000 square feet), more or less.	Thence, running, South 05°52'55" East, 100.00 feet to a point; Thence, South 64°07'05" West, 100.00 feet to a point; Thence, North 64°07'05" East, 100.00 feet to a point; Thence, North 64°07'05" East, 100.00 feet to a point and the true POINT OF BEGINNING.	Thence, South 87/2807 East, 15.06 feet to a point; Thence, North 84*07795* East, 35.01 feet to a point; Thence, North 84*07795* East, 15.00 feet to a point; Thence, North 84*07795* East, 15.00 feet to a point and the true POINT OF BEGINNING;	estem right virx.ur.genum, estem right virx.ur.genum, 1,461 ,287, E: 2,142,418. Thence running along said eastem right of way of Acworth Due West Road, North 02*19'14" East, 46.01 feet to a point; Thence running along said eastem right of way of Acworth Due West Road, North 02*19'14" East, 46.01 feet to a point; Thence running along said eastern right of way of Acworth Due West Road, North 02*19'14" East, 46.01 feet to a point; Thence running Said right of way and running North 55*27'50" East, 49.27 feet to a point; Thence, North 80*43'99" East, 58.33 feet to a point; Thence, North 82*1712" East, 101.08 feet to a point; Thence, 50.41 feet long a curve to the right, having a radius of 45.00 feet and being scribed by a chord bearing North Acrossrey" Feat Actionate of Ar Af feet to a point;	All that tract or parcel of land lying and being in Land LoI 160 of the 20th District. 2nd Scients, Cobb Courty, Georgia, and being a portion of that land now or formethy owned by Dote L. Stretch and Donald G. Stretch, pursuant to the Warranty Deed, recorded Coulore 31, 1959, in Deed Book 10758, Page 288, in the Centre of Superior Court records of Cobb Courty, Georgia, and Cuit Claim Deed, recorded November 22, 2001, in Deed Book 15985, Page 1882, in the aforesaid records, and being more particularly described as follows:	LEASE AREA
4	"Cobb Due West"	Easement Survey for Easement Survey for Easement Survey for Easement Survey for Easement Survey for Easeme		ci 116 Griffir	civilsurvey, inc. 116 Maddox Road Griffin, Georgia 30224				DESCRIPTION		
	est"		Free Bird Communications LLC P.O. Box 611134 Rosemary Beach, FL 32416		(4	170) 765-84	898			Pa	ige 5

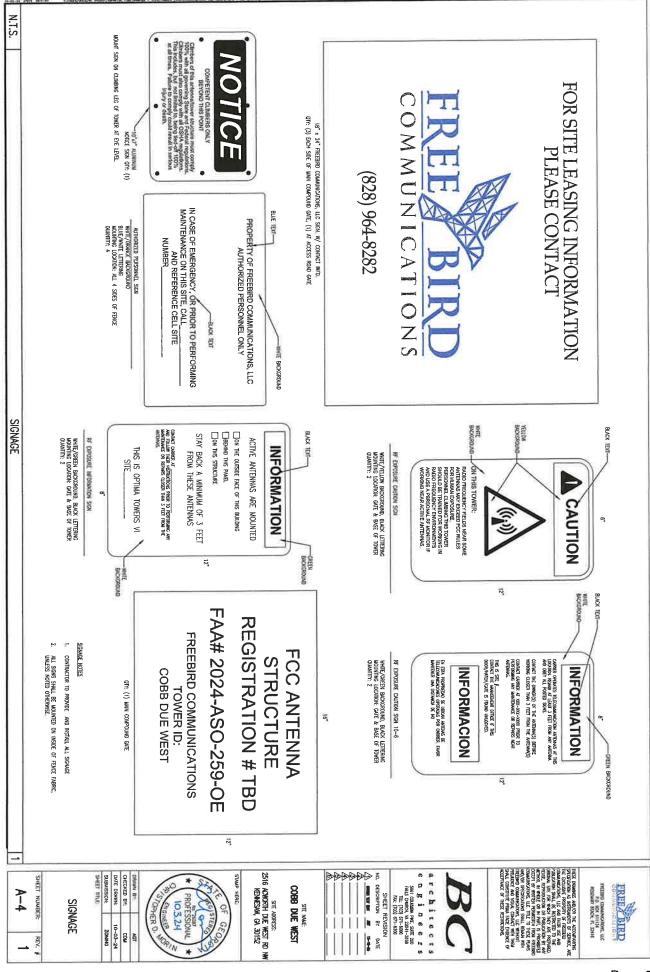












Cobb County, Georgia Telecommunications Site Review New Support Structure



March 28, 2025

John Pederson, Zoning Division Manager Cobb County Zoning Division 1150 Powder Springs Street, Suite 400 Marietta, GA 30064

> COUNTY APPLICATION NUMBER: SLUP-2-2025 APPLICANT: Free Bird Communications, LLC PROVIDER: Verizon Wireless APPLICANT SITE NAME: Cobb Due West PROVIDER SITE NAME: Jim Owens ADDRESS: 2516 Acworth Due West Road NW, Kennesaw, GA 30152 LATITUDE: 34° 00' 59.45" N LONGITUDE: 84° 40' 28.55" W PROPOSED STRUCTURE: 185-foot monopine plus 4-foot lightning rod

Dear Mr. Pederson,

At your request, on behalf of Cobb County ("County"), CityScape Consultants, Inc. ("CityScape"), in its capacity as telecommunications consultant for the County, has reviewed the above-referenced application submitted by Free Bird Communications, LLC ("Applicant") for a Special Use Permit to erect a new facility for personal wireless communications. The Applicant proposes to build a one-hundred eighty-five (185) foot (189' with highest appurtenances) *monopine*, which is a concealed monopole designed to have the appearance of a pine tree, see *Figure 1*. The proposed structure will be engineered to support the future deployment of up to three wireless collocation installations, in accordance with County Ordinance requirements. The facility will include a 3,600-square-foot ground equipment compound, to be located within a 100' x 100' leased area secured by the Applicant.

The proposed tower is to be located at 2516 Acworth Due West Road NW at Kennesaw on a 3.3-acre residential parcel. This property is located northeast of the Jim Owens Road NW and Acworth Due West Road NW roundabout, see *Figure 2*.

Verizon Wireless ("Verizon") has indicated its intent to be the anchor tenant for the proposed antenna support structure. While not a co-applicant, Verizon has submitted supporting documentation for this application, demonstrating its intention to collocate on the Applicant's proposed wireless facility. Accordingly, CityScape has reviewed the application under the assumption that Verizon will provide personal wireless services from the proposed site.

CityScape has reviewed the application to ensure it is complete and meets the submittal requirements outlined in Section 134-273 of the County Communications Tower Ordinance. In addition, CityScape has evaluated the proposal with respect to the following considerations:

• Whether collocation on an existing structure rather than the construction of a new wireless communications tower is or is not a viable alternative;



- Whether the proposed location and height of the structure are reasonably justified based on the anticipated improvement to existing wireless service; and
- Whether the proposed facility complies with the Telecommunications Act of 1996, the Cobb County Ordinance and all other applicable rules and regulations.

To justify the proposed wireless communications facility, the Applicant must address the necessity, location and structural height of the installation. The proposed facility is an 185' monopine tower, topped with a 4' lightning rod on top, resulting in a total height of 189' above ground level (AGL). The site is located on a property zoned R-20 (Residential), where the construction of such a facility is contingent upon the issuance of a Special Use Permit.

Cobb County Planning Requirements Review

CityScape initially received the application and accompanying documentation for this request from the County on December 13, 2024. Following a review of the materials for compliance with Section 134-273 of the County Code, CityScape determined the application to be incomplete, as several required development standards had not been addressed by the Applicant. A detailed list outlining the deficiencies was provided to the County via email on December 30, 2024.

Subsequent to multiple clarifying discussions and email correspondence with the Applicant regarding the applicable Code requirements and CityScape's comments, revised application materials were submitted on March 20, 2025. Upon review of the supplemental documentation, CityScape determined that the application met all completeness requirements as of March 21, 2025.

Justification for the New Site

The Applicant submitted a Radio Frequency (RF) Justification Packet, titled 'Jim Owens RF Propagation Map,' along with an affidavit from Verizon's network engineer. The affidavit provides a technical explanation for the proposed facility, including the rationale for the selected site location and the proposed tower height. "According to the RF engineer, the center of the search ring is located near the intersection of Jim Owens Road and Acworth Due West Road, both of which are major thoroughfares, and the radius of the ring measures 0.3 miles. The areas identified as needing coverage, according to the affidavit, are illustrated in *Figures 3 and 4*, which are attached to this report.¹ CityScape considers the location and radius of the search ring to be technically credible, as the proposed site should be within reasonable proximity of the existing Verizon facility requiring capacity relief (Grand Oaks facility north of the proposed site), see *Figure 4*. Furthermore, the search area is situated roughly equidistant from the existing adjacent Verizon sites. As depicted in *Figure 3*, the existing adjacent Verizon sites leave significant service

¹ The Verizon propagation map legends show three grades of signal quality. "Best Coverage", shown as green in the map, is described as a good signal inside buildings and vehicles. "Good Coverage", shown as yellow, is adequate signal inside buildings and vehicles. "Fair Coverage", shown as blue, is an outdoor-grade signal which is weak for buildings and vehicles.



gaps, indicated by blue areas, which only offer reliable outdoor service coverage and lack consistent in-building and in-vehicle service coverage.

Verizon has indicated that there are no existing towers within the defined search ring that are technically feasible for collocation to meet the network objectives. With respect to new tower construction, the Applicant's analysis suggests that no public or non-residential properties within the search ring were available for development. Two potential alternative sites—Mount Olivet Baptist Church and Lewis Elementary School—were identified during the site selection process; however, according to documentation submitted with the application, the Applicant was unable to reach lease agreements with the respective property owners. Based on the information provided, the proposed site appears to be the only location within the search ring where the property owner is amenable to entering into a lease agreement with the Applicant.

The Applicant states that the proposed new wireless structure is necessary to alleviate network traffic congestion currently experienced at Verizon's Grand Oaks facility, located north of the proposed site. which is nearing its maximum technical capacity for handling network traffic. This existing facility is approaching its maximum technical capacity for processing network traffic. Given that each wireless facility operates within a finite frequency spectrum, it is inherently limited in the number of simultaneous service requests it can accommodate. As population density increases and data-intensive smartphone usage continues to rise, demand on the network intensifies. This can result in service degradation-such as dropped calls, failed connections, and reduced data throughput-when one or more sites exceed their operational capacity. To meet escalating subscriber demand, wireless carriers must strategically expand network infrastructure by deploying additional sites, even in areas where signal coverage from nearby facilities remains adequate. Capacity-based deployments are critical to maintaining network performance, especially during peak usage periods. Furthermore, during periods of high vehicular traffic or emergency events, the absence of sufficient infrastructure can exacerbate network strain and pose risks to public safety. As depicted in Figure 4, the proposed site is intended to provide necessary capacity relief to the Grand Oaks facility and ensure continued quality of service within the coverage area.

In addition to addressing network capacity constraints, the Applicant contends that the proposed Verizon site is necessary to resolve existing coverage deficiencies within the area. As shown in Verizon's RF propagation map excluding the proposed site, *see Figure 3*, there are discernible gaps in both in-building and in-vehicle coverage. These deficiencies indicate areas where signal strength is insufficient to reliably support service within structures or moving vehicles. The propagation map including the proposed site illustrates a significant improvement in coverage, demonstrating that the new facility would effectively mitigate most of the identified coverage gaps by providing reliable signal strength for both indoor and vehicular environments.

With respect to the appropriateness of the proposed tower height, Verizon submitted a supplemental radio frequency (RF) propagation map modeling a reduced antenna height of 170' AGL, as shown in *Figure 5*. This model indicates that a height reduction of 10' results in a measurable degradation of coverage quality specifically in an area approximately 1.3 miles southeast of the proposed site. In this scenario, coverage is downgraded from 'good' to 'fair,' which



falls below the threshold considered reliable for in-building and in-vehicle service. This impacted area is located within a residential zone near Bullard Elementary School and McClure Middle School, where consistent coverage is especially critical.

Given these results, it is reasonable to infer that further reductions in antenna height would exacerbate signal degradation in the intended coverage area. Accordingly, the Verizon RF engineer's assertion that a tower height of 185' (including the lightning rod) is the minimum necessary to achieve both capacity relief and effective coverage enhancement is supported by the propagation data and network planning principles.

In addition to evaluating potential locations for new tower construction, Verizon also assessed the viability of the two closest existing communications towers relative to the proposed site—despite both being located outside the defined search area. The first site is home to two approximately 209-foot guyed AM broadcast towers, collectively known as the 'Prieto Broadcasting Tower.' The second is a 155-foot wireless monopole, referred to as the 'PTI US Tower' (see Figure 6). As depicted in Figures 7 and 8, neither of these sites satisfies both of Verizon's network objectives: providing essential capacity relief to the Grand Oaks facility and addressing identified signal coverage gaps. This remains true even under the assumption that Verizon could mount antennas at the maximum allowable height on each structure.

While additional communications structures exist within a 3-mile radius of the proposed location (as shown in Figure 6), they are situated farther away than the Prieto and PTI sites. As detailed on Page 10 of the Jim Owens RF Propagation Map packet, Verizon has determined that these alternative sites are either already utilized by Verizon or are unsuitable to meet the network's targeted capacity and coverage requirements.

Based on the technical documentation and RF analysis submitted by Verizon's network engineer, CityScape is satisfied that the proposed facility is justified. From both a network capacity and service coverage perspective, CityScape finds Verizon's need for a new wireless communications facility near the intersection of Jim Owens Road and Acworth Due West Road to be valid. However, it should be noted that the proposed site directly abuts single-family residential properties. To mitigate potential visual impacts, the Applicant has proposed a monopine design intended to resemble a tree and has included a comprehensive set of photo-simulations demonstrating the facility's appearance from multiple vantage points.

Site Plans and Collocation

Figure 9 illustrates the overall site plan, including setback distances, while *Figure 10* provides a detailed view of the proposed leased area. The total leased area encompasses approximately 10,000 square feet. Within this area, the Applicant has proposed a 60' x 60' fenced equipment compound, which will be enclosed by a six-foot chain link fence topped with barbed wire for anti-climbing security.

The site plan designates space within the compound to accommodate up to four (4) wireless tenants, each allocated a 12' x 20' area for ground-mounted equipment. According to the application materials submitted by Verizon, their antennas will be mounted at a centerline height



of 180' AGL on the monopine structure, as shown in the construction drawings provided by the Applicant. Additionally, the tower elevation diagram indicates provisions for three (3) future collocators, with antenna array elevations planned at 170', 160', and 150' AGL, respectively, *see Figure 1*.

FAA Tower Height Concurrence

The Applicant has provided a Federal Aviation Administration (FAA) Determination of No Hazard to Air Navigation² for an overall structure height of one hundred and 189' AGL which includes the four-foot lightning rod. Based on the FAA's evaluation, marking and lighting are not necessary for aircraft safety.

Structural Analysis and Fall Zone

The Applicant <u>has not</u> provided a structural analysis report for the proposed tower, signed and stamped by a Georgia-registered Professional Engineer³. Instead of a structural analysis report, the Applicant provided a letter from Michael F. Plahovinsak, P.E., see *Figure 11*. In the letter, Mr. Plahovinsak states that he "designed the monopine to support (4) carriers and to withstand a 3-sec. gusted wind speed of 107 mph as recommended by TIA-222-H for Cobb Co., GA. The design also conforms to the requirements of the 2018 International Building Code."

Mr. Plahovinsak's letter also states that the structure has been designed so that in the event of a catastrophic weather event, the monopine would buckle at the 92' elevation above ground and the section of the monopole above the buckling point would "swing down and rest on the ground, resulting in an approximate 10' fall radius." In other words, the topmost point of the yielding section would come to rest approximately 10' from the base of the monopine, thus collapsing well within the leased area of the facility.

The use of "breakpoint technology" for tower setback purposes is authorized in Section 134-273(3)a.5 of the County Ordinance. Typically, the breakpoint is measured from the designed yield (or folding) elevation to the top of the structure. However, pursuant to the County's Code the breakpoint should be measured from the base of the tower to the yield point. Furthermore, the Code requires a 10% additional safety factor to be added to the calculated setback requirement. The engineer's report indicates that the proposed tower is designed to yield at an elevation of 92'AGL. Applying the additional required 10% safety factor, results in a reduced required setback of 101'-2" instead of the full tower height setback of 189'.

Referring to the site plan (Sheet A-0 of the CDs), the northern lot line is the closest property line, positioned 148'-10" from the tower, which is well within compliance of the County-defined breakpoint setback. Additionally, the existing residence is located 192'-10" away from the proposed tower, thus also meeting the required on-site separation distance between the tower and

² DNH issued 10/10/2024. The Aeronautical Study No. is 2024-ASO-17160-OE.

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the residential use. An existing metal building is within the 101'-2" foot circle but is used as a workshop and not a dwelling unit.

Conclusions and Recommendations

In conclusion, CityScape has reviewed the subject application and confirms that the proposal is technically justified, consistent with sound network planning principles, and compliant with the requirements set forth in the County Ordinance. The determination of whether the visual appearance of a monopine at the proposed location is compatible with the surrounding area and aligns with the County's development objectives rests with the County.

Should the County choose to approve the application, CityScape recommends that the following conditions be imposed as prerequisites to permitting:

- 1. Applicant provide a final site plan for review;
- 2. Applicant provide the approvals from the NEPA and SHPO offices for the new structure;
- 3. Applicant provide a full structural analysis report demonstrating that the antennasupporting tower and foundation, per the design by the tower manufacturer or contractor, will have the structural capacity to support the loads of the equipment of four (4) wireless carriers as specified by the Applicant;
- 4. Applicant demonstrate all feed lines shall be installed within the monopole and unused antenna ports shall be sealed in a manner to prevent access by birds and any other wildlife.

The undersigned certify that, to the best of our knowledge, all of the information contained herein is accurate at the time of this report. CityScape works exclusively for public entities and has unbiased opinions. CityScape does not provide any services or is associated in any way with any entity in the commercial wireless industry and therefore all recommendations are based on technical merits without prejudice per prevailing laws and codes.

Respectfully submitted,

& Augin ha

B. Benjamin Evans Senior Project Engineer CityScape Consultants, Inc.

Jusan Rabeld

Susan Rabold VP Planning & Project Management CityScape Consultants, Inc.



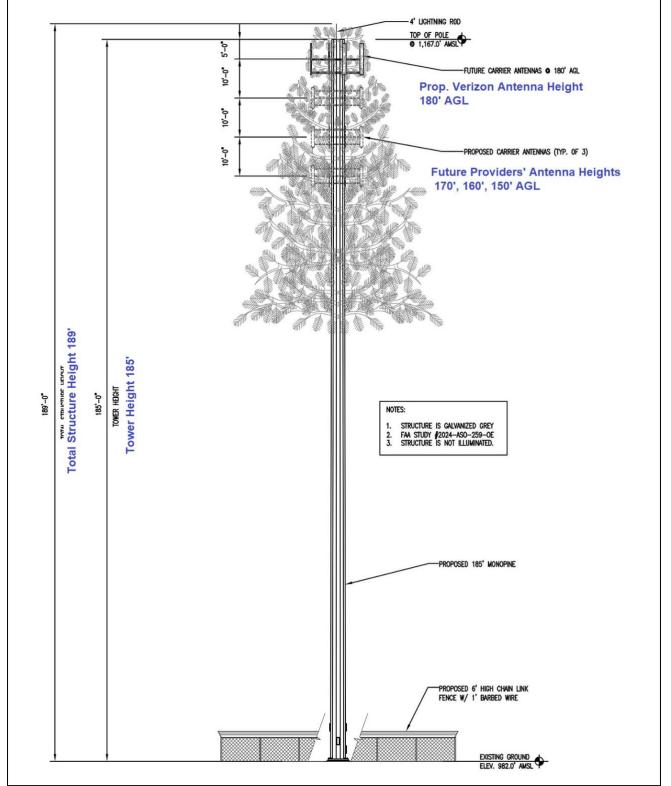


Figure 1. Tower Elevation Sketch





Figure 2. Vicinity Map of Proposed Facility Location



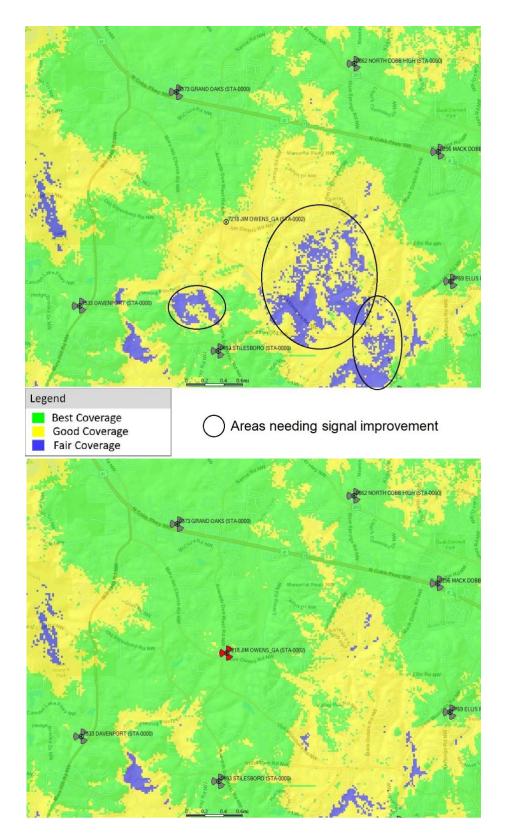


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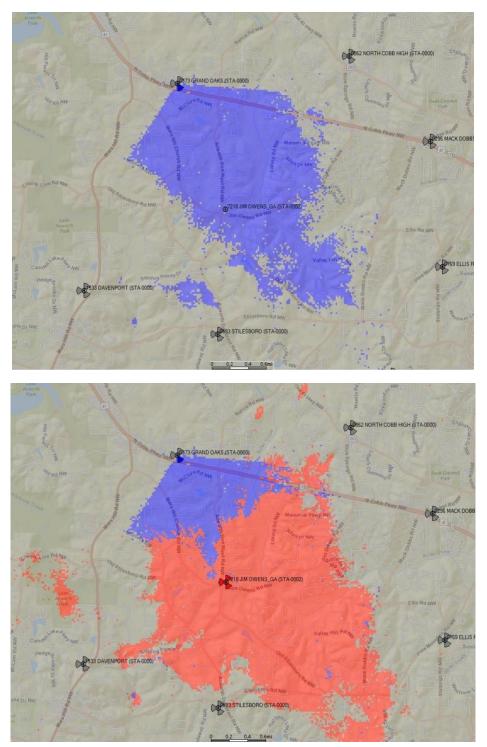


Figure 4. Existing (Top) and Proposed (Bottom) "Best Server" Coverage

These maps illustrate the capacity relief that would be provided by the new facility to the Beta Sector of Verizon's Grand Oak site to the north of the proposed site. Note that the coverage from the proposed facility (red) substantially overlaps that of the Grand Oaks Beta Sector (blue), indicating good capacity relief.



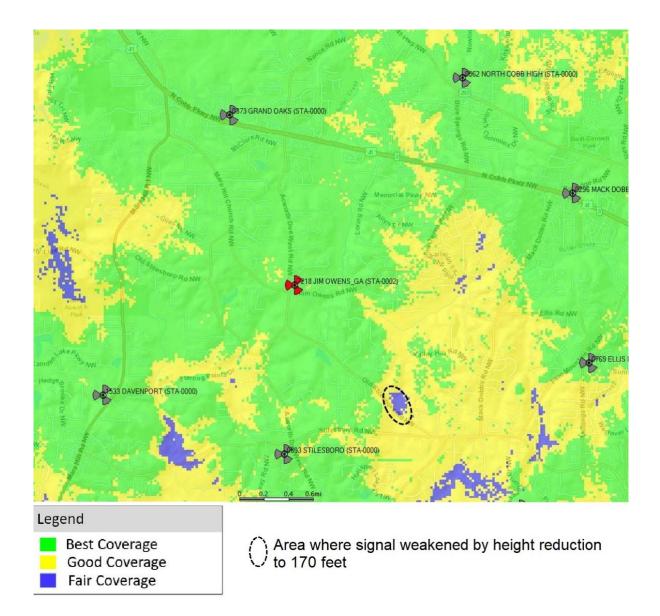


Figure 5. Predicted Coverage at Proposed Site with Antenna Centerline Height of 170 feet (reduction of 10 feet)



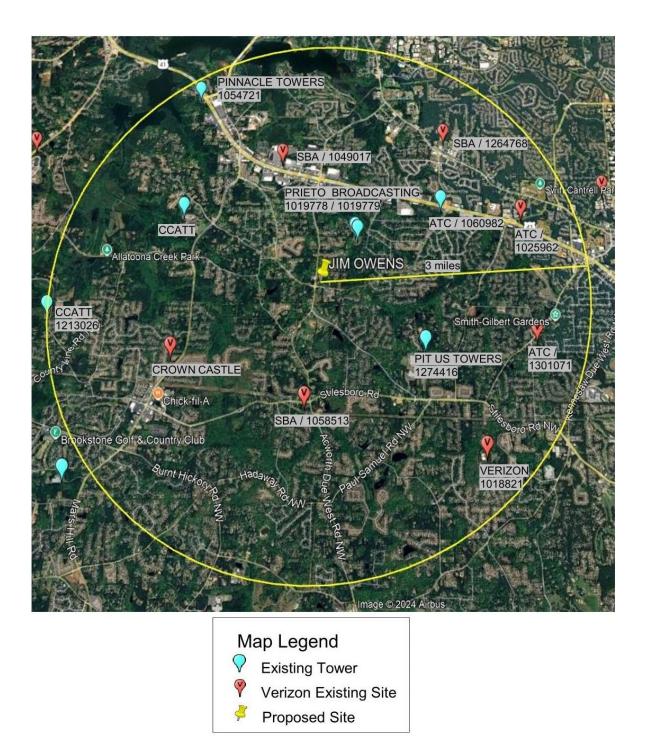
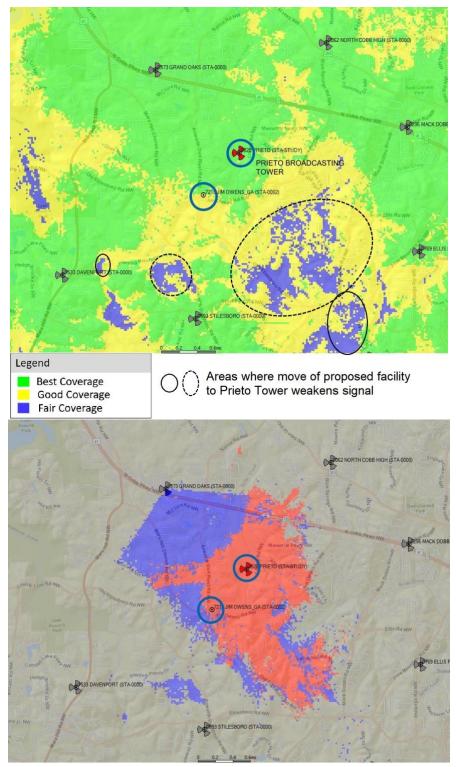


Figure 6. Existing Tower Sites Within 3 Miles of Proposed Site

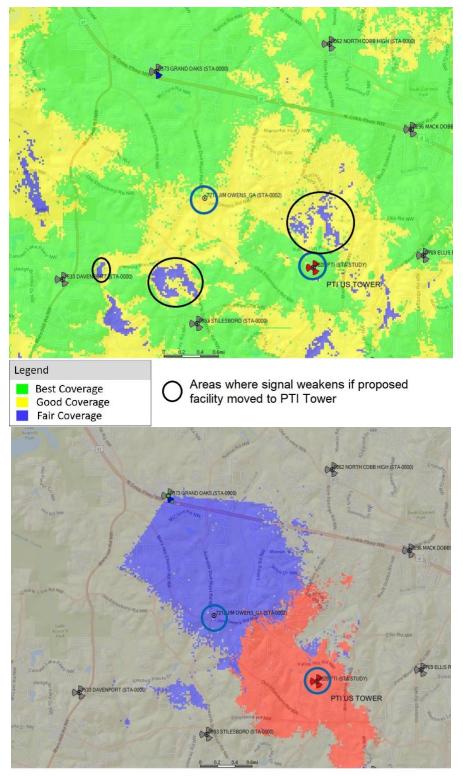




This map indicates that the Prieto Tower Site, 0.63 mile northeast of the Proposed Site, would provide substantial capacity relief to the Grand Oaks Verizon Facility.

Figure 7. Analysis of Prieto Tower as Alternative Site





This map indicates that the PTI US Tower Site, 1.44 miles southeast of the Proposed Site, would provide minimal capacity relief to the Grand Oaks Verizon Facility.

Figure 8. Analysis of PTI US Tower as Alternative Site



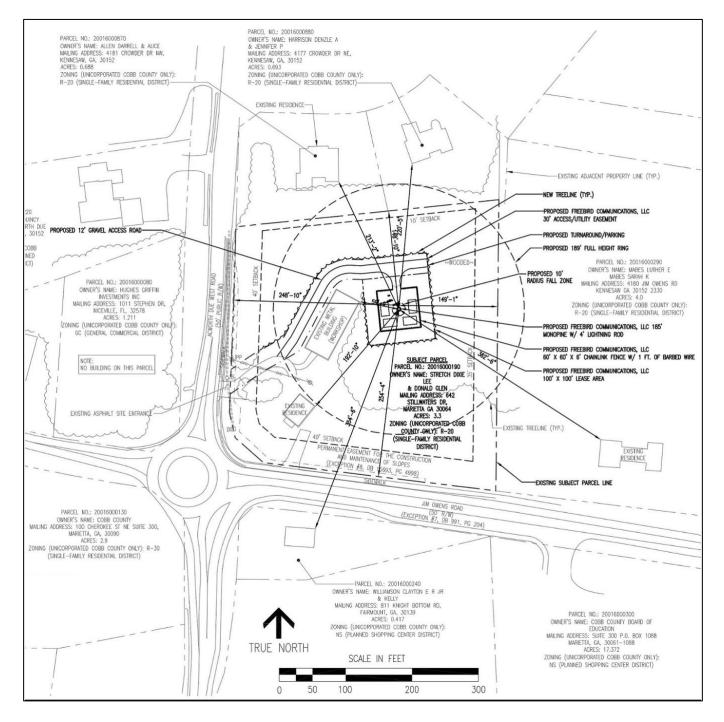


Figure 9. Proposed Wireless Facility Site Plan



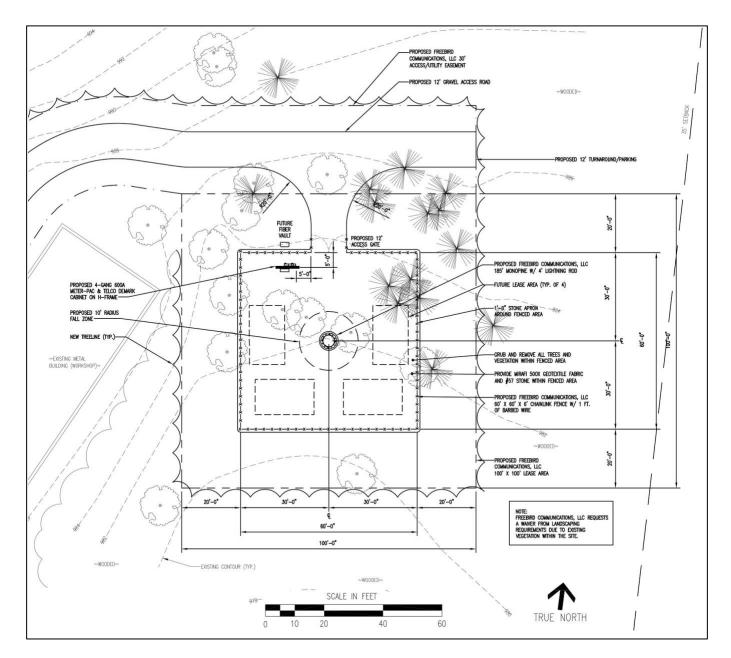


Figure 10. Proposed Wireless Facility Ground Compound





Figure 11. Fall Zone Letter

Cobb County, Georgia Telecommunications Site Review New Support Structure



March 28, 2025

John Pederson, Zoning Division Manager Cobb County Zoning Division 1150 Powder Springs Street, Suite 400 Marietta, GA 30064

> COUNTY APPLICATION NUMBER: SLUP-2-2025 APPLICANT: Free Bird Communications, LLC PROVIDER: Verizon Wireless APPLICANT SITE NAME: Cobb Due West PROVIDER SITE NAME: Jim Owens ADDRESS: 2516 Acworth Due West Road NW, Kennesaw, GA 30152 LATITUDE: 34° 00' 59.45" N LONGITUDE: 84° 40' 28.55" W PROPOSED STRUCTURE: 185-foot monopine plus 4-foot lightning rod

Dear Mr. Pederson,

At your request, on behalf of Cobb County ("County"), CityScape Consultants, Inc. ("CityScape"), in its capacity as telecommunications consultant for the County, has reviewed the above-referenced application submitted by Free Bird Communications, LLC ("Applicant") for a Special Use Permit to erect a new facility for personal wireless communications. The Applicant proposes to build a one-hundred eighty-five (185) foot (189' with highest appurtenances) *monopine*, which is a concealed monopole designed to have the appearance of a pine tree, see *Figure 1*. The proposed structure will be engineered to support the future deployment of up to three wireless collocation installations, in accordance with County Ordinance requirements. The facility will include a 3,600-square-foot ground equipment compound, to be located within a 100' x 100' leased area secured by the Applicant.

The proposed tower is to be located at 2516 Acworth Due West Road NW at Kennesaw on a 3.3-acre residential parcel. This property is located northeast of the Jim Owens Road NW and Acworth Due West Road NW roundabout, see *Figure 2*.

Verizon Wireless ("Verizon") has indicated its intent to be the anchor tenant for the proposed antenna support structure. While not a co-applicant, Verizon has submitted supporting documentation for this application, demonstrating its intention to collocate on the Applicant's proposed wireless facility. Accordingly, CityScape has reviewed the application under the assumption that Verizon will provide personal wireless services from the proposed site.

CityScape has reviewed the application to ensure it is complete and meets the submittal requirements outlined in Section 134-273 of the County Communications Tower Ordinance. In addition, CityScape has evaluated the proposal with respect to the following considerations:

• Whether collocation on an existing structure rather than the construction of a new wireless communications tower is or is not a viable alternative;



- Whether the proposed location and height of the structure are reasonably justified based on the anticipated improvement to existing wireless service; and
- Whether the proposed facility complies with the Telecommunications Act of 1996, the Cobb County Ordinance and all other applicable rules and regulations.

To justify the proposed wireless communications facility, the Applicant must address the necessity, location and structural height of the installation. The proposed facility is an 185' monopine tower, topped with a 4' lightning rod on top, resulting in a total height of 189' above ground level (AGL). The site is located on a property zoned R-20 (Residential), where the construction of such a facility is contingent upon the issuance of a Special Use Permit.

Cobb County Planning Requirements Review

CityScape initially received the application and accompanying documentation for this request from the County on December 13, 2024. Following a review of the materials for compliance with Section 134-273 of the County Code, CityScape determined the application to be incomplete, as several required development standards had not been addressed by the Applicant. A detailed list outlining the deficiencies was provided to the County via email on December 30, 2024.

Subsequent to multiple clarifying discussions and email correspondence with the Applicant regarding the applicable Code requirements and CityScape's comments, revised application materials were submitted on March 20, 2025. Upon review of the supplemental documentation, CityScape determined that the application met all completeness requirements as of March 21, 2025.

Justification for the New Site

The Applicant submitted a Radio Frequency (RF) Justification Packet, titled 'Jim Owens RF Propagation Map,' along with an affidavit from Verizon's network engineer. The affidavit provides a technical explanation for the proposed facility, including the rationale for the selected site location and the proposed tower height. "According to the RF engineer, the center of the search ring is located near the intersection of Jim Owens Road and Acworth Due West Road, both of which are major thoroughfares, and the radius of the ring measures 0.3 miles. The areas identified as needing coverage, according to the affidavit, are illustrated in *Figures 3 and 4*, which are attached to this report.¹ CityScape considers the location and radius of the search ring to be technically credible, as the proposed site should be within reasonable proximity of the existing Verizon facility requiring capacity relief (Grand Oaks facility north of the proposed site), see *Figure 4*. Furthermore, the search area is situated roughly equidistant from the existing adjacent Verizon sites. As depicted in *Figure 3*, the existing adjacent Verizon sites leave significant service

¹ The Verizon propagation map legends show three grades of signal quality. "Best Coverage", shown as green in the map, is described as a good signal inside buildings and vehicles. "Good Coverage", shown as yellow, is adequate signal inside buildings and vehicles. "Fair Coverage", shown as blue, is an outdoor-grade signal which is weak for buildings and vehicles.



gaps, indicated by blue areas, which only offer reliable outdoor service coverage and lack consistent in-building and in-vehicle service coverage.

Verizon has indicated that there are no existing towers within the defined search ring that are technically feasible for collocation to meet the network objectives. With respect to new tower construction, the Applicant's analysis suggests that no public or non-residential properties within the search ring were available for development. Two potential alternative sites—Mount Olivet Baptist Church and Lewis Elementary School—were identified during the site selection process; however, according to documentation submitted with the application, the Applicant was unable to reach lease agreements with the respective property owners. Based on the information provided, the proposed site appears to be the only location within the search ring where the property owner is amenable to entering into a lease agreement with the Applicant.

The Applicant states that the proposed new wireless structure is necessary to alleviate network traffic congestion currently experienced at Verizon's Grand Oaks facility, located north of the proposed site. which is nearing its maximum technical capacity for handling network traffic. This existing facility is approaching its maximum technical capacity for processing network traffic. Given that each wireless facility operates within a finite frequency spectrum, it is inherently limited in the number of simultaneous service requests it can accommodate. As population density increases and data-intensive smartphone usage continues to rise, demand on the network intensifies. This can result in service degradation-such as dropped calls, failed connections, and reduced data throughput-when one or more sites exceed their operational capacity. To meet escalating subscriber demand, wireless carriers must strategically expand network infrastructure by deploying additional sites, even in areas where signal coverage from nearby facilities remains adequate. Capacity-based deployments are critical to maintaining network performance, especially during peak usage periods. Furthermore, during periods of high vehicular traffic or emergency events, the absence of sufficient infrastructure can exacerbate network strain and pose risks to public safety. As depicted in Figure 4, the proposed site is intended to provide necessary capacity relief to the Grand Oaks facility and ensure continued quality of service within the coverage area.

In addition to addressing network capacity constraints, the Applicant contends that the proposed Verizon site is necessary to resolve existing coverage deficiencies within the area. As shown in Verizon's RF propagation map excluding the proposed site, *see Figure 3*, there are discernible gaps in both in-building and in-vehicle coverage. These deficiencies indicate areas where signal strength is insufficient to reliably support service within structures or moving vehicles. The propagation map including the proposed site illustrates a significant improvement in coverage, demonstrating that the new facility would effectively mitigate most of the identified coverage gaps by providing reliable signal strength for both indoor and vehicular environments.

With respect to the appropriateness of the proposed tower height, Verizon submitted a supplemental radio frequency (RF) propagation map modeling a reduced antenna height of 170' AGL, as shown in *Figure 5*. This model indicates that a height reduction of 10' results in a measurable degradation of coverage quality specifically in an area approximately 1.3 miles southeast of the proposed site. In this scenario, coverage is downgraded from 'good' to 'fair,' which



falls below the threshold considered reliable for in-building and in-vehicle service. This impacted area is located within a residential zone near Bullard Elementary School and McClure Middle School, where consistent coverage is especially critical.

Given these results, it is reasonable to infer that further reductions in antenna height would exacerbate signal degradation in the intended coverage area. Accordingly, the Verizon RF engineer's assertion that a tower height of 185' (including the lightning rod) is the minimum necessary to achieve both capacity relief and effective coverage enhancement is supported by the propagation data and network planning principles.

In addition to evaluating potential locations for new tower construction, Verizon also assessed the viability of the two closest existing communications towers relative to the proposed site—despite both being located outside the defined search area. The first site is home to two approximately 209-foot guyed AM broadcast towers, collectively known as the 'Prieto Broadcasting Tower.' The second is a 155-foot wireless monopole, referred to as the 'PTI US Tower' (see Figure 6). As depicted in Figures 7 and 8, neither of these sites satisfies both of Verizon's network objectives: providing essential capacity relief to the Grand Oaks facility and addressing identified signal coverage gaps. This remains true even under the assumption that Verizon could mount antennas at the maximum allowable height on each structure.

While additional communications structures exist within a 3-mile radius of the proposed location (as shown in Figure 6), they are situated farther away than the Prieto and PTI sites. As detailed on Page 10 of the Jim Owens RF Propagation Map packet, Verizon has determined that these alternative sites are either already utilized by Verizon or are unsuitable to meet the network's targeted capacity and coverage requirements.

Based on the technical documentation and RF analysis submitted by Verizon's network engineer, CityScape is satisfied that the proposed facility is justified. From both a network capacity and service coverage perspective, CityScape finds Verizon's need for a new wireless communications facility near the intersection of Jim Owens Road and Acworth Due West Road to be valid. However, it should be noted that the proposed site directly abuts single-family residential properties. To mitigate potential visual impacts, the Applicant has proposed a monopine design intended to resemble a tree and has included a comprehensive set of photo-simulations demonstrating the facility's appearance from multiple vantage points.

Site Plans and Collocation

Figure 9 illustrates the overall site plan, including setback distances, while *Figure 10* provides a detailed view of the proposed leased area. The total leased area encompasses approximately 10,000 square feet. Within this area, the Applicant has proposed a 60' x 60' fenced equipment compound, which will be enclosed by a six-foot chain link fence topped with barbed wire for anti-climbing security.

The site plan designates space within the compound to accommodate up to four (4) wireless tenants, each allocated a 12' x 20' area for ground-mounted equipment. According to the application materials submitted by Verizon, their antennas will be mounted at a centerline height



of 180' AGL on the monopine structure, as shown in the construction drawings provided by the Applicant. Additionally, the tower elevation diagram indicates provisions for three (3) future collocators, with antenna array elevations planned at 170', 160', and 150' AGL, respectively, *see Figure 1*.

FAA Tower Height Concurrence

The Applicant has provided a Federal Aviation Administration (FAA) Determination of No Hazard to Air Navigation² for an overall structure height of one hundred and 189' AGL which includes the four-foot lightning rod. Based on the FAA's evaluation, marking and lighting are not necessary for aircraft safety.

Structural Analysis and Fall Zone

The Applicant <u>has not</u> provided a structural analysis report for the proposed tower, signed and stamped by a Georgia-registered Professional Engineer³. Instead of a structural analysis report, the Applicant provided a letter from Michael F. Plahovinsak, P.E., see *Figure 11*. In the letter, Mr. Plahovinsak states that he "designed the monopine to support (4) carriers and to withstand a 3-sec. gusted wind speed of 107 mph as recommended by TIA-222-H for Cobb Co., GA. The design also conforms to the requirements of the 2018 International Building Code."

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Referring to the site plan (Sheet A-0 of the CDs), the northern lot line is the closest property line, positioned 148'-10" from the tower, which is well within compliance of the County-defined breakpoint setback. Additionally, the existing residence is located 192'-10" away from the proposed tower, thus also meeting the required on-site separation distance between the tower and

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Conclusions and Recommendations

In conclusion, CityScape has reviewed the subject application and confirms that the proposal is technically justified, consistent with sound network planning principles, and compliant with the requirements set forth in the County Ordinance. The determination of whether the visual appearance of a monopine at the proposed location is compatible with the surrounding area and aligns with the County's development objectives rests with the County.

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& Angen ha

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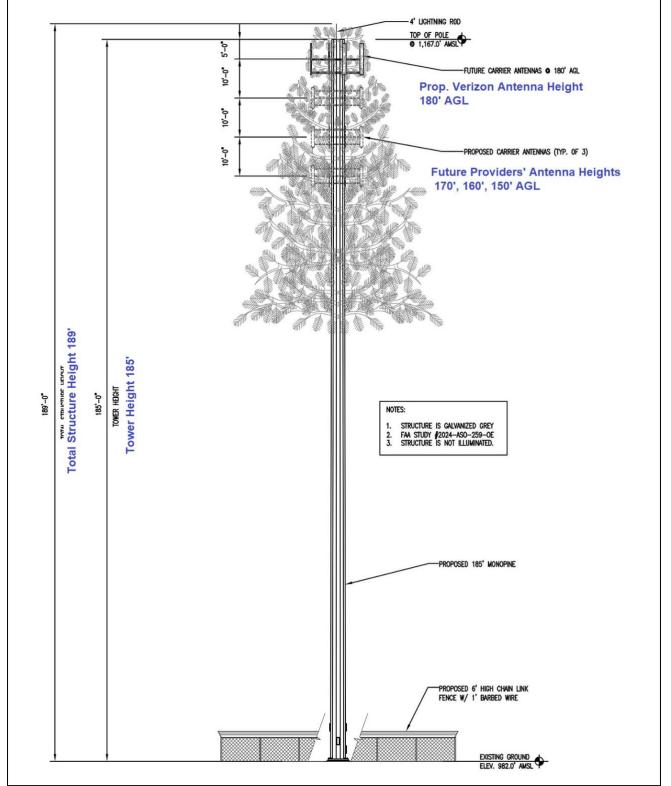


Figure 1. Tower Elevation Sketch



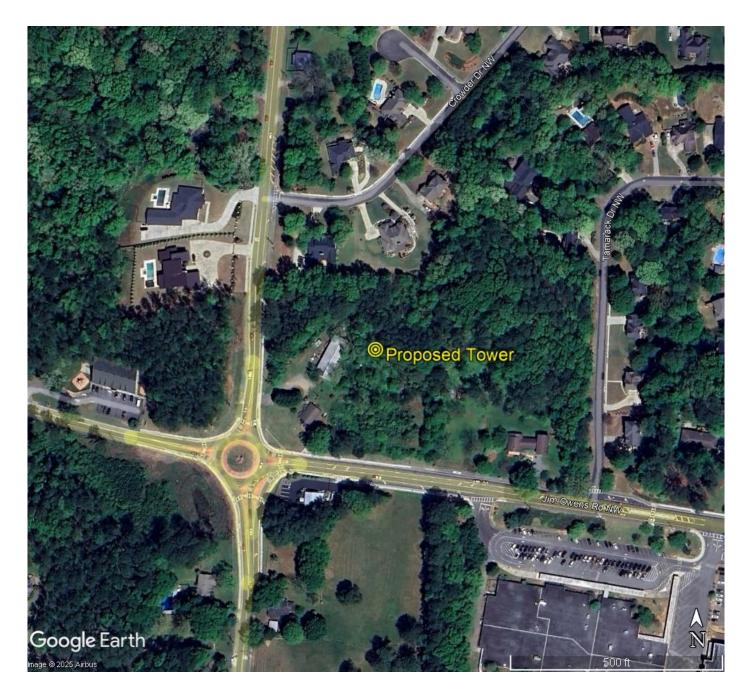


Figure 2. Vicinity Map of Proposed Facility Location



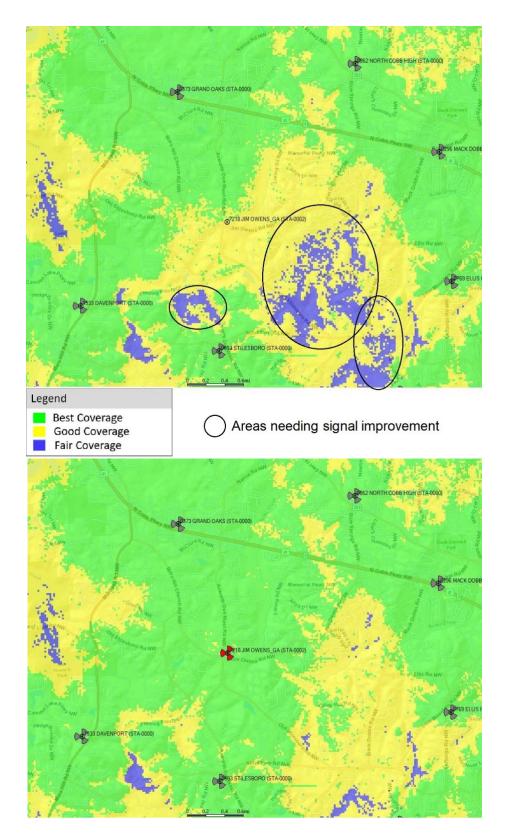


Figure 3. Existing (Top) and Proposed (Bottom) Predicted LTE Coverage



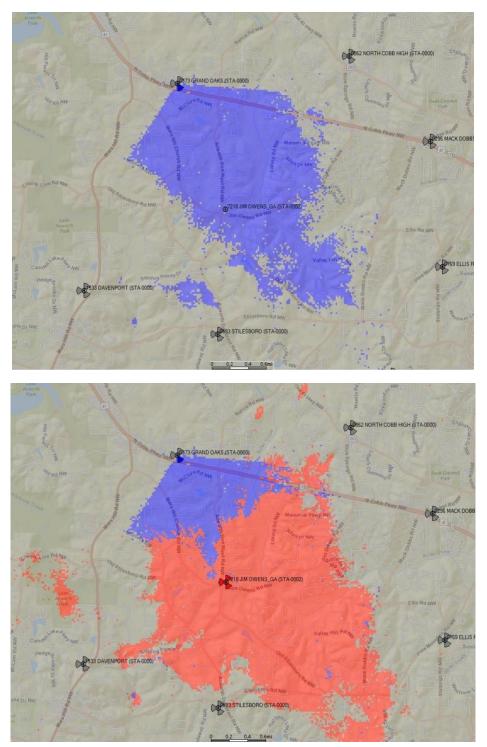


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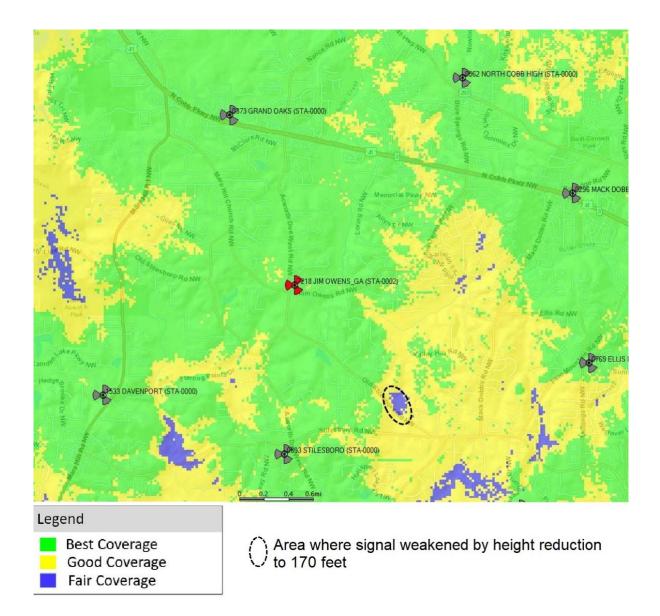


Figure 5. Predicted Coverage at Proposed Site with Antenna Centerline Height of 170 feet (reduction of 10 feet)



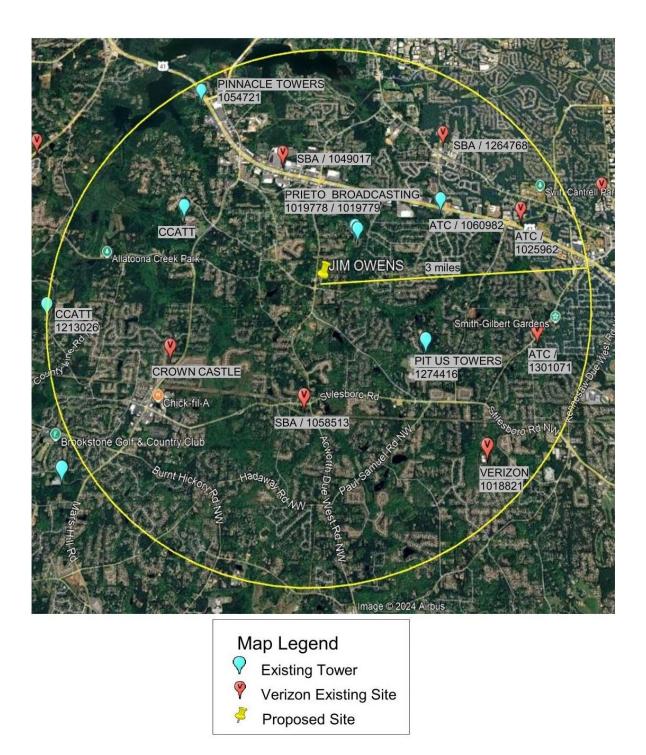
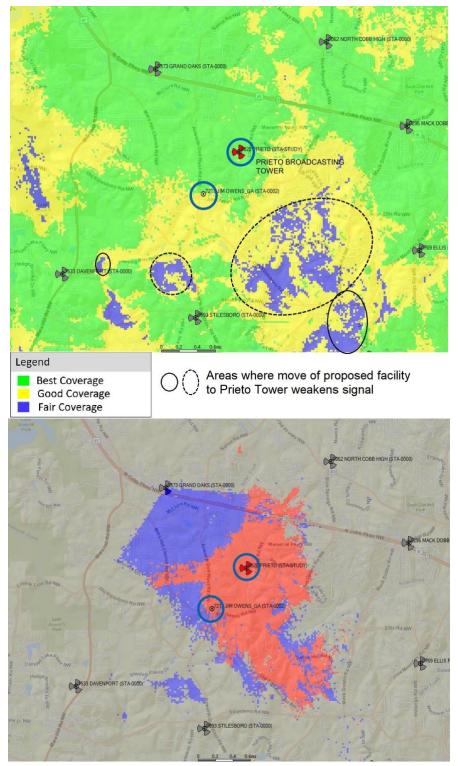


Figure 6. Existing Tower Sites Within 3 Miles of Proposed Site

Cobb County, Georgia Free Bird Communications LLC / Verizon Wireless March 28, 2025 Page 13

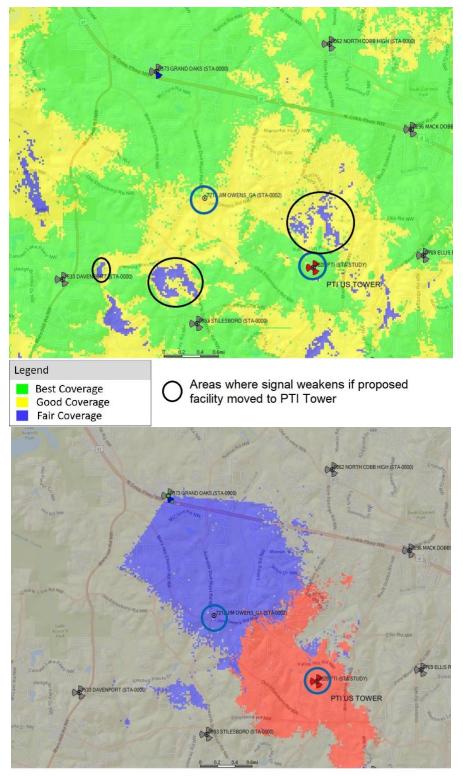




This map indicates that the Prieto Tower Site, 0.63 mile northeast of the Proposed Site, would provide substantial capacity relief to the Grand Oaks Verizon Facility.

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This map indicates that the PTI US Tower Site, 1.44 miles southeast of the Proposed Site, would provide minimal capacity relief to the Grand Oaks Verizon Facility.

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Cobb County, Georgia Free Bird Communications LLC / Verizon Wireless March 28, 2025 Page 15



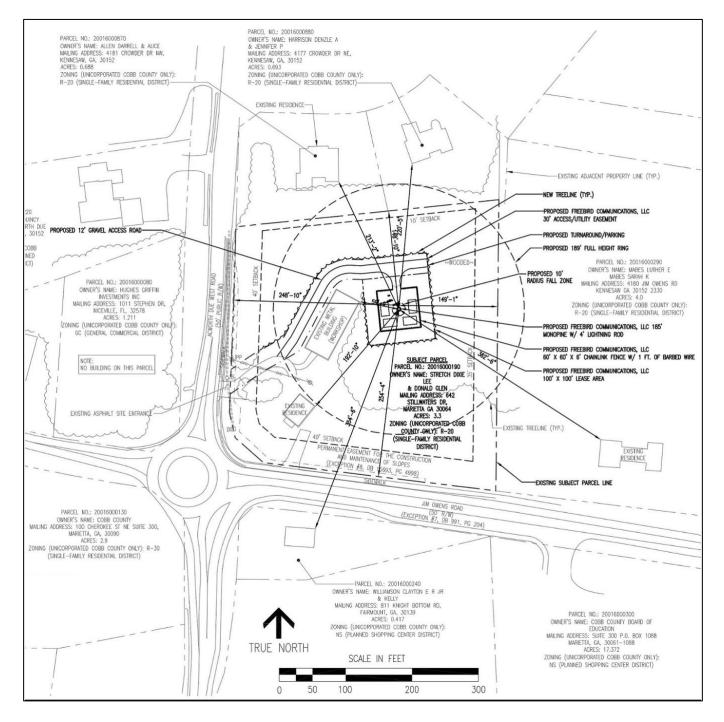


Figure 9. Proposed Wireless Facility Site Plan



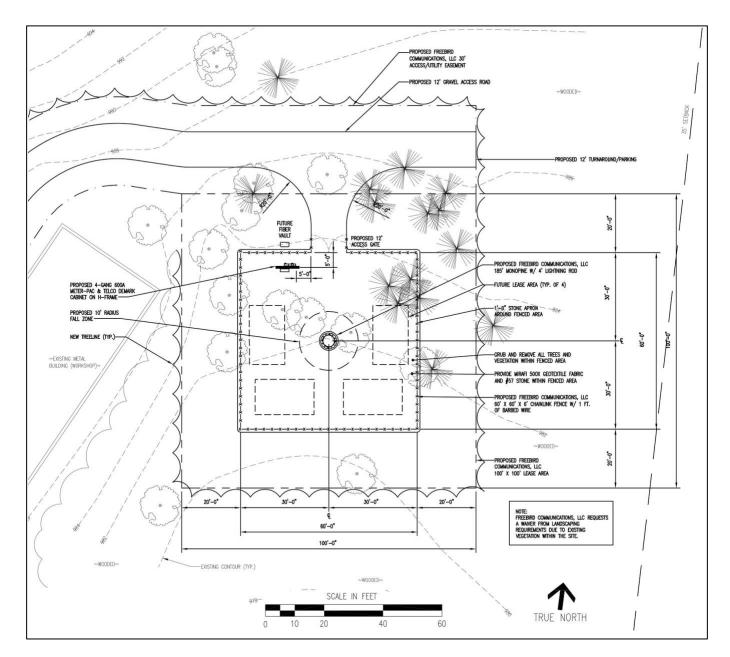


Figure 10. Proposed Wireless Facility Ground Compound



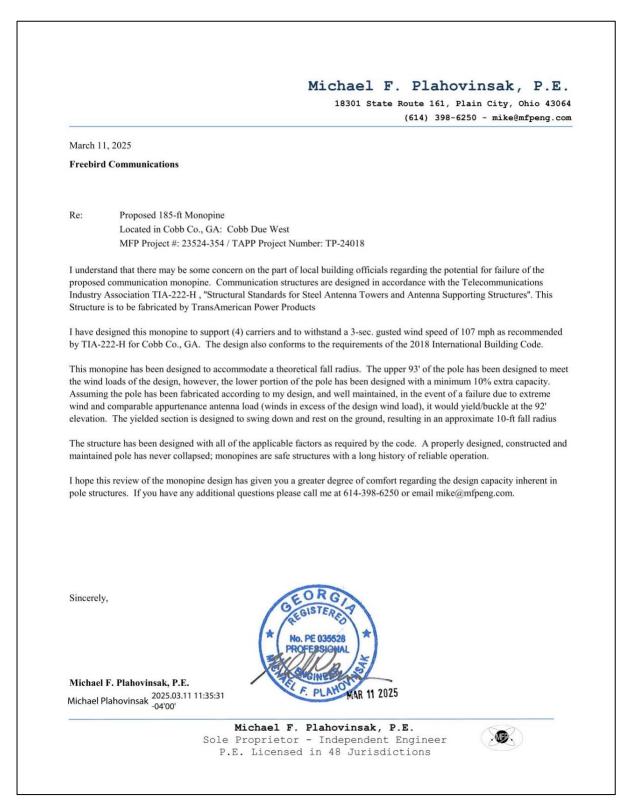
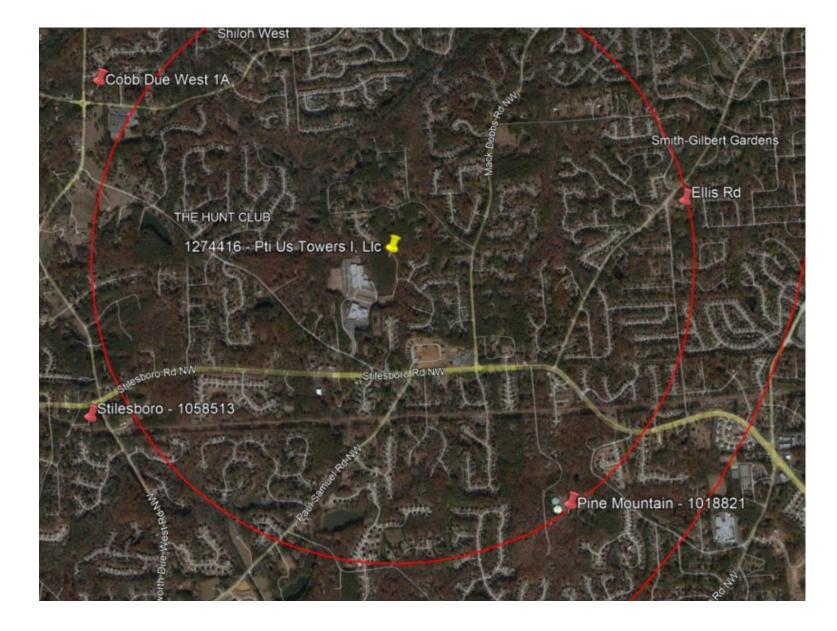


Figure 11. Fall Zone Letter

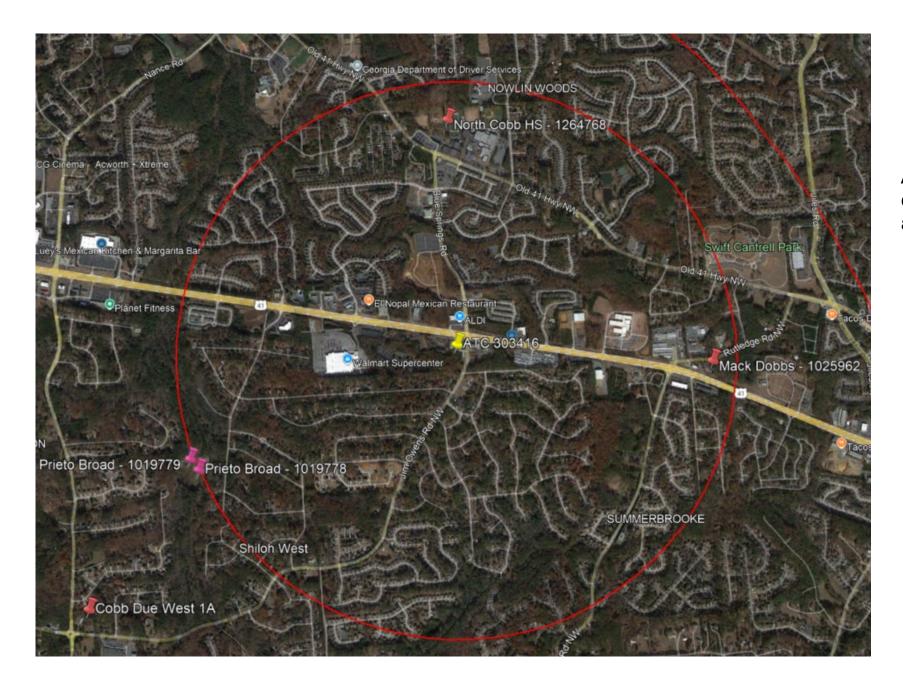
Towers within 3 Miles of Proposed tower

Structure Type	Date Constructed	Height of Structure	Available RadCen	Carrier Count	Available Colocations	Structure Address	Company	Phone	Comments	Latitude	Longitude
Monopole	2/1/1987	105 feet	Vzw	Vzw	Vzw	1486 Beaumont Dr Marietta Ga	Cellco Partnership (Verizon)	7707971070	Verizon Site - Pine Mountain	33.9896	-84.6436
Guyed	7/1/1988	209 feet		1	AM tower with no mounts, SA would be needed to know colo opportunties	Twr 1 2839 Loring Rd Kennesaw Ga	Prieto Broadcasting, Inc.	6788983332	RF Ruled site out	34.0231	-84.6675
Guyed	7/1/1988	206.7 feet		1	AM tower with no mounts, SA would be needed to know colo opportunties	Twr 2 2839 Loring Rd Kennesaw Ga	Prieto Broadcasting, Inc.	6788983332	RF Ruled site out	34.0236	-84.668
SST	1/26/1998	223.1 feet	Vzw	Vzw	Vzw	2960 North Cobb Parkway (026102) Kennesaw Ga	American Towers Llc	7819264500	Verizon Site - Mack Dobbs	34.0266	-84.6351
SST	9/30/1998	250 feet	Vzw	Vzw	Vzw	3352 North Cobb Parkway Acworth Ga	Sba Towers, Llc	5619957670	Verizon Site - Grand Oaks	34.0367	-84.6832
Monopole	8/30/1998	160.1 feet	0-140'	2	2	3889 Cobb Parkway North Acworth Ga	Pinnacle Towers Llc	7244162000	North of Search Ring, offers no coverage of target area	34.0487	-84.7014
Monopole	12/2/1998	149.9 feet	Vzw	Vzw	Vzw	1345 Mars Hill Road (ga01082-b) Acworth Ga	Sba Towers, Llc	5619957670	Verizon Site - Brookstone	33.9864	-84.7188
Monopole	11/30/1998	190 feet	Vzw	Vzw	Vzw	4361 Stilesboro Lane Nw Kennesaw Ga	Sba Towers, Llc	5619957670	Verizon Site - Stilesboro	33.9967	-84.6766
Monopole	12/8/1997	149.9 feet	0-130'	2	2	3160 Jim Owens Rd. (#303416) Kennesaw Ga	American Towers Llc	7819264500	Too close to existing sites and offers no coverage of target area	34.0283	-84.651
Monopole	8/19/1999	190 feet	0-170'	2	2	2300 Pitner Road Acworth Ga	Ccatt Llc	7244162000	Too close to existing sites and offers no coverage of target area	34.0106	-84.7264
Monopole	12/31/2008	159.1 feet	Vzw	Vzw	Vzw	3400 Highway 293 North Kennesaw Ga	Sba Monarch Towers I, Llc	5619957670	Verizon Site - North Cobb HS	34.0404	-84.6502
Monopole	2/2/2013	154.9 feet	120ft	2	2	2101 Rocky Fall Ct (9at2044f) Kennesaw Ga	Pti Us Towers I, Llc	5612570557	Too close to existing sites	34.0051	-84.6543
MonoPine	2/15/2016	105 feet	Vzw	Vzw	Vzw	2150 Pine Mountain Rd Kennesaw Ga	American Towers Llc	7819264500	Verizon Site - Ellis Rd	34.0066	-84.6333
Monopole	2/2/2012	199.1 feet	0-160', 180'	2	2	2865 Mars Hill Rd Acworth, GA 30101	Ccatt Llc	7244162000	Too close to existing sites and offers no coverage of target area		-84.7023

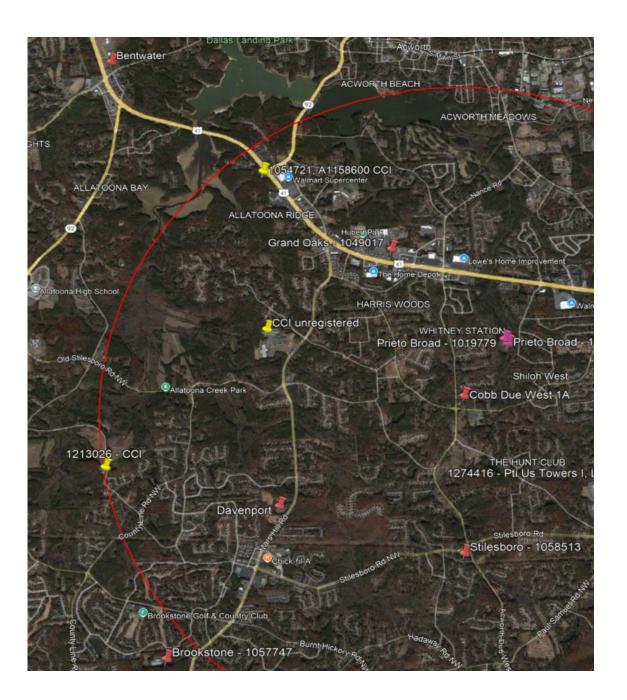


PTI Tower is addressed in RF support documentation and propagation analysis. Tower is ~1.25 Miles from multiple existing Verizon sites.

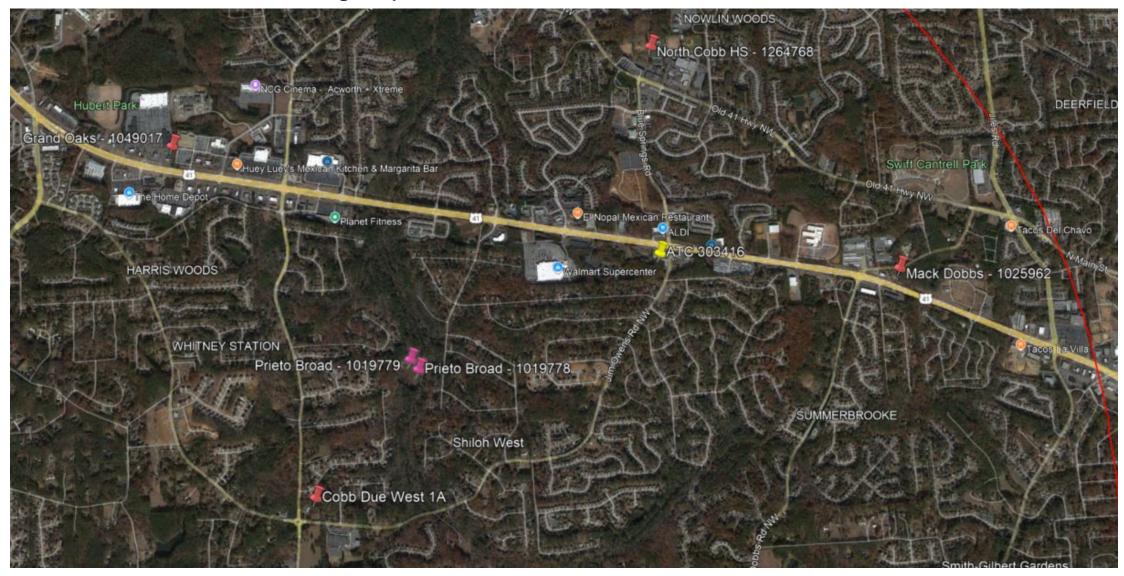
Legend Red Pin - Verizon Site Cobb Due West is Proposed Site



ATC Tower is less than a 1 Mile from existing Verizon sites and does not aid in coverage objectives



These (3) Crown Castle (CCI) sites are too far west of the coverage objective to be of any benefit. Prieto Broadcast AM Towers are close to existing Verizon sites and would not support coverage objectives as outlined in RF documentation.





Community Development – Zoning Division

John Pederson – Division Manager

ZONING CASE

Z-9-2025

SITE BACKGROUND

Applicant	Whataburger Restaurants, LLC					
Phone	210-219-8996					
Email	rcampos@wbhq.com, iharley@wbhq.com					
Representative Contact	J. Kevin Moore					
Phone	770-429-1499					
Email	jkm@mijs.com					
Titleholder	West Village Associates, LLC					
Property Location	Located on the south side of Atlanta Road, east of West Village Way and northwest of Pine Street					
Address	Atlanta Road					
Access to Property	West Village Way					
QUICK FACTS						
Commission District	2					
Current Zoning	R-20					
Current Use of Property	Vacant, undeveloped					
Proposed Zoning	PVC					
Proposed Use	Retail/restaurant					
Future Land Use	Click here to enter text.					
Site Acreage	0.31					
District	17					
Land Lot	748					
Parcel #	17074801400					
Taxes Paid	Yes					

FINAL ZONING STAFF RECOMMENDATIONS

